Ku dhaqan Xafiis D.

FAAFINTA RASMIGA AH
الرسمية الجريدة
OFFICIAL BULLETIN

EE JAMHUURIYADDA SOOMAALIYA

Sanadka 13aad **MUQDISHO** **2025**

Waaxda Maamulka Faafinta Rasmiga ah
Ee Xafiiska Garyaqaanka Guud ee Dawladda

FAAFIN SANADLE

Qiimaha waa $XXX Dollar, lambar waliba – **RUKUNKA**: Sanaddii waa $XXX Dollar, Soomaaliya gudaheeda – Dibaddeedana waa $XXX Dollar.
Rukunka la weydiisto waqtiga loo gooyay wuxuu ka bilaabmaa 1 Janaayo. Qiimaha Qoritaanku F.R halkii sadar iyo wixii ka yar waa $XXX Dollar – Rukunka iyo Qoritaanku waxaa la weydiistaa Laanta Maamulka Faafinta Rasmiga ah – Lacagta waxaa lagu bixiniyaa Xafiiska Canshuuraha ee Wasaaradda Maaliyadda.

KOBNIIN

BOGGA KOOWAAD

SHARCI

W.M

BOGGA LABAAD

XEER

BOGGA SEDDEXAAD
TALOOYIN, ISGAARSIIN, OGAYSIIS, IWM

SANADLE

2025

Ku dhaqan Xafiis D.

FAAFINTA RASMIGA AH
الرسمية الجريدة
OFFICIAL BULLETIN

EE JAMHUURIYADDA SOOMAALIYA

Sanadka 13aad **MUQDISHO** **2025**

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Ee Xafiiska Garyaqaanka Guud ee Dawladda

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Qiimaha waa $XXX Dollar, lambar waliba – **RUKUNKA**: Sanaddii waa $XXX Dollar, Soomaaliya gudaheeda – Dibaddeedana waa $XXX Dollar.
Rukunka la weydiisto waqtiga loo gooyay wuxuu ka bilaabmaa 1 Janaayo. Qiimaha Qoritaanku F.R halkii sadar iyo wixii ka yar waa $XXX Dollar – Rukunka iyo Qoritaanku waxaa la weydiistaa Laanta Maamulka Faafinta Rasmiga ah – Lacagta waxaa lagu bixiniyaa Xafiiska Canshuuraha ee Wasaaradda Maaliyadda.

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TALOOYIN, ISGAARSIIN, OGAYSIIS, IWM

SANADLE

2025

TUSMO

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OFFICE OF THE PRIME MINISTER
XAFIISKA RA'IISUL WASAARAHA
BIXID
27 NOV 2024
EXII

XEER: Qaraarka Golaha Wasiirrada ee ku Aaddan Hannaanka Sharcidarrada ah ee loo Maray Doorashooyinka Jubbaland.

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Dastuurka KMG ah ee JFS qodobbadiisa 4aad, 97aad, 99aad, iyo 100aad;

Markuu arkay: Qodobka 55aad ee Sharci Lr. 24 ee soo baxay 31 Maarso 2024, kuna saabsan wax-ka-beddelka Cutubyada 1aad, 2aad, 3aad iyo 4aad ee Dastuurka, gaar ahaan Cutubka 4aad oo dhisaya, sidoo kalena tilmaamaya xubnaha iyo xilka Guddiga Madaxa-bannaan ee Doorashooyinka Qaranka iyo Soohdimaha, kaasi oo u xilsaaran maamulka doorashooyinka Dalka iyo maareyntooda heer kasta si loo helo doorashooyin qof iyo cod ah, hufan, daahfuran, xor iyo xalaal ah;

Markuu arkay: Heshiiskii Golaha Wadatashiga Qaran oo ay Dowladda Federaalka iyo Dowlad Goboleedyada oo ay ku jirto Dowlad Goboleedka Jubbaland laguna gaaray magaalada Muqdisho taariikhdu markay aheyd 27kii Maajo 2023;

Markuu arkay: Qodobka 70aad ee nuqulka asalka ah ee dhaqangalka ah ee Dastuurka Dowlad Goboleedka Jubbaland ee dhigaya in madaxa Xukuumadda Dowlad Goboleedka aan la dooran karin in ka badan laba muddo-xileed;

Markuu arkay Dhaqangalidda saddexda xeer ee kala ah: Xeerka Guddiga Madaxa-bannaan ee Doorashooyinka Qaranka iyo Sohdimaha, Xeerka Ururrada iyo Xisbiyada Siyaasaddda ee JFS, iyo Xeerka Doorashooyinka Jamhuuriyadda Federaalka Soomaaliya;

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.41.99.11.24** ee **25/11/2024**, kuna saabsan **"Qaraarka Golaha Wasiirrada ee ku Aaddan Hannaanka Sharcidarrada ah ee loo Maray Doorashooyinka Jubbaland"** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Waajibaadka dastuuriga ah ee ka saaran Dowladda ee ah in ay Dalka ka hirgaliso nidaam diimoqaradi ah oo ay dadweynuhu doorasho xor iyo xalaal ah, oo qof iyo cod ah ku doortaan wakiilladooda iyo madaxda hoggaamineysa heerarka kale duwan ee goleyaasha degaan, Dowlad Goboleed iyo Qarankaba.

Waxaa uu meelmariyay:

Qodobka 1aad
Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.41.99.11.24** ee **25/11/2024**, kuna saabsan **"Qaraarka Golaha Wasiirrada ee ku Aaddan Hannaanka Sharcidarrada ah ee loo Maray Doorashooyinka Jubbaland"** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad
Sharciyad La'aanta Xubnaha Xulan iyo Hoggaamiyihii Hore Ee Jubbaland

1. Golaha Wasiiradda Xukuumadda Federaalka Soomaaliya waxay go'aamiyeen in xubnaha xulan ee Golaha Wakiillada iyo is-doorasahada Hoggaamiyihii hore ee Jubbaland ay labaduba yihiin kuwa sharcidarro ah oo aan waafaqsaneyn Qodobka 55aad iyo 56aad ee Sharci Lr. 24 ee soo baxay 31da Maarso 2024 kuna saabsan wax ka baddelka Cutubyada 1aad, 2aad, 3aad iyo 4aad ee Dastuurka Jamhuuriyadda Federaalka Soomaaliya isla markaasina aan waafaqsanayn Xeerka Guddiga Madaxa-bannaan ee Doorashooyinka Qaranka iyo Sohdimaha, Xeerka Ururrada iyo Xisbiyada Siyaasadeed iyo Xeerka Doorashooyinka Jamhuuriyadda Federaalka Soomaaliya.

2. Golaha Wasiirradu waxay go'aamiyeen in dhammaan tallaabooyinka hoos ku xusan ee loo maray doorashada sharcidarrada ah ee Dowlad Goboleedka Jubbaland aysan waafaqsanayn Sharci Lr. 24 ee soo baxay 31da Maarso 2024 kuna saabsan wax-ka-beddelka Cutubyada 1aad, 2aad, 3aad iyo 4aad ee Dastuurka Jamhuuriyadda Federaalka Soomaaliya:

   (a) Magacaabista guddiga sharcidarrada ah ee doorashooyinka ee uu soo xushay Hoggaamiyihii hore ee Jubbaland;

(b) Hannaanka uu Hoggaamiyihii hore ku soo xushay xubnaha xulan ee Golaha Wakiillada, isagoo adeegsanaya isla guddigaasi sharcidarrada ah ee doorashada;

(c) Is-doorashada Guddoonka sharciga baalmarsan ee uu soo xushay Hoggaamiyihii hore ee Jubbaland; iyo

(d) Is-doorashada Hoggaamiyihii hore ee Jubaland.

3. Goluhu wuxuu farayaa Garyaqaanka Guud ee Dowladda Federaalka Soomaaliya inuu si degdeg ah uga hawlgalo horgeynta Maxkamadda Sare ee dalka dacwad lid ku ah dhammaan tallaabooyinka aan waafaqsanayn Xeerarka Guddiga Madaxa-bannaan ee Doorashooyinka Qaranka iyo Soohdimaha; Xeerka Doorashooyinka Jamhuuriyadda Federaalka Soomaaliya iyo Xeerka Ururrada iyo Xisbiyada Siyaasadda ee uu ku kacay Hoggaamiyihii hore Jubbaland Axmed Maxamed Islaam.

Qodobka 3aad
Dhaqangalka

Qaraarkan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: Han= 009-2025
TAARIIKH : 10-3-2025
SAXIIX :
AVV Ahmed Isse Cutale
Hantidhowraha Guud Ee JFS

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

The Federal Republic of Somalia
Office of the Prime Minister

XAFIISKA RA'IISUL WASAARAHA BIXID 29 JAN 2025 EXIT OFFICE OF THE PRIME MINISTER

Tixraac:XRW/ 373 /01/2025 **Tariikh: 23/01/2025**

Ku: Wasaaradda Isgaarsiinta & Teknolojiyada **Muqdisho**
Og: Dhammaan Xubnaha Golaha Wasiirrada **Muqdisho**
Og: Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya **Muqdisho**

UJEEDDO: GO'AAN GOLE EE ANSIXINTA "ISTIRAATIIJIYADDA DOWLADNIMADA DANABAYSAN"

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 99aad faqradaha (a) iyo (e); ee Dastuurka KMG, Qodobka 100aad farqadaha (a) iyo (d) ee Dastuurka KMG,

Markuu arkay: Warqadda summadeedu tahay **XW/WI&T/036/2024** ee ku taarikheysan **14/12/2024** kuna saabsan codsi soojeedinta Wasaaradda Isgaarsinta & Teknolojiyadda ee "Istaraatiijiyada Dowlanimada Danabaysan";

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW03.106.01.25** ee **23/01/2025** kuna saabsan ansixinta **"Istaraatiijiyadda Dowladnimada Danabaysan"** oo Goluhu cod buuxa ku ansixiyey;

Markuu tixgaliyay: Muhiimada ay leedahay in sare loo qaado bixinta adeegyada Dowladda si loogu faa'ideysto tiknolojiyadda casriga ah loona fududeeyo habka adeegga bulshada ku helayaan;

Waxaa uu Meelmariyay:

Qodobka 1aad

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.03.106.01.25** ee **23/01/2025**, kuna saabsan ansixinta **"Istaraatiijiyadda Dowladnimada Danabaysan"** oo Goluhu cod buuxa ku ansixiyey;

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Isgaarsiinta & Tiknolajiyadda loo igmaday in ay hirgeliso, meelmarisana "Istaraatiijiyadda Dowladnimada Danabaysan"

Qodobka 3aad

Dhaqangal

Go'aanka Golaha waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya. Istaraatiijiyaddanna waxaa lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-005-2025
TAARIIKH SAXIIX: 22-2-2025
AVV Ahmed Issa Gutale
Hantidhowraha Guud Ee JFS

Jamhuuriyadda Federaalka Soomaaliya
Wasaaradda Isgaarsiinta & Teknolojiyada
Xafiiska Wasiirka

جمهورية الصومـــال الفدرالية
وزارة الاتصالات والتكنولـوجيا
مكتب الوزير

Somali Federal Republic
Ministry of Communications & Technology
Office of the Minister

Ref: XW/WI&T/036/2024 **Date:** Dec 14, 2024

Ku: Ra'iisul Wasaaraha Xukuumadda JFS **-Muqdisho-**
Og: Golaha Wasiirada Xukuumadda JFS -Muqdisho-
Og: Wasiiru Dowlaha Wasaaradda Isgaarsiinta & Teknolojiyada -Muqdisho-
Og: Wasiir Ku/xigeenka Wasaaradda Isgaarsiinta & Teknolojiyada -Muqdisho-

Ujeeddo: Soo-gudbin Istaraatijiyadda Dawladnimada Danabaysan

Mudane Ra'iisul Wasaare,

Wasaaradda Isgaarsiinta iyo Teknolojiyada XJFS waxay si xushmad leh halkan ugu soo gudbinaysaa **Istaraatijiyadda Dawladnimada Danabaysan (E-Government Strategy).**

Diyaarinta Istaraatijiyaddan waxaa eegis ku sameeyay Sharci yaqaanada Wasaaradda Isgaarsiinta & Teknolojiyada, Guddi-hoosaadka Tiirka Horumarinta Dhaqaalaha, Wasaaradda Cadaaladda iyo Garyaqaanka Guud ee Dawladda si loo hubiyo in aanay ka hor imanaynin Dastuurka iyo Shuruucda Dalka.

Haddaba, Wasaaradda Isgaarsiinta iyo Teknolojiyada waxay ka codsanaysaa Xafiiska Ra'iisul Wasaaraha in Istaraatijiyaddan loo gudbiyo Xubnaha Golaha Wasiirada si loo Ansixiyo.

Mahadsanid,

Xil. Maxamed Adam Macalin Cali "Somali"
Wasiirka Isgaarsiinta & Teknolojiyada XFS.

P.O. Box: 66, BN03010, Via Republic Mogadishu, Somalia
Tell: +252 615570984
Email: minister@moct.gov.so **Website:** www.moct.gov.so

Istaraatijiyadda Dowladnimada Danebaysan

(2025-2029)

Janaayo 2025

https://Moct.gov.so/

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Oraahda Wasiirka

Ka dib markii ay dawladaha dunidu yaqiinsadeen xawaaraha horumarka tiknoolojiyadda, horumarka dhaqaale iyo kan bulsho ee ay dadka u leedahay, ayay dedaal u galeen hirgalinta sida ugu habboon ee ay uga faa'idaysan karaan waxtarka cilmiga tiknoolojiyadda casriga ah. Sidaas daraaddeed, waxaa lagamamaarmaan noqotay in dawladuhu ay ka guuraan hababkii hore ee lagu shaqeyn jiray ama loo mari jiray bixinta adeegyada dadweynaha. Waxaana loo jihaystay lajaanqaadka aaldaha tiknoolojiyadda casriga ah, kuwaas oo looga faa'iidaysan karo casriyeynta iyo fududeynta habsami-u- socodka shaqada iyo bixinta adeegyada dawladda. Haddaba, si looga miradhaliyo ujeeddooyinkaas, waxaa diiradda la saaray tayeynta, sahlidda iyo hufnaanta adeegyada dawladuhu ay bixiyaan, iyada oo laga faa'idaysanayo tiknoolojiyadda casriga ah.

Haddaba, annagoo maanka ku hayna horumarka iyo isbeddelka tiknoolojiyadda casriga ahi ay suuragalisay, isla markaana garowsan muhiimadda kafaa'idaysigeedu uu u leeyahay horumarinta bixinta adeegyada dawladda ayaa Wasaaradda Isgaarsiinta iyo Tiknoolajiyadda JFS garowsatay sida ay lagamamaarmaanka u tahay horumarinta iyo hirgalinta hannaanka dawladnimada danabaysan taas oo horseedi karta bixinta adeegyo tayo sare leh oo daboolaya baahiyaha dadweynaha. Hadaba, si taas loo gaaro, waxaan dejinnay Istaraatiijiyad Qaran oo ujeeddadeedu ay tahay casriyeynta hay'adaha dawladda, sare-u-qaadidda tayada adeegyada dawladda iyo kajawaabista baahiyaha dadwaynaha. Istaraatiijiyadan waxay qayb ka tahay qorshe siyaasadeedka guud ee xukuumadda ee ku aadan danabeynta bixinta adeegyada dawladda iyo horumarinta kaabayaasha dhijitaalka ah ee Soomaaliya.

Sannadihii la soo dhaafay, dawladda Soomaaliya waxay ku guulaysatay dhismaha Hay'adda Isgaarsiinta Qaranka, isla markaana waxaa la meelmariyey shuruucda iyo xeerka lagu maamulo. Haddaba, xaqiijinta dowladnimada danabaysan waxay suurtagalinaysaa in si dhaw loo derso habsamida bixinta adeegyada dawladda iyo dhakhso-u-meelmarinta wax-ka-beddelka hadba meeshii gaabis uu ka jiro. Sidaas daraadeed, horumarinta kaabayaasha dhijitaalka ah waxay horseedaysaa in siyaabo badan looga faa'iidaysto teknoolajiyada casriga ah, iyadoo loo marayo shaqaaleysiinta shakhsiyaad leh khibrad, aqoon iyo xirfadaha muhiimka u ah fulinta barnaamijka dawladnimada danabaysan. Qorshahaan waxaa loogu talagalay in uu noqdo mid ku habboon isticmaalayaasha, kuna filnaada filashada adeeg-helayaasha. Ugu dambeyn, Barnaamijka dawladnimada Danabaysan waa qorshe muhiim u ah in hay'adaha kala duwan ee Dawladda Soomaaliya ay sida ugu habboon uga faa'iidaystaan aaladaha tiknolojiyada casriga ah.

Mudane Maxamed Aadam
Macalim Cali (Somali).
Wasiirka Wasaaradda Isgaarsiinta iyo
iknoolajiyadda, XFS.

Arar

Horumarka iyo isbeddelka Tiknolojiyaddu wuxuu saameyn togan ku yeeshay habka iyo hanaanka ay hay'ddaha kala duwan ee dowladuhu u maareeyaan bixinta adeegyada dadwaynaha iyo sidoo kale wadashaqeynta hay'adaha dawladda. Sidoo kale, ka faa'idaysiga Tiknolojiyaddu wuxuu fududeeyee baahiyaha ay dawladahu u qabaan yareynta kharashaadka maamulka, sare-u-qaadida adeegyada, adeeggaarsiinta iyo tayeynta shaqooyinka hay'adaha dawladda.

Hadaba, ka faa'idaysiga Tiknoolojiyaddu waxay dawladda u suuragelisaa helidda fursado cusub oo u sahlaya dedejinta wax-ka-beddelka hanaanka adeeg bixinta iyo hawl-socodsiinta Wasaaradaha, hay'adaha dawladda iyo waaxyahooda kala duwan.

Sidaas daraaddeed, dawladnimadda danabaysan waxay kor uqaadaysaa, fududaynaysaana:

- Xiriirka hay'addaha kala duwan ee dowlada.
- Hal-abuurka.
- Kordhinta wax-qabadka.
- Hufnaanta shaqada dawladda.
- Daahfurnaanta iyo isla-xisaabtanka.
- Helida xog dhaba.
- Go'aan qaadasho ku dhisan xog dhaba.
- Wada shaqaynta hay'addaha kala duwan ee Dowladda.
- Cilmibaarista.
- Ganacsiga.
- Caafimaadka iyo iwm.

Siyaasada Qaranka ee ICT-ga (2019-2024) waxay ujeeddadeedu ku qotontaa suurtagelinta horumar taabbagal ah oo ay Somaliya ka gaarto istcimaalka aaladahaha dhijitaalka ah iyo isgaarsiinta casriga ah. Isbeddelkan casriga ah oo ku dhisan aqoon iyo kaqaybgal buuxa oo bulsho, yoolkiisuna yahay horumarinta dhaqandhaqaale iyo hanashada himilooyinka. Istaraatiyidda Qaranka ee ICT-ga waxay mudnaan siisaa kaguulgaaridda lix arrimood, kuwaas oo loogu talagalay taageerada horumarinta qaybaha ICT-ga. Waxaa tiir dhexaad u ah kaguulgaaridda iyo xoojinta siyaasadda horumarinta dhaqaalaha ku dhisan dawladnimadda danabaysan. Hadaba, qorsheyaasha hormuudka u ah hiigsiga istaraatiyadda qaranka waxaa ka mid ah: wax-ka-qabashada saddex arrimood kala ah, iskuxidhka hay'adaha dawladda, hirgelinta nidaam xogeed furan iyo adeegbixin hufan.

Cilmibaaris ku salaysan xog-u-ruurin iyo waraysiyo toos ah, lehna falanqeyn iyo falcelin dhammaystiran oo laga sameeyey waxtarka dawladnimada danabaysan, waxay gacan ka geysatay fahmidda muhiimadda ay leedahay isticmaalka iyo ka faa'daysiga tiknoolajiyadda, lafaguridda

caqabadaha, kororsiga khibradda, qiimeynta maamulka, maareynta musiibooyinka, hagidda horumarka ganacsiga iyo waxsoosaarka dalka.

Ugu dambeyn, Istaraatijiyadda Qaranka ee ICT-ga waxaa ku cad qorshayaasha iyo hindisayaasha ay Wasaaradda Isgaarsiinta iyo Tiknoolajiyaddu kaga miradhalinayso dawladnimada danabaysan.

1. Hordhac.

1.1 Ujeedadda Istiraatiijiyadda.

Ujeedada Istaraatiijiyadda Qaranka ee E-government-ga ee Wasaaradda Isgaarsiinta iyo Tiknoolajiyaddu waxay hagaysaa isla markaana horseed u noqonaysaa isbeddelka danabaysanta hanaanka adeeg bixinta Dawladda Soomaaliya. Waxay bulshada usuuragalisaa adeegbixin dawladeed oo hufan iyo dhaqaala- kobcin dhijitaal ah. Yoolka guud ee Istaraatiyadda Qaranku waa ku guuleysiga hirgelinta hindisayaasha dawladnimadda danabaysan ee dalka loo qorsheeyey.

Hababa, ka guulgaaridda hirgelinta barnaamijyada dawladnimadda danabaysan waxay ku habboon yihiin:

- Qorsheynta istaraatijiyadda isgaarsiinta qaranka.
- Qaabeynta qorshe hawleedyada wasaaradaha.
- kamiradhalinta hiigsiga horumar danabaysan.
- Danabeynta hay'adha dawladda oo dhan.
- Fulinta hindisayaasha dawladnimada danabaysan.
- Kormeerka iyo qiimeynta adeegsiga dhijitaalka.
- Katakhalusidda caqabadaha.
- Hirgalinta hoggaamin hufan.
- Dhisidda maamul wanaagga.
- Dhiirrigelinta waxsoosaarka.
- Hal-abuurka ganacsiga.
- Sugidda amniga qaranka.
- Agaasinka iyo iskuduwidda shaqooyinka hay'adaha dawladda.
- Horumarinta waxbarashada dhijitaalka ah ee dalka.
- Kobcinka kartida iyo karaanka shaqaalaha dawladda.
- Ladagaallanka musuqmaasuqa iyo saboolnimada.
- Ilaalinta sirta qaranka iyo xogaha muwaaddiniinta.
- Difaaca iyo xoojinta midnimada dalka.
- Hagidda iyo dhisidda wacyiga bulshada.
- Kordhinta dakhliga fardiga ah.
- Horumarinta warbaahinta dhijitaalka ah iwm.
- Kahortagga cudurrada iyo horumarinta caafimaadka.

Taabbagelinta dawladnimadda danabaysan oo ay dhammaan hay'adaha dawladda ku guulaystaan adeegsiga aaladaha dhijitaalka ah, waxaa fure u ah: hirgelinta iyo kaguulgaaridda dibuhabeynta dawladnimadda danabaysan. Si taas loo gaaro, waxaa jira dhawr qorshe istiraatijiyadood oo u baahan in la xuso:

- Dibuhabeynta hay'adaha dawladda ee lagamamaarmaanka u ah taabbagelinta dawladnimadda danabaysan waxay door weyn ka qaadataa horumarinta dalka iyo casriyeynta dawladnimada.
- Dhiirigalinta wadashaqaynta ka dhexaysa wasaaradaha dawladda.
- Hurumarinta kaabayaasha isgaarsiinta dalka.
- Tayeynta aqoonta ICT-ga.
- Iskuxidhka qaybaha dawladnimadda danabaysan.
- Dhiirrigalinta maamuldaadejinta.
- Awood-dhiska hay'adaha iyo wakaalada dawladda.
- Jaangoynta siyaasadaha danabaysan.
- Horumarinta dhaqandhaqaale ee dalka.
- Nidaaminta habnololeedka bulshada.
- Shaqabixinta iyo yareynta shaqo la'aanta.
- Kawarhaynta dadka baahiyaha gaarka ah qabo.

Istaraatiijiyadda dawladnimadda danabaysan ee Soomaaliya ee **2025**, waxay ku qotontaa dhammaan arrimaha kor ku xusan. Waxa ay ku faahfaahsan tahay qaybaha qormadan istaraatijiyeed ee hoose.

Istaraatiijiyaddu waxay la jaanqaadeysaa Siyaasadda Qaranka ee ICT iyo Istaraatiijiyadda **2019-2024**. Intaa waxaa sii dheer, habka hirgelinta istiraatiijiyaddu waxa uu ku qotomaa oo hagayaa afar ujeeddo istiraatiijiyadeed. Wuxuu si weyn wax ugu biirinayaa tiir kasta oo ka mid ah afarta tiir ee sare ku xusan iyo ujeeddooyinka Qorshaha Isbadalka Qaranka Soomaaliya ee **2025 -2029.**

Shaxda 1: Wax-ku-biirinta dawladnimadda danabaysan ee Qorshaha Isbadalka Qaranka:

Wax-ku-biirinta Dawladnimadda Danabaysan ee Soomaaliya ee Qorsha Isbadalka Qaranka		
Soomaaliya QIQ 2025 – 2029		
Siyaasad loo dhan yahay (Tiirka 1)	• Dakhliwadaaga iyo faddaraaleynta maaliyadda. • Xiriirka dawlad goboleedyada. • Qaabdhismeedka dawladnimada Soomaaliya. • Nidaamka doorashada iyo diiwaangelinta codbixiyayaasha.	• Xaqiijisa kaqaybgalka muwaaddiniinta ee siyaasadda dawladda iyo nidaamka qaabeynta Dalka Soomaaliya. • Hagidda iyo hagaajinta wacyiga bulshada Soomaaliyeed. • Koruqaadida mabaadiida iyo ujeedooyinka ku saabsan dhijitaalinta muwaadinka iyo danabaynta dimoqraadiyadda.
Amniga iyo kaladambeynta Sharciga (Tiirka 2)	**Dambiyada Saaybarka** • Maalgelinta amniga Saaybarka. • Kashaqaysiinta Tiknolojiyadda.	• Bixinta aqoonsi gaar ah oo ku saleysan shaqsiyaad mudan si ay ku galaan kanaalada kala duwan ee elektiroonigga ah ee dawladda ay adeegsanaysa.
	• Hawlgelinta Amniga Saaybarka Qaranka ee wax- ku-ool ah u ah hay'adaha adeegsada Saaybarka.	• Bixinta aqoonsi ku salaysan kaabayaasha muhiimka ah ee dadweynaha waxtarka u leh.
Horumarinta Dhaqaalaha (Tiirka 3)	• Taabbagelinta maamul dhaqaale oo hufan. • Si masuuliyad leh uga faaiidaysiga ilaha dhaqaalaha qaranka. Tusaale, beeraha, gaadiidka, tamarta, maaliyadda, kaabayaasha karaanka dadka iyo ganacsiga. • Horumarinta kaladuwanaansho dhaqaale oo joogto ah, waxtarna leh. • Dhiirigelinta kobaca ganacsiyada yaryar iyo kuwa dhexdhexaadka ah.	• Dhiirigelinta ganacsiyada guud iyo ganacsiyada gaarka loo leeyahay. • Hagaajinta hannaanka ganacsiga. • Kobcinta ICT-ga ganacsiga iyo waxsoosaarka warshadaha.

Horumarinta Bulshada (Tiirka 4)	• Dhawrista bulshada Soomaaliyeed iyo daryeelkeeda guud. • Xal waara u helidda barakacayaasha Soomaaliyeed. • Qaabeynta qaabdhismeed bulsho oo hufan. • Maamul iyo maareyn wanaagsan.	• Dhisidda wacyiga bulshada. • Taabbagalinta dawladnimada, waddaniyadda iyo islaxisaabtanka. • Horumarinta dhaqaalaha iyo iskufilnaanshaha bulshada. • Horumarinta hannaanka adeegbixinta iyo adeeghelidda. • Dhiirrigelinta maamul wanaagga iyo mudnaansiinta muwaaddiniinta Soomaaliyeed. • Kobcinta akhris iyo qoraalka dhijitaalka ah ee danabaysan.

Hirgelinta Istaraatiijiyadda Qaranka waxay u baahan tahay dedaallo isku xidhan oo ka yimaada dhammaan hay'adaha dawladda. Afarta ujeeddo ayaa istaraatiijiyaddan loo abuuray si ay gacan uga geystaan meelmarinta dawladnimo danabaysan. Arrimaha ugu muhiimsan ee ay Istaraatijiyadda Qaranka cuskan tahay waxay ku jadwaleysan yihiin qaybaha soo socda ee qormo istaraatijiyadeedda.

1.2 Nuxurka Istaraatijiyadda Qaranka

Nuxurka iyo ujeeddooyinka Istaraatiyadda Qaranku waa:

- Koruqaadidda iyo ka faa'daysiga aaladaha tiknoolajiyadda.
- Casriyeynta isgaarsiinta dhijitaalka ah ee dalka.
- Casriyeynta adeegyada hay'addaha dawladda.
- Xoojinta kajawaabidda baahiyaha bulshada.
- Dhijitaaleynta adeegyada asaasiga ah.
- Horumarinta dhammaan kaabayaasha dhaqaalaha.

Waddamo badan ayaa hirgeliyey dawladnimada danabaysan, kuwaas oo ICT-ga ay u tahay udub dhexaad. Waxayna u adeegsadaan:

- Tayeynta adeegbixinta.
- Qorsheynta iyo fulinta mashaariicda horumarineed.
- Lajaanqaadka isbedelka tiknoolajiyadda.
- Wax-qabadka iyo hal-abuurka.
- Dhisidda wacyiga dhijitaalka ah ee bulshada iwm.

Gaaridda yoolashan ayay Soomaaliya hiigsanaysaa, Sidaas daraaddeed, qodobbada ku saabsan ka gaashamashada guuldarrooyinka iyo darsidda xaaladahu waxay ku cad yihiin qodobka 1.3 ee Istiraatiijiyadda Qaranka.

Marka la fulinayo hindisayaasha barnaamijka dawladnimadda danabaysan si loo gaaro guud ahaan yoolasha istaraatiijiyadeed ee dawladnimadda danabaysan, hirgelinta istaraatiijiyaddu waxay la socotaa oo la jaanqaaddaa xaaladda dalka, waxayna u hagaysaa hababka ugu wanaagsan ee halbeega caalamiga ah. Isla markaana waxaa loo isticmaalayaa hababka ugu habboon ee ka jawaabaya dawlad-dhiska, horumarka, iyo maamul wanaagga.

Dawladnimadda danabaysan ee Soomaaliya waxaa lagu hormarinayaa adeegbixin bulsho oo dhamaystiran, waxay sare u qaadaysaa guud ahaan dhaqaalaha, waxbarashada iyo ka faa'idaysiga awoodda ICT-ga ee horumarinta hay'adaha kala duwan ee dawladda.

Si taas loo gaaro, hadafka dawladnimada danabaysan waa kormeeridda iyo qiimeynta isbeddelka, sare-u- kaca adeegsiga tiknoolijiyadda ee horumarka xuddunta u ah, baahinta adeegyada dawladda, horumarinta heerka qanacsanaanta adeeg-heleyaasha, islaxisaabtanka, xilgudashada iyo gaarista yoolka horumar loo dhan yahay.

Istaraatiijiyada dawladnimadda danabaysan ee Soomaaliya ee 2025**,** ayaa laga filayaa in ay garab socoto qaabdhismeedka saxda ah ee isticmaalka xogta, dhisidda kaabayaal maamul oo ku habboon hagidda dalka, mideynta adeegsiga tiknoolajiyadda, daahfuranta wadashaqeynta, kajawaabidda baahiyaha dadwaynaha iyo danabaynta dhammaan adeegyada maamul ee Dalka Soomaaliya.

Marka la eego xaaladda Soomaaliya, waxaa muuqataa udiyaarsanaan, marka ay timaaddo hirgelinta iyo fulinta dawladnimo danabaysan, maadaama tayadda kaabayaasha ICT-ga ee dalka iyo awoodda isticmaalayaasha ee ganacsiga iyo dawladdaba ay isticmaali karaan ICT-ga, taas oo noqonaysa furaha go'aaminaya guusha hindisayaasha dawladda ee dawladnimadda danabaysan.

Dhammaan arrimahan sare ku xusan si wanaagsan ayaa loo falaqeeyay, loonaa waafajiyey xaaladda dalka, waxaana lagu saleeyey qaabdhismeed ku habboon marxaladaha dalka ee loo adeegsaday dejinta iyo diyaarinta istaraatiijiyadda dawladnimadda danabaysan ee **2025 - 2029**, taas oo ujeeddadeedu ay tahay hirgelinta iyo baahinta barnaamijka dawladnimadda danabaysan, oo lagaga jawaabayo baahiyaha loo qabo dibu-habeynta iyo dar-dargalinta hay'addaha kala duwan ee Dawladda Soomaaliya.

1.3 Dersidda Xaaladda

Dawladda Fedderaalka ah ee Soomaaliya waxay garawsan tahay ka faa'daysiga awoodda ICT-gu u leeyahay koru-qaadista adeegbixinta dadwaynaha. Qorshihii Horumarinta Qaranka ee **2020 - 2024**, ee dhamaaday wuxuu tilmaamayaa in ICT-gu yahay aalad gacan ka geysanaya qorshaha gaaritaanka yoolasha horumarka dhaqandhaqaale ee Dalka Soomaaliya. Ujeedadda Qorshaha kaabayaasha Istiraatiijiyadeed ee Soomaaliya ee **2019-2023** ayaa ahayd in la hubiyo in dalka uu yeesho oo uu wada gaadho moobaylka casriga ah, isla markaana la saxo kala duwanaanshaha helitaanka iyo awood-u-lahaanshaha kaabayaasha ICT-ga. Sidoo kale, waxaa loo qorsheeyey horumarinta adeegyada gudaha iyo dibaddaba ee xarumaha magaalooyinka. Waxaana loo diyaariyey horumarinta kaabayaasha ICT-ga ee looga baahan yahay dhammaan Dawlad Goboleedyada Dalka Soomaaliya.

Laga soo billaabo Janaayo 2023, dadka ku nool Soomaaliya oo ah **17.87** milyan, kuwaas oo 49.9% ka mid ahi ay yihiin dumar, halka 50.1% ay yihiin rag. Dadka miyiga Soomaaliya ku nool waa 52.4%; halka 47.6% ay ku nool yihiin magaalooyinka. Fursad-u-helidda Internet-ku waxay ku qiyaasan tahay 9.8%, taas oo loo turjuman kara in 1.76 milyan ay yihiin isticmaaleyaasha internet-ka . Sidoo kale, waxaa jira koror dhan 138 kun (+8.5%) intii u dhaxaysay 2022 iyo 2023. Tirada isticmaaleyaasha baraha bulshada waxay ku qiyaasan tahay 10.9% oo dadweynaha Soomaaliyeed ka mid ah, iyadoo ay korortay +3.1% intii u dhaxaysa 2022 iyo 2023, taas oo loo turjuman karo inay jiraan 500 kun oo ah isticmaalayaasha cusub ee baraha bulshada. Waxaa xusid mudan in 99.6% isticmaalayaasha internet-ku ay internet-ka ka galaan moobaayladooda gacanta.

Intii u dhaxaysay Janaayo 2022 iyo Janaayo 2023, tirada isticmaasha moobaylada ee bulshada Soomaaliyeed waxay korortay 351 kun (+5.1%), taas oo ka dhigan in 44.7% boqolkiiba tiradda dadweynaha taas oo ah 7.9 milyan.[1].

Shaxda 2: Jaantuska muhiimka ah ee kobaca sanadlaha ah ee dhijitaalka 2022 - 2023

Tilmaame	Tirada	% Dadweynaha	Kororka	% Kororka
Dadweynaha	17,870,000	-	535,000	**3.1%**
Inta adeegsata moobaayla da	7,990,000	44.7%	351,000	**5.1%**
Dadka adeegsada Internetka	1,760,000	9.8%	138,000	**+8.5%**
Inta adeegsada Baraha Bulshada	**1,950,000**	**10.9.0%**	**138,000**	**+3.1%**

[1] https://datareportal.com/reports/digital-2023-somalia?rq=Somalia

In kasta oo uu jiro kobac ku aadan dhijitaalka oo la qiri karo, haddana Soomaaliya ayaa weli ku jirtaa meel hoosaysa, marka loo eego qiimeynta tusaha horumarka dawladnimadda danabaysan ee Qaramada Midoobay, iyada oo tusaha dawladnimada danabaysan ka haysata 0.1340, kuna jirtay kaalinta 192 ee dhammaan 193 dal ee dunida, sanadkii 2022 kaqayb-galka danabaysan ee Soomaaliya ayaa ahaa 0.2500, iyada oo ku jirta kaalinta 135, waa marka loo eego tusaha 193[2] ee sare lagu xusay. Tani waxay daliil cad u tahay in horumarka dawladnimadda danabaysan ee Soomaaliya uu yahay mid aad u hooseeya, loona baahan yahay in wax laga qabto caqabadaha waaweyn ee ka haysta dhinacyada EGDI-da ee dawladnimadda danabaysan kuwaas oo kala ah, bixinta adeegyada online ka ah, iskuxidhka Isgaarsiinta dadka, iyo halbeegga kaqaybgalka danabaysan sida, wadaaga macluumaadka danabaysan, la tashiga danabaysan iyo go'aangaaridda danabaysan.

Heerka ka qaybgalka danabaysan ee Soomaaliya ayaa tilmaamayaa in uu yahay heer dhexe waa marka loo fiiriyo korodhka fursadaha iyo hal-abuurka ku saabsan dawladnimada danabaysan sidaas darteed, waxaa la dhisayaa barnaamijyo iyo waxqabadyo dawladnimadda danabaysan ku saabsan oo hufan, kuna salaysan aasaas adag oo ka bilaabmaya qorsheyn qumman oo laga tixraacay khibrada laga bartay dalalka kale. Waa aragti ku salaysan yoolalka mustaqbalka fog sida

ku xusan QHQ Soomaaliya, dukumeentiyada istiraatiijiyadeed iyo siyaasadeed ee xiriirka la leh mawduuca istaraatijiyaddan.

Maadaama Soomaaliya ay qorsheyneyso gaaritaanka dawladnimo dhijitaal ah oo dhameystiran, waxaa jira halbeegyo siyaasadeed oo ku habboon, kuna salaysan qaabdhismeedka dawladnimada dhijitaalka ah ee Ururka Iskaashiga Horumarinta Dhaqaalaha ee afka Ingiriiska ku ah *Organization for Economic Co- operation and Development (OECD)* uu dejiyey. Haddii si buuxda loo hirgeliyo istaraatijiyaddan, waxay abuuri doontaa jawi dhijitaal ah oo si fiican u qalabaysan, buuxiyana shuruudaha bulshadda isticmasha dijitaalka ah ee Soomaaliya ay higsanaysa iyo daboolidda baahiyaheeda dhaqaalaha. Halbeegyadan waxaa ka mid ah:

- *Dhijitaaleynta geeddisocodka loogu jiro naqshadeynta adeegyada lagu bixin doono dawladnimada danabaysan*. Dawladdu waa in ay marka koowaadba ka fikirtaa sababaha lagu gaari karo guulo ku saabsan isbedelka mustaqbalka fog, iyada oo lagu xisaabtamayo awooddaha tiknolojiyadda iyo xogta dhijitaalka ah si dib loogu fikiro, dib loogu qaabeeyo, loona fududeeyo dawladda inay soo gudbiso adeeg hufan oo waara; muwaadinka Soomaaliyeedna uu wax ka hoggaamiyo qaybo ka mid ah, iyada oo aan loo eegin kannaalka uu doorbidayo isticmaaluhu.
- *Dawladnimo ku dhisan macluumaad-ururinta ilaa waaxyaha dawladda ay noqdaan kuwa ay xogtu hagto.* Xogtu waa istiraatijiyad iyo udub dhexaad u sahlaysa hay'adaha dawladda in ay yeeshaan iskaashi iyo wadashaqeyn ku aadan dhanka dhijitaalka iyo dawladnimada danabaysan ah.
- *Taabbagelinta hanaan xogeed daahfuran,* iyadoo la raacayo mabda'a daahfurnaanta, daacadnimada iyo islaxisaabtanka, dawladda waxaa ka go'an taabbagelinta xog daahfuran si ay xal ugu hesho caqabadaha la wajihi kara iyo maareynta dhibaatooyinka ku gadaaman.
- *Xoojinta maamulka xogeed ee dhijitaal ah oo ay dawladdu dalka ku hogaamiso, kuna maamusho adeegyada looga baahan yahay, isla markaana ku sahasho adeegyada ay bixinayso. Tan oo noqonaysa tallaabo diiradda lagu saarayo baahida isticmaalaha iyo u-adeegidda dadwaynaha*. Muwaadiniinta guud ahaan iyo ganacsatada gaar ahaan, waa in ay galaangal u yeeshaan in ay u soo bandhigaan shuruudahooda dawladda; dawladduna waa in ay caawisaa oo ay hagtaa, kuna hagtaa siyaasad qorsheysan oo dhijitaal ah, bixisaana adeegyo bulsho oo hufan.
- *Yagleelidda madal dawladeed oo danabaysan taas oo loogu talagalay in loogu adeego danaha dadweynaha*. Dawladda ayaa bixinaysaa dhaqaalaha ku baxayo abuuridda madashan si ay ugu sahasho shaqaalaha dawladda sameynta qorshayaal iyo bixinta adeegyo tayo sare leh.
- *Dejinta siyaasadda iyo gaarsiinta adeegga*: Dawladdu waxay odorosaysaa jaha siyaasadeedkeeda timmaaddada dhaw iyo midda fog si ay degdeg uga jawaabto baahiyaha dadwaynaha eek u aadan adeeg-bixin danabaysan.

1.4 Saamileyda

Shirkadaha gaarka loo leeyahay, kuwa aan dawliga ahayn, muwaadiniinta, siyaasiyiinta, shaqaalaha dawladda, waaxyaha wasaaradaha, wakaaladaha iyo bixiyayaasha adeegyada tiknolojiyadda, gacan-ka- geystayaasha hawlaha horumarinta, dawlado iyo hay'addo kale ayay suurtagal tahay inay dhammaantood noqdaan daneeyayaasha dawladnimadda danabaysan ee Dalka Soomaaliya.

Mashaariic badan oo dawladnimadda danabaysan ku aadan ayaa diiradda saaraya fikradaha iyo aqoonta maamul ee dadweynaha. Mashaariicdan waxaa xal waara loogu helayaa caqabadaha hor istaagi karaya daneeyayaasha muhiimka ah ee doonaya in ka qaybgalaan geeddisocodka habboon ee Soomaaliya ay ugu guurayso dawladnimada danabaysan. Helidda macluumaad la xidhiidha ujeedooyinka iyo fikradda mashaariicda. Waa tallaabo horseedaysa hormar iyo guul maamul dawladeed danabaysan.

Yoolalka horumarinta adeegyadda danabaysan ee lagu daboolayo baahiyaha iyo rabitaanka muwaadiniinta Soomaaliyeed waxaa kor loogu qaadayaa waxqabadka iyo waxtarka dawladda ee ku jawahan u-adeegidda dadka Soomaaliyeed. Tallaabadan ujeedkeedu waa in si hufan oo hawlkarnimo leh loo maamulaa mashaariicda loo qoondeeyey in lagu hormariya dalka Soomaaliya iyo dadkiisa.

Waxaa kale oo muhiim ah in laga fikiro sidii ay uga qayb qaadan lahaayeen dhammaan daneeyayaasha horumarka Soomaaliya si ay gacan uga geystaan qorshayaasha horumarinta bulshada iyo gaarsiinta adeegga danabaysan ee uu dadweynuhu u baahan yahay. Tallaabadan waxay horseedi kartaa wanaajinta hindisaha dawladnimadda danabaysan ee lagu xoojinaya kalsoonida dadweynuhu ay ku qabaan dawladda iyo qorshayaasheeda siyaasadeed ee ay hormuudka u tahay danabaynta adeegyada dowladda.

[2] https://publicadministration.un.org/egovkb/en-us/Data/Country-Information/id/158-Somalia

1.5 Halbeega Caalmiga ah

Dowladnimadda danabaysan waxay shaki la'aan dhabbaha u xaaraysaa mustaqbal leh hirar wanaagsan iyo hiigsi wacan oo soomaaliya ku talaabsato. Waxayna muhiim u tahay kobcinta filashooyinka iyo rajooyinka wacan ee dadweynuhu uu ka finayo helitaanka adeegbixin danabaysan Sidoo kale, dowladnimadda danabaysani waxay bulshada u sahlaysaa suurtagalnimada helitaanka kobac-dhaqaale, maamul wanaag, qorshayn iyo fulin isla socota, isla markaana leh kormeer iyo qiimayn tayaysan oo loogu adeegayo danta guud iyo baahiyaha muwaadiniinta Soomaaliyeed.

Si loo gaaro yoolka dawladnimadda danabaysan, waaxaa la adeegsanayaa istiraatijiyad heer sare ah oo lagu horumarinayo kaabayaasha dawladnimadda danabaysan oo bilaw ah, ilaa adeegga ugu dambeeya ee la doonayo lagu suurtageliyo adeegbixinta dawladnimada danabaysan.

Dawladnimadda danabaysan ee aduunka oo dhan waxay leedahay ujeedooyin kala duwan, waxaana loo adeegsadaa habab kala duwan si loo horumariyo danta dadka iyo dalka. Faa'iidadeeda tallaaba-talaabada ahi waa in la qiyaasi kara guulaha mashruuc kasta oo dawladnimadda danabaysan ah iyo suurtagalnimada yareynta khataraha hindisayaasheeda looga hortagaya, laguna maareynaya.

Qaramada Midoobay waxay horumarisay 5 marxaladood oo cabbirro u ah taabbagalka dawladnimada danabaysan. Shantan marxaladood waxay kala yihiin:

- **Marxaladda Koowaad:** Dhisidda iyo adeegsiga mareegaha, weebsaydka oonlaynka ah.
- **Marxaladda Labaad:** Mareegaha ay dawladdu leedahay ee ay maamusho waxay bilaan nuxurka dawladnimada danabaysan, waxayna xoojiyaan waxtarka warbaahineed ee dawladda iska leh.
- **Marxaladda Saddexaad:** Isticmaalayaasha mareegaha waxay la macaamili karaan waaxaha iyo hay'adda ay la xidhiidhayaan, iyaga oo isticmaalaya foomamka, iyo emailada.
- **Marxaladda Afraad:** Isticmaalayaasha mareegaha waxay ka faa'iideysan karaan adeegyada dawladnimada danabaysan, iyaga oo lacagta ku bixinaya hab oonlayn ah.
- **Marxaladda Shanaad:** Waxaa jira isdhexgalka buuxa oo ku saabsan adeegyada ay bixiso dawladnimada danabaysan ee maamulka waaxaha hay'adaha dawladda.

Daraasad la sameeyey ayaa baaritaan ku sameysay xogta 100-ka magaalo ee ugu waaweyn adduunka, uguna horeeya. Muddada daraasaddaas waxay ku jaango'nayd 2003–2016. Natiijadii ka soo baxday daraasadaasna waa sidan soo socota[3]:

A. Arrimaha saamaynta leh ee dibbadda

i. Tiirarka dhaqandhaqaale ee muwaaddinka sida, waxbarashada, hantida iyo helitaanka teknolojiyada**:** Meel kasta oo ay dadku yihiin kuwa leh aqoon teknoolojiyadeed, dawladuhuna ay aad ugu heellan in ay bixiyaan adeegyada danabaysan, waxaa ka jiraa rabitaan badan oo ah in laga qayb qaato maamulka teknolojiyadeed ee dawladnimada danabaysan.

Arrimaha deegaanka: Doorka Dawladdu waa wanaajinta adeegga danta u ah deegaanka iyo gaarsiinta teknolojiyadda uu dadka u baahan yahay iyo hal-abuuridda adeegbixin danabaysan oo ku habboon dadka iyo deegaanka, sidaas awgeed, waxay arrintan dardargelinaysaa hanashadda dawladnimada danabaysan.

B. Arrimaha saamaynta leh ee Gudaha

i. **Arrimaha siyaasadda:** Dawladda waxay caddeysaa doorka masuulka la doortay, hoggaanka hufan ee hawlkarknimo iyo sidoo kale jiheynta teknolojiyadda ay u adeegsanaysa wanaajinta arrimaheeda gudaha. Qaadashada istaraatiijiyadda mustaqbalka ee dawladnimadda danabaysan waa danta dalka iyo dadka Soomaaliyeed.

ii. **Ilaha dhaqaalaha iyo Waxsoosaarka Guud ee Gudaha**: Dawladaha hodanka ah waxay maalgaliyaan hawlgallada maamul fulineed iyo joogteynta hormarka dalka, waxayna had iyo jeer diyaar u yihiin maalgashiga teknolojiyadda iyo fulinta qorshayaasha maamulka ee dawladnimadda danabaysan ee ay Soomaaliya higsanaysa.

C. Arrimaha Hay'adaha

i. **Tartan Goboleedka**: Sababo la xiriira rejada weyn ee ay muwaadiniintu ka qabaan dawladdooda in ay kaalin fiican kaga jirta tartanka hormarineed ee gobolka, dhinaca tiknolojiyaddana ka horumarsan tahay, kaalin sarana ay kaga jirta hormarinta gobolka ayaa saamayn togan ku leh muuqaalka maamulka ee dawladnimada danabaysan ee Soomaaliya.

[3] Marxaladaha maamulka dawladnimadda danabaysan iyo Qodobbada soo dedejiya horumarkeeda, eGovSpace, ayaa la helay 28 Agoosto 2021, https://www.egovspace.co.in/stages-of-e-governance-and-factors-that-accelerate- its-evolution/

ii. **Dimuqraadiyad Shaqaynaysa oo wax ku ool ah**: Maamulka danabaysan waxa uu ka hirgalaa, kana hanaqaadaa waddamada dimuqraadiga ah ee horumarsan kuwaas oo u ogolaanaya dadku in uu ka dalbada hoggaankooda xuquuqdooda iyo wanaajinta heerkooda nololeed ee saxda ah. Dawladda waxaa lagu qiimeeyaa daryeelka muwaadiniinta iyo daboolidda baahiyaha bulshada, marka laga eego waxtarkeeda iyo hufnaantada maamul.

Halbeega hindisayaasha dawladnimadda danabaysan ee Soomaaliya marka la barbar dhigo Jaantuska Horumarinta ee Qarammada Midoobay ee dawladnimadda danabaysan, Soomaaliya taagan tahay heerka 1- aad. Hiigsiga istaraatijiyaddan waa in Somaliya ay gaarto heerka 5-aad ee Jaantuska Horumarka Qaramada Midoobay. Arrintan waxay u baahan tahay agaasin wanaagsan oo lagu fuliyo qaabdhismeedka istaraatiijiyadeeddan si looga dhigo mid la qaadan kara, laguna gaadhi kara hiigsiga loo socda.

Qaabka ugu wanagsan ee la taaban kara, laguna gaadhi kara hiigsiga waa horumarinta hufnaanta nidaamka, dhijitaaleynta xogaha, bixinta adeegyo wanaagsan, iyo tixgelinta go'aannada waxtarka leh ee dadweynaha, isla markaana leh habraac qeexan oo muujinaya awoodda uu u leeyahay inuu wax ku darsado horumarka qaran ee go'aanqaadasho sana ka dib[4].

Hirgelinta hindisayaasha kala duwan ee dawladnimada danabaysan ee Wasaaradda Isgaarsiinta iyo Teknolojiyada hababka ugu wanaagsan ee ay ka soo dheegatay Hindiya waa lix hab oo kala ah[5]:

- Joogteynta horumarinta tayadda adeegbixinta dawladnimadda danabaysan.
- Isdhexgalka iyo iskuxidhnaanta muwaadiniinta Soomaaliyeed ee wanaagsan.
- Iskuxidhka adeegbixiyayaasha isticmaalaya adeegga dawladnimada danabaysan.
- Kordhinta iyo tayaynta Isticmaalka teknolojiyada.
- Dahfurnaanta iyo sinaanta hayaddaha dawladda.
- Dhiirigelinta waxbarashada, wadashaqeynta iyo iskuduubnida

[4] Sami M. Alhomod iyo Mohd Mudasir Shaafi "Dhaqdhaqaaqyada ugu Wanaagsan ee dawladda E: Dib u eegis lagu sameeyay Qaar ka mid ah Moodooyinka Hal-abuurka leh ee laga soo jeediyay Waddamo kala duwan" Joornaalka Caalamiga ah ee Sayniska Korantada & Kombiyuutarka IJECS-IJENS Vol: 12 No: 01

[5] Ibid

1.6 Qaabdhismeedka Istaraatiijiyadda Dawladnimadda Danabaysan

Qaabka loo qaatay in loo adeegsado hirgelinta hawlaha dawladnimadda danabaysan ee Soomaaliya waxaa soo jeediyay Abdelbaset Rabaiah iyo Eddy Vandijck 2009.[6] Waxay ku salaysan tahay habdhaqanka ugu wanagsan ee dawladnimadda danabaysan oo lagu qaabeeyey daraasadda istiraatijiyadaha dawladnimada danabaysan ee 20 waddan: Australia, Belgium; Denmark; Austria; Japan; Finland; France; Canada; Germany; Korea; Singapore; Jordan; Egypt; UK, India, New Zealand, USA, Malaysia, Brazil iyo Netherlands, iyo Midowga Yurub. Xulashada dalalkan way kala duwan tahay. Waxay muunad u yihiin qaaradaha oo dhan, dalalka soo koraya iyo waddamadda ugu sareeya dhanka heerka horumarka dawladnimadda danabaysan sidaas darteed, waxaa laga qaatay aragti guud oo ku saabsan xeeladaha ama istaraajiyadda la darsay ee wasaaraddu u dejisay dawladnimada danabaysan ee Soomaaliya.

Daraasadu waxay baadhay waxyaabaha ay wadaagaan ee ka mid ah xeeladaha kala duwan ee ay dawladuhu u adeegsadaan xaqiijinta barnaamijyadooda dawladnimadda danabaysan inkasta oo ay kala duwan yihiin yoolalkooda iyo hiigsiyadooda.

Habka istiraatijiyadeed ee dawladnimada danabaysan waa mid guud. Waxaa la qaadan karaa istaraatiijiyad kasta oo horumarka dawladnimada danabaysan ku salaysan, kaas oo ku habboon dawladnimada danabaysan ee ay waddo Wasaaradda Isgaarsiinta iyo Tiknoolajiyadda.

Habka istaraatijiyaddan waxa uu soo jeedinayaa in ay jiri karaan istaraatijiyad loo sameyn kara adeegyada gaarka ah ee la siinayo muwaadiniinta Soomaaliyeed. Waxay u qaybsan tahay 2 qaybood, qayb kastaana waxay leedahay naqshado u taagan qaybta dawladnimada danabaysan sida hoos ku qoran:

- **Xafiiska Raaca Hore**
  - Aragtida.
  - Ujeedooyinka istiraatijiyadda.
  - Isticmaalayaasha adeegyada.
  - Qaababka gaarsiinta adeegyada.
  - Mabaadi'da hagigaya.
  - Tubaha.
- **Xafiiska Raaca Dambe**
  - Meelaha mudnaanta leh.
  - Hindisayaasha waaweyn.
  - Kaabayaasha muhiimka ah.
  - Hay'adaha dawladda
  - Habraacyada.

Qaabdhismeedka hawlqabashadan waxa uu u diyaarsan yahay in lagu daro naqshado qaabdhismeedyo kale, lana cusboonaysiin karaa qaybo gaar ah, iyada oo aan waxba loo dhimin hannaankiisa guud, isla markaana si buuxda ayaa loo faafin kara Istaraatiijiyada Dawladnimada danabaysan ee Soomaaliya 2023.

[6] Abdelbaset Rabaiah iyo Eddy Vandijck "Qaabka Istaraatiijiyadeed ee Maamulka (dawladnimadda danabaysan): Guud iyo Dhaqanka Ugu Wanaagsan"

Erey Bixin

AI	Garaadka macmal ah (GM) oo afka qalaad ku wa *artificial intelligence*, waa barnaamij ka mid ah cilmiga kombiyuutarka oo u falgalo sida dadka, una falceliya sida aadanaha.
BOT	Is-hage waa barnaamij kombiyuuter oo u shaqeeya sida dadka.
BPO	Saamisiinta Ganacsiga.
CIO	Madaxa Macluumaadka
CSC	Xarumaha Adeegyada Guud.
CSF	Qodobbada Muhiimadda Guusha.
CTI	Islafalgalka Kombiyuutarka iyo Taleefoonka
EGDI	Tusaha Horumarka Dawladnimada Danabaysan.
EPART	Tusaha Kaqaybgalka Danabaysan.
DFS	Dawladda Faddaraalka Soomaaliya
G2B	Min Dawladda ilaa Ganacsiga
G2C	Min Dawladda ilaa Manafacaadsadaha.
GIS	Nidaamka Xogta Juqraafiga.
HR	Manafacaadka Shaqaalaha.
ICT	Xogta Tiknooloojiyadda Warisgaarsiinta.
IoB	Internet-ka Iskuxirka Aaladaha.
ITV	Falgalka Fogaan-aragga.
IVR	Falgalka Kafalcelinta Codadka.
KPI	Muujiyaha Waxqabadka Muhiimka ah.
KYC	Barashada Bulshadaada.
MDA	Wakaaladda Waaxaha Wasaaradda.
MoCT	Wasaaradda Isgaarsiinta iyo Tiknooloojiyadda.
NCA	Hayadda Isgaarsiinta Qaranka.
NCC	Guddiga Iskuduwidda Qaranka.
NTP	Qorshaha isbadalka Qaranka.
OECD	Ururka Iskaashiga Dhaqaalaha iyo Horumarinta.
OGP	Qorshe Dawladdeed Furan.
PFI	Hindiseyaasha Maalgelinta Gaarka ah.
PKI	Liistada Kaabayaasha Dadweynaha.
PIAP	Goobaha Internet-ka Guud.
PPP	Shuraakada Danta Guud iyo Danta Gaar.
QR	Tixraac Degdegga ah
R&D	Cilmibaarista iyo Horumarinta.
RTI	Xuquuqda Xoghelidda.
SEO	Milgeynta Mashiinka Xograadinta.
SLA	Heshiiska Heerka Adeegga.
SoS	Nidaamka Nidaamyada.
SWOT	Falanqeynta Kartida, Karti la'aanta, Fursadaha iyo Caqabadaha.
UN	Qaramada Midoobay.
USSD	Xogta Adeegga Dheeriga ee aan Dheellitirnayn.
WGA	Habka Dawlad Wadareedka.

2. Aragti iyo Himilo

2.1 Aragtida

Aragtida Istiraatiijiyadda Qaranka waa kadhigidda dawlad bixiso adeeg wax-ku-ool ah, hufan oo daahfuran, kana jawaabayo baahiyaha muwaaddiniinta Soomaaliyeed.

2.2 Himilada

Himilada Istaraatiijiyadda Qaranka waa wanaajinta bixinta adeegga dawladda, iyada oo loo marayo bixinta adeeg bulsho oo tayo leh, helitaan jawaabcelin hufan, gaarsiinta muwaaddiniinta macluumaadka iyo adeegyada dawladda, mar kasta iyo meel kasta, iyadoo la adeegsanayo ICT-ga. Waxay Soomaaliya u beddelaysaa dal leh dhaqandhaqaale dhijitaal ah oo loo dhan yahay, ayna hormuud u tahay dawladnimo danabaysan.

3. Ujeedooyinka Istaraatiijiyadda Qaranka

Ujeeddada guud ee Istaraatijiyadda Qaranka waa:

- Waxqabad wanaagsan.
- Hufnaan iyo hagar la'aan maamul.
- Hoggaan hormuud u ah horumar qaran.
- Horumar bulsho iyo baraaro nololeed.
- XaqiijintaYoolka Dawladnimadda danabaysan.
- Caddaald iyo sinnaan adeegbixin iyo adeeghelid

iwm. Ujeeddooyinka gaarka ah ee dawladnimadda

danabaysan waa:

- Suurtagelinta isbeddelka dhijitaalka ah ee ku habboon badqabka deegaanka, siyaasadda, sharcidejinta, fulinta iyo dhammaanba laamaha iyo qaybaha hay'adaha dawladda.
- Dheellitirka hoggaamin horumarka, fududeynta adeegbixinta, iskudubbaridka hawlaha hay'adaha dawladda, agaasimidda wadashaqeynta, hagidda mashaariicda horumarineed, hawlgelinta shaqaalaha dawladda, iyo maareynta musiibooyinka dabiicciga ah iyo kuwa dadsameega ah iyo maamulidda dawladnimadda danabaysan si waafaqsan dastuurka iyo shuruucda dalka oo heerka caalamka la jaanqaadi karta, danna u ah nabadda iyo nidaam wanaagga Dalka Soomaaliya.
- Xaqiijinta helidda iyo bixinta adeeg ku habboon, una sahlan muwaaddiniinta Soomaaliyeed.
- Dhimidda iyo dheellitiridda kharashaadka ku baxa maamulka guud ee macluumaadka.
- Unkidda madal qaran iyo ganacsi oo isku xidha adeegyada danabaysan ee hay'adaha dawladda.
- Samaynta xarumo adeegbixin danabaysan oo tiknoolajiyadda lagu gaadhsiiyo miyiga iyo meelaha ka fog magaalooyinka waaweyn ee ay ku nool yihiin muwaaddiniinta

Soomaaliyeed.

- Hormarinta adeegyada danabaysan ee u danta ah ganacsiyada miyiga.
- Xoojinta dawladnimada danabaysan ee waxtarka u leh horumarka, hufnaanta, islaxisaabtanka, xilgudashada, ladagaallanka musuqmaasuqa, midnimada iyo maamul wanaagga dalka.
- Horumarinta iyo hawlgelinta waxsoosaarka danabaysan ee Dalka Soomaaliya.
- Si wanaagsan uga faa'iidaysiga aaladaha casriga ah ee ku hobboon nabadda iyo horumarka dalka.
- Abuuridda jawi danabaysan oo soo jiidanaya maalgashi caalami ah oo dalka ku habboon.
- Korinta iyo kobcinta tababbarrada danabaysan ee waxtarka u leh xirfadaha muwaaddiniinta.
- Horumarinta iyo hagidda isgaarsiinta iyo Teknolojiyadda Dalka Soomaaliya.
- Dhiirigelinta iskaashiga caalamiga ah iyo midka gobolka ee ku hobboon ICT-ga.
- Horumarinta qorsheynta, fulinta, kormeerka iyo qiimeynta hawlaha dawladda.

4. Xeerdejinta, Hawlgalka iyo Habdhahaqanka

Qodobka 18-aad ee Dastuurka KMG ah ee Jamhuuriyadda Fedderaalka Soomaaliya waxa uu dammaanadqaadayaa xorriyadda hadalka iyo ra'yiga, xorriyadda saxaafadda oo ay ku jiraan dhammaan noocyada warbaahinta danabaysan iyo kuwa ku salaysan mareegaha ama weebsaadyada.[7].

Sharciga Isgaarsiinta Qaranka ee 2017, wuxuu dhigayaa habka lagu maamulayo qaybta ICT-ga oo ay ku jirta sameynta nidaamiye cusub oo ICT ah - Hay'adda Isgaarsiinta Qaranka (HIQ). Qodobbada 3-aad Faqradiisa 1-aad iyo qodobka 41-aad faqradiisa 1-aad ee Sharciga Isgaarsiinta Qaranka (SIQ) ayaa HIQ siinaya awood ay ku maamusho isgaaadhsiinta iyo sidoo kale adeegyada internet-ka iyo baahinta wararka. Waxay sidoo kale xaqiijinaysaa tartanka cadaalada ah ee qaybtan si loo ogolaado koritaanka. Sharcigan ayaa caawinayaa hawlaha amniga qaranka ee dawladda ay ku foogan tahay sababtoo ah, wuxuu hagayaa aasaas sharci ee xakameynta iyo ladagaalanka warbaahinta argagixisada ee halista ku ah ammaanka dalka.

Hawlgelinta Hay'adda Isgaarsiinta Qaranka (HIQ) waa mid socota oo ku jirto shaqada joogtada ah ee iskuxidhka iyo sameynta Kooxaha Gurmadka Degdegga ah ee Kumbiyuutarka, afka qalaadna ku ah *Cybersecurity Emergency Response Team* kuwaas oo ogaan kara, yareyn kara, kana jawaabi kara khataraha amniga hab danabaysan. Hay'adda Isgaarsiinta Qaranka (HIQ) waxay sidoo kale horumarinaysaa dhowr xeer[8] oo dedaal loogu jira dhaqangelinta Xeerka Isgaarsiinta Qaranka ee 2017.

Isbeddellada sharcidejinta, hawlgalka iyo habdhaqanka hadda socda oo saamayn toos ah ku yeelan doona hirgelinta hindisaha dawladnimada danabaysan waxaa ka mid ah:

A. Qaybaha Shatiga Midaysan.

Shatiga Midaysan (SM) waa mid bixiya teknolojiyad waxtar leh iyo adeeg dhexdhexaad ah kuwaas oo awood u siinaya hawlwadeennada shatiyada iyo adeegbixinta shatiyo ka kooban qaybahan: Kaabayaasha Isgaarsiinta (KI), Adeegga Codsiga (AC) iyo Adeegyada Kaabayaasha Isgaarsiinta (AKI). Arrintan waxay sahleysaa isticmaalka tiknolojiyadda ugu qiimaha badan waxqabadkooda adeeg ee ku jaango'an habraaca shatibixinta. Fududeynta iyo habeynta nidaamka shatibixinta waxay yareynaysaa kharashaadka maamulka ee Hay'adda Isgaarsiinta Qaranka (HIQ).

B. Xeerka Lambareynta.

Xeerka Lambaraynta Hay'adda Isgaarsiinta Qaranka Jamhuuriyadda Fedderaalka Soomaaliya ee 2020, waxa uu jaheynayaa habka xakameynta, qorsheynta, maamulka, maareynta iyo qoondeynta agabka lambarrada si waafaqsan Xeerka Isgaarsiinta Qaranka. Xeerku waxa uu dhigayaa xaq-u-lahaanshaha agabka lambarada, xaq-u-lahaanshaha qoondeynta agabka lambaraynta ee loo isticmaalo Isgaarsiinta danabaysan, siyaasada lambareynta ee ku salaysan hannaanka lambarada E.164, Koodhadhka Gaaban (KG) ee loo isticmaalo codka, farriimaha qoraalka SMS-ka iyo adeegyada Isgaarsiinta la xidhiidha, halbeegyada lambarrada, qorshayaasha lambareynta, qabanqaabada kumeelgaadhka ah, diiwaanka lambarrada, hababka wicitaanka macaamiisha, habka codsiga qoondeynta agabka lambarrada, ogeysiinta, qarsoodiga, kanoqoshada, racfaannada, ilaalinta, wax-ka-bedelka lambarada, khidmadaha iyo hawlgelinta waafaqsan shuruucda Isgaarsiinta Dalka Soomaaliya.

[7] Eeg dastuurka ku meel gaadhka ah:http://hrlibrary.umn.edu/research/Somalia-Constitution2012.pdf

[8] Eeg liiska xeerarka:https://nca.gov.so/features/regulations/

C. Horumarinta Siyaasadda Wasaaradda Isgaarsiinta iyo Tiknolojiyada

Wasaaraddu waxay diyaarisay siyaasad cusub oo shan sano ah oo ICT ah taas oo ay ansixiyeen Golaha Wasiirada 28/11/ 2019, iyadoo helista kaabayaasha macluumaadka qiimeyn lagu sameeyey saddexdii bilood ee ugu horreeyey iyo saddexdii bilood ee ku xigtay ee sanadkii 2020, lagana soo saaray natiijooyin la xidhiidha suurtagelinta horumarinta siyaasadaha.
Wasaaraddu waxay hadda waddaa diyaarinta sharciyad iyo siyaasad dhijitaal ah oo loo dhan yahay ee dawladnimada danabaysan iyo amniga saaybarka ee ay dalka iyo dadka ugu adeegi doonto.

D. Soocelinta Dhoomaynka .so iyo rakibida IXP

Maamulka iyo masuuliyadda .So (dotso) oo ah heerka furaha internet-ka ugu sarreeya ee CCTLD ee Soomaaliya ayaa lagu wareejiyey Xarunta Macluumaadka Shabakadda Soomaaliya (XMS). Bishii Mey ee sanadkii 2018, Xarunta Dhulxulinta Xariga Internet-ka (XDXXI) ee Garoonka Caalamiga ah ee Aadan-cadde ee magaalada Muqdisho ayaa lagu rakibay qalab kasta oo magac adeege ah iyo Barta wax-is-dhaafsiga ee Internet-ka (BWI), kaas oo hadda si buuxda u shaqeysa.

E. Dejinta Qaabka Diiwaangelinta SIM-kaadhka.

Horumar weyn ayaa laga gaaray sameynta qaabka diiwaangelinta lambar xogeedka afka qalaad ku ah sim card. Waxay Wasaaraddu dhammaystirtay habka diiwaangelinta lambar xogeedka iyo aqoonsiga dhijitaalka ah ee adeegsadayaasha shirkadaha warisgaarsiinta ee Dalka Soomaaliya ka hawlgala. Natiijooyinka ka soo baxay daraasadahii lagu sameeyey habkan dhijitaalka ah ayaa si weyn uga warbixiyey shaqada aqoonsiga dhijitaalka ah ee hadda socota, iyada oo la raacayo ansixinta Guddiga Hay'adda Isgaarsiinta Qaranka (GHIQ) oo ay ku jirto dhaqangelinta Siyaasadda Aqoonsiga Cusub taas oo la jaan qaadaysa hannaanka diiwaangelinta danabaysan ee caalamka.

F. Iskuxidhka Qaybta Tacliinta Sare

Waxaa jirtay taageero laga helay jaallayaasha horumarinta ee afka qalaad ku ah *development partners* kuwaas oo taageeray iskuxidhka Waaxda Tacliinta Sare ee Soomaaliya, iyaga oo maalgeliyey Shabakadda Cilmibaadhista iyo Waxbarashada Soomaaliyeed (SCWS) ee afka qalaad lagu yidhaahda Somali Research and Education Network (SomaliREN) ee isbahaysiga UbuntuNet iyo soo-iibinta Baaxadda bandwidth ee jaamacadaha Soomaaliya oo dhan, iyada oo la raacayo heshiiska 15 sano ee Xuquuqda Isticmaalka aan La dhaafi Karin ee Ingiriiska ku ah Indefeasible Rights of Use IRU, bixinta ilaa 155 Mbit/s oo xawaare internet ah ee jaamacaddaha, iyadoo loo sii marinayo xadhiga STM-1 oo ay ku jirto Barta Joogitaanka (BJ) ee afka qalaad lagu yidhaahda *point of presence* (PoP) ee magaalada Muqdisho ee Caasimadda Dalka Soomaaliya.

G. Kordhinta Xafiisyada Isgaarsiinta ee Wasaaradaha Muhiimka ah

Qorshahan kordhinta xafiisyada wasaaradaha muhiimka ah ayaa wajigiisii koowaad guul laga gaadhay, waxaana lagu kordhiyey xafiisyo badan oo noocan la xusay ah oo wasaaradaha dawladda ka tirsan oo ku yaalla Muqdisho iyo Dawlad goboleedyada xubnaha ka ah Dawladda Faddaraalka Soomaaliya, iyadoo guud ahaan ilaa 29 xafiis isgaadhsiineed laga hirgeliyey Muqdisho iyo maamul goboleedyada kala ah: Galmudug, Somaliland, Koonfur Galbeed, Jubbaland, Puntland iyo Hirshabeelle.

4.1 Shabakadda Lafdhabarta Dawladda

Sannadkii 2017, waxaa Muqdisho lagu soo gebagebeeyey 48 KM oo ah Fiber Optic loop oo si buuxda u hawlgalay, iyadoo lagu taageerayey 25 wasaaradood oo uu ku jiro Bangiga Dhexe. Heshiiska IRU ee 155 Mbit/s ee xawaaraha caalamiga ah ayaa la sugayey muddo 20 sano ah si loo helo iskuxidhka xafiisyada waaweyn ee dawladda ee Muqdisho ku yaalla. Ka dib markii awoodda bilowga ah ee 155 Mbit/s la hawlgaliyey, baaxadda Bandwidth-na waxaa lagu sii kordhiyey ilaa 620 Mbit/s.

5. Caqabadaha

Dawladda Faddaraalka Soomaaliya caqabado badan ayaa hor yaalla oo ay ka mid tahay sidii ay muwaadiniinteeda u gaadhsiin lahayd adeegyo tayo leh. Macluumaadka Isgaarsiinta iyo Tiknooloojiyadda waxa uu muhiim u yahay laammaha kala duwan ee dawladda oo uu fursad u siinayaa in ay ICT-ga u adeegsadaan qalab dibuhabeyn loogu samayey adeegga bulshada maadaama isticmaalkiisu uusan qaali ahayn, yahayna mid la hubo oo laysku halleyn kara, kaas oo u oggolaanaya laammaha uu macluumaadku khuseeyo gudbinta iyo helitaanka macluumaad saxan si degdeg ah oo waafaqsan shuruucda dalka ee ku saabsan ururinta iyo keydinta macluumaadka dadka danta u ah.

Waxa la sameeyey iskuday ah in la habeeyo adeegyada dawladda, iyada oo la sameeyey dhawr habdhammaad ee afka qalaad ku ah *back-end* oo ah habab ka kooban qaybo kala duwan oo u xilsaaran maareynta keydinta xogta, maamulidda macluumaadka oo loo dhisay qaab danabaysan si loogu adeego hawlaha aasaasiga ah ee dadweynaha, waxaana ka mid ah: Nidaamka Maareynta shaqaalaha (NMS), Hal Rug Adeeg oo afka shisheeye ku ah *one stop shop- OSS* oo ah goob dhexe oo ay macaamiisha ama isticmaaleyaashu ka heli karaan adeegyo fara badan; laguna maamulo macluumaadka ka yimaada adeegbixiyeyaasha ama waaxaha kala duwan. Habkan waxaa loogu talagalay diiwaangelinta ganacsiga, Nidaamka Maareynta Macluumaadka Gargaarka ee af Ingiriiska ku ah *Aid Information Management System AIMS*, Nidaamka Maareynta Macluumaadka Waxbarashada (NMMW), Nidaamka Bangiyada Muhiimka ah sida Bangiga Dhexe ee Soomaaliya (BDhS), Nidaamka Macaamilka ee Soomaaliya (NMS) iyo Nidaamka Warbixinta Soomaaliya (NWS) ee afka qalaad ku ah *Somalia Transaction Automation and Reporting System STARS*, Beddelka Lacagbixinta Qaranka (BLQ) ee af Ingiriiska ku ah *National Payments Switch*, Diiwaanka Bulshada

Dhijitaalka ah (DBD), iyo Nidaamka Maamulka Dukumentiyada Danabaysan ee loo soo gaabiyo (NMDD) ee Dalka Soomaaliya.

Caqabadaha ka jira hirgelinta adeegyada dawladnimadda danabaysan ee Soomaaliya waxaa inta badan sabab u ah, la'aanta teknolojiyada ku habboon, kalaqaybsanaanta xogaha dhijitaalka ah ee dadka iyo xaddidnaanta miisaaniyadda iyo agabka shaqaalaha.

Soomaaliya waxay leedahay siyaasad 5 sano ah 2019 - 2024 ee ICT taas oo ujeedadeedu ay tahay in wax laga qabto kaabayaasha ICT-ga ee jira iyo daldaloolooyinka kale ee jira. Istaraatijiyaddan waxay diiradda saaraysaa dardargelinta siyaasadda, sharciga, hannaanka sharciyeed, hiigsiga caalamka horumarsan, ilaalinta xogaha macaamiisha ee qarsoodiga ah, bixinta adeegyada dhijitaalka ah, horumarinta ganacsiga danabaysan, caafimaadka danabaysan, waxbarashada danabaysan iyo maamulka danabaysan. Waa habraac wax laga qabanayo caqabadaha ay ka midka yihiin xawaaraha liita ee internet-ka, la'aanta fursadaha shaqo oo ku filan dhallinyarada Soomaaliyeed iyo amnidarrada dalka ka taagan ee ay dawladdu maareynaysa.

Qiimayn lagu sameeyay heerka ay marayso dawladnimadda danabaysan ee qaybaha bulshada iyo saamaynta ay ku leedahay adeegbixinta, iyadoo lagu salaynayo fadhiyo, wareysiyo iyo xogwaraysi laga soo ururiyay daneeyayaasha muhiimka ee dawladnimada danabaysan, waxaa lagu ogaaday caqabado dhawr ah oo saamayn taban ku yeeshay horumarka dawladnimadda danabaysan ee Soomaaliya.

Waxa ka mid ah caqabadahaas:

- Maqnaanshaha dukumeenti istiraatijiyadeed danabaysan.
- DFS oo aan weli la hayn hannaan ganacsi oo wadashaqayneed taas oo keentay in la kala qaybiyo hindisayaasha dawladda dhijitaalka ah, iyadoo qayb kastaa ay u shaqaynayo si gaar ah oo xogta lagu kala qaybiyo, laguna keydiyo silos, sidaas darteedna dawladdu ma aysan helin faa'iidooyinka adeegyada iskudhafan. Tusaale ahaan, iskudhafka Maareynta Maaliyadeed iyo Nidaamka Macluumaadka ee afka Ingiriiska ku ah *Integrated Financial Management and Information System* ee nidaamyada maamul maaliyadeed ee bangiyada oo si tartiib tartiib ah kor loogu qaado lacagaha dhijitaalka ah ee dawladda sida, lacagbixinnada moobaaylka ee dawladda, bixinta adeegyada dowladda iyo faa'iidooyinka dawladda ilaa shaqsiga ama qoysaska ah ee afka qalaad ku ah *goverment to person (G2P) laguna* tijaabiyay shaqaalaha rayidka ah.
- Maqnaanshaha sharci asaasi u ah ururinta iyo isticmaalka xogta muwaaddiniinta si waafaqsan shuruucda dalka iyo sidoo kale macaamilka dhijitaalka ah oo ay ku jiraan xeerarka iyo qodobbada ilaalinta xogta qarsoodiga ah, amniga Saaybarka, macaamilka danabaysan iwm.
- Jiritaan la'aanta adeegyo dhijitaal ah oo kaalmeeyo kaabayaal dadka iyo dalka ka caawin kara in muwaaddiniinta Soomaaliyeed dalka ugu noolaadaan si nabad ah aan cabsi lahayn.

- Maqnaanshaha habraacyo ku saabsan keydinta xogta la wadaago iyo xogaha waxtarka u leh Dawladda Soomaaliya ee ay ku ilaalinaysa badqabka dalka iyo dadka Soomaaliyeed.
- In kasta oo ay jirto shabakad dawladeed oo laf dhabar ah oo u adeegaysa 25 wasaaradood iyo Bangiga Dhexe ee Soomaaliya, waxaa jiraan baahiyo ay Hay'addaha dawliga oo badan u qabaan adeegga danabaysan ee IT-ga (hardware and software) ee ay u baahan yihiin. Dhanka kale, agabka IT-ga iyo awoodda farsamo ee fulinta mashaariicda dawladnimadda danabaysan ayaa ah mid daciif ah.
- Ma jiraan goobo aasaasi ah oo bixiya adeegii loo baahnaa oo ku filan daboolidda baahida baahsan ee loo qabo maamulka danabaysan si loo tayeeyo, loona kordhiyo adeeg sugan ee macaamilka hiigsiga mustaqbalka. Si taas loo gaaro, DFS waa in ay bixisaa adeegyada waxtarka u leh dhismaha kaabayaasha muhiimka ah ee dawladda iyo dadweynaha Soomaaliyeed si ay u kartigeliso dawladnimadda danabaysan. Waxay istaraatijiddan hiigsanaysaa helidda aqoonsi dhijitaal ah. Waddanku wuxuu qaaday tillaabooyin billow ah si uu u taageero hirgelinta nidaamka aqoonsiga dhijitaalka ah, iyada oo loo marayo qaadashada siyaasadda aqoonsiga qaran ee 2019.

DFS waxay aad u danaynaysaa in ay balaadhiso awoodeeda dhijitaalka ah iyo kafaa'iidaysiga kordhinta adeegyada Isgaarsiinta moobaayllada si loo kordhiyo helitaanka dhijitaalka ah ee adeegyada dadweynaha loogu talagalay ee danabaysan. Waxaa aad muhiim u ah in la horumariya hagaha istiraatijiyadeed ee hirgelinta hindisaha dawladnimadda danabaysan, kaas oo lagu samayn kara oo keliya dukumeentiga istraatiijiyadda dawladnimadda danabaysan oo noqon doona:

- In la caddeeyo aragti heer sare ah ee dawladnimadda danabaysan.
- In la hawlgeliya istiraatijiyad xal u ah caqabadaha hor taagan Soomaaliya.
- In la sameeyo habka ugu wanaagsan, ee lagu hanan kara mabaadi'dda hortebinta u leh isdhexgalka, daahfurnaanta, kafaa'iidaysiga kheyraadka, hagaajinta amniga iyo nabadda si ay muwaaddiniinta Soomaaliyeed ugu noolaadaan nabad iyo horumar wacan oo waara.
- In DFS laga taageero sidii loo wanaajin lahaa hawlaha muhiimka ah ee dawladda.
- In la hormariyo hannaanka wadaagidda xogta iyo sugidda ammaanka dalka.
- In la dardargeliyo balaadhinta adeegyada danabaysan ee shanta soo ee socota, lana hormariyo adeegyada warbixineed ee ku habboon nabadda, degganaansha iyo horumarka dalka.
- In hab casri ah looga hortago musiibooyinka ku xeeran meertada nolasha dadka.

6. Mabaadiida

Toddobada mabda'a ee soo socdaa waa halbeegyada horumarinta iyo hirgelinta hindisayaasha saldhigga u ah adeegyada dawladnimadda danabaysan ee istiraatijiyaddan mustaqbalka dalka loo dejiyey.

6.1 Adeegyada iyo Macluumaadka

Adeegyada iyo maamulka ee dawladdu ku hagaysa muwaadiniinta iyo ganacsiyada waa in ay noqdaan kuwa udub dhexaad u ah horumarka, kuna habboon isticmaalahana, munaasabna ku ah adeegbixinta maamul ee dawladnimada danabaysan ee ay Wasaaraddu uga wakiilka tahay Dalka Soomaaliya.

Dhijitaaaleynta adeegyada dadweynaha la siinaya ee lagu maamulaya dawladdu waa kuwa hufan oo la hubiyey in daboolayaan baahiyaha loo qabo casriyeynta adeegbixinta iyo maamulka danabaysan.

6.2 Shuraakada iyo Wadashaqeynta

Hirgaliyayaasha dawladnimadda danabaysan waxa lagu tayeynayaa wadashaqeynta, iskuduubnida qaybaha, waaxaha iyo laammaha dawladda Soomaaliya ee taabbagalinaysa adeegbixinta danabaysan. Adeegsadayaasha ICT-ga ee dawladda ay awood u yeelan doonaan in ay si saxan u wadaagaan macluumaadka, waqtigan la joogo iyo mustaqbalkaba, iyada oo la adeegsanayo fikradda Nidaamka Nidaamyada (NN) ee dawladnimada danabaysan ee heer hay'ad dawladeed, waxayna hay’adaha dawladda awood u yeelan doonaan in ay si tayo leh u wada xidhiidhaan, una wada shaqeeyaan iyaga oo raacaya habraaca ilaalinta madaxbannaanida hawleed iyo maamul ee dawladnimada danabaysan.

Adeegyada macaamilka ee is weydaarsiga farriimaha danabaysan, dukumentiyada danabaysan, codsiyada danabaysan iyo iskaashiga joogtada ah ee u dhaxaysa masuuliyiinta heerarka kala duwan ee dawladda waxay horseedaysaa dhijitaaleynta adeegyada dadweynaha loogu fududaynaya laxidhiidhka hay’adaha khuseeya ee dawladda, laguna xoojinaya wadajirka dalka iyo maareynta dhammaan macluumaadka dawladda ee ku sargo’an horumarinta dalka iyo dadka, ammaanka iyo nabada ee habka danabaysan.

Istaraatijiyaddan waxaa loogu talagalay hagidda iyo hubinta xuquqaha iyo waajibaadka dhijitaalka ah ee ay dawladnimada danabaysan ugu adeegeysa dalka iyo dadka Soomaaliyeed, waxaana la ilaalinayaa:

- Xaqa ay muwaadiniintu u leeyihiin in aysan hay’ad siin ama bixin xog isku mid ah, tusaale, xogta ciwaanka ee rasmiga u ah qaybaha dawliga ah in ka badan hal mar, loona ageegsan khalad.
- Xaqa ganacsaduhu uu u leeyahay in uusan bixin xog isku mid ah, siinna hay’adaha dawliga ah in ka badan hal mar
- Xaqa Hay'adaha dawladda ee weydiisashada isgaarsiinta dhijitaalka ah.

6.3 Sugidda Amniga iyo Ilaalinta Siraha

Marka la fulinayo waajibaadyada dawladnimadda danabaysan, waa in la sugaa amniga, sirahana la ilaaliyaa si loo hubiyo in dukumeentiyada dawladnimadda danabaysan, xogta sirta ah lagu ilaaliya nidaamyada ICT- ga, lagana ilaaliya cid aan loo fasixin gelidda galalka xogaha danabaysan iyo helidda macluumaadka sirta ah ee dawladda ee ku xafidan galalka lagu xidhay lambar sireedka. Xoojinta amniga iyo ilaalinta siraha qarsoodiga ee dawladda waxay xaqiijiyaan isticmaalka saxda ah iyo maaraynta macluumaadka shakhsiyeed iyo macaamilka ee ay istaraatijiyaddan qaran ku jaango'an tahay, looguna talagalay, si guud.

Muwaadiniinta iyo ganacsiyada isticmaala adeegyada dawladda ee dhijitaalka ah, waxaa kalsooni ku abuurayaa nidaamyada danabaysan ee dawladda oo u dammaanadqaadayaa badbaado xogeed iyo horumar ganacsi oo dhijitaal ah kaas oo lagu sugaya amniga, sharci, siraha qorsoodiga ah ee ka dhexeeya dawladda iyo muwaaddiniinta, kana hortagaya faragelinta dadka halista ku ah galalka xogeed ee sirta u ah dalka.

Dawladdu waxay ay bixinaysaa aqoonsiga danabaysan ee afka qalaad ku ah *e-identity*, iyadoo ku dedaalaysa in ay hubiso in qof kasta oo Soomaali ah uu helo aqoonsiga danabaysan ee dalka. Aqoonsiga danabaysan waxa uu dawladda u sahlayaa in ay caddayso dadkeeda, iyada oo aan la xidhiidhin qof ahaan. Muwaadin kasta waxaa la siin doonaa kaarka aqoonsiga iyo kaarka lahaanshaha moobaaylka kaas oo ay hay'adaha ku shuqul leh ku siin karaan habraac danabaysan oo lagu keydinaya xogta muwaaddinka laga diiwaangeliyey, loona diiwaangeliyey ee uu ka midka yahay saxiixiisa iyo sawirkiisa danabaysan. Habkan waa habraac ay Wasaaraddu ku sugaysa ammaanka iyo nabadgelyada muwaaddiniinta Soomaaliyeed.

6.4 Dhiirigelinta Hal-abuurka

Dawladdu waxay dhiirrigelinaysaa oo horumarinaysaa hal-abuurka cusub ee waxtarka u leh dalka, dadka iyo diinta Islaamka, waxayna kobcinaysaa oo xoojinaysaa cilmibaadhista ay kula soconaysa horumarka tiknoolajiyada ee waxtarka leh, una adeegsanaysaa habka dhijitaalka ah ee hannaankeeda maamulka ay ku maareynaysa mashaariicda hal-abuurka leh ee isticmaalka tiknoolajiyadda cusub ee hadda wax-ku-ool ah iyo tiknoolajiyadda horumarsan ee mustaqbal la naawilaya, loona baahan yahay.

Istaraatijiyaddan qaran ee ay wasaaraddu dejisay, waxay boorrinaysaa in ay Dawladdu dhiirrigeliso tartanka hal-abuurka cusub iyo waxsoosaarka oo ku abaal-marin doonta muwaaddiniinta Soomaaliyeed ee la yimaado hal-abuur iyo waxsoosaar cusub oo horumar u leh dalka iyo dadka Soomaaliyeed. Si loo koriyo, loona kobciyo horumarka dhaqaalaha dalka, loona helo miisaaniyad dheellitiran, waxay Wasaaraddu qorshaysay oo ay istaraatijiyaddan dhiirrigelinaysaa qabashada carwo tiknoolajiyadeed danabaysan oo afka

qalaad ku ah *TECHFEST* taas oo sanadle ah, ayna kuguulaysteyaashu ku helaan lacag abaalmarin dawladeed ah si ay u horumariyaan fikradahooda dhaqaala-abuur oo lagu daabici doono, laguna baahin doono warbaahinta qaranka. Hay'adaha maamulka dawladda (ugu heerka sarreeya waa in ay horumarkan dawladnimadda danabaysan ay hiigsanaysa qayb ka wada noqdaan, dhiirrigeliyaanna.

6.5 Iskaashi iyo Wadashaqeyn

Dawladnimada danabaysan ee ay wasaaraddu ku foogan tahay, waa mid lagu abuurayo jawi ku habboon wadashaqeynta qaybaha hay'adaha gaarka loo leeyahay ay ku caawin karta dawladda, iyada oo lagu taabbagelinaya dawladnimada danabaysan, isla markaana lagu awoodsiinayo farsamada *ICT-ga* si hufnaan loo maamulo mashaariicda dawladnimada danabaysan ee horumarinda Dalka Soomaaliya.

Iskaashiga iyo wadashaqeynta dawladda iyo hay'adaha gaarka loo leeyahay waxa lagu dhiirigelinayaa abuuridda iyo dhisidda iskaashi istiraatijiyadeed oo ay la yeelato hay'adaha gaarka loo leeyahay si looga faa'ideysto aqoonta, xirfadaha, khibradaha iyo agabka danabaysan ee hay'adaha gaarka loo leeyahay. Yoolka arrinta waa aqoon iyo khibrad ay wadaagaan dawladda iyo hay'adaha gaarka loo leeyahay oo dan u ah dadka iyo dalka Soomaaliyeed taas oo lagu xoojinayo maan iyo maskax wadaag danabaysan.

6.6 Faa'iidooyinka Dawladnimada Danabaysan

Faa'iidooyinka dawladnimadda danabaysan way badan yihiin, waxaase ugu horreeyaa in muwaaddiniinta ay helaan adeegyada dawladda ay bixiso ayaga oo aan u tagin xafiisyada dawladda qof ahaan balse loogu adeegayo hab dhijitaal ah oo danabaysan. Si taas loo gaaro IWasaaradda Isgaarsiinta iyo Tiknoolajiyadda oo ka wakiil ah Dawladda Soomaaliya, loona igmaday horumarinta dalka ee dhanka Isgaarsiinta iyo tiknoolajiyadda, waaxa ay dedaal hagar la'aan ah gelinaysaa sidii ay hiigsigan istaraatijiyadeed u gaadhi lahayd, meeshana uga saari lahayd caqabadaha hortaagan bixinta adeegyada danabaysan oo loogu adeegi kara muwaaddiniinta Soomaaliyeed hab iyo hannaan *online* ah oo lagu horumarinayo kaabayaasha dhaqaalaha, sugidda ammaanka, baahinta nabadda iyo badqabka muwaaddiniinta, xoojinta midnimada, difaaca dalka, dadka iyo diinta, iyada oo laga faa'iideysanaya ICT-ga iyo adeegyada danabaysan ee ay istiraatijiyaddan qaran daarran tahay. Sidaas darteed, faa'iidooyinka dawladnimada danabaysan aad bay u fara badan yihiin, waxtarna ugu leeyihiin horumarka iyo sookabashada Dalka Soomaaliya oo dhan.

6.7 Dhijitalka loo Dhan Yahay

Hiigsiga iyo himilada istaraatijiyaddan waa in ay dawladdu u xaqiijisaa dhammaan muwaadiniinta Soomaaliyeed in ay siiyo fursad dhijitaal oo loo dhan yahay, isku midna ah dhanka usinnaanta oo ay kaga qaybqaataan, ugana faa'iidaystaan adeegsiga nidaamyada ICT-ga, iyada oo aan loo eegin lab iyo dheddig, da'yari iyo da'weynaan, aqoon iyo aqoon la'aan, gobol iyo gude caasimadeed, xanuun iyo caafimaad iyo wax kasta oo kale. Ujeedku waa in bukaanka Soomaaliyeed adeegga danabaysan loogu adeegaa, muwaaddinka caafimaadka qabana lagu hormariyaa waxsoosaarkiisa muruq iyo maanba ee waxtarka leh.

Keliya 9.8%[9] dadka Soomaaliya ku nool ayaa haysta adeegga internet-ka, waxaa weli jira qaybo badan oo dadweynaha ka mid ah oo ay aad u liidato helitaanka adeegga internet-ka iyo kaabayaasha kale ee muhiimka ah ee ICT-ga, taasi waxay carqalad iyo caqabad ku tahay horumarka iyo waxsoosaarka mawaaddiniinta.

Istaraatijiyaddan waxay gacan ka geysan kartaa horumarinta kaabayaasha dhaqaalaha, maalgelinta kaabayaasha, abuuridda iyo kobcinta dakhliga, kafaa'iideysiga aaladaha garaadka leh, tayeynta xirfadaha iyo wax-ka-kororsiga waayo-aragnimada aqoonyahannada ITC-ga, maaminta juqraafiga miyiga iyo mamagaalooyinka, waxbarashada, qoraalka qumman ee af Soomaaliga ee dhijitaaleysan, xawaaraha iyo tayada adeegga internet-ka iyo dhammaan horumarka kala duwan ee dadka iyo dalka Soomaaliyeed.

6.8 Marinada Adeegyada Danabaysan

Si loo dhiirigaliyo hanashada iyo hubinta dawladnimadda danabaysan, dawladdu waxay bixinaysaa adeegyada dawladnimadda danabaysan ku habboon, laguna sargooyey, iyada oo loo marayo marinno badan oo isgaadhsiineed. Waa marinno dhur iyo dheef u leh horumarka aragtida muwaadinka Soomaaliyeed, una wanaagsan tayada adeegbixin adeeghelidda ee dawladda iyo dadkeeda ay shuraakada sharci ku yihiin.

Waa marinno muhiim u ah horumarka ku lammaan dawladnimadda danabaysan, lehna faa'iidooyin la mahadin doono. Waa marinno istaraatijiyadeed oo lagu fulinayo qorshayaasha dawladeed ee la dejiyey, kalana duwan ee dawladnimadda danabaysan, lehne shuruudo, habraacyo iyo ujeedooyin bulsh-adeegida ee adeegga.[10] danabaysan ee dhanka dhijitaalka iyo casriyeynta tiknoolajiyadda ku halbeegan.

Marinnadan muhiimka ah waxaa ugu doorroon kuwan soo socda[11]:

- **Marinka Online-ka ah:** Waa xidhiidhka tooska ah ee ay dadka kula xidhiidhayaan dawladda ee leh qaabbilaadda miiska hore, xidhiidhka telefoonka xidhiidhka ama waraaqaha ee la isku dhaafsada e-mailka iyo farriimaha afaka qalaad ee Ingiriiska loogu soo gaabiyo SMS.
- **Marinka Offline-ka:** Waa habka boostada iyo isgaadhiinta DHL-ka ee lagu xidhiidha.
- **Xawaaraha Adeegbixinta:** Marinkan waa lacagbixinta ee ku dhisan xawilaadda degdegga ah ee taleefoonka iyo habka xawaaladda aan degdeg ahayn sida lacagbixinta iyo lacaghelidda jeegga.
- **Amniga iyo Sirta:** Dawladnimada danabaysan waxay xoojinaysaa marinka loo maraya helidda macluumaadka xasaasiga ah iyo ilaalintiisa oo ah waajibaad iyo xuquuq dawladeed oo sugan.
- **Marinka Warbaahinta**: Marinka warbaahinta waa marinka warisgaadhsiin ee ay doonayso Wasaaraddu in ay tayeyso, casriyeyso oo dhijitaaleyso habka dawladnimada danabaysan.

[9] https://datareportal.com/reports/digital-2023-somalia?rq=Somalia

[10] Habka qiimaynta ee adeegyada dawladnimadda danabaysan ee kannaallada badan leh,https://www.researchgate.net/publication/289641224

[11] Europeancommission (2004) Bixinta kanaalka badan ee adeegyada dawladda.*http://www.egov.pku.edu.cn/download/fw.pdf, [La galiyay 18 Agoosto 2021].* Isweydaarsiga Xogta udhaxeysa Maamulka Barnaamijka Amsterdam, Netherlands, Enterprise DG.

Dawladdu waxay qaadanaysaa istaraatiijiyad marinno badan leh oo fursad u siinaya dadweynaha in ay ku isticmaali karaan siyaabo kala duwan, kuna heli karaan adeegyada dawladda.[12]. Sidaa darteed, danabeynta iyo dhijitaaleynta marinnada sare ku xusan iyo kuwan hoosaba dalka waa u muhiim.

i. Tayeynta Xawaaraha Internet-ka

Dawladdu waxay dhisi doontaa mareeg qaran oo lagu tayeynaya adeegbixinta dawladnimada danabaysan taas oo si toos ah u siinaysa muwaadiniinta in ay helaan adeegyada dawladeed oo *online* ah. Barta dawladda ayaa martigelin doonta oo jahaeyn doontaa dhamaan mareeg hoosaadyadda wasaaradaha kuwaas oo isticmaali leh hal astaan oo adeegyo badan ka kooban. Astaantu waxay hubinaysaa in dhammaan mareeg hoosaadka ay u ekaadaan mareegta guud, yeeshaanna hal qaab oo isku mid ah. Waa hab wasaarad kasta u oggolaanaya in ay yeelato mareegta midabkeeda iyo calaamadaheeda ku habboon. Dhammaan adeegyada dawladnimadda danabaysan waxay hawlgelayaan 24/7 ee 365 maalmoodba danta guud loogu adeegaya.

ii. Moobaaylka

Dhammaan adeegyada dawladda waxa la filayaa in ay noqdaan kuwa lagu heli kara taleefoonnada gacanta iyo aaladaha kale ee la qaadan kara. Maadaama telefoonaka gacanta uu yahay aalad internet-ka diyaar ku ah, si fududna loogu heli kara ama bixin kara adeegyada danabaysan, istaraatijiyaddan waxay daarran tahay in ay la moobaayllada casriga ah la jaanqaadaan dawladnimada danabaysan si weyn uga faa'iidaystaan isticmaaleyaasha, maadaama ay wanaagsan yihiin oo horumarsan yihiin. Celceliska waqtiga lagu qaato mareegta, xawaaraha internetka iyo iskuxidhka warbaahinta adeegsanaysa khadka tooska ah, mashiinka raadinta danabaysan ee Search Engine Optimization SEO ku ah afka qalaad waxay dhammaan waxtar u leeyihiin bixinta iyo helidda adeegga hufan ee dawladnimada danabaysan. Waxaa la tayeynayaa:

- Adeegyada ku xidhan taleefoonka gacanta.
- Adeegyada farriimaha SMS.
- Barnaamijyada mobaayllada caaqilka ah.
- Xoghelidda iyo keydinta Unstructured Supplementary Service Data USSD.
- Kusheekeysiga Bots ama Chat Bots casriga ah ee ay dadku ku wada hadlaan.

iii. Xarunta Wicitaanka.

Dawladdu waxay samayn doontaa xarun wicitaan oo ah adeegyada dawladda ee dawladnimadda danabaysan oo bixin doonta adeegyo hufan oo habboon, kuna dhisan waaya-aragnimo iyo aqoon casriyeysan oo cilmiyeysan ee wadaxidhiidhka kuxidhan iyo kabaxsan ee afka qalaad ku ah in-bound and out-bound. Xarunta wicitaanku waa in ay si cilmiyeysan oo casriyeysan u fulisaa hawlahan soo socda:

- Kobcinta farsamada muwaadiniinta iyo ganacsiyada adeegsanaya mareegta dawladda ee dawladnimadda danabaysan ee waxtarka iyo faa'iidooyinka u leh horumarka dalka.
- Faafinta waxqabadka dawladda ee dawladnimadda danabaysan ee Soomaaliya.
- Wax-ka-qabashada xidhiidhka taleefoonka, internet-ka iyo hababka kale.
- Horumarinta adeegyada self-service, interactive Voice (IVR) IWM.
- Horumarinta kumbuyuutarka leh chatbot iyo IVR danabaysan.
- Casriyeynta diiwaangelinta danabaysan ee xogta muwaaddiniinta Soomaaliyeed.

[12] Pieterson, W. & Dijk, J. V. (2002) Meelaynta kanaalka adeegga dawladda: Taariikhda iyo xeeladaha mustaqbalka. Falanqaynta iyo Naqshadeynta Adeegyada e-Services, 53 - 60.

iv. Dhijitaaleynta TV-ga

Dawladdu waxay la shaqeyn doontaa Hay'adda Isgaarsiinta Qaranka (HIQ) si ay gacan uga geysato hirgelinta sanduukhyada set-top boxes ee TV-yada dhijitaalka ah ee danabaysansi casrigana ah.

v. Farriimaha Degdega ah

Dawladdu waxay dejin doontaa adeegga fariimaha degdegga ah oo ay isticmaali doonaan dadweynuhu si ay u raadiyaan jawaabaha su'aalaha degdegga ah ee xilliga gaaban. Waxaa la korjoogteyn donaa habka hubinta danabaysan ee kawarcelinta weydiimaha danabaysan ee dadku soo weydiiyaan dawladda.

vi. Adeegyada Jawaabcelinta Codadka

Dawladdu waxay casriyeyn doonaa habka codwadaagga IVR si loo helo macluumaad loo baahan yahay. Muwaadiniintu waxay fursad u heli doonaan in ay la jaanqaadaan dawladnimadda danabaysan ee nabadgelyadooda iyo horumarintooda u darban 24/7 si waafaqsan shuruucda dalka iyo difaaciisa.

vii. Baraha Galitaanka Internet-ka Dadweynaha

Dawladdu waxay dejin doontaa barta gelitaanka internetka ee dadweynaha ee afka qalaad loogu soo gaabiyo PIAP taas oo suurtagalineysa in ay la shuraakoobaan goobaha internetka la ijaarto ee gaarka loo leeyahay oo ah bartilmaameedka isticmaaleyaasha aan guriga internet ku heysan. Barta Galitaanka Internetka Dadweynaha (BGID) waxay ku yaalaan goobaha caamka ah, iyada oo ay jiraan shaqaale ka caawiya isticmaalayaasha sida ay uga faa'iidaysanayaa dawladnimada danabaysan. Samaynta PIAP dawladdu waxay uga gol leedahay in ay aqoonsato oo ay yarayso caqabadaha imaan kara.

viii. E-mailka

Dawladdu waxay dejin doontaa adeegyada e-mailka iyo Isgaarsiinta laba-geesoodka ah ee macaamiisha adeegyada dawladnimadda danabaysan. e-mailku waxaana lagu sarjarayaa noocyadda soo socda:

- **Jawaabta Isdiridda Tooska**: Adeeggan waxa uu sahlayaa xidhiidhka iyo helidda jawaabaha degdegga loogu baahan yahay, lana heli kara24/7 ee dawladnimada danabaysan.
- **Jawaabta gacanta.** Jawaabtan waxay ku habboon tahay xogisdhaafsiga ay dadku sida toos ah ku wada xidhiidhayaan, shaqsi ahaanna xogta iskugu dirayaan. Dadka aragga naafada ka ah waxaa caawin kara shaqaale si toos ah u shaqeynaya, waana in lagu dadaalaa sidii loo hubin lahaa in isticmaalayaasha ay haystaan aalado u oggolaanaya in ay galaan kanaalka ku habboon.

ix. Miiska Qaabilaadda Soobooqdayaasha

Dawladdu waxay u samayn doontaa miiska qaabilaadda soobooqdayaasha wasaaradda, kaas oo loogu shaqeyn doono dadka toos u yimaada ee u baahan in laga caawiya adeegyada ay u baahan yihiin.

x. Xarumaha Adeegga Guud

Dawladdu waxay samayn doontaa Xarumaha Adeegga Guud (XAG) taas oo adeeg guud oo danabaysan siin doonta goobaha fog ee uu internet-ka iqliilka ku yahay amaba aan haysan adeeg internetba.

Xarumaha Adeegga Guud (XAG) waxay qaban doonaan hawlaha soo socda:

- **Isgaarsiinta ka Dawladda ku Dadwaynaha:** Isgaadhiintan oo afka qalaad loogu soo gaabiyo G2C waxaa loogu adeegi doonaa danta guud: caafimaadka, waxbarashada, beeraha, horumarinta shaqaalaha, Shaqaaleysiinta dadka, ilaalinta xuquuqda Asaasiga ah, bixinta digniinta musiibooyinka, xuquuqda helitaanka macluumaad ku (XHM) iyo iwm.
- **Baahinta Xogaha** - Xarumaha Adeegga Guud (XAG) waxay xogaha loo baahan yahay ku baahin doonaan taleefoonnada, mareegaha iyo adeegyada danabaysan ee iskuxidhka ee interface loo yaqaanna ee ku baxa afka waddanka iyo afguriyadiisa maxalliga ah.
- **Aqoonta Madadaalada** - Xarumaha Adeegga Guud waa xarumo loogu talagalay qabashada shaqooyin fara badan oo ay ka mid yihiin: abuuridda isdhexgal bulsho, madadaalada, xoojinta tababaradda horumarinta bulshada Soomaaliyeed.
- **Dawladnimadda Danabaysan iyo Adeegyada Danabaysan** - Dadweynuhu waxay awood u yeelan doonaan in ay helaan adeegyada ay bixiyaan waaxyaha wasaaraddaha.
- **Adeegga ka Bulshada ku Dawladda** – Xarumaha Adeegga Guud waa xarumaha ay dadweynuhu ugu soo gudbin doonaan dawladda cabashooyinkooda, codsiyadooda iyo soojeedinnadooda.
- **Dhaqaalaha loo Dhan Yahay** – Xarumaha adeegga guud waxaa lagu ururin doonaa deeqaha lacageed ee ay dawladdu bixiso, lacagta la siinaya dadka dawladda u qabtay shaqada galinbadhka ah, lacagta caddaanka ee loo qoondeeyey hindisayaasha, lacaga loo qorsheeyey daryeelka dadka hawlgabka ah, lacagaha loogu talagalay daryeelka naafada, lacagaha la siinaya dadka jilicsan iyo lacagaha lagu caawinaya waayeelka iwm.
- **Daryeelka caafimaadka** - Xarumaha Adeegga Guud waxay wax badan ka qaban doonaan baahiyaha caafimaad ee bulshada, iyaga oo la xidhiidhi doonaan dhakhaatiirta, kuna xidhi doonaan kaamamka adeegga caafimaad u baahan ee fogfog iyo diiwaangelinta xogta caafimaad ee danabaysan.
- **Beeraha:** Xarumaha Adeegga Guud waxay gacan ka geysan doonaan horumarinta beeraha iyo waxsoosaarka dalka, iyaga oo hannaan danabaysan adeegsan doono.
- **Gacansiinta ganacsiga Miyiga:** Xarumaha Adeegga Guud ee Dawladdu waxay dhiirrigelin doonaan dadka tuulooyinka ku nool ee leh hal-abuurka ganacsi, waxayna qandaraaska saamiga ganacsi ee afka qalaad ku ah Business Process Outsourcing siin doonaan ganacsatada miyiga.

7. Hirgalinta Hindisayaasha Dawladnimada Danbaysan

Hirgelinta istiraatijiyadeed ee dawladnimadda danabaysan kuma eko horumarinta tiknoolajiyadda kaliya, waxa gacan ka geysanaysaa horumarinta bixinta adeegga guud iyo dibuqaabeynta hannaanka waxqabad ee hay'adaha gaarka loo leeyahay. Waxaana lagu xallinayaa caqabad kasta oo ka hor imanaysa hirgelinta himilooyinka dawladnimadda danabaysan. Waxay diirada saaraysaa afartan qodob ee soo socda.[13]:

i. **Balaadhinta Aragtida Dawladda**
   Ballaadhinta aragtida dawladda waxay kaalin muhiim ah ka qaadataa hufnaanta iyo hawlkarnimada muwaadiniinta. Waxay horumarisaa adeegbixinta dawladda. Waxay qeexdaa qorshe hawleedka xambaarsan aragtida guud ee dawladnimada danabaysan.

ii. **Dibuxoojinta Qaybaha Dawladda**
   Aragtida dibuxoojinta qaybaha dawladda waxay dib u xoojisaa wadasocodka, wadashaqeynta iyo iskuduubnida qaybaha dawladda. Waxay ku dhisan tahay dawladnimada danabaysan.

iii. **Kobcinta Awoodda Waaxaha Dawladda**
   Dawladdu waxay xoojisaa iskudheellitirka habsami-u-socodka iyo awoodsiinta waaxaha dawladda. Waxay horumarisaa xirfadaha iyo karaanka shaqaalaha waaxaha dawladda.

iv. **Dardargelinta Ganacsiga**
   Dawladdu waxay dardargelisaa adeegyada dawladnimadda danabaysan ee waxtarka u leh kobaca ganacsiga iyo suuqgeyn waxsoosaarka. Waxay dhiirrigelisaa horumarinta ganacsiga.

Aragtihan leh qorsha hawleedka ee soo socda ayaa ay ku hagaajinaysaa Istaraatiijiyada Siyaasadda Qaranka ee Soomaaliya.[14]

7.1 Aragtida Koowaad: Adeegbixin Nidaamsan

Adeegbixinta nidaamsan waxay wax weyn ka tartaa isbeddelka horumarineed. Waa adeegbixin hufan oo danabaysan. Waxaa lagu hagaajiyaa maamul wanaagga iyo horumarka muwaaddiniinta Soomaaliyeed.

7.2 Aragtida Labaad: Kordhinta Aqoonta Dhijitaalka ah ee Bulshada

Ujeeddada istaraatiijiyadeed ee aragtidan labaad waxay diiradda saaraysaa koruqaadidda aqoonta dhijitaalka ah ee bulshada. Waxay casriyeysaa adeegbixinta dawladnimadda danabaysan. Waxay kobciysaa kaabayaasha tiknolojiyada ee logu talagalay horumarinta aqoonta ICT-ga dhijitaalka ah.

[13] OECD (dawladnimadda danabaysan) Studies. Dawlad Wax-ku-ool ah oo danabaysan oo loogu talagalay Bixinta Adeegga Dadweynaha ee Smarter, Danmark 2010. QIIMEYN IYO SOO-jeedinno wax-qabadka
[14] Ibid., 1

7.3 Aragtida Saddexaad: Koruqaadidda Hufnaanta Dawladda

Ujeeddadan istaraatiijiyadeed ee aragtida saddexaad waxay diiraddasaaraysaa horumarinta hufnaanta maamulka dawladnimadda danabaysan. Dawladdu waa in ay isticmaashaa ICT-ga si ay hawlaheeda u noqdaan kuwa hufan, hagaagsan, hormarsan oo ku habboon adeegga danabaysan ee dawladda.

7.4 Aragtida Afraad: Xaqiijinta Daahfurnaanta dawladda

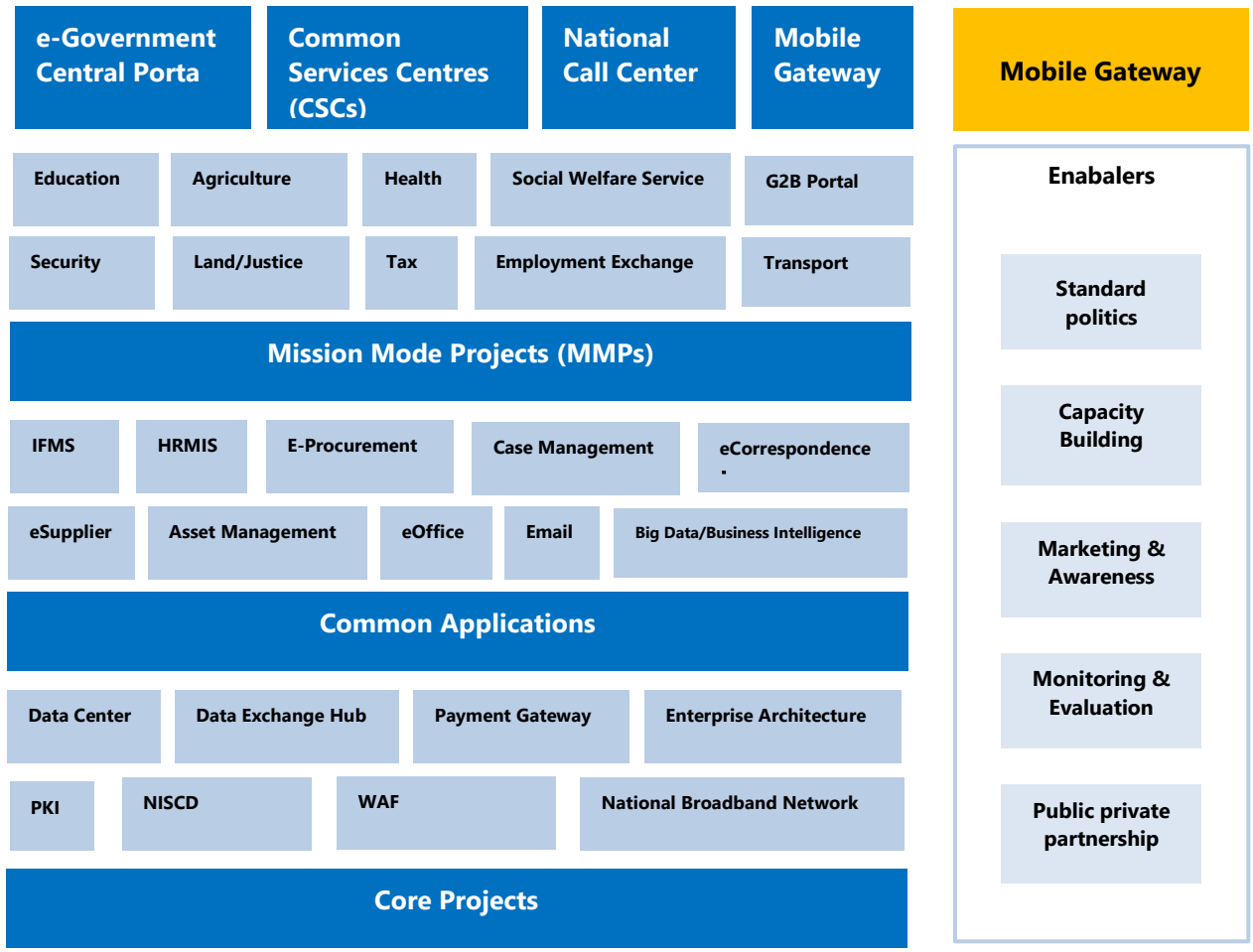
Ujeeddadan istiraatijiyadeed ee aragtida afraad waxay diiraddasaaraysaa daahfurnaanta adeegyada dawladda ee ay muwaadiniintu xaqa ugu leeyihiin in ay si joogta ah uga helaan dukumeentiyada iyo habraacyadda dowladda si loogu oggolaado in ay qayb ka noqdaan kormeerka iyo indha-indhaynta ku saabsan horumarka loo dhan yahay. Ujeeddada ugu weyn waa in ay dawladdu noqotaa mid daacad ah, daahfuran, lala xisaabtami kara, xilgudasho wanaagsan oo muwaaddiniinteeda u xaqsoorta.

8. Hindisayaasha Adeegyada Dawladnimada Danbaysan

Geedi socodka isbeddelka danabaysan ee Soomaaliya ayaa shanta sano ee soo socota (2025 - 2029) diiradda lagu saari doona bilaabista iyo hirgelinta qorshayaasha istaraatiijiyadeed ee waaweyn, iyadoo si gaar ah la iskugu taxaluujin doono horumarinta adeegyada dawladnimada danabaysan. Waxaa la dardargelin doonaa horumarinta kartida iyo karaan xirfadeedyada muhiimka ah, hirgelinta mashaariicda qaranka u horseedi doona isbeddel danabaysan iyo hawlgalladda guud ee dawladda oo dhamays tiran. Waxaa la dhiirigelin doonaa hufnaanta, hawlkarnimada iyo hubantida daahfurnaanta adeegbixinta dawladnimada danabaysan.

Himilooyinka istiraatijiyadeed ee hindisayaasha dawladda waxaa lagu tayeynayaa adeegyada dawladda waxtarka u leh horumarinta dadka iyo dalka Soomaaliyeed, hawlgelinta iyo adeegsiga ICT-ga si loo horumariyo habnololeedka bulshada Soomaaliyeed. Si halka la hiigsanayo iyo himilada loo gaadho, waxaa la fulin doonaa dhowr hindise hawleed oo sal u tahay dawladnimadda danabaysan ee Soomaaliya.

Jaantuska hoose ayaa ay ku muujisan yihiin hindisayaasha iyo himilooyinka istiraatijiyadeed ee hagi doona qorshe hawleedyada loo dejiyey dawladnimada danabaysan ee dadka iyo Dalka Soomaaliya.



Jaantuska 1: Cabbirrada istiraatijiyad ee hirgelinta dawladnimadda danabaysan.

Iyada oo dalka lagu hagayo himilooyinka istaraatiijiyadeed ee dawladdnimadda danabaysan, waxaa hindisayaasha adeegyada dawladnimadda danabaysan loo kala qaadi doonaa sida soo socota:

A. Adeegyada dhamayskatiran ee Iswadka ah

i. Samaynta Xarunta dhexe ee Xariirka Dawladnimadda Danabaysan ee Qaranka

Xarunta Dhexe ee Dawladnimadda Danabaysan waxay xidhiidhisaa dadka deggan dalka, ganacsiga iyo dadka soo booqda dalka. Waxay muhiim u tahay aragtida habboon ee qaranka.

Xarunra waxaa lagu dhisi doonaa iyadoo la adeegsanayo tilmaamaha soo socda:

- Fududeynta raadinta iyo helidda xogaha, iyada oo la isticmaalo jaheeye.
- Diyaarinta xogo ku qoran afafka Ingiriisiga iyo Soomaaliga.
- Naqshadeynta jawaabcelin iyo kordhinta isticmaalka tiknolojiyada mobilada ee bixinta adeegyo fudud.
- Sahlidda xoghelidda dadka baahiyaha gaarka ah qaba.
- Fursadsiinta falcelinta iyo soojeedinnada muwaadiniinta ee habka danabaysan.

ii. Hindisaha Horumarinta Adeegyada Danabaysan

Hindisahan ayaa ku riixi doonaan hay'adaha dawladda si ay u hubiyaan in dhammaan (100%) adeegyadooda ay *online* yihiin ugu yaraan 80%. Si hindisahan loo gaaro, hay'ad kasta oo ka tirsan dawladnimadda danabaysan waxa looga baahan yahay in ay dejiso qorshaha hirgelinta adeegyada danabaysan kaasoo ku salaysan xaaladda ay ku sugan yihiin adeegyada danabaysan, isla markaana qeexaya adeegyada laga heli kara internet-ka, wakhtiga la hirgelinayo iyo xalalka tiknolojiyada la isticmaalayo.

Hay'ad kasta waxaa looga baahan yahay in ay maamusho mashaariicdeeda hawleed ee adeegyadda danabaysan, qaabeynta iyo hirgelinta adeegyada dhamayska ah ee afka qalaad ku ah end-to-end services oo ay dibueegis iyo cusboonaysiin ugu samaysaa siyaasad kasta iyo habraacyada looga baahan yahay horumarinta adeegyada danabaysan, meeshana looga saaro wax kasta oo caqabad ku ah horumarinta dawladnimadda danabaysan ee Dalka Soomaaliya iyo muwaaddiniintiisa guud.

Qaar ka mid ah adeegyada mudnaanta leh waxaa ka mid ah kuwan hoos ku taxan:

- **Waxbarashadda**: Mashruucan oo ay leedahay Wasaaradda Waxbarashada Hiddaha iyo Tacliinta Sare, waxaa lagu kormeeri doonaa, laguna hirgelin doonaa ICT-ga cusub ee mashaariicda waxbarashada iyo waxbarashada sare ee danabaysan iwm.
- **Beeraha**: Mashruucan waxa uu hirgelin doonaa danabaynta beeraha Soomaaliya. Waxaa lagu soo gudbin doonaa warbixin ku saabsan tirakoobka suuqyada

waxsoosaarka cusub, warbixin ku saabsan haqabbeelka cuntada ee billaha ah, warbixinta dalagyada iyo suuqyada, bixinta ruqsadaha beeraha, fududeynta dhoofinta xoolaha, faafreebka caafimaadka xoolaha iwm.

- **Danabaynta Caafimaadka:** Ujeeddada Mashruucan waa abuurista xalka maareynta caafimaadka ee isbitaallada iyo rugaha caafimaad ee laga hirgaliyo degmooyinka. Mashruucan waxaa lagu fulin doonaa lahaanshaha Wasaaradda Caafimaadka.
- **Adeegyada Baasaboorka iyo Fiisaha**: Mashruucan waxa uu habayn doonaa adeegyada la xidhiidha codsiga, bixinta baasaboorka iyo fiisaha, waxana ku jiri doonaa codsiga/cusboonaysiinta/beddelka baasaboorka iyo habeynta fiisaha. Mashruucan ayaa waxaa fulinaysaa Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga.
- **Adeegga ka Dawladda ku ganacsiga**: Hal goob addeeg oo loogu talagalay diwaangelinta ganacsiga oo dhaca gudaha Wasaaradda Ganacsiga iyo Warshadaynta oo hadda la isticmaalo, kuna jira wajigii labaad ee hirgelintiisa ayaa la danabayn doonaa si loo casriyeeya.
- **Amniga**: Iyadoo ay masuul ka tahay Wasaaradda Amniga, mashruucan wuxuu kormeeri doonaa hirgelinta xalalka ICT-ga ee laamaha amniga oo ay ka mid yihiin; danabaynta Xabsiyada si loo horumariyo oo looga casriyeeyo habkii hore ee qaddiimka ah ee gelidda iyo kabixidda. Waxaa lagula soconayaa ilaalinta, dhaqancelinta iyo siideynta maxaabiista. Sidoo kale, waxaa lagu danabaynayaa nidaamka maareynta macluumaadka amniga booliiska qaranka, nidaamka aqoonsiga qaranka, badqabka iyo sugidda amniga xabsiyada iwm.
- **Danabaynta Caddaalada**: Mashruucan waxaa lagaga hoos shaqeyn doonaa Wasaaradda Cadaaladda iyo Garsoorka, waxaana laga faa'ideysan doonaa ICT-ga danabaysan si loo fuliyo adeegyada ay bixiyaan hay'adaha Garsoorka ee Dalka Soomaaliya.
- **Canshuur**: Hirgelinta Qorshaha Horumarinta Qaranka (QHQ) waxay u baahan doontaa dhaqaale badan. Si hufnaan loogu ururiyo canshuuraha iyo habka maamulidda dakhligana loogu ilaaliyo, mashruucan waxaa fududaynaysaa in ay dawladdu hawlgeliso agab danabaysan. Mashruucan ujeeddadiisu waa in la dhimo kharashka ku baxa gudashada waajibaadka canshuuraha ururinta si kor loogu qaado ururinta cashuuraha. Mashruucan waxa lagu fulinayaa lahaanshaha Canshuuraha Berriga oo hoos imanaysa Wasaaradda Maaliyadda ee Dawladda Faddaraalka ah ee Soomaaliya.
- **Gaadiidka**: Mashruucan oo ay iska leedahay Wasaaradda Gaadiidka iyo Duulista Hawada, waxa uu noqonayaa mid dhijitaal ka dhigi doona adeegyada ay wasaaraddu bixiso oo ay ka mid yihiin: laysinka darawalnimada, diwaangelinta gaadiidka iyo adeegyada kale ee baaxadda iyo saamaynta badan leh. Ujeeddadu mashruucan waa sidii kor loogu qaadi lahaa khibradda adeegbixinta iyo adeeghelidda danabaysan ee dadka Soomaaliyeed.

- **Shaqaalaysiinta**: Mashruucan ayaa ujeedadiisu ay tahay sidii loo heli lahaa fursado shaqo oo ku filan muwaadiniinta Soomaaliyeed, iyada oo la hubinayo in la helo xog ku filan oo ay dawladda ka heli karaan dadka shaqo la'aanta ah iyo sidii loo heli lahaa madal ay ku wada xidhiidhaan shirkadaha iyo shaqsiyaadka shaqooyinka soo baahiyo. Mashruucan danabaysan waxaa lagu fulin doonaa lahaanshaha Wasaaradda Shaqada iyo Shaqaalaha ee Soomaaliya.

iii. Hindisaha Mudnaanta Moobaaylka

Maadaama dadka ay aad u adeegsadaan taleefoonka gacanta, hay'adaha dawladda waaxa ay mudnaan siinayaan adeegbixinta iyo adeeggaadhsiinta danabaysan ee moobaaylka. Arrintan oo ah istaraatijiyad qaran, waxaa looga gol leeyahay in sida ugu habboon dadka loo gaadhsiiyo adeegyada danabaysan ee moobaayllada. Waa hindise ku habbon cilmibaarista iyo waxsoosaarka dalka.

iv. Horumarinta Habraacyada Gaadhsiinta Adeegyadda Danabaysan

Habraacan waxa uu hay'adaha ka caawiyaa fulinta, maamulka iyo maareynta mashaariicda adeegyada danabaysan ee ay ka midka yihiin:

- Danabaynta adeegyada guud iyo adeegyada adeegyada gaar.
- Dibuqaabeynta iyo danabaynta habraacyada iyo xeerarka.
- Khibrad-isdhaafsiga iyo naqshadeynta mashaariicda.

B. Kordhinta Aqoonta Dhijitaalka ee Bulshadda

i. **Barnaamijka Horumarinta Aqoonta Adeegsadaha:** Barnaamijkan waxa uu dhisayaa wacyiga iyo aqoonta dhijitaalka ah ee muwaaddiniinta.

ii. **Barnaamijka Dhijitaalka ah ee Kobcinta Akhris iyo Qoriska :** Xarrumaha adeegyada Guud waxay ka shaqeeyaan kobcinta iyo koruqaadidda akhriska iyo qoraalka dhijitaalka ah ee danabaysan. Waxay gacan ka geystaan abuuridda qolal WhatsApp iyo qolol wadasheekeysiga ee chatbox-ka loo yaqaan. Waxay dadka reer miyiga ah ku tababaraan horumarinta akhriska iyo qoraalka qumman.

iii. **Siyaasadda Ilaalinta Xogaha Qarsoodiga:** Siyaaddan waxaa loo deyey: ururinta, maareynta, habeynta xogaha macaamiisha iyo macluumaadka qarsoodiga ah ilaalintooda. Waxaa lagaga ilaaliyaa in aysan xogaha ku dhicin gacan halis ku ah dadka.

iv. **Siyaasadda Isgaarsiinta Dhijitaalka ah ee Qaranka:** Siyaasadda Isgaarsiinta dhijitaalka ah ee Qaranka (SIDQ) waxay kor u qaaddaa, ilaalisaa, tayeysaa, hannaan qaybaha Isgaarsiinta iyo dhaqaalaha dhijitaalka ah. Siyaasaddan waxay dalka iyo muwaadiniinta u diyaarinaysaa mustaqballka wanaagsan ee Isgaarsiinta Qaranka Soomaaliyeed.

C. Hufnaanta Dawladda

i. Hindisaha Wadashaqaynta iyo Isdhexgalka Danabaysan

Hindisaha hufnaanta waxaa loo dejiyey hufnaanta adeegbixinta dawladda iyo adeeghelidda muwaaddiniinta. Tallaabooyinka soo socda ayaa lagu xaqiijiyaa fulinta barnaamijka hufnaanta iyo iskufilnaanta kheyraadka dalka.

- **HabkaXaqiijinta Iskudhafan ee Qaranka (HXIQ):** Habkan waxa uu fududeeyaa diiwaangelinta isticmaalaha iyo gelitaanka aaladaha danabaysan, maaddaama isticmaalayaashu ay isticmaalaan aaladaha danabaysan si ay u helaan dhammaan adeegyada dawladda ee danabaysan ee ay rabaan in ay isticmaalaan qaabka aqoonsiga mar-galka ah ee afka qalaad ku ah single-sign-on authentication mode.
- **Marinka Lacagbixinta Qaranka:** Marinkan waxa uu ogolaanayaa in lagu bixiyo dhammaan adeegyada dawladda hal madal. Waa nidaam u oggolaanayaa lacagbixinta, iyadoo la adeegsanayo kanaallo kala duwan oo ay ka mid yihiin: lacagta moobaayllada, lacagbixinta kaadhka, boorsooyinka iyo isku dhafka bangiyada.

- **Xarunta Isweydaarsiga Xogta:** Xarunta Isweydaarsiga Xogta (XIX) waa xarun dhexdhexaad ah oo loogu talagalay isdhaafsiga xogta Qaranka. Waa xarun xogisweydaarsi oo bar ilaa bar xogaha la isugu dhaafsado taas oo u oggolaanaysa xafiisyada kala duwan ee danabaysan ee hay'adaha dawladdu in ay wadaagaan macluumaadka u muhiimka ah isu dhaafsadaan xogaha dalka.

ii. Barnaamijka Gelitaanka Kanaaladda badan

Barnaamijkan waxaa lagu hubiyaa in isticmaalayaashu aaladaha danabaysan ay awood u leeyihiin in ay geli karaan adeegyada kannaalada badan. Waxa uu horseedaa korodhka macaamiisha khadka daaran oo looga jeeda macaamiisha *online* ka ah.

Si loo horumariyo helitaanka adeegyada dawladda, waxaa la fuliyaa mashaariicdan soo socda:

- **Xarumaha Adeegyada Guud**: Xarumahan waxay ka shaqeeyaan bixinta adeegyada aasaasiga u ah bulshada, caafimaadka bulshada, ganacsiga, waxbarashada iyo waxsoosaarka beeraha.
- **Kanaalka SMS:** Kannaalkan waxaa uu u qeybsan yahay farriimaha SMS. Waxa uu xaqiijiyaa xidhiidhka dawladda ay kula xidhiidho muwaadiniinta wakhti kasta. Dadweynuhu waxay ku helaan macluumaadka iyo xogaha muhiimka ah ee ay kula socdaan xaaladda dalka.
- **Aqoonsiga Dhijitalka ah ee Khadka Offline ka ah:** Shaqada barnaamijkan waxaa dhijitaaleynta adeegyadii hore oo tooska loo tagi jiray xafiisyada dawladda. Hab *online* ah ayaa loogu adeegayaa muwaaddiniinta. Waa adeeg ku habboon casriyeynta adeegyada dawladda.

iii. Kaabayaasha ICT-ga Danabaysan

Kaabayaashan waxaa lagu gutaa waajibaadka Hay'adda Isgaadhssiinta Qaranka (HIQ). Sida ku cad Siyaasadda iyo Istaraatiijiyada ICT-ga Qaranka,[15] waxa kaabaan horumarinka karaanka aadanaha.

Kaabayaasha ICT-ga ee dawladeednimadda danabaysan waxtarkooda waxaa ka mid ah:

- Fududeynta helidda xogaha hay'adaha dawladda.
- Kahortagga iyo maareynta musiibooyinka.
- Kuxidhnaanta Xarunta Xogta Qaranka Soomaaliya (XXQS).
- **Xarunta Xogta Qaranka Soomaaliyeed** (XXQS) waa xarun danabaysan oo ka masuul ah ururinta, keydinta, ilaalinta & baahinta xogaha rasmiga ah ee lagu baahiyo warbaahinta dawladda.
- **Adeegga Ganacsiga Qaranka:** Waa adeeg ay Dawladdu ku hormariso ganacsiga guud iyo ganacsiga gaar ee danabaysan. Waa adeeg ku habboon horumarka ganacsiga dalka.

iv. Hindisaha Guud ee Dawladda

Hindisaha Guud ee Dawladda (HGD) waa hindise qaran oo horumarineed. Ujeeddoonkiisa waa:

- Horumarinta iyo danabaynta dhammaan hay'adaha dawladda.
- Horumarinta qaybahan hoos ku taxan:
    - Maamulka Maaliyadda.
    - Shaqaalaha.
    - Suuqgeynta.
    - Xidhiidhka.
    - Maareynta musiibooyinka.
    - Waxsoosaarka dalka.
    - Maamulka hantida guud.

[15] Ibid. 1, bogga 21

- **Xafiiska Danabaysan**: Xafiiskan oo afka qalaad ku ah E-Office, waa xafiis si toos ah lambareeyo hawlaha hay'adaha dawladda. Waxa uu habeeyaa oo fududeeyaa waraaqaha codsiyada ah ee hay'adaha ka socda ama ku socda. Waxa uu horumariyaa danabayntooda.
- **Maareynta E-maillada**: Maareynta E-maillada waa maareynta danabaysan ee xidhiidhka E- maillada ay is dhaafsadaan xafiisyada dawladda dhexdooda. Waxa uu E-maillada ka difaacaa budhcadda casriga ah ee dhijitaalka ku jabsata xogaha muhiimka ah ee dawladda.

v. Qaabhismeedka Ganacsiga Qaranka

Qaabdhismeedka Ganacsiga Qaranka (QGQ) waxaa lagu horumariyaa ganacsiga danabaysan ee dalka. Waxa uu hufaa oo hagaajiyaa kaabayaasha danabaysan ee ganacsiga ee kala ah: waxsoosaarka, suuqgeynta, dhoofinta iyo soodejinta cuskan isdhexgalka[16] ganacsiyada.

vi. Kaabayaasha Guud ee Muhiimka ah

Horumarinta kaabayaasha guud ee muhiim ah waxaa lagu dhisaa, laguna dheellitiraa kaabayaasha kala duwan ee dalka Soomaaliya. Hab danabaysan ayaa loogu tayeeyaa kaabashaa dalka oo dhan.

D. Daahfurnaanta Dawladda

i. Kaqaybgalka Danabaysan

Dawladdu waxay horumarisaa ICT-ga, uguna sahashaa muwaaddiniinteeda in ay qayb ka noqdaan maamulka, adeegbixinta, go'aanqaadashada iyo dejinta siyaasadda dalka. Kaqaybgalka mudaaddiiinta ee maamul wanaagga iyo horumarka dalka waxaa bulshada Soomaaliyeed loogu sahlaa:

- **Golayaasha Wadaxaajoodka ee Online-ka ah**: Habkan waxa uu muwaaddiniinta u sahlaa in ay fikradahooda iyo falcelintooda ugu soo gudbiyaan dawladda. Waa hab afkaara la isku dhaafsado.
- **Wikis:** Wikiska kala duwan ayey muwaaddiniinta ku qoraan afkaartooda xorta ah. Dawladda waxay kala socotaa falcelinta ra'yiga guud ee dadweynaha ee dimuquraaddiga ah.
- **Baraha Bulshada**: Dawladdu waxay mudnaan siisaa baraha bulshada: Facebook, Twitter IWM. Waxay muwaaddiniinta ku gaadhsiisaa adeegyada kala duwan ee warbaahineed ee danabaysan.

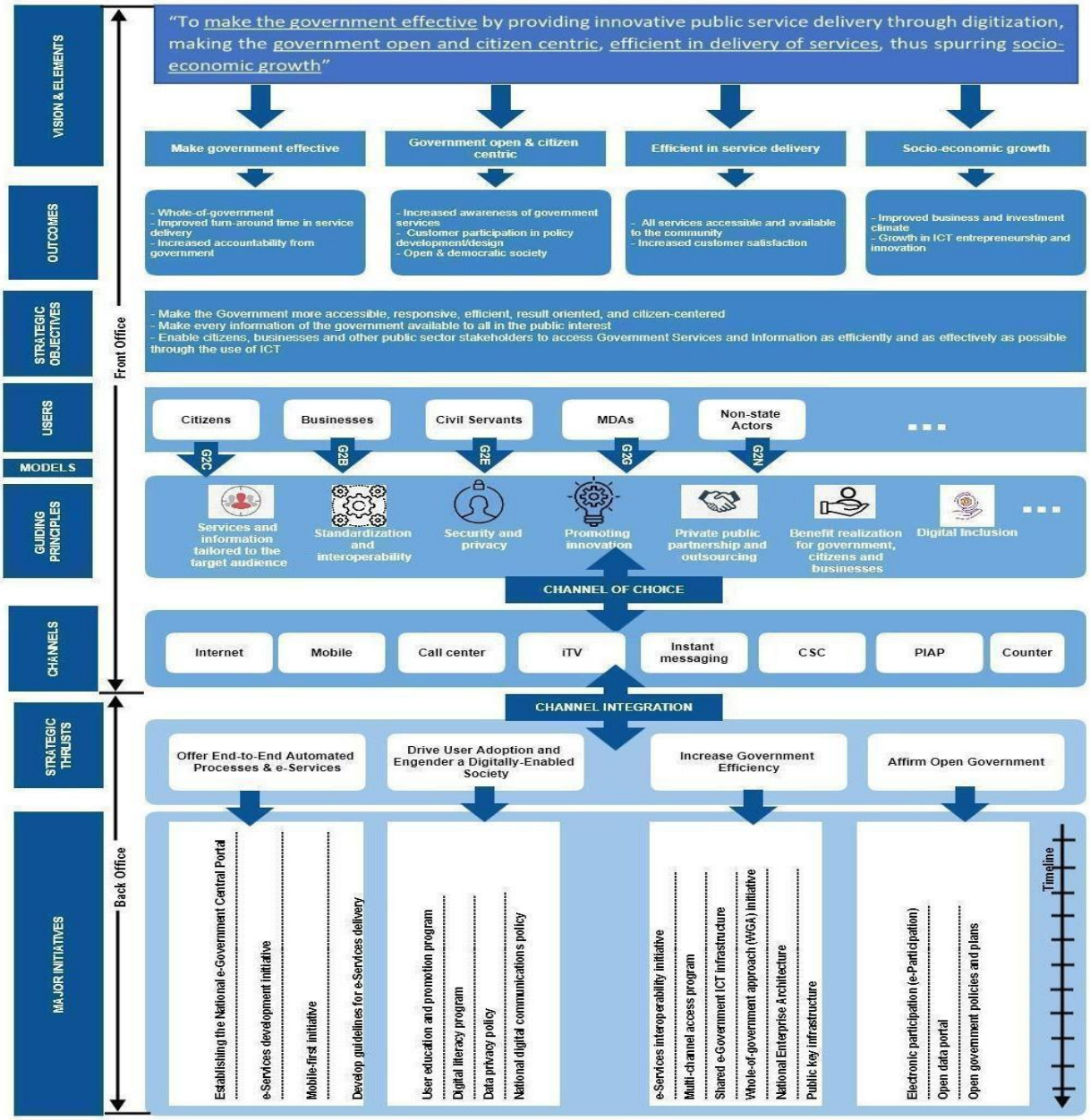
ii. Bogga Xogta Furan.

Bogga xogta furan waxay dawladda ku soo gudbisaa xogta miisaaniyadda, digniinta iyo daryeelka caafimaadka, fursadaha shaqo. Waa bog u furan dadweynaha Soomaaliyeed.

[16] Dhismaha Ganacsiga Dowladda Queensland 2.0, Australia

Qorshayaasha iyo Siyaasadaha Furan ee Dawladda

Dawladdu waxay horumarisaa siyaasado dawladeed. Waxay ku muwaaddiniinta kaqaybgalka daahfurnaanta dawladnimada danabaysan. Dhammaan hay'adaha dawladda waxay leeyiin qorsheyaal dawladeed oo Furan. Waaxyaha wasaaradaha waxay daabacaan qorshayaasha Furan eedawladda oo ay si sanadle ah u baahiyaan. Waxaa sal u ah fulinta dawladnimada danabaysan.



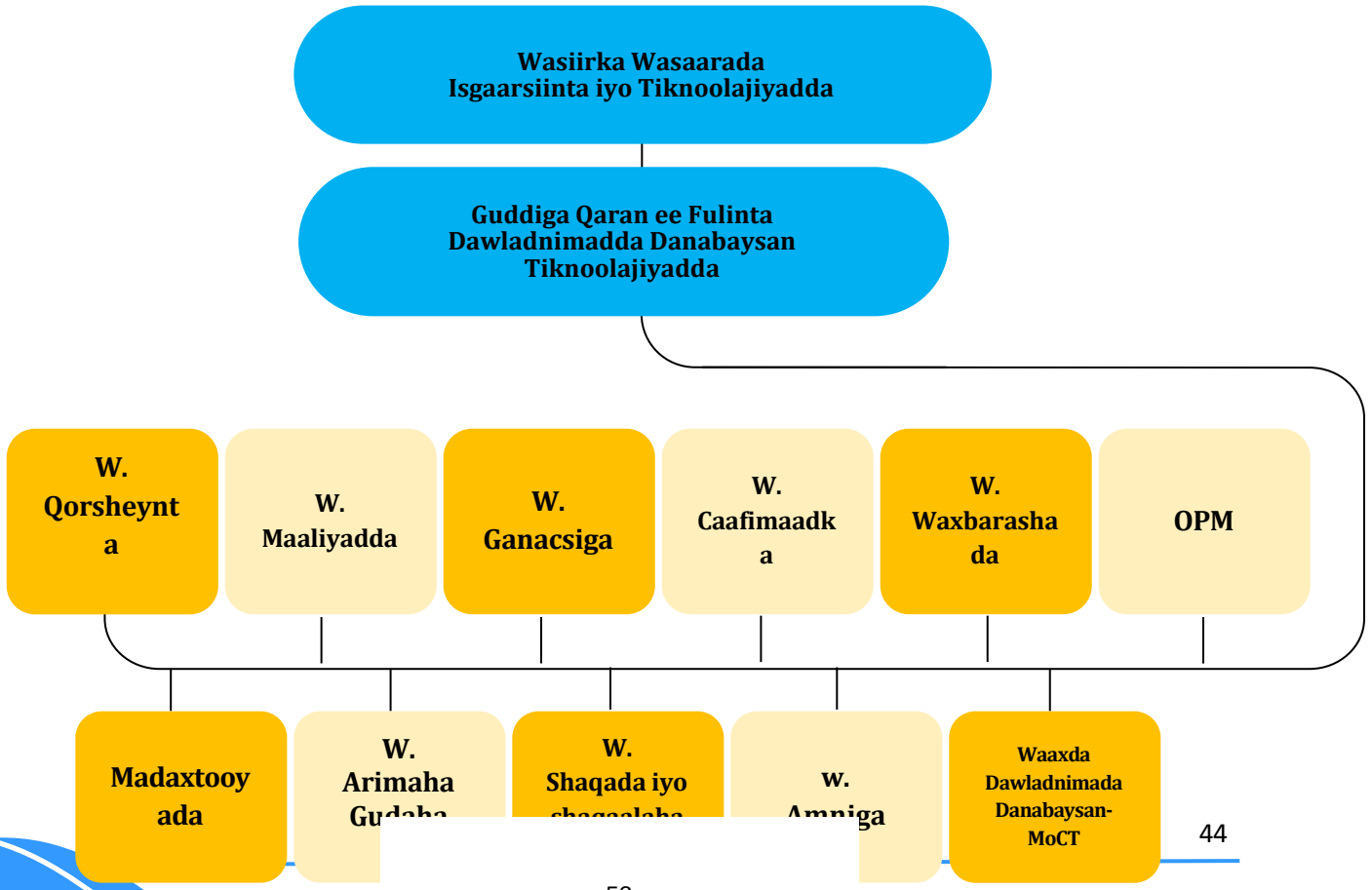
Jaantus 2: Soo jeedinta Habka istaraatiijiyadeed ee dawladnimadda danabaysan.

9. Habka Maamulka Dawladnimadda Danabaysan

Habka Maamulka Dawladnimada Danabaysan (HMDD) waxaa horumariyaa hannaanka maamulka guud ee danabaysan. Waxa uu hagaa oo hagaajiyaa kaalinta ay tignoolajiyaddu ku leedahay maamulka dalka. Habkan oo ah mid ku dhisan horumarin qaran, waxaa loo fuliyaa sidan hoos ku qoran:

- **Wasiirka Wasaradda Isgaarsiinta iyo Tiknooloojiyadda** ayaa hagaya oo hoggaamiyaa, siyaasadda iyo iskudubarid istiraatiijiyadda dawladnimadda danabeysan ee 2025.
- **Guddiga Fulinta Qaran ee Dawladnimadda Danabeysan** Kadib soo magacaabista Hay'adaha hoos kuxusan xubnaha guddiga,iyo kusoo saarista Magacaabis rasmi ah Wasiirka Wasaaradda Isaarsiinta iyo Teknolojiyadda, Guddigu waxa uu mas'uul ka noqanayaa dejinta hal-beegyada casriyeenta adeegyada doowladda, maamulka, isuduwidda iyo dejinta halbeegyada dawladnimadda danabaysan ee Soomaaliya 2025.

  Wasaaradda isgaarsiinta iyo Teknoljiyadda ayaa laga rabaa dajinta TOR ka Guddiga fulinta qaran ee dowladnimada danbabeeysan
- **Waaxda Dawladnimadda Danabeysan:** Waaxdani waxay masuul ka tahay: isuduwidda, farsamada iyo kormeerka hawlaha danabeeynta Adeegyada wasaaradda, Waaxda ayaa noqaneeyso Xogeenta Guddiga qaran ee fulinta dawladnimada danbeeysan.
- **Wasaaraddaha:** Waa Wasaaradaha ugu muhiimsan oo laga rabo ineey danabeeysaan adeegyada daruuriga ah ee maalinlaha loo isticmaalo.



10. Qodobadda Xasaasiga ah: Kormeerka, Qiimaynta Guusha iyo Khataraha

Qodobbadan waxay iftiiminayaan qaar ka mid ah qodobadda xasaasiga ah ee guusha fulinta dawladnimadda danabaysan. Waxay tilmaamaan khataraha iyo yarayntooda, qiimeynta iyo lasocodka hawlada dawladda. Waxay ifiyaan fahanka saddex shay guusha muhiim u ah iyo maareynta fashilka mashaariicda.

10.1 Guusha

Istaraatiijiyadda dawladdu waxay hirgelisaa dawladnimadda danabaysan. Waxaa fure u ah qodobbadan:

Qodobbada muhiimka ah ee guusha.	Shuruuda
Dawlad udub dhexaad u ah guusha muwaaddiniinta.	• Maamulidda iyo fahanka baahiyaha muwaadiniinta. • Danaynta dawladnimada danabaysan. • Horumarinta tiknoolajiyadda. • Qancinta muwaaddiniinta. • Wacyigelinta bulshada. • Taageeridda wadashaqeynta. • Horumarinta kaabayaasha dhaqaalaha. • Sugidda amniga danabaysan. • Nidaaminta iyo xoojinta warbaahinta. • Kobcinta waxsoosaarka iyo ganacsiga.
Maamulidda Isbeddelka	• Qiimeynta iyo fahanka isbeddelka. • Hagaajinta kheyraadka dalka. • Maamulidda dakhliga. • Kafaa'iideysiga isbeddelka. • Taageeridda shaqaalaha. • Maamulidda mashaariicda. • Istaraatiijiyadeynta qorshayaasha qaranka. • Tixgelinta rabitaanka muwaaddiniinta. • Abaalmarin iyo dhiirrigelinta maamulayaasha. • Kasbashada kalsoonida muwaaddiniinta.
Taageerada maamulka	• Taageero xoog leh oo maareyn ah oo loogu talagalay muddada mashruuca dawladnimadda danabaysan • Awoodsiinta maamulka. • Maareynta kalaqaybsanaanta maamulka. • Bixinta adeegyo hufan. • Hoggaamin wanaagsan. • Maamul wanaag. • Isku dubarid mashaariicda dawladda. • Qorsheyn wanaagsan. • Wadashaqeyn wanaagsan. • Kormeerid iyo qiimeyn cilmiyeysan. • Maareynta musiibooyinka.

	• Fulinta iyo sarreynta sharciga. • Xoojinta siyaasadda danabaysan. • Horumarinta dawladnimadda danabaysan.
Xiriirka Muwaaddiniinta	• Wanaajinta xiriirka muwaaddiniinta. • Kajawaabidda cabashooyinka muwaaddiniinta. • Iskuxirka dawladda iyo muwaaddiniinta. • Horumarinta aaladaha isgaarsiinta. • Horumarinta hal-abuurka dadka. • Hagaajinta xafiisyada xiriirka dadweynaha. • Taageeridda iyo beeridda dhaqanka nabadda. • Tayeynta adeegbixinta iyo adeeghelidda. • Kobcinta aqoonta xiriirka tiknoolajiyadda. • Casriyeynta ICT-ga. • Hagaajinta nidaamka amniga.
Khabiirad Kordhinta	• Kordhinka iyo isdhaafsiga khibradda. • Kobcinta karaanka shaqaalaha dawladda.
	• Shaqaaleysiinta lataliyayaal leh aqoon iyo khibrad horumarin. • Casriyeynta aqoonta ICT-ga ee shaqaalaha dawladda. • Xoojinta iskaashiga dawladda iyo muwaaddiniinta.
Ilaha dhaqaalaha	• Nidaaminta isticmaalka khidmadaha Premium. • Kobcinta dakhliga fardiga. • Xoojinta maalgashiga tiknoolajiyadda. • Kasbashada taageerada caalamka.
Siyaasadda Gudaha iyo Dibadda	• Horumarinta siyaasadda tiknoolajiyadeed ee gudaha. • Horumarinta siyaadda tiknoolajiyadeed ee dibadda.

10.2 Dersidda Khatarta

Istaraatiijiyaddu waxay wax ka qabanaysaa caqabadaha ay wajihi karta dawladnimadda danabaysan.

Khatar	Saameynta	Yareynta
Kutiirsanaanta Dee q bixiyayaasha	Sare	• Miisaaniyadda dawladda iyo maalgelinta. • Iskaashiga guud iyo midka gaar.
Amniga iyo Ilaalinta Sirta	Sare	• Qaadidda tallaabin amnisugid. • Dejinta siyaasado, xeerar iyo habraacyo. • Danabaynta aqoonsiga qaranka ee dadka. • Danabaynta adeegbixinta aqoonsiga.
Teknolojiyada Duugowday	Sare	• Qorsheynta tiknoolajiyadda la adeegsanayo. • Tababaridda xirfadlayaasha ICT-ga. • Maalgelinta cilmibaarista horumarinta.
Fashil farsamo	Hoose	• Qorshaha kasoobashada musiibooyinka. • Qorshaha dibukobcinta ganacsiga
Iska caabinta isbeddelka	Sare	• Isbeddelka maamulka. • Wax-ka-qabashada xaaladaha deegaanka.
		• Hawlgelinta saamileyda. • Dhisidda wacyiga bulshada.
Ku tiirsanaanta soo saaraha/keenaha tiknolojiyada	Sare	• Fidinta aqoonta • Kobcinta karaanka muwaaddiniinta. • Hagaajinta maamulka xiriirka • adeeghelaha iyo adeegbixiyaha.

Helitaanka agabka & kharashka mashruuca oo xad dhaaf ah	Dhexdhexaad	• Horumarinta dakhliga fardiga. • Danabaysan maamulka mashriicda. • Maalgashiga dawladda. • Agaasimidda shuraakada dawladda iyo shirkada gaarka ah.
Helitaanka agabka & kharashka mashruuca oo xad dhaaf ah	Dhexdhexaad	• Horumarinta dakhliga fardiga. • Danabaysan maamulka mashriicda. • Maalgashiga dawladda. • Agaasimidda shuraakada dawladda iyo shirkada gaarka ah.
Hanashadda iyo Qaadashada hoose	Sare	• Istaraatiijiyada dhijitaalka loo dhan yahay. • Xalka kasbashada macaamiisha. • Yareynta kharashaadka macaamilka. • Kaladoorashada marinnada kannaalada badan. • Habka hirgelinta caddaynta figradaha.

10.3 Kormeerka iyo Qiimaynta (Monistoring And Evaluation)

Istaraatijiyadda dawladda waxay xoojisaa kormeerka iyo qiimeynta hawlaha hay'adaha dawladda. Waxay arrinta ku hagtaa, kuna hagaajisaa gaaridda yoolalka istaraatijiyadeed ee dawladda ee danabaysan.

Dowladdu, iyadoo loo marayo hay'adaha maamula ee loogu talagalay e-government-ka, waxay horumarin doontaa qaab-dhismeed kormeer iyo qiimeyn leh ujeeddooyin, natiijooyin, wax-soo-saaryo, iyo tilmaamayaal si cad loo qeexay oo lagu raadraaco horumarka, guulaha, fashilada, iyo casharrada laga bartay mashaariicda e-government-ka ee ka hirgeliyay dowladda. Habkani wuxuu ka caawin doonaa dowladda inay wax ka qabato arrimaha muhiimka ah ee ka taagan hirgelinta e-government-ka, kuwaasoo aan inta badan ahayn kaliya dhibaatooyin farsamo, balse sidoo kale la xiriira maaraynta nidaamyada iyo wacyigelinta dadka.

Tilmaamayaasha lagu horumarin doono habka kormeerka iyo qiimeynta ayaa loo isticmaali doonaa sidii qalab lagu cabbiro saameynta Istiraatiijiyadda iyo Khariidadda-habeynta e-government-ka Soomaaliya. Sidoo kale, waxa loo adeegsan doonaa qaab waxbarasho si looga faa'iidaysto casharrada laga bartay hirgelinta mashaariicda.

.

11.Qorshe Hawleedka Istaraatiijiyadda Dawladnimada Danabaysan

Dawladdu waxay leedahay qorshe hawleed iyo istaraatijiyad. Waxay ku fulisaa dawladnimada danabaysan. Qorshayaashan waxay u qaabaysan yihiin sida hoos ku qorsheysan oo ay dawladda u fulisaa:

- **Marxaladda 1aad:** Dibuhabeynta iyo hagaajinta adeegbixinta dawladda.
- **Marxaladda 2aad:** Koruqaadista iyo fidinta adeegga danabaysan.
- **Marxaladda 3aad:** Kobcinta hufnaanta wadashaqeynta hay'adaha dawladda.

	2025 - 2026	2026 – 2027	2027 – 2029
	Marxaladda 1aad Hagaajinta adeegbixinta.	**Marxaladda 2aad Koruqaadidda**	Marxaladda 3aad Kobcinta iskaashiga.
1. Nidaamka tooska ee adeegyada danabaysan.	1.1: Sameynta Xarunta Dhexe ee Dawladnimadda Danabaysan ee Qaranka.	1.2 Wajiga 2-aad: Horumarinta Adeegyada danabaysan.	**1.2 Wajiga 3-aad: Horumarinta Adeegyada danabaysan.**
	1.2: Hindisaha mudnaanssiinta adeegga moobaylka.	1.3 Wajiga 2-aad: Hindisaha mudnaansiinta adeegga moobaylka.	**1.3 Wajiga 3-aad: Hindisaha mudnaansiinta adeegga moobaylka.**
	1.3 Mudnaansiinta adeegga moobaylka.		
	1.4 Horumarinta habraacyada adeegbixinta danabaysan.		
2. Dhijitaaleynta Bulshada:	2.1: Horumarinta aqoonta isticmaalayaasha adeegga danabaysan.	2.1 Siikobcinta aqoonta adeegsadayaasha adeegga danabaysan.	**2.1 Siijoogteynta aqoonta adeegsadayaasha adeegga**

			danabaysan.
	2.2: Horumarinta akhriska iyo qoraalka dhijitaalka ah.		
	2.3: Horumarina Siyaasadda dhijitaalka ah ee ilaalinta siraha.		
	2.4: Horumarinta Siyaasadda isgaarsiinta dhijitaalka ah ee qaranka.		
3. Kordhinta Waxtarka Dowladda:	3.1 Hindisaha wada shaqaynta adeegyada danabaysan	3.2: Horumarinta gelitaanka kannaalka badan ee danabaysan.	**3.4: Wajiga 2-aad: Horumarinta hindisayaasha guud ee dawladda.**
	3.3: Horumarinta kaabayaasha ICT-ga ee dawladnimadda danabaysan.	3.3: Horumarinta kaabayaasha ICT-ga ee dawladnimadda danabaysan	
		3.4: Horumarinta Hindisayaasha guud ee dawladda.	
	3.5: Dhismaha ganacsiga qaranka.	3.6: Horumarinta kaabayaasha muhiimka ah ee dawladda.	
4. Xaqiijita Dawlad Daahfuran	4.1 Kaqaybgalka dawladnimada danabaysan.	4.2: Xariir iyo xog daahfuran.	
	4.3 Daahfurnaanta siyaasadaha iyo qorshayaasha dawladda.		

ISTARAATIJIYADDA DOWLADNIMADA DANEBAYSAN

(eGovernment Strategy 2025-2029)

https://Moct.gov.so/

Jamhuuriyadda Federaalka Soomaaliya
Xafiiska Ra'iisul Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

Tixraax:XRW/374 01/2025 Taariikh: 23/01/2025

XAFIISKA RA'IISUL WASAARAHA BIXID 29 JAN 2025 EXIT OFFICE OF THE PRIME MINISTER

Ku: Wasaaradda Isgaarsiinta & Teknolojiyada **Muqdisho**
Og: Dhammaan Xubnaha Golaha Wasiirrada **Muqdisho**
Og: Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya **Muqdisho**

UJEEDDO: GO'AAN GOLE EE ANSIXINTA SIYAASADDA QARAN EE DHIJITAALKA LOO DHANYAHAY"

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; iyo Qodobka 99aad faqradaha (a), (b), (e), (f); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG;

Markuu arkay: Warqadda summadeedu tahay **XW/WI&T/035/2024** kuna saabsan codsi soojeedinta Wasaaradda Isgaarsiinta & Teknolojiyadda Siyaasadda Qaran ee Dhijitaalka loo Dhanyahay;

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW03.106.01.25** ee **23/01/2025**, kuna saabsan ansixinta **Siyaasadda Qaran ee Dhijitaalka loo Dhanyahay** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Muhiimadda siyaaddani u leedahay hagaajinta iyo ballaarinta hannaanka iyo adeegyadda dhijitaalka loo dhanyahay

Waxa uu Meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW03.106.01.25** ee **23/01/2025**, kuna saabsan ansixinta **Siyaasadda Qaran ee Dhijitaalka loo Dhanyahay** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Isgaarsiinta & Tiknolajiyadda loo igmaday in ay hirgeliso, meelmarisana "Siyaasadda Qaran ee Dhijitaalka Loo Dhanyahay "

Qodobka 3aad

Dhaqangal

Go'aanka Golaha waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya. Siyaasaddanna waxaa lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-00-11-2025
TAARIIKH 22-11-2025
SAXIIX
AVV Ahmed Isse Guuleh
Hantidhowraha Guud Ee XFS

Jamhuuriyadda Federaalka Soomaaliya
Wasaaradda Isgaarsiinta & Teknolojiyada
Xafiiska Wasiirka

جمهورية الصومـــال الفدرالية
وزارة الاتصالات والتكنولـوجيا
مكتب الوزير

Somali Federal Republic
Ministry of Communications & Technology
Office of the Minister

Ref: XW/WI&T/ 035/2024 **Date:** Dec 11, 2024

Ku: Ra'iisul Wasaaraha Xukuumadda JFS **-Muqdisho-**
Og: Golaha Wasiirada Xukuumadda JFS -Muqdisho-
Og: Wasiiru Dowlaha Wasaaradda Isgaarsiinta & Teknolojiyada -Muqdisho-
Og: Wasiir Ku/xigeenka Wasaaradda Isgaarsiinta & Teknolojiyada -Muqdisho-

Ujeeddo: Soo-gudbin Siyaasadda Qaran ee Dhijitaalka Loo Dhan Yahay

Mudane Ra'iisul Wasaare,

Wasaaradda Isgaarsiinta iyo Teknolojiyada XJFS waxay si xushmad leh halkan ugu soo gudbinaysaa **Siyaasadda Qaran ee Dhijitaalka Loo Dhan Yahay (National Digital ICT Inclusion Policy).**

Diyaarinta Siyaasaddan waxaa eegis ku sameeyay Sharci yaqaanada Wasaaradda Isgaarsiinta & Teknolojiyada, Guddi-hoosaadka Tiirka Horumarinta Dhaqaalaha, Wasaaradda Cadaaladda iyo Garyaqaanka Guud ee Dawladda si loo hubiyo in aanay ka hor imanaynin Dastuurka iyo Shuruucda Dalka.

Haddaba, Wasaaradda Isgaarsiinta iyo Teknolojiyada waxay ka codsanaysaa Xafiiska Ra'iisul Wasaaraha in Siyaasaddan loo gudbiyo Xubnaha Golaha Wasiirada si loo Ansixiyo.

Mahadsanid,

Xil. Maxamed Adam Macalin Cali "Somali"
Wasiirka Isgaarsiinta & Teknolojiyada XFS.

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Jamhuuriyadda Federaalka Soomaaliya
Wasaaradda Isgaarsiinta iyo Teknolojiyadda

Siyaasadda Qaran ee Dhijitaalka loo Dhan yahay

Waxaa diyaariyey: Wasaaradda Isgaarsiinta iyo Teknolojiyadda, 2024

Hordhac

Teknoolajiyada dhijitaalka ah waa arrin aasaasi u ah bulshooyinka casriga ah, iyadoo laga faa'iidaysanayo adeegyada dawladda, bixinta kharashka adeegyada, helitaanka xawaaladaha, codsashada dukumentiyada aqoonsiga, shaqooyinka, daraasadaha, cilmi baarista, billaabista iyo socodsiinta ganacsiyada iyo fududaynta isdhex-galka iyo xiriirka bulshada, qoysaska iyo asxaabta intaba.

Xanuunkii safmarka ahaa ee COVID-19 ayaa kor u qaaday muhiimada teknoolajiyada dhijitaalka ah, taas oo ka dhigaysa udub dhexaadka shaqada, xiriirka, waxbarashada, helitaanka xogaha, wararka iyo adeegyada asaasiga ah.

Runtii, isticmaalka teknoolajiyada dhijitaalka ah ee Soomaaliya ayaa sii kordhay wixii ka dambeeyay COVID-19 maadaama teknoolajiyada dhijitaalku ahayd mid muhiim u ah sii socoshada, waxbarashada, adeegyada caafimaadka iyo xawaaladaha. Faafitaankii COVID-19-ka ee aduunka oo dhan ayaa muujisay baahida loo qabo teknoolajiyada dhijitaalka inay bulshada oo dhan uu gaarto, gaar ahaan qaybaha ugu nugul ee dadweynaha.

Aragtida Hagaysa Siyaasadda:

Siyaasadda teknoolajiyadda dhijitaalka ah ee loo dhanyahay ujeeddadeeda ugu wayn waa in kor loo qaado helitaanka teknoolajiyada dhijitaalka ah iyo in la buuxiyo gaabisyada ka jira. Siyaasaddan waxay soo gudbinaysaa talooyinka soo socda kuwaas oo si gaar ah diiradda u saaraya bulshada nugul:

• Kor u qaadista iyo hagaajinta isku xirka interneetka ballaadhan iyo helida aaladaha mudnaanta u leh isticmaalka teknoolajiyadda dhijitaalka.
• Kordhinta helitaanka, awooda iyo isticmaalka teknoolajiyada dhijitaalka ah,
• Kobcinta wacyiga, aqoonta iyo xirfadaha dhijitaalka ah.
• Fududeynta bixinta adeegyada guud ee dhijitaalka loo dhan yahay iyo;
• Kormeerka iyo qiimaynta.

- In la horumariyo lana hirgeliyo siyaasado iyo qorshe fog oo lagu xaqiijinayo in qof walba oo Soomaali ah, gaar ahaan dadka nugul ay heli karaan adeeg Internet xawaare badan, aamin ah, jaban la iskuna halayn karo.

- In la kordhiyo helitaanka qof walba uu ku heli karo qalabka iyo xirfadda uu u baahan yahay si uu uga qaybqaato ulana jaan-qaado teknoolajiyadda dhijitaalka ah.
- In lagala shaqeeyo shirkadaha adeegyada bixiya ee gaarka loo leeyahay, hay'adaha dawladda iyo kuwa aan dawliga ahayn sidii loo horumarin lahaa in dadka nugul ay u heli lahaayeen una awoodi lahaayeen adeegga Internet-ka iyo aqoonta dhijitaalka ah.
- In la fududeeyo helitaanka adeegyada online-ka ah ee dawladda, sida waxbarashada iyo adaeegyada kale ee Internet ka lagu bixiyo, lana dhiiri-geliyo curinta iyo isticmaalka macluumaadka awoodda u siinaya bulshada sidii ay u heli lahaayeen fursado horumar dhaqaale iyo kuwo bulsho.

Qodobadda Ugu Muhiimsan ee Siyaasadda

Qodobbada ugu muhiimsan siyaasaddan waxaa kamid ah in:

i. La aqoonsado kooxaha soo socda, meel kasta oo ay ka joogaan dalka, inay yihiin dadka nugul:
   a. Haweenka iyo gabdhaha
   b. Dhallinyarada aan shaqaynin
   c. Reer miyiga
   d. Reer magaalka danyarta ah
   e. Dadka da'da ah ama waayeelka
   f. Dadka baahiyaha gaarka ah qaba
   g. Dadka barakacayaasha ah gudaha
   h. Qaxootiga

ii. In la siiyo dadka nugul, cadaalad lagu xaqiijinayo inay mudnaan u yeeshaan mashaariicda heer qaran ee la xiriira teknoolojiyadda hindisayaasha isgaarsiinta (ICT) ilaa lasoo gaarsiiyo ka qayb-qaadashadooda isticmaalka iyo helidda adeegyada teknoolojiyadda heer gaarsiisan ugu yaraan meel dhexe ama sare.

iii. In la dhiiri-geliyo wax-ka-beddelka sharciyada hadda jira, xeer-nidaamiyeyaasha, qorsheyaasha iyo hay'adaha jira si loo sugo loona xaqiijiyo in si siman oo cadaalad ah uga qayb-qaataan dadka nugul dhaqaalaha dhijitaalka ah (digital economy)

iv. In la curiyo lana hirgeliyo sharciyo, xeernidaamiyeyaal, qorsheyaal iyo hay'ado cusub si loo gaaro ujeedadda ah in dadka nugul ay ka qayb qaataan siyaasadda ka qayb-qaadashadda loo dhan yahay ee dhaqaalaha dhijitalka ah (digital economy).

v. In la siiyo mudnaanta maalgelinta iyo wax-ka-qabadka loo baahan yahay si loo gaaro ka qayb-gal buuxa oo ay ku yeeshaan dadka nugul isticmaalka iyo helidda adeegyada casriga ah ee teknoolojiyadda ku dhisan sanadka 2033.

vi. In la dhaqangeliyo sharciyada iyadoo loo mrayo Hay'adihii fulin lahaa si awood sharci loo siiyo Siyaasaddan Qaran.

Mabaadi'da Hagaya Hirgelinta Siyaasadda

Mabaadi'dan soo socda ayaa hagi doonaan hirgelinta siyaasaddan:

i. **Dhammaan inay heli karaan:** in awood loo siiyo qof walba (gaar ahaan iyadoo la tix-gelinayo caqabadaha ay waajahaan dadka baahiyaha gaarka ah qaba ee kala duwan) inay adeegsadaan, isticmaalaan, la fal-galaan, wadaagaanna kaabayaasha dhijitalka ah ah (digital infrastructure) si waafaqsan sharciyada iyo xeernidaamiyeyaasha jira.

ii. **Dhammaan inay iibsan karaan:** in la sugo in cidna ay uga maqnayn ka qay-qaadashada dhaqaalaha dhijitalka ah (digital economy) caqabadaha la xiriira in aanay iibsan Karin kharash ahaan agabka iyo adeegyada, ama ay joogtayn Karin iska bixinta kharashyadda la xiriira.

iii. **Dhammaan inay ka faa'iidaysan karaan:** In la xaqiijiyo in teknoolojiyadda isticmaalkeeda iyo xogta ay ku helayaan ay ka qayb-qaadato bad-qabka iyo horumarka dhaqaale iyo mid bulsho, kuna heli karaan baraha warbaahinta ama qaabka ugu haboon ee ay ku isticmaali karaan ee ka jawaabaya baahidda gaarka ah ee shacabka.

iv. **Dhammaan ay ku qabaan kalsooni iyo amni:** inay ku qabaan isticmaalka adeegyada online-ka kalsooni iyo dareen amni iyadoo lagu gaarayo kobcinta karaanka iyo aqoonta, teknoolojiyadda, sharciga iyo xeernidaaminta teknoolojiyadda isticmaalkeeda la xiriira.

v. **Iskaashiga dhijitaalka loo dhan yahay:** In la xaqiijiyo ka qayb-qaadashada iyo iska kaashiga hay'adaha dawladda, ganacsiyada gaarka loo leeyahay, bulshada rayidka, bahda waxbarashada iyo saaxiibada horumarka dhijitalka loo dhan yahay, lagana wada shaqeeyo isku-dubaridka dadaalada kala duwan ee lagu dhaqaaqayo.

vi. **Cadaynta ku dhisan dhijitalka loo dhan yahay:** In la xaqiijiyo in dhamaan barnaamijyada iyo mashaariicda dhiiri-gelinta dhijitalka loo dhan yahay ay ku

dhisan yihiin xog-uruurin iyo falanqayn iyo in si joogto ah loo cabiro saamaynta iyo natiijada dadaalada lagu dhiiri-gelinayo dhijitalka loo dhan yahay.

Aragtida Isbedelka (Theory of change) ee ay ku dhisantahay Siyaasaddan:

Aragtida is-bedelka ee siyaasaddan waxay ku dhisan tahay qodobbada soo socda:

i. In dadka oo dhan ay u baahan yihiin inay helaan hab fudud oo ay ku wada xiriiraan, ujeeddada ugu horreysana ay tahay sidii ay u heli lahaayeen xiriir is-dhexgal bulsho (ehel iyo saaxiibbo).

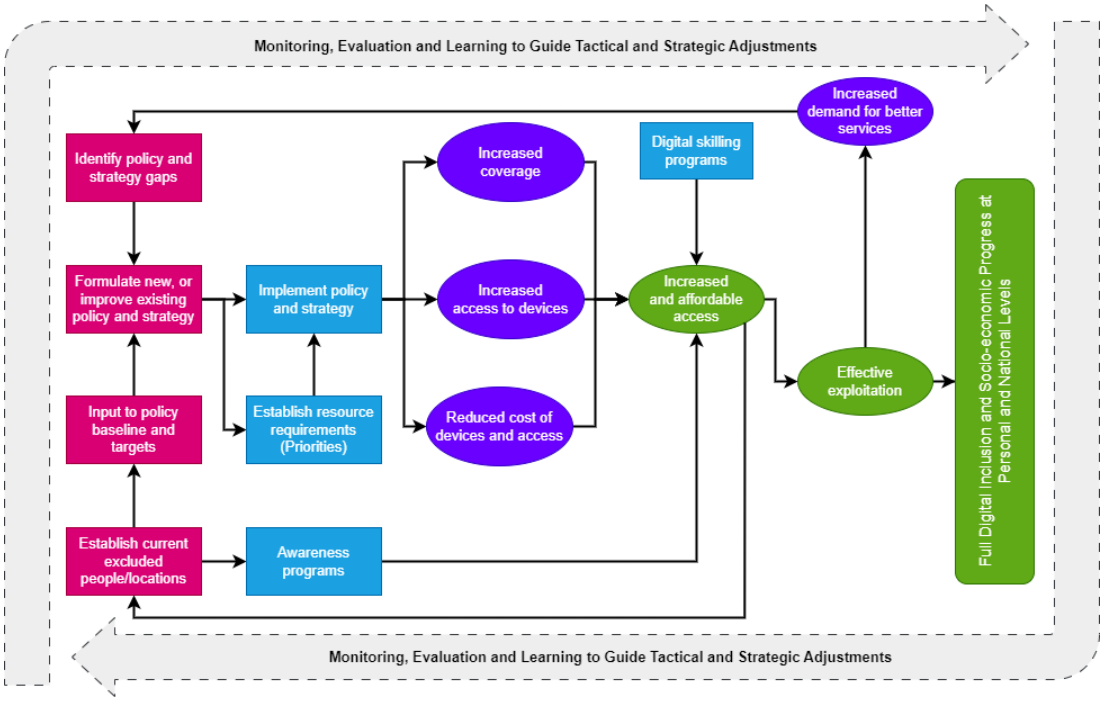
ii. Haddii la helo adeegga isgaarsiinta teknoolojiyadda, waxuu isticmaalkiisu horumarinayaa ganacsiga sida helidda lacagaha, iibsiga agabka, adeegyada taasoo marka dambe ka dhigaysa qalabka isgaarsiinta (talefoonka gacanta iyo kombuyuutarka) aalad muhiim ah oo wax lagu kala iibsado.

iii. Caqabadaha ugu waaweyn ee helidda iyo isticmaalka adeegyada elektaroonigga ah waa mid ama dhawr ka mid ah kuwa soo socda: adeegga isgaarsiinta oo aan baahsanayn ama tayadiisu ay hoosayso iyo qiimaha agabka teknoolojiyadda isgaarsiinta ama adeegyada lagu isticmaalo oo sareeya, Heerka xiga marka ay noqoto in si buuxda teknoolojiyadda loogo faa'iidaysto dhijitalka, waxaa kaloo caqabadaha ka mid ah aqoonta iyo xirfadda isticmaalka dhijitalka oo hooseysa iyo helitaanka xogta iyo macluumaadka oo xadidan ama yar.

iv. In lagu tix-geliyo kooxaha nugul siyaasadaha iyo qorshayaasha guud ee lagu dhiiri-gelinayo helitaanka adeegyada dhijitalka ah waxa ka dhasha in mar walba aysan helin mudnaanta ay leeyihiin. Sidaa awgeed, waxa lagama maarmaan ah in la dejiyo siyaaasado iyo barnaamijyo faragelin gaar ah oo xaqiijinaya in ay si cadaalad ku jirto u helaan.

Jaantuska Qorshaha waxqabad ee Macquulka ah

Jaantuska 1aad wuxuu muujinayaa hanaanka iyo talaabooyinka lagu dedejinayo adeegsiga danabaysan ee teknoolojiyadda dhijitalka ah ee loo dhan yahay.



Hanaanka qorshaha waxqabadka macquulka ah ee la soo jeedinayo wuxuu u baahan yahay:

i. In la xaqiijiyo tiro ahaan heerka uu gaarsiisan yahay ka maqnaanshaha adeegsiga teknoolojiyadda dhijitalka ah ee loo dhan yahay (digital exclusion) iyo asbaabta keenta iyadoo la samaynayo sahamin cilmi baaris ah.

ii. In dib u eegis lagu sameeyo siyaasadaha iyo qorshayaasha jira si loo ogaado caqabadaha iyo daldaloolada ku hor gudban:
   a. Gaarsiinta iyo baahinta adeegyada dhammaan dadka degan Soomaaliya.
   b. Kor u qaadista inay helaan kooxaha nugul qalab munaasab ah oo adeegyada teknoolojiyadda ay ku isticmaalaan.
   c. Inay helaan oo ay isticmaalaan kooxaha nugul adeegyo qiimahooda ay awoodi karaan.

iii. In la hormariyo siyaasadaha iyo qorsheyaasha fog Lana curiyo qaar hor leh hadba sida loogu baahdo si loo xaqiijiyo in la siiyo kooxaha la takooro mudnaantooda ay ku helayaan adeegyada dhijitalka ah si cadaalad ah.

iv. In la go'aamiyo khayraadka loo baahan yahay si adeegsi teknoolojiyadda casriga ah oo loo dhan yahay loo gaaro, lana hirgeliyo siyaasado iyo qorshayala fog oo dib loo saxay ama qaar cusub

v. Talaabooyinka (i) ilaa (iv) ee kor ku xusan waxa ay keeni doonaan in kooxaha nugul ay helaan adeegyo ay iibsan karaan, laakiin kuma filna si ujeedada loo gaaro oo si buuxda looga faa'iidaysto adeegsiga teknoolojiyadda. Waxaa aad loogu baahan yahay qorshayaal la xiriira kor u qaadista wacyiga faa'iidooyinka waaweyn ee la xiriira adeegsiga teknoolojiyadda iyo kobcinta xirfadda adeegsiga teknoolojiyadda dhijitalka ah.

vi. Isku darka adeeg qiime jaban, wacyi-gelin baahsan iyo kobcinta xirfadaha elektaroonigga ah taasoo u hagta in si fiican looga faa'iidaysto adeegsiga teknoolojiyadda dhijitalka ah, taasoo keenaysa in si buuxda oo loo dhan yahay looga qayb-qaato isbedelka dhaqan-dhaqaale ee taabanaya qofka ahaan iyo guud ahaan bulshadda.

vii. Natiijada wakhtiga dheer ee la filayo inay ka dhalato barnaamijkan, keeni doontana inuu noqdo mid waara waa isbedel ku yimaadda hab-dhaqanka kooxaha uu barnaamijku beegsanayo marka faa'iidooyinka ay ka heleen ay kor u qaaddo baahidooda iyo rabitaankooda adeegyo ka tayo badan kuwii hore. Sidoo kale waxay kor u qaadi doontaa rabitaankooda inay iska bixiyaan kharashka isticmaalka adeegyada danabaysan uga baxa (Internet-ka) iyo inay iska bixiyaan kharashka agabka (kombuyuutar, tablet ama mobile) adeegga lagu isticmaalo iibsigiisa ama iska-beddelkiisa la xiriira. Arintan waxay ka yaraynaysaa dawladda culayska dhaqaale ee ay ku bixin l siday barnaamijkan uga dhigi lahayd mid waara.

viii. Waxa jira asbaab badan oo curyaamin Kara guusha barnaamijyada horumarineed ee loogu talo galay dadka dabaqadda hoose ee bulshada, waana inay qayb muhiin ah ka noqdaan La socosho joogto ah iyo qiimeyn muddaysan fulinta si ay u hagaan xeeladaha iyo istaraatiijyadaha toosinta ee loo baahanyahay. Middan waxa kale oo ay jihaynaysaa aragtida Isbeddelkan sidii loo horumarin lahaa, loona ogaan lahaa hanaanka ugu wanaagsan ee ujeedadda loo gaari lahaa.

Malooyinka Asaaska u Ah (Key underlying Assumptions):

Malooyinkan soo socda ayaa loo qaatay inay macquul yihiin laguna saleeyay maangalnimada iyo khibradda laga helay qoraalada laga tixraacay baarista mawduucan:

i. Soomaaliya waxay haysaa dhabbaha xasiloonida iyo nabadda. Isku-dhacyadu waxay si aan kala sooc lahayn nolosha ugu adkeeyaan dadka ugu hooseeya dabaqadaha nolosha.

ii. Kooxaha nugul waxay waajahaan caqabado badan oo la xiriira helidda xuquuqahooda asaasiga ah. Waxaa ka mid ah tusaale ahaan xaqa inay ka qayb qaataan ama ka faa'iidaan fursadaha ganacsi ee ay danaynayaan. Waxaa intaas dheer faragelinnaha la xiriira xalinta caqabadda helidda iyo isticmaalka adeegyada dhijitalkaahee loo dhan yahay iyadoo dawladdu ka shaqaynayso in ay hirgeliso hanaan lagu xaqiijinayo kooxaha nugul inay helaan xuquuq la mid ah kuwa kale ee ku nool Soomaaliya, isla markaana ay raacinayso talaabooyin lagu xaqiijinayo inay soo gaaraan bulshada inteeda kale.

iii. Waxa la heli doonaa maalgelin ku filan, waxaana qoondo hortebin ku dhisan la siin doonaa helidda iyo isticmaalka adeegyada dhijitalka ah oo loo dhanyahay.

iv. Helidda iyo isticmaalka adeegyada dhijitalka ah ee loo dhanyahay waxa lagu geli doonaa hannaan wada-shaqayn oo ay hay'addaha dawladda, shirkadaha gaarka loo leeyahay iyo bulshada rayidka ah ay si hufan uga wada shaqayn doonaan sidii loo dardargelin lahaa helidda iyo isticmaalka dhijitalka ah ee loo dhanyahay Soomaaliya oo idil.

Faragelinnaha Istaraatiijiyadda Muhiimka ah ee Siyaasaddan

i. Horumarinta adeegga isku-xirka Internetka iyo helidda qalab awood u leh in Internet xawaarihiisu sareeyo lagu isticmaalo iyadoo hortebinta la siinayo goobaha aanu adeeggu ka jirin iyo kuwa uu ku liito:

a. Curinta iyo hirgelinta istaraatiijiyadda Internet-ka xawaarihiisu sarreeyo taasoo xaqiijinaysa in si guud oo jaban loo helo oo ay ku jirto helidda Internet qiimihiisa la kabay ama lacag la'aan ah si kooxaha iyo shakhsiyaadka mudan ay u helaan.

b. Ka faa'iideysiga adeegyada Internetka ee hay'addaha sida: iskuulada, hay'adaha dawladda, isbitaalada, maktabadaha.

c. Xaqiijinta ku helitaanka qalabka dhijitaalka ah guud ahaan qiime la awoodi karo (soo iibsiga iyo isticmaalkaba) gaar ahaanna kooxaha nugul.

d. Xaqiijinta helitaanka agab dhijitaal ah oo qiimihiisa la awoodi karo oo si gaar ah u caawiya dadka baahiyaha gaarka ah qaba.

ii. Kordhinta helitaanka, awoodda iibsiga iyo isticmaalka iyadoo:

a. La hirgelinayo talaabooyin qiimaha taleefannada casriga ah loogu yaraynayo dadka isticmaalaya.

b. Iyadoo la samaynayo iskaasho hay'adaha dawladda iyo kuwa gaarka loo leeyahay ka dhexeeya, waa in kor loo qaado helitaanka ee iskuulada iyo goobaha caafimaadka ee agabka isgaarsiinta (kombuyuutarada, tablet-yada iyo taleefanada casriga ah) iyadoo si gaar ah loogu fududeynayo kooxaha nugul.

c. Curinta iyo hirgelinta barnaamijyo wacyi-gelineed oo la xiriira isticmaalka teknoolojiyadda casriga ah si ay tilmaan ugu noqoto faa'iidooyinka degdegga ah ee ay ka heli karaan kooxaha nugul iyadoo la cayimaayo kooxahan loona abuurayo xog iyo macluumaad baahiyahooda gaarka ah ka jawaabaya.

d. Xaqiijinta in la heli karo adeegyada dawladda ee Internetka oo qiimo yar ama bilaash ah ee xogta

e. In la xaqiijiyo in adeegyada iyo xogta adeegyada dawladdu ay ku baxaan ay ku isticmaali karaan dadka baahiyaha gaarka ah qaba ama caqabado ay ka haystaan helidda adeegyadan (baahi gaar ah oo uu qabo, aqoon darro dhanka qoraalka iyo akhriska ah, luqadda, iwm.)

f. Xaqiijinta in mareegyada adeegyada dawladdu ay waafaqsanyihiin halbeegyada adeeg-helidda kuwoodii ugu dambeeyay.

g. Xaqiijinta in xukuumadda oo dhan ay u hogaansanaato shuruudaha adeeg helista markaay iibsanayso agabka iyo adeegyada teknoolojiyadda isgaarsiinta.

iii. Kobcinta wacyiga, aqoonta dhijitalka ah iyo xirfadaha

a. U cayimidda iyo tilmaanta tusaalayaasha isticmaalka teknoolojiyadda ee hadda jira qaybaha kala duwan ee kooxaha la takooro si ay hogatusaalayn ugu noqoto oo ay u abuuraan ama kor ugu qaadaan wacyigooda la xiriira teknoolojiyadda dhijitalka ah iyo faa'iidooyinkooda dhaqaale iyo horumar bulshaba.

b. Horumarinta iyo kobcinta akhris qoraalka dijitalka ah ee kooxaha inta badan la takooro iyadoo la isticmaalayo hanaan karti-qiimeyneed oo ku tababaraya dhinacyada muhiimka ah sida isticmaalka qalabka isgaarsiinta, aqoonta asaasiga ah ee warbixinnada iyo xogaha, isgaarsiinta iyo wada-shaqaynta casriga ah, curinta macluumaadka (qoraal, maqal, sawiro iyo muuqaallo), iyo isticmaalka Internetka. Macluumaadka iyo habka loo tababarayo waa inuu mar walba

munaasab ku yahay baahiyaha gaarka ah iyo xaaladaha gaarka ah ee qaybaha kala duwan ee kooxaha la takooro.

c. Curinta barnaamijyo la xiriira wacyi-gelinta amniga Internet ka oo ay ku jiraan tababaro sida loo isticmaalo aaladaha dhijitalka ah ee la isku difaaco marka la isticmaalayo Internet-ka.

iv. Fududaynta adeeg-bixin iyo wargelin dadweyne oo lagu helo hab dhijital ah oo loo dhanyahay:

a. Naqshadaynta iyo gaarsiinta isticmaalaha adeegyada danabaysan ee dawladda ee kor u qaadi Kara wax-ku-oolnimada adeegyada dadweynaha iyo isticmaalka teknoolojiyadda dhijitalka ah ee muwaadiniinta guud ahaan, gaar ahaanna kooxaha nugul.

b. Bixinta adeegyo bulsho oo loo dhan yahay, la gaari karo, lana jaanqaadaya heerka akhris-qoraal ee bulshada sida waxbarashada iyo caafimaadka iyadoo loo marsiinayo wadooyin dhawr ah.

c. Dhiirigelinta curinta iyo wadaagista macluumaad dhaqanka iyo nuxurka afka Soomaaliga awood siinaya.

v. La socoshada, qiimeynta iyo wax ka barashada barnaamijkan:

a. Abuuridda tilmaamayaasha waxqabad ee muhiim ka ah si loola socdo horumarka isticmaalka teknoolojiyadda dhijitalka ah oo loo dhanyahay.

b. Horumarinta iyo hirgelinta qorshe la socosho iyo qiimeyn si loo sameeyo sixitaanno istaraatiiji ah iyo kuwo farsamo ba.

c. Diiwaangleinta casharada laga bartay si joogto ah si loogu saxo aragtida isbedelka iyo aqoonsashada hanaanka wanaagsan ee loo hirgeliyo.

Cabirada iyo Hiigsigga

Halbeegyada ujeeddooyinka fog ee muhiimka ah waxa lagu qeexay shaxda Halbeegyada 5-ta Sanno ee hoos ku xusan:

Faragelinno Istaraatiiji ah	Sharaxaad	Hiigsiga 5-ta Sanno
Adeeg Internet xawaarihiisu sareeyo iyo qalabka loo isticmaalo	Jiritaanka Istaraatiijiyadda Internetka Xawaarihiisu sareeyo	Istaraatiijiyadda Internetka xawaarihiisu sareeyo oo la soo saaray

		lana hirgeliyay
	Helitaanka Adeegga shabakadda 4G	100% shabakadda 4G oo waddanka wada gaaray
Helitaanka, qiime la awoodi karo, iyo isticmaalka	% tirada qoysaska haysta adeeg Internet xawaarihiisu sareeyo	45%
	% dadka haysta taleefan casri ah iyo adeeg Internet ay xogta ku heli karaan	75%
	% qoysaska haysta taleefanno casri ah, tablet-yo, iyo kombuyuutaro	25%
Karaanka iyo xirfadda isticmaalka teknoolojiyadda dhijitalkaah	% dhalinyarada isticmaali karta teknoolojiyadda casriga ah	Ugu yaraan 20%
	Karaanka isticmaalka teknoolojiyadda casriga ah guud ahaan	15% Kor u kac heerka karaanka isticmaalka teknoolojiyadda casriga ah .
Helitaanka macluumaadka iyo adeegyada danabaysan ee dawladda	% isticmaalayaasha Intenret-ka eeisticmaala adeegyada dawladda ee danabaysan	Ugu yaraan 15% dadka Internet-ka isticmaala oo isticmaalaya adeegyada dawladda ee dhijitalka ah.
	Tirada magacyada mareegto Internet-ka ee laga heli karo xog faa'iido leh oo Af Soomaali ku qoran	50% kor u kac magacyada mareegta Internetka ee bixiya macluumaad kor u qaadaya dhaqankeenna kuna qoran Af Soomaali
La socoshada, qiimeynta iyo wax ka barashada	Tirada qoraalada cilmi-baaris ee laga soo saaray helista iyo isticmaalka teknoolojiyadda casriga ah (digital-ka)	Ugu yaraan kor u kac shan-jibaar ah oo ku yimaadda cilmi baarista laga sameeyay mawduucyada la xiriira helista iyo isticmaalka teknoolojiyadda casriga ah (digital inclusion).

Qaabaynta Hay’adaha iyo Maalgalinta Siyaasadda.

Helitaanka iyo isticmaalka dhijitalka oo loo dhanyahay waxay u baahantahay, hoggaan iyo qaab-dhismeed hay’adeed iyo sidoo kale Maalgalin lagu hirgaliyo siyaasaddan.

Qaabaynta Hay’adaha:

- Helitaanka iyo isticmaalka teknolojiyadda dhijitalka ah oo loo dhanyahay waxay u baahan tahay hoggaan dhexe iyo isla xisaabtan la xiriira cadaalad-falidda helitaanka teknoolojiyadda casriga ah. Waax ama hay’ad dawladeed ee dhexe ama koox ayaa loo baahanyahay si ay u jiheyso una hirgeliso isla xisaabtan, aqoon isweydaarsi, ka faa’iideysiga khibradaha iyo aqoonta si waarta.
- Iskaashiga Hay’adaha Dawladda iyo kuwa gaarka loo leeyahay waa halbawlaha Hirgelinta iyo baahinta kaabayaal isgaarsiin dhijital ah oo tayaysan suurta-gelin kartana helitaan loo dhanyahay waxayna u baahantahay wada shaqaynta laamaha dawladda iyo ganacsiyada gaarka loo leeyahay. Sidaa awgeed, dawladdu waxay u baahantahay inay xiriir wada-shaqayn iyo iskaashi ka samayso dhanka horumarinta kaabayaasha iyo xalalka dhijitalka loo dhan yahay.
- Xukuumadda Federaalka Soomaaliya waxay xaqiijin doontaa helitaanka dhaqaalaha lagu baahinayo helitaanka adeegyada dhijitalka ah iyo xalal hal-abuur leh oo lagu gaarayo isticmaalka dhijitalka oo loo dhanyahay.
- Xukuumaddu waxay u baahan doontaa inay hirgeliso istaraatiijiyad iyo siyaasad guud si loo xaqiijiyo u helidda maalgalinta ay u baahantahay hawl-gelinta siyaasaddan dhijitalka loo dhan yahay.
- Si loo gaaro helitaan iyo isticmaal teknoolojiyadda dhijitalka loo dhan yahay waxay u baahan tahay hanaan dhinacyo badan ay ka qayb-qaataan oo waajibinaysa wada-shaqaynta hay’ado dawladeed oo badan (Wasaarado iyo Wakaalado), ganacsiyada gaarka loo leeyahay, bulshada rayidka ah, hay’adaha aan dawliga ahayn iyo saaxiibada horumarka ka shaqeeya.
- Xukuumadda Federaalka Soomaaliya waxay asaasi doontaa Waaxda Isticmaalka iyo Helidda Teknoolojiyadda dhijitalka loo dhanyahay si ay u hogaamiso wadashaqaynta, horumarinta, isku-duba-ridka, la socoshada iyo qiimeynta qorshayaasha iyo hirgelinta si lagu xaqiijinayo gaarista ujeeeddooyinka siyaasaddan muddada la cayimay.

- Waaxda helidda iyo isticmaalka teknoolojiyadda dhijitaalka ah ee loo dhanyahay (Directorate of Digital Inclusion) waxay yeelan doontaa korjoogtaynta siyaasadeed iyadoo sii maraysa Wasaaradda Isgaarsiinta iyo Teknoolojiyadda oo iyaduna guddoon ka noqon doonta gole-hoosaad heer wasaaradeed ah oo ka kooban wasaaradaha soo socda ee ay tahay inay kaalin mug leh ka ciyaaraan fulinta siyaasadda.
- Guddi farsamo ayaa la dhisi doonaa kaasoo ka koobnaan doona xubno heer sare ah oo ka kala socda daneeyayaasha ka qayb-qaadanaya fulinta.

Shaxda soo socota ayaa waxay sharxaysaa qaybo-guud oo ka mid ah daneeyayaasha iyo kaalinta ay ka qaadan doonaan fulinta siyaasaddan iyo Xubnaha lasoo jeedinayo inay ka mid noqdaan Guddiga Farsamo ee siyaasadda.

	Daneeyaha (Wasaarad, Wakaalad, iwm.)	**Kaalinta**
1	Haweenka, dhallinyarada, dadka waaweyn iyo dadka baahiyaha gaarka qaba	Kor-joogteynta qaybaha kala duwan ee kooxaha nugul
2	Waxbarashada	Mus'uuliyadda guud ee waxbaridda bulshada oo dhan
3	Dawladaha hoose	Wada shaqaynta maalinlaha ah ama joogtada ah ee kooxaha la takooro
4	Qaxootiga iyo Barakacayaasha	Mas'uuliyadda gaarka ah ee bad-qabka kooxahan.
5	Teknoolojiyadda Isgaarsiinta (Wasaaradda, Hay'adda Isgaarsiinta)	Qorsheynta qaybta isgaarsiinta iyo teknoolojiyadda, fulinta, nidaaminta iyo maareynta sanduuqa guud ee helitaanka adeeg Internet loo dhanyahay
6	Qorshaha qaranka	Hortebinta hawlaha faragelinta dawladda
7	Maaliyadda	Hortebinta hawlaha dawladda iyo miisaaniyaddooda
8	Tamarta	Helitaanka Khadka Internetka iyo ogolaanshaha dhigista kaabalada
9	Gaadiidka	Helitaanka godadka iyo marinada kaabalada la dhigayo ee ku teedsan jidadka
10	Ganacsiga	Helitaanka fursado ganacsi iyo tusaaleyaasha

		isticmaalka adeegyada teknoolojiyadda ku dhisan
11	Beeraha	Tusaalaynta isticmaalka adeegyada teknoolojiyadda ku dhisan
12	Ganacsiyada gaarka loo leeyahay	Helitaanka kaabayaasha iyo qalabka iyo waliba tusaalayaal isticmaalka teknoolojiyadda la xiriira
13	Hay'adaha aan dawliga ahayn iyo bulshada rayidka ah	wacyi-gelin, tababar iyo u-qareemidda
14	Saaxiibada Horumarka	aqoon khibrad ku dhisan iyo maalgelin
15	kuwo kale	Waxaa qeexi doona Guddiga Hagidda

Maalgelinta Siyaasadda:

Maalgelinta dhaqan-gelinta siyaasadda teknoolajiyadda dhijitaalka loo dhanyahay waa mid aad u muhiim ah , Dowladda Soomaaliya waxay xaqiijin doontaa in la helo maalgalin ku filan si loo ballaariyo helitaanka teknoolajiyadda dhijitaalka loo dhanyahay iyo soo saarista xalal cusub. JFS waxay abaabuli doontaa habab iyo farsamooyin maaliyadeed waxayna dejin doontaa maalgalinta ka mid noqoshada dhijitaalka loo dhanyahay. Waxa ay hirgelin doontaa istaraatiijiyad/siyaasad gelitaanka caalamiga ah si loo hubiyo helitaanka maalgalin ku filan tiknoolajiyadda dhijitaalka loo dhanyahay.

Qorshe Hawleed

Qaybtan waxay soo gudbinaysaa Qorshe Hawleedka iyo Muddada lagu hirgleinayo Siyaasadda Helitaanka iyo Isticmaalka dhijitalka loo dhanyahay. Waxay ku soo koobaysaa siyaasadda iyo faragelinnada istaraatiijiga ah talaabooyin loo baahanyahay in la hirgeliyo iyo muddada lagu hirgelinayo.

i. Hawl-gleinta Siyaasadda Helitaanka iyo Isticmaalka Teknoolojiyadda dhijitalka loo dhan yahay.
ii. Dhaqan-gelinta xeer lagu hawl-gelinayo siyaasadda. Middan waxa ka dhalan doona samaynta Guddiga Heer-Wasiir ee Korjoogtaynta Siyaasaddan, Guddi Farsamo ee Siyaasadda Helitaanka iyo Isticmaalka Teknoolojiyadda dhijitalka ah ee loo dhanyahay iyo Waaxda Helitaanka iyo Isticmaalka Teknoolojiyadda dhijitalka ah ee loo dhan yahay.
iii. Magacaabista agaasimaha helista iyo isticmaalka teknooojiyadda dhijitalka ah ee loo dhan yahay (Director for Digital Inclusion). Qorshe ku-meel-gaar ah oo lagu

magacaabo Agaasime ku-meel-gaar ah ayaa loo baahan karaa si loo yagleelo xoghayn taakulaysa Guddiga Korjoogteynta Siyaasadda.

Gabagabo

Siyaasadda ka mid noqoshada dhijitaalka ah ee Soomaaliya waxay dib u eegis ku samaynaysaa caqabadaha horumarinta bulshada iyo dhaqaalaha ee saameeya teknoolajiyadda dhijitaalka ah. Abaaraha soo noqnoqda, colaadaha, fatahaadaha iyo dhibaatooyinka dhaqaale ee dunida oo ay sii dheertahay, saamayntii COVID-19 ayaa si weyn u saameeyay horumarka Soomaaliya ee ka faa'iidaysiga teknoolajiyada dhijitaalka ah ee horumarinta bulshada iyo dhaqaalaha.

Shirkadaha Ganacsiga gaarka loo leeyahay ayaa kaalin wayn ka qaata kobaca ICT-ga Soomaaliya. Iyadoo tartanka shirkaduhu yahay mid keena qiimo jaban oo lagu heli karo adeegyada isgaarsiineed iyo kordhinta helitaanka shabakadaha mobilada iyo adeegyada maaliyadeed ee dhijitaalka ah ayaa haddana inta badan dadka Soomaaliyeed aysan awoodin inay ka faa’iideystaan dhijitaaleynta iyadoo ay ugu wacan tahay helitaan la’aanta ama yaraanshaha internet xawaare sare leh goobo badan oo ka mid ah Soomaaliya, koobnaanshaha helitaanka macluumaadka iyo sidoo kale koobnaanshaha Adeegyada Danabaysan iyo heerka hoose ee aqoonta dhijitaalka ah iyo xirfadaha.

Iyadoo laga duulayo khibrada caalamiga ah, siyaasada teknoolajiyadda dhijitaalka ah ee loo dhanyahay ayaa bixisa xalal wax ka qabta, caqabadaha aqoon yarida dhanka tiknoolajiyadda. Waxayna soo jeedinaysaa qodobo siyaasadeed oo heer sare ah oo hagi doona siyaasaddan:

• Hagaajinta isku xirka interneedka xawaaraha sare leh iyo helidda aaladaha mudnaanta lasiinayo marka la isticmaalayo teknoolajiyadda,

• Kordhinta helitaanka iyo isticmaalka teknoolajiyada dhijitaalka ah,

• Kobcinta wacyiga, aqoonta, iyo xirfadaha dhijitaalka ah,

• Fududeynta bixinta adeegyada guud ee dhijitaalka loo dhan yahay iyo;

• Kormeerka, qiimaynta iyo barashada.

Sida ku cad dukumeentiga barbar socda siyaasaddan, Khariidadda Fulinta ee Faah-faahinta leh, tallaabooyinkani waxay u baahan yihiin maal-gelin lagu qiyaasay US32 milyan shanta sano ee ugu horreeya. Tan kuma jiraan kharashka isku-xirka balaarinta, laakiin kaliya waxa

ay sahlaysaa horumarinta siyaasadda qaran ee ballaarinta Internet xawaare sare leh. Abaabulka maalgelinta iyo samaynta Waaxda Agaasinka Dijital loo dhan yahay ah ee ka mas'uulka ah hubinta hirgelinta siyaasadda ayaa fure u ah guusha Siyaasadda.

Jamhuuriyadda Federaalka Soomaaliya
Xafiiska Ra'iisul Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

Tixraax:XRW/392**02/2025** **Taariikh: 24/02/2025**

Ku: Wasaaradda Caddaaladda Iyo Arrimaha Dastuurka **Muqdisho**
Og: Dhammaan Xubnaha Golaha Wasiirrada **Muqdisho**
Og: Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya **Muqdisho**

XAFIISKA RA'IISUL WASAARAHA
BIXID
25 FEB 2025
EXII
OFFICE OF THE PRIME MINISTER

UJEEDDO: **GO'AAN GOLE ANSIXINTA "SIXITAANKA QAAB-DHISMEEDKA MAAMULKA MACHADKA SARE EE TABABBARKA IYO HORUMARINTA"**

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; iyo Qodobka 99aad faqradaha (a), (b), (e), (f); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG;

Markuu arkay: Warqadda summadeedu tahay **WCAD/XW/2005/02/2025** ee ku tariikheysan **18/02/2025** ee Wasaaradda Caddaaladda iyo Arrimaha Dastuurka kuna saabsan codsi soojeedinta Sixitaanka Qaab-dhismeedka Maamulka Machadka Sare ee Tababarka iyo Horumarinta Sharciga;

Markuu arkay: Go'aanka Shirkii hore ee Golaha Wasiirrada ee summaddiisu tahay **SHGW.02.105.01.25** ee **09/01/2025**, kuna saabsan ansixinta **"Siyaasadda Qaran ee Dhismaha Machadka Sare Tababbarka iyo Horumarinta Sharciga"**

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.07.110.02.25** ee **23/02/2025**, kuna saabsan ansixinta "**Sixitaanka Qaab-dhismeedka Maamulka Machadka Sare ee Tababbarka iyo Horumarinta Sharciga**" oo uu Goluhu cod buuxa ku ansixiyay.

Markuu tixgaliyay: Muhiimadda ay leedahay "Sixitaanka Qaab-dhismeedka Maamulka Machadka Sare ee Tababbarka iyo Horumarinta Sharciga".

Waxaa uu meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW07.110.02.25** ee **23/02/2025**, kuna saabsan ansixinta "**Sixitaanka Qaab-dhismeedka Maamulka Machadka Sare ee Tababbarka iyo Horumarinta Sharciga**" oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Caddaaladda iyo Arrimaha Dastuurka loo igmaday in ay hirgeliso, meelmarisana Sixitaankan kor ku xusan.

Qodobka 3aad

Dhaqangal

Go'aanka Golaha waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

Villa Somalia, Telephone +252-615233036 E-mail: chiefcabinet@opm.gov.so or Primeminister@opm.gov.so Mogadishu,Somalia

Jamhuuriyadda Federaalka Soomaaliya
Xafiiska Ra'iisul Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

Xeer Ra'iisul Wasaare Lr. 171 **Taariikh: 11/01/2025**

XAFIISKA RA'IISUL WASAARAHA
BIXID
13 JAN 2025
EXIT
OFFICE OF THE PRIME MINISTER

XEER: SIYAASADDA QARAN EE DHISMAHA MACHADKA SARE EE TABABBARKA IYO HORUMARINTA SHARCIGA

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; iyo Qodobka 99aad faqradaha (a), (b), (e), (f); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG;

Markuu arkay: Warqadda summadeedu tahay **WCAD/1860/12/2024/, ee ku Taariikheysan 24/12/2024** kuna saabsan codsisoojeedinta Wasaaradda Caddaaladda & Arrimaha Dastuurka

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW02.105.01.25** ee **09/01/2025**, kuna saabsan ansixinta **Siyaasadda Qaran ee Dhismaha Machadka Sare Tababbarka iyo Horumarinta Sharciga** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Muhiimadda Siyaasaddani u leedahay horumarinta iyo sare u qaadidda karaanka hay'adaha caddaaladda

Waxa uu Meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW02.105.01.25** ee **09/01/2025**, kuna saabsan ansixinta **Siyaasadda Qaran ee Dhismaha Machadka Sare Tababbarka iyo Horumarinta Sharciga** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Caddaaladda & Arrimaha Dastuurka loo igmaday in ay hirgeliso, meelmarisana **Siyaasadda Qaran ee Dhismaha Machadka Sare Tababbarka iyo Horumarinta Sharciga**

Qodobka 3aad

Dhaqangal

Siyaasaddan Qaran waxaa ay dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

Jamhuuriyadda Fed. Somaliya
Hantidhowrka Guud
Galid
No. DN-003
TR. 15/1/2025
Saxiix

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-001-25
TAARIIKH :19 01 2025
SAXIIX :
AVV Ahmed Ise Gutale
Hantidhowraha Guud Ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA CADAALADDA & ARRIMAHA DASTUURKA

SIYAASADDA QARAN
EE
DHISMAHA MACHADKA SARE EE TABABARKA IYO HORUMARINTA SHARCIGA

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SOO-KOOBITAANNO/SOO-GAABITAANNO

JFS= Jamhuuriyadda Federaalka Soomaaliya

WCAD= Wasaaradda Cadaaladda iyo Arrimaha Dastuurka

JUS = Jaamacadda Ummadda Soomaaliyeed

MSTHSH= Machadka Sare ee Tababarkaiyo Horumarinta Sharciga

BBA= Bulshada Bariga Afrika

ARAR

Xilligii gumeysiga, tababarka hawl-qabadka sharciyeed wuxuu ahaa mid aan ahmiyad la siinin. Ingiriiska iyo Talyaanigu waxay ku dhaqeen Soomaaliya nidaamyadooda sharciyeed, iyadoo hannaanka waxbarasho sharciyeed, qaanuunka garsoor, iyo shuruucda la xiriirta mihnadda sharciyeed, iyo weliba xeer-nidaaminta Qareenno, ay ku saleynaayeen nidaamka gumeystaha.

Horumarinta nidaamka waxbarashada sharciyeed ee JFS waxay bilaabatay muddadii uu jiray maamulkii daakhiliyada (Wasaayada). Machadka Jaamacadda Muqdisho waxaa la unkay 1956[kii] si uu u bixiyo waxbarasho sare ee sharci iyo dhaqaale muddo labo sano ah. Maaddooyinka sharciyeed ee lagu baranayey machadka waxay ka koobnaayeen dhammaan qeybaha shuruucda ee asaasiga ah oo ay ku jiraan shuruucda guud (public) iyo kuwa gaarka ah (private). Ardayda ku dhaqan Gobolada Koonfureed ee dalka, Ka dib marka ay dhammeystaan waxbarashadooda, waxay aadi jireen jaamacadaha Talyaaniga si ay u dhammeystirtaan shahaadooyinkooda jaamacadeed (Law Degrees). Halka Gobollada waqooyi ee dalka Ingiriisku gumeysanayey aysan lahayn machad bixiya waxbarasho sare. Sidaas awgeed, arday badan oo ka timid gobolada waqooyiga ayaa u kicitimay dalal shisheeye si ay ugu soo qaataan waxbarasho sare, sida sharciga iyo dhaqaalaha.

Muddadii ka dambaysay qaadashada xuriyada, xirfadleyaasha sharciyeed waxay u qeybsanaayeen saddex kooxood: doodeyaal, qareenno iyo kuwa ka shaqeeya Arrimaha shareecada Islaamka sida ku tilmaaman axkaamta **Sharci Lr.21 ee Juun 27, 1958**. Shakhsiyaadka haysta shahaado Jaamacadeed (Law Degree), marka ay ku shaqeeyaan tababarteyaal sharci

muddo labo sano ah ayna ka dib ka gudbaan imtixaanka uu qaado Golaha Qareennada ayna helaan oggolaanshihiisa, kuwa ka shaqeeya shareecada waxay ku hawl-galayeen la-taliyaal qeybta madaniga ee Maxkamadda Degmada, Maxkamadda Gobolka iyo Maxkamada Rafcaanka. Qofka ka shaqeeya Hawlaha Shareecada Islaamka waxaa looga baahaa in uu leeyahay aqoon ku filan ee Sharciga Islaamka, gelana imtixaan uu qaado guddi ka kooban garsoore iyo labo qaaddi shareeco. Hawl-wadeennada Shareecada waxaa magacaabi jiray Xoghayaha ee Cadaaladda Dawladda (Wasiirka Cadaaladda).

Waxaa kaloo jira sarkaal loo yaqaanno Nootaayaha Dadweyne oo lagu magacaabo si waafaqsan **Dekreeto Sharci-dejin Lr. 1 ee Maarso 2, 1962**. Nootaayada Dadweyne waxaa magacaaba Wasiirka Cadaaladda, waxaana xilalkiisa ka mid ah tasdiiqinta dokumentiyada sharciyeed, dardaaranada, kala-wareejinta dhulka iyo xeerarka shirkadaha.

Sanadkii 1969[kii] Dawladda Soomaaliyeed waxay dhistay Jaamacadda Ummadda Soomaaliyeed (JUS) si waafaqsan **Dekreeto Sharci Lr.10 ee Luuliyo 14, 1969[kii]**, iyadoo Machadka Jaamacadda loo dalacsiiyey kulliyadda sharciga iyo dhaqaalaha oo bixinaysa koorsooyin sharci iyo kuwo dhaqaale muddo afar sano ah. Tartameyaasha haysta Diploma laga qaatay Machadka waxay mudnaayeen magacaabid Garsooreyaal Degmo, halka tartameyaasha haysta shahaado buuxda ee Jaamacadeed (law degree) ay mudnaayeen magacaabid Garsooreyaal Degmo ama Gobol.

Labaatan sano iyo dheeraad oo uu jiray nidaamkii melatariga ahaa ee Soomaaliya, ma jirin horumar la xusi karo oo la xiriira nidaaminta waxbarasho iyo mihnadda sharciyeed si waafaqsan hawl-qabadka ugu wanaagsan ee caalamiga ah. Sharciga Qareennada (Sharci Lr.85 ee Oktoobar 21, 1975) ayaa lasoo saaray si loo nidaamiyo mihnadda

qareennimada. Si hawl-qabad sharci loo sameeyo muddadii nidaamkii militariga ee Soomaaliya ka jiray, waxay ahayd in qofku dhammeystirto waxbarasho jaamacadeed ee Kuliyadda sharciga, isla markaana uu ka gudbo imtixaanka qareenimo oo ay maamuleysay Wasaaradda Garsoorka iyo Arrimaha Diinta. Xeerkan waxaa wax-ka-baddel lagu sameeyey 1986 iyadoo la baabi'iyey Qodobbada 1aad ilaa 16aad ee Sharciga qareenimada oo ay ka dhalanayso baabi'inta Iskaashatada Qareennada Soomaaliyeed.

Marka la eego sharciga Nootaayooyinka ee Sharci Lr.1 ee Maarso 2, 1962 waxaa dib-u-eegis lagu sameeyey 1986 iyadoo nootaayooyinka laga saaray shaqaalaha Wasaaradda. Dawladdu waxay Dekreeto Lr.3 ee Janaayo 15, 1987 ku soo saartay Xushmadda Nootaayaha si loo nidaamiyo khidmadaha ay ka qaadayaan adeegyada.

Waxaa jiray dadaallo aad u yar, oo ku aaddan midaynta shuruucda is-khilaafsan ee khuseeya waxbrashada iyo mihnadda sharciyeed. Waxaa intaas dheer, inaan la siin muhiimaddii uu lahaa dhisidda machad tababar sharciyeed si uu u bixiyo tababarro sharci oo waafaqsan hal-beegyada heer gobol iyo mid caalami. Waxbarashada iyo mihnadda sharciyeed ee Soomaaliya ayaa ah mid aan si sharci ah u nidaamsanayn. Waxaa adag in la helo siyaasad ama sharci loo dejiyay waxbarashada ama mihnadda sharciga ee Soomaaliya xilligii gumeysiga ama ka dibb. JFS weli ma dhisin machad takhasus sharci si uu u nidaamiyo una maamulo waxbarashada iyo mihnadda sharciyeed ee Soomaaliya.

HAB-RAACA DEJINTA SIYAASADDA

Siyaasaddan waxaa lagu diyaariyay hab daah-furnaan, wada-tashi, iyo ka-qeyb-qaadasho leh iyadoo la raacayo tilmaamaha Wasiirka Cadaaladda iyo Arrimaha Dastuurka. Hab-raacu wuxuu bilowday 2023, muddadaas ka dibna, xeel-dheerayaasha sharci ee Wasaaradda ayaa si gaar ah ugu hawlanaa diyaarita Siyaasaddan.

Siyaasaddan waxaa lagu dejiyey habraac waafaqasan qaabka loo diyaariyo siyaasadaha sharci oo ay soo saarto Xukuumadda JFS iyo Hay'adaha dawlada si ay ula jaan-qaaaddo habraacyada kale ee Dalka ka jira.

SABABAHA SIYAASADDA

Sababaha Siyaasaddan waxaa ka mid ah:

1. Baahidda wayn ah ee loo qabo "Dhismaha Machadka Sare ee Tababarka iyo Horumarinta Sharciga" oo qeyb weyn ka qaadanaya sare u qaadidda xirfadaha, aqoonta iyo dhisidda kartida mihnadlayaasha sharci.
2. Baahida loo qabo in la mideeyo tababarada sharci ee ardayda ka soo baxaya kulliyadaha sharciga ee Jaamcadaha dalka iyo dibadda.
3. Ku biiritaanka JFS ay ku biirtay BBA wuxuu keensanayaa in laga shaqeeyo sidii la isu-waafajin lahaa shuruucda, siyaasadaha, iyo xeer-nidaamiyeyaasha gudaha iyo kuwa BBA.

UJEEDDOOYINKA SIYAASADDA

UJEEDDOOYIN GUUD

Ujeeddada guud ee siyaasadda waa:

1. In la dejiyo qaab-hawleedka sharci ee ku aaddan dhismaha, horumarinta iyo maareynta MSTHSH.
2. In ay wax ka beddesho, midayso, oo ay dejiso siyaasado khuseeya waxbarashada iyo mihnadda sharciyeed.

UJEEDDOOYIN GAAR AH

Siyaasaddu waxay xaqiijinaysaa ujeeddooyinka gaar ahaaneed ee soo socda:

1. Waxaa lagu dhisayaa MSTHSH si uu u bixiyo tababar sharciyeed oo wax-ku-ool ah (Practical) iyo mid gaar ahaaneed oo la xiriira qeybaha kale ee sharciga.
2. Waxay bixinaysaa hagitaanno ku aaddan diyaarinta shuruucda, xeer-nidaamiyeyaasha, hal-beegyada iyo hab-raacyada kale ee la xiriira waxbarashada sharciyeed ee dalka.
3. Waxay ka qeyb-qaadanaysaa horumarinta manhajka, hageyaasha tababarka, hababka imtixaanka ee hawl-wadeennada sharciyeed.
4. Waxay abuuraysaa hannaan dhaqaale oo wax-ku-ool ah oo lagu hirgelinayo ujeeddooyinkeeda.
5. Waxay kor u qaadaysaa iskaashi lala wadaago hay'adaha gaarka loo leeyahay, kuwa caalamiga ah iyo hay'adaha tacliinta.
6. Waxay kobcinaysaa cilmi-baaris sharciyeed iyo in ay ka qeyb-qaadato dib-u-habaynnada nidaamka sharciyeed ee JFS.
7. Waxay xoojinaysaa talinta sharciga iyo Dastuurka si loo bari-taaro dawladnimada, horumarinta dhaqaalaha iyo xallinta khilaafaadka.

CAQABADAHA WAXBARASHADA SHARCIYEED EE SOOMAALIYA

Nidaamka waxbarashada sharciyeed ee JFS wuxuu wajahayaa caqabado dhawr ah waxaana ka mid ah:

1. Iyadoo aysan jirin machad tababarid sharciyeed ee ka shaqeeya bixinta tababarada qareennada, sharciyaqaannada, garyaqaannada iyo kuwa ka hawl-gala xarumaha cadaaladda.
2. Iyadoo aysan jirin siyaasad guud iyo hal-beegyo ku aaddan waxbarashada iyo mihnadda sharciyeed.
3. Iyadoo wali Soomaaliya ay ku dhaqanto shuruucdii Qarnigii 20aad iyo hannaan sharciyeed oo aan nidaaminayn arrimaha la xiriira waxbarashada iyo mihnadda sharciyeed.
4. Yaraansho mihnadleyaal sharciyeed ee tababaran oo awood u leh fulinta hawlaha culculus ee shuruucda Soomaaliyeed, goboleed iyo caalamiyeed.
5. Is-khilaaf iyo kala-duwanaan nidaam sharciyeed – sharci, xeer-dhaqameed, sharci Islaam, sharci guud, sharci madani, axdiyo goboleed iyo caalami.
6. Nuglaanta qaab-hawleedka hay'adaha taasoo dib-u-dhac ku sababaysa helitaanka cadaaladda ee muwaadiniinta.
7. Isbeddello teknoolojiyadeed ee dheereeya iyo wax-is-dhaafsiga ganacsiyeed ee dhijitaalka ah ee heerarka goboleed iyo caalami.
8. Axdiga lagu dhisay BBA ee ay JFS meel-marisay waxaa loo baahan yahay in dhammaan qaramada Xubnaha ka ah ay is-waafajiyaan shuruucdooda, siyaasadahooda iyo xeer-nidaamiyeyaashooda shuruucda BBA.

9. Hawl-qabadka ka-gudubka xudduudda, sharciyaqaanka Soomaaliyeed wuxuu u baahan tababar gaar ahaaneed si uu u hortago maxkamadda BBA iyo maxkamadaha caalamiga ee kale.
10. Manhajka kulliyadaha sharciga ee Soomaaliya ma ahan mid si mug leh ula jaan-qaadi Kara Qarniga 21aad.
11. Suuqa shaqada ee adeegyada sharciyeed ee JFS wuxuu wajahayaa tartan lixaad leh oo uga imaanaya sharuucda gobolka sida BBA iyo Shirkadaha aan ahayn kuwa Bixiya Adeegyada Sharci.

XALINTA CAQABADAHA SIYAASADDA

Si ay u xaliso siyaasaddan caqabadaha jira, waa in la dhaqan-geliyo tallaabooyinka soo socda:

1. WCAD waxay dhisaysaa MSTHSH si loo tababaro shakhsiyaadka noqonaya mihnadle-sharci iyo in ay xaqiijiso joogteynta horumarinta dhammaan hawl-wadeennada mihnadda sharciyeed.
2. WCAD waxay midaynaysaa, habaynaysaa barnaamijyada, muqararka iyo hab hawl-gal kale ee khuseeya waxbarasho sharciyeed si loo helo oggolaansho goboleed iyo ku-talo-galnimo in sharciyaqaannada Soomaaliyeed ee ka bilaabay tababarkooda mihnadeed gudaha dalka ay heli karaan aqbalaad heer caalami ah.
3. WCAD waxay horumarinaysaa xeer-nidaamiyeyaal, shuruuc, hab-raacyo, iyo halbeegyo ku aaddan waxbarashada iyo mihnadda sharciyeed ee dalka.

SHURUUCDA LA XIRIIRTA WAXBARASHADA IYO MIHNADDA SHARCIYEED

Ka dib xoriyadii Soomaaliya Dawladdii rayidka iyo Nidaamkii Militariga waxay ansxiyeen shuruuc badan iyo siyaasad-sharciyeed si loo nidaamiyo loona mideeyo nidaamyadii sharciyeed ee la dhaxlay oo kala duwanaa.

Qaar ka mid ah shuruucdii xilligaas waxaa ka mid ah:

1. Sharciga Nidaamka Garsoorka, Sharci Lr.5 ee 1962;
2. Xeerka Nootaayooyinka (Dekreeto Sharci-dejinLr.1 ee Maarso 2, 1962);
3. Sharciga Jaamacadda Ummadda, Sharci Lr.6 ee Diseembar 1, 1969;
4. Sharciga Qareennada (Sharci Lr.85 ee Oktoobar 21, 1975);
5. Sharciga Qareennada (Wax-ka-beddel) Sharci Lr.3 ee Janaayo 13, 1986;
6. Dib-u-eegista Sharciga Nootaayooyinka, Sharci Lr.7 ee Feberaayo 2, 1986; iyo
7. Khidmada Nootaayooyinka, Dekreeto Lr.3 ee Janaayo 15, 1987;

DIB-U-HABAYNNO SHARCI

Si loogu hirgeliyo siyaasaddan si wax-ku-ool ah oo dhammeystiran, waxaa lagu sameynayaa dib-u-habayn sharciyeed oo ku habboon. WCAD waxay dib-u-eegaysaa oo meel-marinaysaa shuruucda la xiriirta:

1. Machadka Sare ee Tababarka iyo Horumarinta Sharciga (MSTHSH) ee JFS si loo dhiso machad tababar hawl-qabad sharciyeed oo ka hana-qaada dalka.
2. Sharciga Ururka Qareennada Soomaaliyeed si loo nidaamiyo Urarada Sharciyaqaanada Dalka. isla markaasna ay u helaa oggolaanshaha iyo

hawl-qabadka garyaqaannada, sharciyaqaannada, iyo mihnadleyaasha sharciyeed ee kale ee gudaha JFS.

3. Sharci Nootaayooyinka Dadweyne si loo sameeyo hal-geeyo lagu magacaabayo Nootaayaha iyo laguna Xadidaayo Hawlahooda.
4. Xeer-hoosaadka qeexaya Khidmadaha Qareenka si loo nidaamiyo xushmaddiisa iyo khidmadaha sharciyeed.
5. Anshax-marinta Qareennada si wax looga qabto dacwadaha ku saabsan anshax-xumada mihnadeed.

ILAHA MIISIINIYADDA HIRGELINTA SIYAASADDAN

Hirgelinta siyaasaddan waxaa lagu maal-gelinayaa hababka soo socda:

1. Qoondayn miisaaniyad sanadle ah. WCAD waxay xaqiijinaysaa in sanad-miisaaniyadeed kasta, dawladdu u qoondayso miisaaniyad loogu talo-galay hirgelinta Siyaasaddan.
2. Dakhli ka yimaad hay'adaha dadweynaha iyo kuwa gaar loo leeyahay, gaar ahaan dhanka horumarinta kaabeyaasha ee MSTHSH.
3. Deeqo iyo gargaarro laga helo gudaha iyo dibadda.

   WCAD oo kaashanaysa miisaaniyadda qaranka waxay xaqiijinaysaa in la helo isku-duwid gargaar waxtar leh ee dhammaan miisaaniyado horumarin oo lagu bari-taarayo dhismaha Machadka Sare ee Tababarka iyo Horumarinta Sharciga (MSTHSH).
4. Maal-gelinta hay'adaha gaarka loo leeyahay ee mashaariic iyo barnaamijyo la xiriira hirgelinta siyaasaddan.
5. Khidmadaha iyo xushmadaha laga helo waxbarashada iyo la-talinta uu bixiyo machadka.

DHISMAHA MSTHSH

1. Siyaasaddan waxaa lagu hirgelinayaa iyadoo loo marayo dhisidda MSTHSH.
2. Siyaasadda waxay xaqiijinaysaa in uu Machadku noqdo mid ku dhisan sharci asigoo u madax-bannaan gudashada xilka iyo waajibaadka loo idmaday lehna Astaan iyo shaabbad u gaar ah.
3. Machadku wuxuu hoos imaanayaa WCAD.

QAAB-DHISMEEDKA MAAMUL EE MACHADKA SARE EE TABABARKA IYO HORUMARINTA SHARCI (MSTHSH) EE JFS

Qaab dhismeedka maamul ee MSTHSH wuxuu ka koobanaanayaa:

1. Guddiga sare (Board of Directors) ee MSTHSH iyo;
2. Agaasinka Fulinta ee MSTHSH.

GUDDIGA SARE EE MAAMULKA MSTHSH (BOARD OF DIRECTORS) IYO SIDA XUBNIHIISU KU IMAANAYAAN

Siyaasaddani waxay adkaynaysaa muhimadda dhismaha guddiga sare (Board of Directors) ee MSTHSH si uu u dejiyo aragtida iyo istaraatijiyadda, lagu hawlgalinayo MSTHSH, sidoo kalena ku korjoogteeyo fulinta aragtiyadaas agaasinka fulinta.

Guddiga Sare ee MSTHSH oo tiradiisu ay tahay 11 xubnood, waxay ka kala imaanayaan hay'adaha hoos ku tilmaaman:

a. Xoghaye Joogto/Agaasime Guud, WCAD -Guddoomiye-
b. Xoghaye Joogto/Agaasime Guud, WWHTS -xubin-
c. Xoghaye Joogto/Agaasime Guud, WM -xubin-
d. Garyaqaanka Guud ee Dawladda (GGD) -xubin-
e. Maxkamadda Sare ee Dalka -xubin-
f. Xafiiska Xeer-ilaaliyaha Guud ee Qaranka -xubin-
g. Ururka Qareennada Soomaaliyeed -xubin-
h. Ururka Nootaayooyinka Soomaaliyeed -xubin-

i. Hormuudka Kulliyadda Sharciga ee JUS -xubin-
j. Midowga Jaamacadaha Soomaaliyed -xubin-
k. Agaasimaha MSTHSH -xoghayn-

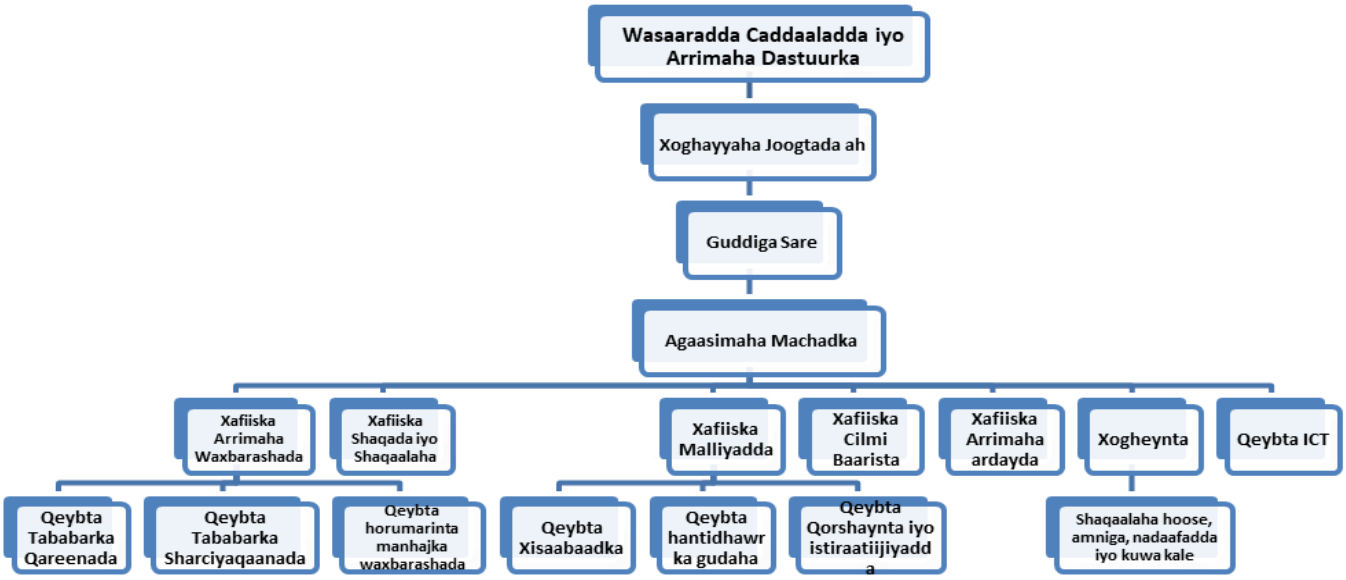
MAGACAABISTA GUDDIGA SARE EE MSTHSH

Wasiirka Wasaaradda Cadaaladda iyo Arrimaha Dastuurka WCAD ayaa Dekreeto kusoo saaraya saraakiisha sare ee xubnaha ka noqonaya Guddiga Sare ee Maamulka MSTHSH (Board of Directors), ka dib markay si qoraal ah ku soo magacaabaan madaxda hay'adahooda.

AGAASINKA FULINTA EE MSTHSH

1. Siyaasaddu waxay soo jeedinaysaa in machadku uu yeesho Agaasime fulineed sare, oo noqonaya Agaasimaha MSTHSH, sidoo kalena u hawl-gelaya xoghayaha Guddiga Sare ee MSTHSH.
2. Wasiirka cadaaladda iyo Arrimaha Dastuurka ayaa magacaabaya Agaasimaha machadka iyo ku-xigeennadiisa ee muddo Shan sano ah oo la cusboonaysiin karo.
3. Agaasinka fulinta ayaa diyaarinaya qorshaha hawlgalinta machadka, iyo dhammaan waxkasta oo lagama maarmaan u ah hirgalinta shuruucda, siyaasadaha iyo ujeedooyinka loo aasaasay MSTHSH, isagoo u soo gudbinaya Guddiga sare MSTHSH si ay ugu ansixiyaan.
4. Agaasimaha machadka, ku-xigeennadiisa waxaa la xisaabtamaya Wasiirka WCAD.
5. Machadku wuxuu abuuran karaa faracyo ka hawl-gala qeybaha kale ee dalka.

SOO JEEDINTA QAAB-DHISMEEDKA MAAMUL EE MACHADKA SARE EE TABABARKA IYO HORUMARINTA SHARCI (MSTHSH) EE JFS



Habraaca Oggolaanshaha ka mid noqoshada Mihnadleyda Sharci ee Soomaaliya:

1. Siyaasadan waxay qorsheyneysaa isla markaasna nidaamineysaa habraaca oggolaanshaha kamid noqoshada Mihnadleyaasha sharci inay maraan habraaca u degsan urur-goboleedyada aan qeybta ka nahay si ay ula jaan-qaadaan shuruucda iyo habraacyada ay ku dhaqmaan urur-goboleedyadaas sidaas daraadeed, machada wuxuu dhaqan-gelinayaa Habraac wax-ku-ool ah oo wax looga qabanayo arrimahaas.
2. Qofka ka mid noqonaya Mihnedleyaasha Sharci waa inuu haystaa Shahaadada koowaad ee Shareecada iyo Qaanuunka ama midkood uu ka qaatay jaamacad la aqoonsan yahay, isla markaasna dhameystay MSHSH.
3. In Xafiis Qareen uu ka qaato Tababar 6 bilood ah. Leeyahayna Akhlaaq iyo anshax wanaag isla markaasna aan ku sifoowin anshax-xumo baahsan.

HIRGELINTA SIYAASADDA

Hirgelinta siyaasaddan waxay u baahan tahay iskaashi ujeeddo leh oo ka dhexeeya hay'adaha cadaaladda, Xeer-ilaalinta, Xafiiska Garyaqaanka Guud, Bixiyeyaasha waxbarasho sharciyeed (Jaamacadaha), Ururka Qareennada, Garsoorka iyo Wasaaradda Waxbarashada. Habkan wadajirka ah wuxuu xaqiijinayaa in siyaasaddu ahaato mid waafaqsan qaab-hawleedyada iyo hal-beegyada sharci-dejineed ee heer qaran, heer goboleed iyo heer caalami, iyadoo ay ku jirto Heshiiska la xiriira BBA iyo Borotokoolkiisa oo ay Soomaaliya saxiixday.

Sida kor ku xusan, yoolka siyaasaddan waa dhisidda MSTHSH si loo siiyo Hawl-wadeenada Sharciga waxbarasho iyo tababarro sharciyeed oo Wax-ku-ool ah.

Machadku wuxuu kaalin mug leh ka qaadanayaa bixinta tababar la siiyo ardayga jaamiciga ah iyo diyaarinta cilmi-baarisyo ku aaddan arrimaha la xiriira waxbarashada iyo mihnadda sharciyeed.

Waxaa intaas wehliya, siyaasaddu waxay wax ka qabanaysaa walaacyo mug leh, sida yaraanshaha mihnadleyaal sharciyeed oo tababaran, helitaanka xaddidan ee waxbarasho iyo tababarro sharciyeed oo tayo leh iyo baahi loo qabo dib-u-habayno sharciyeed si dhaqan ahaan iyo nidaamyo sharciyeed oo casri ah iyadoo la waafajinayo hal-beegyada caalamiga ah iyo Heshiiska BBA.

Ugu dambayn, siyaasaddani waxay xoojineysaa talinta sharciga, nabad-dhisidda iyo horumarinta Soomaaliya. Habka iskaashiga, uma laha keliya faa'iidooyin hawl-wadeennada sharciyeed balse wuxuu sidoo kale ka qeyb-qaadanayaa xasilloonida bulshada guud ahaan.

Marka Golaha Wasiirraddu ansixiyo siyaasaddan, Wasiirka Cadaaladda iyo Arrimaha Dastuurka wuxuu bixinayaa hagitaanno ku aaddan tallaabo

maamul iyo maareyn ee Machadka ka hor inta aan la meel-marin sharciga lagu maamulayo MSTHSH. hagitaanadan waxay ka qeyb-qaadanayaan dhisidda iyo maareynta machadka. Iyadoo ay ku jirayaan Hawlaha iyo mas'uuliyadaha agaasimaha fulinta ee machadka kana kooban hay'adda maamulka Machadka. hagitaanadan waxay ku talinayaan in dedejin meel-marineed lagu sameeyo dhisidda iyo hawl-galka machadka iyo sidoo kale in ay fududayso qorsheynta, hirgelinta iyo kormeerka siyaasaddan.

KORMEERID IYO QIIMEYN

Mas'uuliyadda guud ee kormeeridda iyo qiimeynta Siyaasadda Qaran ee ku aaddan waxbarashada iyo dhismaha MSTHSH waxay saaran tahay WCAD. Xaqiijinta ujeeddooyinka siyaasaddan waxay u baahnaanaysaa kormeerid iyo qiimeyn joogto ah oo lagu fulinayo iskaashiga wasaaradaha kale ee ay khuseyso, hay'adaha iyo wada-hawl-galeyaasha caalamiga ah. Hab-raaca kormeerka iyo qiimeynta waxay hageysaa ururinta xog waqtiyaysan iyo falanqeynta horumarka laga gaaray hirgelinta siyaasadda. WCAD waxay horumarinaysaa kormeerka iyo natiijooyinka ku saleysan qaab-hawleedka qiimeynta. Qaab-hawleedka la xusay wuxuu cayimayaa, meelaha ay dhibaatadu ka jirto oo ay tahay in la xaliyo, bar-tilmaameedyo waxqabad, miisaaniyado iyo waqtiyeyn ku aaddan hirgelinta siyaasaddan. Qaab-hawleedka waxay ahaanaysaa mid wax-ku-ool ah ee qiimeynta ka qeyb-qaadashada siyaasadeed ee ajendaha horumarinta dalka iyo bixin fal-celin guulaha, horumarka iyo caqabadaha la xiriira hirgelinta siyaasadda iyo in natiijo laga gaaray.

DIB-U-EEGISTA SIYAASADDA

Siyaasadda qaran ee ku aaddan waxbarashada iyo dhismaha Machadka Sare ee Tababarka iyo Horumarinta Sharciga (MSTHSH) ee JFS waxaa lagu sameynayaa dib-u-eegis 5 shantii sanaba mar ama waqti kasta oo ay soo if-

baxdo baahi ku timid is-baddelka dabeecadda ee hawl-qabadka sharciyeed ee MSTHSH.

Jamhuuriyadda Federaalka Soomaaliya
Xafiiska Ra'iisul Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

Tariikh: 15/02/2025

Xeer Ra'iisul Wasaare Lr 174

XEERKA: XEER-NIDAAMIYAHA SHARCIGA NIDAAMKA XUKUUMADDA .

BIXID
17 FEB 2025
EXIT
XAFIISKA RA'IISUL WASAARAHA
OFFICE OF THE PRIME MINISTER

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad farqadaha 1 aad iyo 2aad; Qodobka 99aad farqadaha (a), (b), (e), (f); iyo Qodobka 100 aad farqadaha (a) (d) ee Dastuurka KMG.

Markuu arkay: Sharciga Nidaamka Xukuumadda (Sharci Lr. 14) ee soo baxay 3 Juun 1962; iyo Qaraarka Golaha Shacabka ee tirsigiisu yahay GSH/11/03/22 ee soo baxay 7 Agoosto 2022.

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.06.109.02.25** ee **13/02/2025,** kuna saabsan ansixinta **"Xeer-nidaamiyaha Sharciga Nidaamka Xukuumadda** oo uu Goluhu cod buuxa ku ansixiyey

Markuu tixgeliyey: Muhiimadda xeer-nidaamiyahan u leeyahay dowlad-diska iyo horumarinta shaqada Dowladda;

Wuxuu Meel-mariyey:

Qodobka 1aad

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.06.109.02.25** ee **13/02/2025,** kuna saabsan ansixinta "**Xeer-nidaamiyaha Sharciga Nidaamka Xukuumadda"** oo uu Goluhu cod buuxa ku ansixiyay.

XUKUUMADDA FEDERAALKA SOOMAALIYA
XAFIISKA RA'IISUL WASAARAHA
OFFICE OF THE PRIME MINISTER
FEDERAL GOVERNMENT OF SOMALIA

Villa Somalia, Telephone +252-615233036 E-mail: chiefcabinet@opm.gov.so or Primeminister@opm.gov.so Mogadishu,Somalia

Qodobka 2aad

Oggolaansho iyo Hirgalin Xeer

Waxaa xeer-nidaamiyahan hirgalinaya, meelmarinayana Ra'iisul Wasaaraha Xukuumadda Jahmuuriyadda Federaalka Soomaaliya.

Qodobka 3aad

Dhaqangal Go'aan Gole

Xeer-nidaamiyaha Sharciga Nidaamka Xukuumadda waxaa uu dhaqan-galayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Hgh-006-2025
TAARIIKH : 24-02-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA

XAFIISKA RA'IISUL WASAARAHA

XEER-NIDAAMIYAHA SHARCIGA NIDAAMKA XUKUUMADDA

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MAGACA XEER-NIDAAMIYAHA

Xeer-nidaamiyahaan waxaa lagu magacaabayaa **"Xeer-nidaamiyaha Sharciga Nidaamka Xukuumadda.**"

QODOBKA 2AAD
UJEEDDADA XEER-NIDAAMIYAHA

Ujeeddada xeer-nidaamiyahaan waa:

a) Dhaqangelinta iyo faahfaahinta mabaadii'da iyo ujeeddooyinka uu xambaarsan yahay Sharci Lr. 14 ee soo baxay 3 June 1962 ee Nidaamka Xukuumadda ee Jamhuuriyaddii Soomaaliya (1962 – 1967kii), iyo qaraarka Golaha Shacabka ee tirsigiisu yahay Tix: GSH/11/03/22 ee ku taariikhaysan 07 Agoosto 2022 laguna ansixiyay Xukuumadda Federaalka Soomaaliya iyo barnaamijkeeda;

b) Kaabista mabaadii'da iyo ujeeddooyinka ku xusan qodobbada Sharci Lr. 14 ee soo baxay 3 June 1962 iyo wax-ka-beddelkii lagu sameeyay iyo dikreetooyinkii madaxweyne iyada oo la waafajinaayo dhaqanka dastuuriga ah ee taabbagalay seddexdii muddo-xileed ee ugu dambeyeey iyo mabaadii'da aasaasiga ah si waafaqsan Qodobka 139aad ee Dastuurka oo xeerinaya sii socoshada xeerarka;

c) In Xukuumaddu yeelato hannaan sharci ah oo faahfaahsan kaas oo ay ku gudan karto waajibaadkeeda dastuuriga ah;

d) In Wasaaradaha loo kala caddeeyo waajibaadkooda, iyada oo la xoojinayo wada- shaqaynta, iskaashiga iyo xallinta khilaafka;

e) In nidaamka maamulka guud la waafajiyo halbeegyada casriga ah iyada oo la kala qeexayo shaqada Wasiirka iyo midda Agaasimaha Guud;

f) In Wasaaraduhu iyo hay'adaha kaleba ay yeeshaan qaab-dhismeed midaysan iyo qorshe istiraatiijiyeed shan sano ah;

g) In la nidaamiyo xiriirka ka dhexeeya Wasaaradaha iyo hay'adaha hannaan ahaan hoos yimaadda;

h) In la caddeeyo sida awoodda fulineed loo isticmaali karo, iyada oo la faahfaahinayo habraacyada dikreetooyinka/xeerarka maamul, xeer-nidaamiyeyaasha iyo habraacyada go'aannada maamul.

QODOBKA 3AAD
EREYBIXIN

Haddii aan si kale loogu dhex-sheegin xeerar kale, ereyada soo socda waxaa loola jeedaa:

a) **Xukuumadda:** Xukuumadda Federaalka Soomaaliya;

b) **Kaabeyaasha Xukuumadda:** Hay'adaha madaxbannaan, wakaaladaha, iyo xafiisyada kaabaya shaqada Xukuumadda;

c) **Dikreetooyinka ama Xeerarka Maamul:** Xeerarka fulineed oo ay soo saareyso laanta fulinta, iyada oo isticmaaleysa awooddeeda maamul;

d) **Go'aannada maamul:** Go'aannada ay gaarayaan wasaaradaha iyo hay'adaha kale ee laanta fulinta, iyaga oo isticmaalaya awoodaha lagu siiyay shuruucda, xeer-nidaamiyeyaasha, siyaasadaha iyo qodobbada kale ee leh awood sharci;

e) **Dastuurka:** Dastuurka KMG ah ee Jamhuuriyadda Federaalka Soomaaliya lana ansixiyay 1da Agoosto 2012;

QODOBKA 4AAD
MABAADII'DA GUUD EE HOWLAHA XUKUUMADDA

1. Xukuumadda Federaalka ahi waxa ay ku shaqeyneysaa mabaadii'da dastuuriga ah ee Jamhuuriyadda Federaalka Soomaaliya, iyada oo dhowraysa kala soocnaanta awoodaha dastuuriga ah iyo xuquuqda aadanaha ee Dastuurku dammaanad- qaaday.
2. Shacabka Soomaaliyeed waxay xaq u leeyihiin in ay talooyin ku biiriyaan dejinta siyaasadaha Qaranka ee khuseeya arrimaha gudaha iyo dibedda, dhaqaalaha, caddaaladda, maamulka guud, amniga iyo arrimaha bulshada si toos ah ama iyaga oo u soo maraya ururadooda bulsho.
3. Xukuumaddu waxa ay u isticmaalaysaa awooddeeda fulineed inta uu sharcigu u oggol yahay, waana in go'aannada ka soo baxa ay waafaqsanaadaan Dastuurka iyo Shuruucda kale ee Dalka.

QODOBKA 5AAD
XIL-GUDASHADA XUKUUMADDA FEDERAALKA SOOMAALIYA

1. Xukuumadda Federaalka Soomaaliya waxa ay u gudanaysaa waajibaadkeeda ku aaddan siyaasadda arrimaha gudaha iyo dibedda, caddaaladda, dhaqaalaha, amniga, horumarinta Qaranka iyo arrimaha bulshada, si waafaqsan xeer-nidaamiyahaan maamul iyo Xeerarka kale ee Dalka, waxaana ku hoggaaminaya Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya.

2. Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya waxa uu xeer madaxweyne ku soo saarayaa arrimaha soo socda:

   (a) Dhaqangelinta magacaabista saraakiisha sare ee Dowladda, diblomaasiyiinta, iyo taliyeyaasha ciidamada marka Golaha Wasiiradu soo jeediyaan;

   (b) Arrimaha kale ee sharcigu farayo in lagu soo saaro xeer madaxweyne ama soo galaya awoodihiisa dastuuriga ah.

CUTUBKA LABAAD
GOLAHA WASIIRRADA IYO AWOODAHOODA

QODOBKA 6AAD
GOLAHA WASIIRRADA

1. Golaha Wasiirrada ee xukuumadda Federaalka Soomaaliya waxa uu ka kooban yahay Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya, Ra'iisul Wasaare Ku-xigeenka/Ku-xigeenno, wasiirrada wasaaradaha, Wasiiru-dowleyaasha iyo Wasiir ku-xigeennada, si waafaqan Qodobka 97aad (2) ee Dastuurka.

2. Wasiiru-dowleyaasha iyo wasiir-ku-xigeennada waxa ay ka qeybgelayaan kulamada Golaha Wasiirrada iyaga oo aan cod laheyn. Haddii Wasiiru Dowlaha ama wasiir- ku-xigeenku uu metelayo wasiirka waa uu codeynayaa.

QODOBKA 7AAD
AWOODAHA GOLAHA WASIIRRADA

1. Iyada oo aan waxba loo dhimaynin Qodobka 99[aad] ee Dastuurka, Golaha Wasiiradu waxa ay xilkooda u gudanayaan sida soo socota:

   a) Awoodaha Guud:

      i. Diyaarinta iyo meelmarinta siyaasadaha iyo hindise-sharciyeedyada ay Xukuumaddu curiso, iyaga oo ka codsan kara Baarlamaanka Federaalka in uu dib ugu soo celiyo hindise-sharciyeedyo hore loogu gudbiyay;
      ii. Diyaarinta iyo meelmarinta dikreetooyinka xeereed, dikreetooyinka xeer-dejineed ee Baarlamaanka Federaalku u igmaday, iyo xeer-nidaamiyeyaasha loogu xilsaaray Dastuurka ama shuruucda kale ee dalka;
      iii. Meelmarinta heshiisyada caalamiga ah iyo siyaasadda arrimaha dibedda ee Jamhuuriyadda Federaalka Soomaaliya;
      iv. Arrimaha kale ee loogu xilsaaray Dastuurka, shuruucda kale ee dalka iyo xeer-nidaamiyeyaasha.

b) Awoodaha Maaliyadda Guud:

i. Meelmarinta miisaaniyadda Qaranka, ku-noqoshadeeda, iyo xisaab-xirkeeda, iyaga oo u gudbinaya Baarlamaanka Federaalka Soomaaliya, si waafaqsan Shuruucda khuseeysa maamulka maaliyadda guud ee dalka.

ii. Arrimaha kale ee sharcigu u xilsaaray ama ka baxsan awoodaha Wasiirka Maaliyadda iyo xafiisyada kale ee dowladda.

c) Awoodaha Arrimaha Shaqaalaha:

i. Soo jeedinta magacaabista iyo xil-ka-qaadista saraakiisha sare ee lagu sheegay Dastuurka ama shuruucda kale ee dalka si waafaqsan Qodobka 117aad ee Dastuurka iyo Shuruucda kale ee Dalka;

ii. Soo jeedinta magacaabista xubnaha Guddiyada Madaxabannaan iyo saraakiisha kale ee sharcigu farayo, iyaga oo u gudbinaya Baarlamaanka Federaalka;

iii. Arrimaha kale ee loogu xilsaaray shuruucda shaqaalaha rayidka ee Dowladda iyo shuruucda hay'adaha amniga Qaranka.

QODOBKA 8AAD
GUDDI-HOOSAADYADA GOLAHA WASIIRRADA

1. Golaha Wasiirrada waxa uu yeelan karaa guddi-hoosaadyo joogto ah ama kuwo aan joogto ahayn, kuwaas oo fududeynaya xil-gudashada Golaha Wasiirrada.

2. Guddiyada joogtada ah iyo kuwa aan joogtada ahayn waxaa lagu dhisayaa xeer Ra'iisul Wasaare, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee JFS.

3. Golaha Wasiirrada lama horgayn karo hindise-sharciyeedyo, xeer-nidaamiyeyaal, siyaasado iyo heshiisyo aan soo marin guddi-hoosaadyada ay khusayso ama aan loo dhammeystirin habraacyada dhaqangalka ah ee Xeer Ra'iisul Wasaare 125, ee ku taariikheysan 06/04/2023.

4. Guddi-hoosaadyadu waxa ay u xilsaaran yihiin ka baaraandegista arrimaha ku cad Faqradda 3aad ee Qodobkaan iyaga oo ka wada hadlaya wixii ka khuseeya una soo gudbinaya Xoghayaha Joogtada ah wixii go'aanno, talooyin, ama aragti ah.

5. Guddi-hoosaadyadu waxa ay yeelanayaan shaqaale uu u soo asteeyo Xoghayaha Joogtada ah ee Xafiiska Ra'iisul Wasaaraha.

CUTUBKA SEDDEXAAD
XAFIISKA RA'IISUL WASAARAHA

QODOBKA 9AAD
XAFIISKA RA'IISUL WASAARAHA

1. Xafiiska Ra'iisul Wasaaraha waxa uu magac ahaan beddelayaa Guddoonka Golaha Wasiirrada ee ku qoran xeerarkii hore ee nidaamka xukuumadda.
2. Xafiiska Ra'iisul Wasaaraha waxa uu ka kooban yahay Ra'iisul Wasaaraha, Ra'iisul- wasaare Ku-xigeen/Ku-xigeenno, Wasiiru Dowlaha Xafiiska, Xoghayaha Joogtada ah, Ku-xigeenka Xoghayaha Joogtada ah, iyo waaxyaha hoos yimaadda.
3. Ra'iisul-wasaaruhu waa madaxa Xukuumadda waana guddoomiyaha Golaha Wasiirrada ee Jamhuuriyadda Federaalka Soomaaliya, waxa uuna u xilsaaran yahay arrimaha soo socda:
    a) Gudashada waajibaadka loogu xilsaaray Dastuurka, shuruucda kale ee dalka iyo xeer-nidaamiyeyaashooda;
    b) Qaadashada masuuliyadda howlaha aysan jirin cid gaar ah oo loo xilsaaray ama si guud u saameynaya howlaha Xukuumadda;
    c) Isugu yeerista iyo guddoominta kulamada Golaha Wasiirrada isaga oo go'aaminaya ajendaha la horgeynayo;
    d) Haggaaminta, hagidda, xiriirinta, isu duwidda, iyo korjoogteynta howlaha Xukuumadda Federaalka Soomaaliya;
    e) Jaangoynta yoolasha, hiigsiyada, iyo howlaha hortebinta u leh Xukuumadda si waafaqsan barnaamijka Xukuumadda ee Golaha Shacabku soo ansixiyay;
    f) Oggolaanshaha saraakiisha Dowladda iyo khubarada kale ee ka qeybgalaya kulamada Golaha Wasiirrada, haddii sharci gaar ah uusan waajibin ka qeybgalkooda;
    g) Oggolaanshaha baahinta wararka iyo dukumiintiyada ku saabsan kulamada iyo go'aannada Golaha Wasiirrada, si waafaqsan shuruucda dalka;
    h) Meelmarinta, soo-saarista iyo hubinta dhaqangalka go'aannada Golaha Wasiirrada, si waafaqsan Dastuurka iyo shuruucda kale ee dalka;
    i) U gudbinta Baarlamaanka Federaalka arrimaha u baahan ansixintiisa iyo hindise-sharciyeedyada isaga oo u gudbin kara codsiga kala noqoshada hindise-sharciyeedyada haddii loo baahdo;
    j) U gudbinta Madaxweynaha JFS go'aannada ka soo baxay Golaha Wasiirrada ee u baahan in lagu soo saaro xeer madaxweyne.

4. Ra'iisul Wasaare Ku-xigeenka/Ku-xigeennada waxa uu qabanayaa/qabanayaan howlaha loo xilsaaray si waafaqsan Qodobka 101aad ee Dastuurka.
5. Wasiiru Dowlaha Xafiiska Ra'iisul Wasaaraha waxa uu la shaqaynayaa Ra'iisul-wasaaraha, waxa uuna qabanayaa howlaha uu u xilsaaro si waafaqsan Qodobka 102aad (3) ee Dastuurka.
6. Xoghayaha Joogtada ah ee Xafiiska Ra'iisul Wasaaraha waa sarkaalka idman ee ugu saarreeya shaqaalaha Xafiiska Ra'iisul Wasaaraha, waxaa uu yeelanayaa ku-xigeen, waxaa uuna qabanayaa howlaha loogu xilsaaray Qodobka 10aad ee Xeer-nidaamiyahaan.

QODOBKA 10AAD
XILKA XOGHAYAHA JOOGTADA AH

Xoghayaha Joogtada ah ee Xafiiska Ra'iisul Wasaaraha waxa uu u xilsaaran yahay arrimaha soo socda:

1. Isku-duwidda, kormeerka howlaha iyo waajibaadka waaxyaha Xafiiska Ra'iisul-wasaaraha;
2. Jihaynta iyo maareynta arrimaha maamulka guud, arrimaha shaqaalaha iyo howlaha waaxyaha kala duwan ee Xafiiska Ra'iisul Wasaaraha;
3. Xoghayaha Joogtada ah ee Xafiiska Ra'iisul Wasaaraha waa madaxa isku-xirka hay'adaha Xukuumadda heer farsamo, isaga oo raacaya tilmaamaha iyo amarrada Ra'iisul Wasaaraha, qabanayana waajibaadka soo socda oo keliya:
   (a) Xiriirinta iyo isu-duwidda hirgalinta, barnaamijyada waxqabadka iyo howlaha Xukuumadda Federaalka Soomaaliya, isaga oo fulinaya amarrada Ra'iisul Wasaaraha.
   (b) Isugu yeerista iyo shir-guddoominta kulamada Madasha Agaasimeyaasha Guud ee Wasaaradaha iyo Hay'adaha.
4. Wixii kale oo howlo ah ee uu u xilsaaro Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya ama loogu xilsaaro shuruucda dalka.

CUTUBKA AFARAAD
KULAMADA GOLAHA WASIIRRADA

QODOBKA 11AAD
AJENDAHA

1. Ajendaha kulamada Golaha Wasiirrada waxaa go'aaminaya Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya.
2. Agaasimaha Golaha Wasiirrada, isaga oo ogaysiinaya Xoghayaha Joogtada ah, waxa uu si joogto ah ugu wargelinayaa Ra'iisul Wasaaraha dukumiintiyada iyo arrimaha u baahan in la horgeeyo Golaha Wasiirrada.

3. Arrimaha la horgeynayo Golaha Wasiirrada waa in loo soo gudbiyaa Agaasinka Golaha Wasiirrada ugu yaraan hal toddobaad ka hor iyada oo Ra'iisul-wasaaruhu si KMG ah u laali karo ku-dhaqanka faqraddaan.

QODOBKA 12AAD
GO'AANKA ISUGU YEERISTA KULAMADA

1. Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya waxa uu awood u leeyahay in uu go'aamiyo isugu yeerista kulamada Golaha Wasiirrada, isaga oo go'aankiisa ku wargelinaya Agaasimaha Golaha Wasiirrada xilli ku habboon.
2. Agaasimaha Golaha Wasiirrada waxa uu diyaarinayaa ogeysiiska kulanka iyo ajendihiisa, isaga oo sheegaya taariikhda, waqtiga, iyo goobta uu kulanku ka dhacaayo.
3. Ogeysiiska kulanka iyo ajendihiisa waa in la gaarsiiyo xubnaha Golaha Wasiirrada iyo ciddii kale ee ka soo qeybgaleysa ugu yaraan hal maalin ka hor kulanka.

QODOBKA 13AAD
KULAMADA AAN CAADIGA AHEYN

Kulamada aan caadiga aheyn ee Golaha Wasiirrada waxaa la isugu yeerayaa habraac gaar ah si waafaqsan shuruucda dalka iyada oo Ra'iisul-wasaaruhu uu isugu yeeri karo xilli kasta iyo goob kasta.

QODOBKA 14AAD
GOOBTA KULAMADA

Kulamada Golaha Wasiirrada waxa ay ka dhacayaan hool gaar ah oo lagu diyaariyay Xafiiska Ra'iisul Wasaaraha, haddii Ra'iisul-wasaaruhu uusan go'aamin in meel kale ama qaab kale lagu qabto, isaga oo xeerinaya duruufo gaar ah oo sidaasi khasbaya.

QODOBKA 15AAD
WAQTIGA KULAMADA

1. Kulamada caadiga ah ee Golaha Wasiirrada waxa ay dhacayaan maalinta Khamiista ee toddobaad kasta.
2. Kulamada aan caadiga aheyn waxa ay dhici karaan waqti kasta oo uu go'aamiyo Ra'iisul Wasaaraha.

QODOBKA 16AAD
GUNTANKA KULAMADA

1. Kulamada caadiga ah iyo kuwa aan caadiga ahayn ee Golaha Wasiiradu waxay ku guntamayaan in ay goobjoog yihiin oo codeynayaan aqlabiyad boqolkiiba konton iyo hal dheeri (50%+1) tirada guud ee Wasaaradaha. Go'aannada Golaha Wasiiradu waxay ansax ku noqonayaan boqolkiiba konton iyo hal dheeri (50%+1) ee tirada xubnaha fadhigu ku guntamay. Haddii ay dhacdo in coddadku barbardhac noqdaan, waxaa meelmaraya dhankii uu Ra'iisul-

wasaaruhu u codeeyo, haddii uu maqan yahayna Ra'iisul Wasaare Ku-xigeenka guddoominaya kulanka, haddii ay wada maqan yihiin, dhankii uu Wasiirka Cadaaladdu u codeeyo.

2. Ka hor inta aan la furin kulanka, Agaasinka Golaha Wasiirrada waxa uu ku dhawaaqayaa magacyada xubnaha goobjoogga ah iyo kuwa maqan, isaga oo sidaasi u diiwaangelinaya.

3. Ka hor inta aan la codeynin, Ra'iisul Wasaaraha waxa uu farayaa in la hubiyo guntanka, isaga oo joojinaya wixii codeyn ah haddii guntanku uu gaari waayo aqlabiyadda (50% +1).

QODOBKA 17AAD
HABKA DOODDA

1. Arrin aan ku jirin ajendaha kulanka lama furi karo mana laga doodi karo inta ay socdaan kulamada caadiga ah ee Golaha Wasiirrada. Haddii arrinku uu noqdo lagama maarmaan, waxaa go'aan ka gaaraya Ra'iisul Wasaaraha.

2. Faqradda kowaad ma khuseyso kulamada aan caadiga aheyn kuwaas oo lagu maamulayo habraac gaar ah.

3. Xubnaha ka qeybgalaya doodda ama qaba su'aalo waxaa hadalka siinaya Ra'iisul- wasaaraha, waxaana diiwaangelinaya Agaasinka Golaha Wasiirrada.

QODOBKA 18AAD
JOOJINTA AMA HAKINTA KULAMADA

1. Ra'iisul Wasaaraha, ama cidda meteleysa, waxa uu joojin karaa ama hakin karaa kulanka haddii ay noqoto lama huraan.

2. Haddii guntanka kulanka uu buuxsami waayo si waafaqsan Qodobka 16aad (Guntanka Kulamada), Ra'iisul-wasaaruhu waa in uu joojiyaa kulanka.

CUTUBKA SHANAAD
NIDAAMKA KULAMADA GOLAHA WASIIRRADA

QODOBKA 19AAD
ILAALINTA WAQTIGA KULAMADA

1. Xubnaha iyo ciddii kale oo ka soo qeybgaleysa kulamada Golaha Wasiirrada waa in ay ilaaliyaan waqtiga loogu talagalay in kulamadu furmaan sida ku cad ogeysiiska kulanka.

2. Haddii wasiir ama cid kale oo ka qeybgaleysa kulanka aanay iman karin ama ay ka maqnaaneyso kulanka, waa in ay ogeysiis soo gaarsiisaa Agaasinka Golaha Wasiirrada ugu yaraan hal maalin ka hor taariikhda kulanka.

QODOBKA 20AAD
FADHIGA KULAMADA

1. Xubnaha iyo ciddii kale oo ka qeybgaleysa kulamada Golaha Wasiirrada waxa ay fariisaneysaa meesha loo asteeyay ee ku aaddan magaceeda.
2. Mudnaanta fadhiga ee xubnaha Golaha Wasiirrada waxaa loo raacayaa sida ay ugu kala horreeyaan liiska wasaaradaha ku qoran Qodobka 24aad (2) ee xeer-nidaamiyahaan.

QODOBKA 21AAD
KA TAGISTA KULAMADA

Inta ay kulamadu socdaan, xubnaha iyo ciddii kale ee ka qeybgaleysa kulamada Golaha Wasiirrada waxaa ka reebban in ay kulanka ka tagto haddii aan Ra'iisul- wasaaruhu u fasaxin.

QODOBKA 22AAD
NIDAAMKA

Ra'iisul-waasaraha waxa uu masuul ka yahay ilaalinta nidaamka iyo kala dambeynta inta kulamadu socdaan waxa uuna awood u leeyahay in uu tallaabo ka qaado xubnaha iyo ciddii kale ee ka qeybgaleysa kulamada Golaha Wasiirrada.

QODOBKA 23AAD
DIIWAANKA HADAL-QORAALLADA IYO GO'AANNADA

1. Agaasinka Golaha Wasiirrada waxa uu diiwaan-gelinayaa isaga oo nuqullo rasmi ah keydinaya dhammaan arrimaha looga hadlo kulamada Golaha Wasiirrada iyo hadalka cid kasta oo ka qeybgashay kulamada.
2. Hadal-qoraallada kulan kasta waxaa laga akhrinayaa kulanka xiga iyada oo si gaar ah loo soo koobayo go'aannada uu Goluhu gaaray.
3. Agaasinka Golaha Wasiirrada waxa uu si gaar ah u diiwaangelinayaa go'aannada ka soo baxa Golaha Wasiirrada isaga oo ku summadeynaya lambarro taxane ah oo soconaya iyo waxa ay go'aannadu ku saabsan yihiin.

CUTUBKA LIXAAD
WASAARADAHA XUKUUMADDA FEDERAALKA SOOMAALIYA

QODOBKA 24AAD
WASAARADAHA

1. Xukuumadda Federaalka Soomaaliya waxa ay ka kooban tahay wasaaradaha uu soo ansixiyay Golaha Shacabka ee Baarlamaanka Federaalka Soomaaliya waxa ayna ku shaqeynayaan nidaamkaan aasaasiga ah ee lagu faahfaahinayo xeerarkii maamulka ee Jamhuuriyaddii Soomaaliya si waafaqsan Qodobka 139aad ee Dastuurka (sii socoshada xeerarka).

2. Wasaaradaha Xukuumadda JFS waxaa ay mudnaanta u kala leeyihiin sida ay u kala horreeyaan ee hoos ku xusan:

    a) Wasaaradda Cadaaladda iyo Dastuurka;

    b) Wasaaradda Arrimaha Gudaha, Federaalka, iyo Dib-u-heshiisiinta;

    c) Wasaaradda Arrimaha Dibedda iyo Iskaashiga Caalamiga ah;

    d) Wasaaradda Gaashaandhigga;

    e) Wasaaradda Amniga Gudaha;

    f) Wasaaradda Awqaafta iyo Arrimaha Islaamka;

    g) Wasaaradda Maaliyadda;

    h) Wasaaradda Qorshaynta, Maalgashiga, iyo Horumarinta Dhaqaalaha;

    i) Wasaaradda Ganacsiga iyo Warshadaha;

    j) Wasaaradda Beeraha iyo Waraabka;

    k) Wasaaradda Xannaanada Xoolaha, Dhirta iyo Daaqa;

    l) Wasaaradda Kalluumeysiga iyo Dhaqaalaha Buluugga ah;

    m) Wasaaradda Batroolka iyo Macdanta;

    n) Wasaaradda Gaadiidka iyo Duulista Hawada/Rayidka;

    o) Wasaaradda Dekedaha iyo Gaadiidka Badda;

    p) Wasaaradda Howlaha Guud iyo Guriyeynta;

    q) Wasaaradda Isgaarsiinta iyo Teknolojiyadda;

    r) Wasaaradda Tamarta iyo Kheyraadka Biyaha;

    s) Wasaaradda Waxbarashada, Hiddaha, iyo Tacliinta Sare;

    t) Wasaaradda Caafimaadka iyo Daryeelka Bulshada;

    u) Wasaaradda Qoyska iyo Xuquuqul Insaanka;

    v) Wasaaradda Shaqada iyo Arrimaha Bulshada;

    w) Wasaaradda Dhallinyarada iyo Ciyaaraha;

    x) Wasaaradda Warfaafinta, Dhaqanka, iyo Dalxiiska; iyo

    y) Wasaaradda Deegaanka iyo Isbeddelka Cimilada;

3. Ra'iisul-wasaaruhu waxa uu isku-shaandheyn ku sameyn karaa xubnaha Golaha Wasiirrada ee Golaha Shacabku ansixiyay si waafaqsan Qodobka 100aad xarafkiisa (b) ee Dastuurka.

4. Howlaha wasaaradaha Xukuumadda Federaalka Soomaaliya waxa ay u qaybsan yihiin loona fulinayaa sida lagu qeexay cutubkaan iyo xeerarka dhaqangalka ah.

QODOBKA 25AAD
WASAARADDA CADAALADDA IYO DASTUURKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leeyahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

Arrimaha Caddaaladda:

1. Dejinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu hagaajinayo nidaamka caddaaladda ee Qaranka laguna ballaarinayo adeegga caddaaladda iyada oo xoojinaysa xallinta mashaakilka bulshada, talinta sharciga iyo la-dagaalanka musuqmaasuqa;
2. Kala shaqeynta Xukuumadda arrimaha ku dhaqanka sharciga iyo soo saarista hageyaasha shuruucda caddaaladda;
3. Ka qeyb-qaadashasa Dib-u-eegista ama qorista shuruucda Dalka iyo xeer-nidaamiyeyaasha, iyada oo waafajineysa shareecada Islaamka, Dastuurka, xeer-dhaqanka Soomaaliyeed, iyo halbeegyada caalamiga ah ee xuquuqda aadanaha, si waafaqsan Xeer Ra'iisul Wasaare Lr. 125, ee soo baxay 06/04/2023;
4. Ka qeyb-qaadashada toosinta iyo tifaftirka heshiisyada caalamiga ah oo ay u soo gudbiso Wasaaradda Arrimaha Dibedda si waafaqsan Xeerka Ra'iisul Wasaare Lr. 125, ee ku taariikhaysan 06/04/2023.
5. La socodka xaaladda guud ee maxkamadaha, hannaannada kale ee xallinta murannada, iyo caqabadaha ka jira habsami-u-socodka adeegga caddaaladda iyada oo warbixinno joogto ah uga soo diyaarineysa Golaha Wasiirrada;
6. Xoojinta iyo horumarinta iskaashiga garsoor ee dibedda, iyada oo dejinaysa siyaasadaha iyo shuruucda lagu nidaaminaayo iskaashigaasi;
7. Soo-jeedinta & dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo nidaamka beddelka ah ee xallinta khilaafaadka (ADR) si waafaqsan xeerarka dalka;
8. Ka talabixinta horumarinta manhajka waxbarashada kulliyadaha qaanuunka iyo shareecada, iyadoo kaashaneysa wasaaradda waxbarashada kuna wacyigelineysa bulshada ku dhaqanka sharciga;
9. Nidaaminta iyo xoojinta mihnadaha madaxabannaan ee qareennada iyo nootaayooyinka iyo ururadooda iyada oo diyaarineysa siyaasadaha iyo shuruucda lagu horumarinayo;
10. Gacan-ku-heynta iyo maamulka barmaamijka kaalmada sharci ee Xukuumadda Federaalka Soomaaliya;
11. Nidaaminta iyo korjoogteynta maamulka iyo amniga xabsiyada iyo xarumaha

dhaqancelinta iyada oo xoojineysa adeegyada dhaqancelinta ee lagu hirgelinayo xuquuqda gaarka ah ee dadka lagu hayo xabsiyada iyo xarumaha dhaqancelinta;

12. Korjoogtaynta hay'adaha iyo xafiisyada kaabeyaasha ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha xeerarka caddaaladda;

13. Iskaashiga iyo wadashaqeynta dhammaan daneeyeyaasha adeegyada caddaaladda ee Jamhuuriyadda Federaalka Soomaaliya, iyada oo kaashaneysa hay'adaha iyo ururada gobolka iyo kuwa caalamiga ah ee ka shaqeynaya horumarinta talinta iyo sarreynta sharciga.

Arrimaha Dastuurka:

14. Fududeynta iyo kaalmeynta hannaanka dib-u-eegista iyo dhammeystirka Dastuurka iyada oo u mareysa hannaan wadatashi oo loo dhan yahay;

15. Wacyigelinta shacabka Soomaaliyeed ee ku aaddan arrimaha Dastuurka iyo mabaadii'da uu ku dhisan yahay;

16. U fududeynta Baarlamaanka Federaalka iyo hay'adaha u xilsaaran qorista wax-ka- beddelka Dastuurka gacansiinta farsamo ee ay u baahan yihiin;

17. Dhaqangelinta Dastuurka iyada oo soo jeedineysa siyaasadaha iyo shuruucda aasaasiga ah ee lagu dhaqangelinayo Dastuurka lana soconeysa dhaqangalkiisa iyo caqabadaha ka jira;

18. Iskaashiga iyo wadashaqeynta dhammaan daneeyeyaasha adeegyada caddaaladda iyo dib-u-eegista Dastuurka ee Jamhuuriyadda Federaalka Soomaaliya iyada oo kaashaneysa hay'adaha iyo ururada gobolka iyo kuwa caalamiga ah ee ka shaqeynaya horumarinta caddaaladda, talinta sharciga, iyo arrimaha dastuurka.

QODOBKA 26AAD
WASAARADDA AWQAAFTA IYO ARRIMAHA ISLAAMKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo gudashada tiirarka diinta Islaamka (Salaadda, Soonka, arrimaha Xajka, iyo Zakada), fatwada, hay'adaha diiniga ah, dugsiyada Quraanka, masaajidda, xarumaha lagu barto diinta islaamka iyo waqafka iyada oo xoojineysa kaalinta horumarineed ee waqafka;

2. Horumarinta, taabbagelinta iyo xoojinta ku dhaqanka diinta Islaamka, iyadoo bulshada ka wacyigelinaysa fikradaha xagjirka ah iyo dhaqamada xun ee lidka ku ah diinta Islaamka iyo dhaqanka suubban ee Soomaaliyeed, xoojineysana wadanoolaanshaha iyo is-oggolaanshaha kala duwanaanta fikradaha ku saleysan fahamka diinta Islaamka;

3. Nidaaminta iyo horumarinta cilmi-baarista culuumta Islaamka iyo manaahijta madaxabannaan (nidaamka xalaqaadka) ee barashada diinta Islaamka, iyada oo diyaarineysa siyaasadaha iyo shuruucda lagu horumarinayo lana kaashaneysa wasaaradda waxbarashada;
4. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha arrimaha islaamka iyo xeerarka kale ee dalka;
5. Iskaashiga iyo wadashaqeynta dhammaan daneeyeyaasha arrimaha diinta Islaamka, iyada oo la kaashaneysa hay'adaha iyo ururada gobolka iyo kuwa caalamiga ah ee ka shaqeeya xoojinta ku dhaqanka diinta Islaamka.

QODOBKA 27AAD
WASAARADDA ARRIMAHA DIBEDDA IYO ISKAASHIGA CAALAMIGA AH

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta iyo dhaqangelinta siyaasadda arrimaha dibedda, si waafaqsan barnaamijka Xukuumadda Federaalka Soomaaliya iyo xeerarka dhaqangalka ah;
2. Gacan-ku-heynta iyo maamulka xiriirada diblomaasiyadeed ee rasmiga ah ee dalku la leeyahay dalalka iyo hay'adaha gobolka ama caalamiga ah;
3. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha ay wasaaraddu u xilsaaran tahay, iyada oo isku dubbaridaysa xiriirka laamaha iyo hay'adaha Dowladda ee ku wajahan la macaamilka dalalka shisheeye, ururada gobolka, iyo kuwa caalamiga ah;
4. Ka qeybgalka wadahadallada ku saabsan heshiisyada caalamiga ah ee waxtarka u leh Qaranka, iyada oo u galeysa heshiisyadaasi si waafaqsan shuruucda dalka.;
5. Xoojinta iyo maareynta xiriirka caalamiga ah ee loogu adeegayo danaha Qaranka iyo danaha muwaadiniinta Soomaaliyeed ee ku nool dalka dibeddiisa (Qurba- joogta);
6. Fududaynta iyo ka qaybqaadashada habraacyada adeegyada baasaboorrada dowladda (diblomaasiga iyo shaqadda) iyo adeegyada qunsuliyeed ee loogu adeegayo muwaadiniinta Soomaaliyeed;
7. Suuqgeynta iyo bandhigidda dhaqanka iyo fursadaha dalka, iyadoo hadba la kaashanaysa wasaaradda ama hay'adda ay khuseyso, si loo soo jiito dadyowga adduunka;
8. Dejinta iyo horumarinta habmaamuuska Qaranka, si waafaqsan xeerarka iyo habraacyada u degsan dalka;
9. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo arrimaha ay wasaaraddu u xilsaaran tahay;

10. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha arrimaha dibedda iyo xeerarka kale ee dalka.

QODOBKA 28AAD
WASAARADDA GAASHAANDHIGGA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta, iyo dhaqangelinta siyaasadaha, shuruucda iyo qorshayaasha Qaran ee khuseeya dhismaha, tayeynta iyo korjoogteynta Ciidanka Xoogga Dalka iyo guud ahaan howlaha difaaca Qaranka, si waafaqsan Qaab- dhismeedka Amniga Qaranka iyo xeerarka Dalka.
2. Maareynta baahida tirada iyo tayada xubnaha Ciidanka Xoogga Dalka iyada oo ka shaqeyneysa sidii ay u heli lahaayeen tabobarro joogto ah iyo qalabkooda ciidan;
3. Hubinta, gudbinta iyo korjoogteynta miisaaniyadda Ciidanka Xoogga Dalka kadib marka Taliska Ciidanka XDS soo diyaariyo una soo gudbiyo Wasaaradda Gaashaandhigga iyo korjoogtaynta barnaamijyada daryeelka xubnaha ciidanka, si waafaqsan shuruucda dalka;
4. Diyaarinta iyo dhaqangelinta istiraatiijiyadda difaaca Qaranka si waafaqsan ujeeddooyinka Amniga Qaranka iyada oo Ciidanka Xoogga Dalka ay u rogayaan qorsheyaal howlgal kuna shaqeynayaan;
5. Horumarinta, iyo gacan-siinta kaabayaasha difaaca sida Isbitaalka CXD, jaamacadda difaaca iyo kulliyadaha takhasusaadka difaaca, mashaariicda wax-soo-saarka ee CXD, mashaariicda dhismeyaasha difaaca Qaranka, howlaha warbaahinta, howlaha amniga danabaysan ee khuseeya difaaca Qaranka iyo daryeelka naafada, qoysaska iyo shuhadada CXD;
6. Horumarinta daraasaadka iyo cilmibarista ku aaddan wax-soo-saarka iyo tayeynta difaaca Qaranka;
7. La socoshada xaaladda difaaca Qaranka iyada oo warbixinno joogto ah u soo diyaarineysa Golaha Wasiirrada;
8. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha difaaca iyo xeerarka kale ee dalka;
9. Dhisidda iyo xoojinta xiriirada dibadeed iyo iskaashiga caalamiga ah ee ku saabsan arrimaha difaaca iyo Ciidanka Xoogga Dalka iyada oo xoojinaysa iskaashiga iyo wadashaqeynta gobolka iyo caalamka.

QODOBKA 29AAD
WASAARADDA ARRIMAHA GUDAHA, FEDERAALKA, IYO DIB-U-HESHIISIINTA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo arrimaha gudaha (marka laga reebo amniga gudaha), iyada oo hirgelinaysa nidaamka federaalka iyo dib-u-heshiisiinta ee Jamhuuriyadda Federaalka Soomaaliya;
2. Diyaarinta nidaam doorashooyin iyo xisbiyo suurtagelinaya in dalka ka qabsoonto doorashooyin toos ah (qof iyo cod) laguna gaaro xasilooni siyaasadeed;
3. Fududeynta iyo dhiirrigelinta dadaallada dib-u-heshiineed ee heerarka kala duwan ee bulshada, iyada oo xal waara u raadineysa arrimaha keenaya colaadaha iyo dhibaatooyinka la xiriira;
4. Taabbagelinta iyo xoojinta nidaamka federaalka ee dalka iyada oo loo marayo hannaan wadahadal, kheyraad-wadaag, iyo dhismaha dowlad-goboleedyo iyo dowlado hoose oo tayo leh;
5. Dejinta iyo hirgelinta siyaasado iyo barnaamijyo lagula tacaalayo saameynta ka dhalato masiibooyinka sida colaadaha, abaaraha iyo daadadka;
6. Diiwaan-gelinta ururada iyo hay'adaha aan dowliga ahayn;
7. Dejinta iyo korjoogtaynta siyaasadaha iyo shuruucda lagu maamulayo nidaamka diiwaangelinta dadweynaha (civil registration) iyo aqoonsiga qaranka, iyada oo ka shaqaynaysa sidii loo dhisi lahaa nidaamkaas loona kaydin lahaa xogaha muhiimka ah ee muwaadiniinta;
8. Diiwaangelinta odeyaasha dhaqanka, iyada oo u fududaynaysa arrimaha lagama maarmaanka u ah dhaqanka, howlaha dib-u-heshiisiinta iyo kuwa kale ee la xiriira nabadda iyo xasiloonida bulshada;
9. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha arrimaha gudaha iyo xeerarka dalka;
10. Iskaashiga iyo wadashaqeynta dhammaan daneeyeyaasha howlaha wasaaradda, iyada oo kaashaneysa hay'adaha iyo ururada gobolka iyo kuwa caalamiga ah ee ka shaqeynaya horumarinta howlaha ay Wasaaraddu u igman tahay.

QODOBKA 30AAD
WASAARADDA AMNIGA GUDAHA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soo-jeedinta, diyaarinta iyo dhaqangalinta siyaasadaha iyo shuruucda lagu maareynayo amniga gudaha ee Jamhuuriyadda Federaalka Soomaaliya, laguna maamulayo hay'adaha siyaasad ahaan hoos yimaada wasaaradda sida: Ciidanka Boliiska Federaalka, Hay'adda Sirdoonka iyo Nabadsugidda Qaranka (NISA), Hay'adda Socdaalka iyo Jinsiyadda, iyo Hay'adda Maareynta Miinooyinka iyo Walxaha Qarxa, Hay'adda la-dagaalanka maandooriyaha iyo machadka Amniga Qaranka IWM;
2. kor u qaadista iyo horumarinta tirada iyo tayada xubnaha Ciidanka Boliiska Federaalka iyo Hay'adda Sirdoonka iyo Nabadsugidda Qaranka, iyada oo ka shaqeyneysa sidii ay u heli lahaayeen tabobarro joogto ah iyo qalabkooda ciidan;
3. Hubinta, gudbinta, iyo korjoogteynta miisaaniyadda Ciidanka Boliiska, NISA iyo korjoogtaynta barnaamijyada daryeelka xubnaha ciidanka, si waafaqsan shuruucda dalka;
4. Diyaarinta iyo dhaqangelinta istiraatiijiyadda sugidda amniga, la tacaalidda dembiyada, la-dagaallanka argagixisada, la dagaallanka socdaalka sharci-darrada ah, maareynta dhibaatooyinka xuduudaha, iyo khataraha kale ee amniga gudaha si waafaqsan shuruucda dalka;
5. Taabbagelinta iyo horumarinta badqabka dadweynaha, iyada oo kala shaqeynaysa bulshada arrimaha nabad-gelyada iyo ka hortagga colaadaha;
6. La socodka xaaladaha amniga gudaha ee dalka, iyada oo warbixinno joogto ah ugu soo gudbinaysa Golaha Wasiirrada;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha arrimaha amniga gudaha iyo xeerarka kale ee dalka;
8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan sugidda amniga gudaha iyo la dagaallanka dembiyada, iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 31AAD
WASAARADDA MAALIYADDA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo lacagta, dakhliga, kharashka, miisaaniyadda, hay'adaha maaliyadda, iyo nidaamka maamulka iyo maareynta maaliyadda guud ee Qaranka;
2. Diyaarinta iyo dhaqangelinta Xeerka Qoondaha Miisaaniyadda Qaranka, Ku-noqoshadeeda iyo Xisaab-xirkeeda, si waafaqsan Sharciga Maamulka Maaliyadda Guud Xeerka Iibka ee Qaranka iyo xeerarka kale ee Dalka;
3. Dhaqangelinta iyo korjoogteynta hannaanka maareynta kharashka iyo xisaab-celinta, si waafaqsan Sharciga Maamulka Maaliyadda Guud iyo xeerarka kale ee Dalka.
4. Dejinta iyo dhaqangelinta nidaam dakhli iyo canshuureed oo wax-ku-ool ah, si waafaqsan shuruucda dakhliga iyo canshuuraha dalka, iyada oo Golaha Wasiirrada u soo gudbinaysa warbixin toddobaadle ah oo ku saabsan canshuur-dhaafka, sida oo kalena u gudbinaysa Baarlamaanka Federaalka warbixin seddex biloodle ah;
5. Maamulka iyo horumarinta nidaamka deymaha iyo dammaanadaha ee Dowladda Federaalka si waafaqsan shuruucda dalka, iyada oo isku dheellitireysa baahida jirta iyo culeyska ka imaan kara deymaha iyo dammaanadaha;
6. Dejinta iyo korjoogtaynta siyaasadaha & xeerarka khuseeya diiwan-gelinta iyo korjoogtaynta hantida guud ee Qaranka;
7. La socoshada arrimaha siyaasadda lacagta iyo maaliyadda ee Qaranka, iyada oo warbixinno joogto ah u soo gubinaysa Golaha Wasiirrada;
8. Soo-jeedinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo hay'adaha maaliyadda oo uu ku jiro nidaamka ka-hortagga lacag-dhaqidda iyo la- dagaalanka maalgelinta argagixisada, si waafaqsan xeerarka dalka;
9. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha maaliyadda iyo xeerarka kale ee dalka;
10. Iskaashiga iyo wadashaqeynta dhammaan daneeyeyaasha howlaha wasaaradda iyada oo kaashaneysa hay'adaha iyo ururada gobolka iyo kuwa caalamiga ah ee ka shaqeynaya horumarinta arrimaha maaliyadda guud.

QODOBKA 32AAD
WASAARADDA QORSHAYNTA, MAALGASHIGA IYO HORUMARINTA DHAQAALAHA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta qorshaha Qaranka, si waafaqsan barnaamijka Xukuumadda Federaalka Soomaaliya iyo shuruucda kale ee dalka;
2. Soojeedinta iyo dhaqangelinta siyaasadaha, istiraatiijiyadaha iyo shuruucda lagu maamulaayo laguna soo jiidanayo maalgashiga gudaha iyo dibedda;
3. Xiriirinta howlaha iyo barnaamijyada Xukuumadda iyo waafajintooda qorshaha Qaranka, iyada oo la shaqeyneysa wasaaradaha iyo hay'adaha kale ee Dawladda;
4. La socoshada iyo qiimaynta xaaladda guud ee horumarka Qaranka, iyada oo warbixinno joogto ah ka soo saaraysa horumarka la sameeyay iyo caqabadaha jira ee hortaagan in la gaaro halbeegyada qorshaha Qaranka;
5. La-socodka, qiimeynta, iyo la-xisaabtanka hay'adaha aan dowliga ahayn ee fulinaya ama qeybta ka ah Qorshaha Qaranka, iyada oo hubinaysa howlaha ay dalka ka hayaan iyo in qorsheyaashoodu la jaanqaadayaan qorsheyaasha Qaranka;
6. Ka shaqeynta iyo xiriirinta iskaashiga dowladda, saaxiibada kala shaqeeya arrimaha horumarinta Qaranka iyo maalgashadeyaasha ee ku aaddan mashaariicda horumarineed ee Qaranka;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha Xukuumadda iyo xeerarka kale ee dalka;
8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha ay wasaaraddu u xilsaaran tahay iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 33AAD
WASAARADDA WAXBARASHADA, HIDDAHA, IYO TACLIINTA SARE

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu hirgelinayo waxbarashada aasaasiga ah iyo midda dugsiga sare ee Jamhuuriyadda Federaalka Soomaaliya iyada oo dejinaysa manhaj qaran oo mideysan hubinaysana dhaqangalkiisa;
2. Nidaaminta iyo korjoogteynta arrimaha macaallimiinta iyo goobaha waxbarashada ee Jamhuuriyadda Federaalka Soomaaliya;
3. Horumarinta iyo ololaynta helidda xuquuqda waxbarasho ee muwaadiniinta

Soomaaliyeed, iyada oo xoojineysa dadaalladda lagu ballaarinaayo helidda waxbarasho tayo leh oo la awoodo.

4. Dejinta iyo dhaqangelinta nidaamka waxbarashada heerka jaamacadeed, iyada oo diiradda saareysa sidii loo soo saari lahaa qalinjebiyeyaal u diyaarsan suuqa shaqada kana jawaabi kara baahiyaha taagan;
5. Ilaalinta iyo horumarinta hiddaha uu dalku leeyahay, iyada oo ka shaqeyneysa sidii loo ilaalin lahaa, loona dhiirig-gelin lahaa dhaqammada suuban ee bulashadada Soomaaliyeed ay leedahay;
6. Xoojinta iyo horumarinta cilmi-baarista, hal-abuurka, fikirka madaxanannaan, wax-soo-saarka aqooneed iyo barashada culuumta kala duwan ee Qaranku u baahan yahay;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha waxbarashada iyo hiddaha iyo xeerarka dalka;
8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha horumarinta waxbarashada, iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtar u leh Qaranka.

QODOBKA 34AAD
WASAARADDA CAAFIMAADKA IYO DARYEELKA BULSHADA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo adeegyada caafimaadka, daawooyinka iyo daryeelka lagula tacaalayo xanuunnada;
2. Hirgelinta iyo korjoogteynta adeegyada caafimaad oo tayo leh, kuwaas oo qiimahoodu jaban yahay loona siman yahay;
3. Nidaaminta mihnadleyaasha caafimaadka, xarumaha bixiya adeegyada caafimaadka iyo ka talabixinta manhajka waxbarashada caafimaad, si waafaqsan shuruucda dalka;
4. Dejinta siyaasadda Qaranka ee maamulka iyo nidaamka xarumaha caafimaadka ee hay'adaha samafalku dalka ku leeyihiin, iyada oo hubineysa in aan loo adeegsan karin dano gaar ah;
5. Maamulka xarumadaha caafimaadka ee Dowladda Federaalka Soomaaliya, iyada oo sidoo kale korjoogteynaysa adeegyada hooyada iyo dhallaanka ee xarumahaansi bixiyaan;
6. Maareynta caafimaadka guud ee dadweynaha, iyada oo dejineysa isla markaasna dhaqangelineysa istiraatiijiyadda Qaranka ee xakameynta iyo la tacaalidda

cudurada faafa, ilaalinta iyo la-socodka caafimaadka xuduudaha dalka (portal health);

7. Ku wacyigelinta dadweynaha xuquuqdooda caafimaad iyo dammaanadaha uu sharcigu siinayo qofka bukaanka ah;
8. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha caafimaadka dalka iyo xeerarka dalka;
9. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha caafimaadka iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 35AAD
WASAARADDA SHAQADA IYO ARRIMAHA BULSHADA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo arrimaha bulshada iyo shaqada oo ay ku jiraan arrimaha xirfadleyda Soomaaliyeed ee dibedda ku nool iyo shaqaalaha ajnabiga ah ee ka howlgala Jamhuuriyadda Federaalka Soomaaliya;
2. Horumarinta iyo ilaalinta xuquuqda shaqaaleweynaha Soomaaliyeed, iyada oo ku shaqeyneysa shuruucda shaqada ee dhaqangalka ka ah dalka;
3. Diyaarinta iyo hirgelinta siyaasadaha, shuruucda, iyo istiraatijiyadaha ilaalinta bedqabka iyo badbaadada goobaha shaqada ee dalka, si waafaqsan shuruucda caalamiga ah iyo kuwa gobolka;
4. Dejinta iyo dhaqangelinta istiraatiijiyadaha, siyaasadaha, iyo shuruucda khusaysa tababarada, manhajka iyo aqoonsiga xirfadaha farsamo ee shaqada sannad iyo wixii ka yar.
5. Fulinta iyo nidaaminta barnaamijyada ilaalinta iyo daryeelka dadka nugul ee bulshada, iyada oo ururinaysa xogaha dhaqan-dhaqaale ee bulshada;
6. Korjoogtaynta barnaamijyada iyo sanduuqyada howlgabka, iyada oo u maareynaysa si waafaqsan Sharciga Howl-gabka iyo Shuruucda kale ee Dalka;
7. Uruurinta xogaha suuqa shaqada, iyada oo horumarineysa isla markaasna dhiirrigelineysa cilmi-baarista madaxabannaan ee arrimaha suuqa shaqada;
8. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha shaqada iyo xeerarka kale ee dalka;
9. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan shaqada iyo arrimaha bulshada iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 36AAD
WASAARADDA QOYSKA IYO XUQUUQUL INSAANKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maareynayo arrimaha qoyska iyo xuquuqda aadanaha;
2. Awood-siinta haweenka Soomaaliyeed, iyada oo kala shaqeyneysa abuurista fursado dhaqaale, warbarasho, iyo ka qeybgalka siyaasadda lana dagaallameysa qaababka kala duwan ee takoorka iyo tacaddiyada ka dhanka ah haweenka Soomaaliyeed;
3. Horumarinta xuquuqda aadanaha ee dhammaan dadka ku nool geyiga Jamhuuriyadda Federaalka Soomaaliya gaar ahaan carruurta, dadka baahiyaha gaarka ah qaba, iyo dadka kale ee nugul, iyada oo soo jeedineysa/diyaarineysa siyaasadaha iyo shuruucda lagu ilaalinayo laguna dhaqangelinayo xuquuqda aadanaha;
4. Wacyigelinta dadweynaha ee xuquuqda aadanaha iyo kala shaqeynta hay'adaha dowladda iyo bulshada rayidka ah arrimaha xuquuqda aadanaha;
5. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha qoyska iyo xuquuqda aadanaha iyo xeerarka dalka;
6. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha xuquuqda aadanaha iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 37AAD
WASAARADDA BEERAHA IYO WARAABKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo horumarinta wax-soo-saarka beeraha iyo waraabka ee Jamhuuriyadda Federaalka Soomaaliya laguna kobcinayo horumarka waara ee dhaqaalaha Qaranka;
2. Casriyeynta, horumarinta, iyo bixinta adeegyada ay u baahan yihiin beeraleydu sida fidinta beeraha, tabobarka, abuur tayo leh, bacrimiyeyaasha, iyo kiimikada beeraha (dullin-dileyaasha iyo wixii la mid ah), dhismaha keydka cuntada, iyo qalabka beeraha;
3. Horumarinta iyo tayaynta waraabka (webiyada iyo biyaha roobka) iyo kaabeyaashiisa, iyada oo dhiirrigelinaysa isticmaalka waara ee biyaha;
4. Horumarinta iyo dhiirrigelinta cilmibaarista iyo hal-abuurka la xiriira beeraha,

iyada oo laga faa'ideysanayo farsamooyinka casriga ah ee horumarinta beeraha lana xoojinayo maareynta iyo isticmaalka xogaha beeraha, iyo bixinta digniinaha cimilada iyo cudurrada saamaynta ku leh beeraha;

5. Nidaaminta iyo horumarinta dhulka beeraha iyo u fududeynta beeraleyda fursado maalgelin iyo adeegyo maaliyaadeed, iyada oo la kaashanaysa wasaaradaha iyo hay'adaha ay khuseyso;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha beeraha iyo waraabka iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha beeraha iyo wax-soo-saarkooda, iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 38AAD
WASAARADDA KALLUUMEYSIGA IYO DHAQAALAHA BULUUGGA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo kalluumeysiga iyo kheyraadka badda/dhaqaalaha buluugga;
2. Dejinta iyo dhaqangelinta istiraatiijiyadda horumarinta wax-soo-saarka kalluumeysiga iyada oo bixineysa rukhsadaha kalluumeysiga, si waafaqsan shuruucda dalka lana dagaallameysa kalluumeysiga sharci-darrada ah kana hortageysa kalluumeysiga aan laga warheynin ama aan nidaamsaneyn;
3. Ka shaqaynta badqabka iyo kobcinta khayraadka badda, iyada oo isku duwaysa lana kaashanaysa wasaaradaha iyo hay'adaha kale ee ay khusayso sidii loo horumarin lahaa dhaqaalaha buluugga ah si waafaqsan qorshaha horumarinta/isbeddelka Qaranka;
4. U qareemidda ama Ku kaalmeynta adeegyada ay u baahanyihiin kalluumeysatada sida tabobarka iyo helidda qalabka kalluumeysiga;
5. U fududeynta kalluumeysatada fursado maalgelin iyo adeegyo maaliyaadeed, iyada oo xoojineysa helidda iyo gaarista suuqyo dhiirrigelinaya wax-soo-saarka kalluumeysiga iyo maalgashigiisa;
6. Horumarinta iyo dhiirrigelinta cilmi-baarista iyo hal-abuurka la xiriira kalluumeysiga, iyada oo laga faa'iideysanayo horumarka kalluumeysiga ee adduunku ku tallaabsaday, lana xoojinayo iskaashiga dowladda iyo maalgashadeyaasha ee ku iaaddan dhismaha meelaha lagu keydin karo kalluunka;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha

kalluumeysiga iyo dhaqaalaha buluugga ah iyo xeerarka kale ee dalka;

8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha kalluumeysiga iyo isticmaalka kheyraadka badda/dhaqaalaha buluugga ah iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 39AAD
WASAARADDA XANNAANADA XOOLAHA, DHIRTA IYO DAAQA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo xannaanada xoolaha, dhirta, iyo daaqa;
2. Bixinta iyo nidaaminta adeegyada xannaanada xoolaha iyo xirfadleyaasha ka shaqeeya oo ay ku jiraan ka hortagga ama xakameynta xanuunada, tallaalka, iyo daryeelkooda;
3. Horumarinta xoolo dhaqatada, kor-u-qaadidda iyo horumarinta wax-soo-saarka xoolaha iyo dhirta sida xabkaha iyo beyada;
4. La dagaallanka cudurada ku dhaca dhirta, iyada oo ka hortageysa keenista ama soo dejinta dhir jirran isla markaasna maareyneysa faafidda cudurada dhirta lana kaashanaysa Wasaaradaha iyo hay'adaha ay khuseyso;
5. Horumarinta iyo maareynta dhulalka daaqa loo isticmaalo ama sidaasi loo asteeyay, iyada oo ka hortagaysa isticmaalka khaldan ee dhulalka daaqa, iyada oo la kaashanaysa Wasaaradaha iyo hay'adaha ay khuseyso;
6. Horumarinta iyo dhiirrigelinta cilmibaarista ku saabsan xannaanada xoolaha, dhirta, iyo daaqa iyada la kaashaneysa aqoonyahan iyo hay'adaha ka shaqeeya;
7. Horumarinta iyo dhiirrigelinta mashaariicda iyo barnaamijyada dhireynta iyo la-dagaallanka saxaraha/lama dagaanka iyada oo kaashaneysa Wasaaradaha iyo hay'adaha ay khuseyso;
8. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha xannaanada xoolaha, dhirta iyo daaqa iyo xeerarka kale ee dalka;
9. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha xannaanada xoolaha, dhirta, iyo daaqa iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 40AAD
WASAARADDA BATROOLKA IYO MACDANTA

Wasaaraddu, iyada oo waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leeyahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo soo-saarista iyo ka-faa'idaysiga batroolka iyo macdanta Jamhuuriyadda Federaalka Soomaaliya;
2. Dejinta iyo dhaqangelinta istiraatiijiyadda ka faa'iideysiga batrool iyo macdanta iyada oo u raadineysa maalgashadeyaal awood u leh soo-saarista batroolka iyo macdanta;
3. Dhaqangelinta Sharciga Batroolka ee Jamhuuriyadda Federaalka Soomaaliya, iyada oo rukhsadaha iyo heshiisyada u bixineysa si waafaqsan shuruucda dalka;
4. Kor u qaadista dakhliga kasoo xarooda wax-soo-saarka batroolka iyo macdanta, iyada oo sida oo kale xoojineysa khibrad wadaagga iyo shaqaaleysiinta muwaadiniinta Soomaaliyeed;
5. Horumarinta iyo dhiirrigelinta aqoonta iyo xirfadaha la xiriira soo-saarista iyo ka faa'iideysiga batroolka iyo macdanta, iyada oo dhisaysa karaanka hay'adaha iyo midka kaadir ee aan looga maarmin maaraynta ka faa'iidaysiga batroolka iyo macdanta;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha batroolka iyo macdanta iyo xeerarka kale ee dalka.

QODOBKA 41AAD
WASAARADDA GANACSIGA IYO WARSHADAHA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo ganacsiga iyo warshadaha ee Jamhuuriyadda Federaalka Soomaaliya;
2. Ka qeybgalka heshiisyada gobolka iyo kuwa caalamiga ah ee lagu ballaarinayo suuqgeynta alaabaha lagu soo saaro dalka, iyada oo meteleysa danaha ganacsatada Soomaaliyeed diiraddana saareysa kor u qaadista wax-soo-saarka dalka iyo dhoofintiisa;
3. Fududaynta adeegyada lagu horumarinayo ganacsiga dalka sida tabobarro, fududeynta fursado maalgelin, iyo diiwaangelin fudud oo dhiiraggelinaysa ganacsiyada waaweyn, dhexe, iyo kuwa yaryar;
4. Horumarinta, xoojinta nidaamka iyo shuruucda lagu dhowrayo xuquuqda lahaanshaha fikirka, lagu nidaaminayo tartanka xalaasha ah ee ganacsiga, lagu

hubinayo tayada badeecadaha, laguna dhowrayo xuquuqda macaamiisha;

5. Dejinta iyo dhaqangelinta istiraatiijiyadaha iyo siyaasadaha lagu abuurayo laguna horumarinayo wax-soo-saarka iyo warshadaha dalka, iyada oo laga faa'iideysanayo horumarka warshadeed ee adduunku ku tallaabsaday;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha ganacsiga iyo warshadaha iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha ganacsiga iyo warshadaha, iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtar u leh Qaranka.

QODOBKA 42AAD
WASAARADDA DEKEDAHA IYO GAADIIDKA BADDA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo dekedaha Qaranka iyo gaadiidka badda ee isticmaalaya badda Jamhuuriyadda Federaalka Soomaaliya;
2. Ka shaqeynta maalgelinta dhismaha dekedaha iyo korjoogteynta howlgalladooda, iyo gacan-ku-heyntooda iyada oo fududeyneysa ganacsiga iyo maalgashiga;
3. Nidaaminta badmaridda gaadiidka badda iyo badqabkooda si waafaqsan shuruucda dalka iyo kuwa caalamiga ah, iyada oo bixineysa diiwaangalinta iyo rukhsadaha loo baahan yahay;
4. Dejinta iyo dhaqangelinta nidaamka guud ee ku saabsan xuduudaha badda iyo jaantuska khariiradaha badda, la socodka iyo diiwaangelinta dhaqdhaqaaqyada kala duwan ee ka jira badda ama xeebaha ee lagu sugayo badqabka badda, bixinta calanka, buugga gaadiidka badda, buugga badmaaxa, dhismaha iyo maamulka dekedaha loo isticmaalo kalluumeysiga, dalxiiska iyo arrimo kale oo gaar ah;
5. Sahminta iyo diiwaangelinta dhulka xeebaha JFS, gacan-ku-hayntiisa, iyo ruqsad-bixintiisa si waafaqsan xeerarka dalka, iyada oo sida oo kale hirgelinaysa siyaasadaha iyo shuruucda ilaalinta deegaanka iyo nabadgalyadda badda;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha dekedaha iyo gaadiidka badda iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha horumarinta dekedaha iyo badmaridda iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 43AAD
WASAARADDA GAADIIDKA IYO DUULISTA HAWADA/RAYIDKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maamulayo gaadiidka dhulka iyo cirka, isticmaalka waddooyinka, hawada, iyo garoomada diyaaradaha;
2. Horumarinta iyo casriyeynta dhismaha waddooyinka, garoomada diyaaradaha iyo korjoogteynta howlgalladooda, iyo gacan-ku-heyntooda/maamulkooda, iyada oo fududeyneysa amniga, ganacsiga, iyo isu socodka Jamhuuriyadda Federaalka Soomaaliya;
3. Nidaaminta iyo korjoogteynta hay'adaha maamulaya habsami-u-socodka iyo badqabka isticmaalka waddooyinka, hawada, iyo garoomada diyaaradaha;
4. Dhaqangelinta shuruucda dalka iyo kuwa caalamiga ah ee ku saabsan duulimaadyada rayidka iyada oo hubinaysa hirgelinta nidaam rukhsad bixin oo tayo leh iyo adeegyada kale ee loo baahan yahay;
5. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha gaadiidka iyo duulista rayidka iyo xeerarka kale ee dalka;
6. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha gaadiidka dhulka iyo cirka iyo duulimaadka rayidka iyada oo dalka ku metelaysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 44AAD
WASAARADDA TAMARTA IYO KHEYRAADKA BIYAHA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leeyahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo adeegyada korontada iyo biyaha iyada oo la xaqiijinayo isku-filnaanshaha biyo iyo koronto ee Qaranka;
2. Ka shaqeynta maalgelinta iyo nidaaminta dhismaha kaabeyaasha korontada iyo biyaha oo ammaan ah, iyada oo fududeyneysa kobaca ganacsiga iyo horumarka Jamhuuriyadda Federaalka Soomaaliya;
3. Nidaaminta adeegyada korontada iyo biyaha, iyada oo ka shaqeyneysa sidii loo heli lahaa koronto iyo biyo tayo leh oo joogto ah qiimahooduna uu jaban yahay;
4. Horumarinta iyo dhiirrigelinta cilmi-baarista iyo hal-abuurka ku saabsan isticmaalka waara ee biyaha, iyada oo ka shaqeyneysa hannaan mideysan oo lagu maamulo kheyraadka biyaha;

5. Ka shaqeynta sidii loo heli lahaa loona isticmaali lahaa ilo kale oo koronto ama tamar laga dhaliyo kuwaas oo aan ku tiirsaneyn shidaalka ama batroolka;
6. Ku wacyigelinta bulshada isticmaalka miisaaman ee korontada iyo biyaha, iyada oo la kaashaneysa hay'adaha bixiya adeegyada korontada iyo biyaha;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha tamarta iyo kheyraadka biyaha iyo xeerarka kale ee dalka;
8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha korontada iyo biyaha iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 45AAD
WASAARADDA ISGAARSIINTA IYO TEKNOLOJIYADDA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo boostada, isgaarsiinta, iyo teknolojiyadda;
2. Dejinta iyo dhaqangelinta istiraatiijiyadda Qaranka ee lagu horumarinayo isticmaalka boostada, isgaarsiinta, iyo teknolooyiyadda taas oo suurtagelineysa in adeegyadaan lagu helo qiimo macquul ah ayna gaaraan deegaannada kala duwan ee dalka;
3. Ka shaqeynta maalgelinta iyo nidaaminta dhismaha nidaamyo teknoloojiyeed oo ammaan ah iyada oo fududeyneysa ganacsiga iyo dhaqaalaha dhiijitaal ah ee Jamhuuriyadda Federaalka Soomaaliya;
4. Horumarinta aqoonta iyo xirfadaha isticmaalka teknoloojiyadda ee muwaadiniinta Soomaaliyeed iyada oo ku dhiirrigelineysa una fududeyneysa isticmaalka teknoloojiyadda iyo Internet-ka;
5. Dejinta iyo dhaqangelinta istiraatiijiyadda Qaranka ee casriyeynta adeegyada dowladda iyo xiriirka ka dhexeeya dowladda iyo muwaadinka, iyada oo laga faa'iideysayo teknoloojiyadda casriga ah;
6. Dejinta iyo dhaqangelinta hannaanka sugidda amniga nidaamyada teknolojiyadeed gaar ahaan kuwa muhiimka u ah Amniga Qaranka, si waafaqsan ujeeddooyinka Amniga Qaranka;
7. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha isgaariinta iyo teknooloojiyadda iyo xeerarka kale ee dalka;
8. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan boostada, isgaarsiinta, iyo teknolojiyadda iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtar u leh Qaranka.

QODOBKA 46AAD
WASAARADDA DEEGAANKA IYO ISBEDDELKA CIMILADA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu maareynayo arrimaha ilaalinta deegaanka iyo isbeddelka cimilada ee Jamhuuriyadda Federaalka Soomaaliya;
2. Dejinta iyo korjoogtaynta istiraatiijiyadaha ilaalinta iyo dhawrista deegaanka (badda iyo barriga) iyada oo laga hortagaayo wax kasta oo wax u dhimaya kala-duwanaanshaha noole ee dabiiciga ah iyo hannaanka deegaameed ee dabiiciga ah, iyada oo la kaashanaysa wasaaradaha iyo hay'adaha ay khuseyso;
3. Dejinta iyo fulinta ololeyaal iyo barnaamijyo wacyigelineed oo ku saabsan ilaalinta deegaanka iyo dhibaatooyinka ka dhalan kara isticmaalka khaldan ee deegaanka iyo kheyraadka ceegaaga;
4. Horumarinta iyo dhiirrigelinta cilmibaarista iyo hal-abuurka la xiriira ilaalinta deegaanka iyo wax-ka-qabashada dhibaatooyinka ka dhasha saamaynta isbeddelka cimilada;
5. U qareemidda ama u istaagidda iyo abaabulka ilaha dhaqaale ee wax looga qabanayo dhibaabtooyinka deegaanka ee ka dhasha saamaynta isbeddelka cimilada adduunka;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha deegaanka iyo isbeddelka cimilada iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha deegaanka iyo isbeddelka cimilada iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 47AAD
WASAARADDA WARFAAFINTA, DHAQANKA, IYO DALXIISKA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha, shuruucda, iyo xeer-nidaamiyeyaasha lagu nidaaminayo warhaahinta xorta ah, xaqa helidda xogta ay dowladdu heyso, dhaqanka, iyo dalxiiska;
2. Dejinta iyo dhaqangelinta istiraatiijiyadaha la xiriira midaynta iyo isku duwidda farriimaha iyo hawlaha wacyi-galineed ee dowladdu u gudbinayso dadweynaha;
3. Ilaalinta iyo horumarinta dhaqanka, fanka iyo suugaanta Soomaaliyeed, iyada oo dhiirrigelineysa dhaqanka suuban ee shacabka Soomaaliyeed;

4. Dejinta iyo dhaqangelinta istaraatiijiyadaha iyo mashaariicda lagu horumarinayo dalxiiska Soomaaliyeed laguna soo jiidanayo dalxiisayaasha si kor loogu qaado dakhliga ka soo xaroonaya dalxiiska;
5. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha warfaafinta, dhaqanka iyo dalxiiska iyo xeerarka kale ee dalka;
6. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan warfaafinta, dhaqanka, dalxiiska, xorriyadda saxaafadda, iyo xorriyadda helidda xogaha iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtar u leh Qaranka.

QODOBKA 48AAD
WASAARADDA HOWLAHA GUUD IYO GURIYEYNTA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leeyahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu nidaaminayo naqshadeynta iyo maamulka dhulalka magaalooyinka, dhismooyinka, dhismaha jidadka, dekedaha, garoomada diyaaradaha, iyo biyo xireennada ee Jamhuuriyadda Federaalka Soomaaliya;
2. Qorsheynta, naqshadeynta, iyo korjoogteynta dhismaha iyo dayactirka dhismeyaasha dowladda iyo kuwa danta guud loo dhisayo ama lagu kaalmeynayo dadka saboolka ah;
3. Soojeedinta iyo dhaqangelinta xeerarka dhismaha iyo halbeegyada badqabka dhismeyaasha iyada oo xeerarkaasi sida oo kale ku nidaaminaysa dhammaan arrimaha la xiriira dhisidda noocyada kala duwan ee guryaha iyo shirkdaha/xirfadleyaasha ka shaqeynaya;
4. Dejinta iyo dhaqangelinta siyaasadda guud ee naqshadeynta magaalooyinka iyo maamulka dhulka ee Jamhuuriyadda Federaalka Soomaaliya;
5. Horumarinta iyo dhiirrigelinta maalgashiga dhismaha guryaha, iyada la kaashaneysa Wasaaradda Qorsheynta, Wasaaradda Ganacsiga, iyo rugaha ganacsiga Soomaaliyeed;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha howlaha guud iyo guriyeynta iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan hawlaha guud iyo guriyeynta iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtar u leh Qaranka.

QODOBKA 49AAD
WASAARADDA DHALLINYARADA IYO CIYAARAHA

Wasaaraddu, iyada oo aan waxba loo dhimeynin awoodaha iyo masuuliyadaha ay ku leedahay xeerarka dalka, waxa ay u xilsaaran tahay arrimaha soo socda:

1. Soojeedinta, diyaarinta iyo dhaqangelinta siyaasadaha iyo shuruucda lagu horumarinayo dhalinyarada iyo ciyaaraha ee Jamhuuriyadda Federaalka Soomaaliya;
2. Diyaarinta iyo dhaqangelinta barnaamijyada horumarinta dhalinyarada gaar ahaan arrimaha waxbarashada, xirfadaha, ka qeybgalka siyaasadda, iyo dib-u-heshiisiinta bulshada iyada oo la kaashaneysa wasaaradaha ay khuseyso;
3. Nidaaminta iyo dhiirrigelinta xiriirada ciyaaraha Qaranka iyo fududeynta ka qeybgalka tartamada gobolka iyo kuwa caalamiga ah, iyada oo ahmiyad gaar ah siinaysa xirfadleyaasha ciyaaraha kala duwan ee Qaranka;
4. Ka shaqeynta maalgelinta dhismaha iyo horumarinta xarumaha lagu soo bandhigi karo ciyaaraha kala duwan ee Qaranka, iyada oo la kaashaneysa hay'adaha dowladda iyo ciddii kale ee daneyneysa;
5. Horumarinta iyo dhiirrigelinta tartanka ciyaaraha ee gudaha dalka, iyada oo la kaashaneysa ururada jira iyo cid kasta oo daneyneysa qabashada tartan ciyaareed ee heerarka kala duwan ee bulshada;
6. Korjoogtaynta siyaasadeed ee hay'adaha iyo xafiisyada kaabeyaasha ah ee hoos yimaada Wasaaradda, iyada oo hubinaysa dhaqangalka siyaasadaha dhallinyarada iyo cayaaraha iyo xeerarka kale ee dalka;
7. Iskaashiga iyo wadashaqeynta gobolka iyo caalamka ee ku saabsan arrimaha dhalinyarada iyo ciyaaraha iyada oo ka qeybgaleysa wixii heshiisyo ah ee waxtarka u leh Qaranka.

QODOBKA 50AAD
WAAJIBKA WADASHAQEYNTA WASAARADAHA

1. Wasaaraduhu waa in ay ku wada shaqeeyaan iskaashi, iyaga oo ka wada tashanaya kana heshiinaya arrimaha ka wada dhaxeeya, Ra'iisul-wasaaruhuna waxa uu abuuri karaa guddiyo wasaaradeed ee xiriiriya howlaha ka dhexeeya wasaaradaha.
2. Haddii uu yimaado khilaaf la xiriira howlaha ka dhexeeya wasaaradaha, waxaa go'aan ka gaaraya Ra'iisul Wasaaraha marka uu dhageysto talada Xafiiska Garyaqaanka Guud ee Dowladda.
3. Wasaaradaha Dowladda Federaalka waxa ay wada shaqeyn la yeelanayaan wasaaradaha iyo hay'adaha ay shaqo wadaagga yihiin ee heer dowlad goboleed, iyaga oo iska kaashanaya sidii loogu wada shaqeyn lahaa nidaamka federaalka gudihiisa, si waafaqsan Dastuurka, shuruucda kale ee dalka, iyo heshiisyada ay gaaraan labada heer dowladeed.

CUTUBKA TODDOBAAD
NIDAAMKA MAAMULKA GUUD

QODOBKA 51AAD
SHAQADA WASIIRKA

Shaqada wasiirka waxaa ka mid ah:

1. Curinta siyaasadaha iyo xeerarka lagu hirgelinaayo waajibaadka ay wasaaraddu u xilsaaran tahay, isaga oo ka duulaya barnaamijka Xukuumadda iyo qorsheyaasha Qaranka si waafaqsan xeer-nidaamiyahaan iyo shuruucda kale ee dalka;
2. Oggolaanshaha miisaaniyad-sanadeedka, hindise-sharciyeedyada, xeer-nidaamiyeyaasha, siyaasadaha, iyo istiraatiijiyadaha wasaaradda si waafaqsan xeer- nidaamiyahaan iyo shuruucda kale ee dalka;
3. Horgaynta Golaha Wasiirrada iyo Baarlamaanka hindise-sharciyeedyada iyo arrimaha kale ee u baahan ansixintooda;
4. Jihaynta iyo hubinta shaqada Agaasimaha Guud ama Xoghayaha Joogtada ah, si waafaqsan shuruucda shaqaalaha rayidka iyo Sharciga maamulka maaliyadda guud iyo xeerarka kale ee dalka;
5. Hubinta fulinta xeerarka, hagayaasha, iyo habraacyada loogu talagalay maamulka iyo maaraynta hantida ma guurtada ah ee Wasaaradda;
6. U soo-jeedinta Ra'iisul Wasaaraha XFS qaab-dhismeedka iyo tirada waaxyaha ee Wasaaradda, si waafaqsan xeer-nidaamiyahaan, si waafaqsan Sharciga Shaqaalaha Rayidka Dawladda, xeer-nidaamiyahan iyo shuruucda kale ee dalka;
7. Magacaabista iyo xil-ka-qaadista agaasime waaxeedyada wasaaradda, kadib marka uu helo talada Agaasimaha Guud ama Xoghayaha Joogtada ah ee Wasaaradda, lana soo dhammaystiro habraacyada shaqaalaysiinta ee Sharciga Shaqaalaha Rayidka iyo habraaca shaqaaleysiinta ee ku xusan Sharciga Shaqaaalaha Rayidka ee Dowladda iyo Xeerarka kale ee Dalka;
8. U soo-jeedinta Ra'iisul Wasaaraha tallaabo ka qaadista ku habboon Agaasimaha Guud ama Xoghayaha Joogtada ah ee Wasaaradda, marka uu ku kaco falal lid ku ah oo ka hor'imaanaya Xeerka Shaqaalaha Rayidka ah ee Dowladda iyo xeerarka kale ee dalka kuna mutaysan karo anshaxmarin ay ka mid noqon karaan shaqa-ka- joojin ama xil-ka-qaadis; iyo
9. Arrimihii kale ee soo galaya awoodaha fulineed ee wasiirka ama loogu xilsaaray shuruucda dalka.

QODOBKA 52AAD
SHAQADA WASIIRU DOWLAHA IYO WASIIR-KU-XIGEENKA

1. Wasiiru Dowlaha wasaaradda waxa uu gacansiinayaa wasiirka, isaga oo qabanaya howlaha uu Ra'iisul-wasaaruhu u xilsaaro iyo shaqada wasiirka marka uu wasiirku maqan yahay. Wasiiru Dowlaha waxa uu warbixin bille ah u soo gudbinayaa Ra'iisul Wasaaraha XFS.
2. Wasiir ku-xigeenka wasaaradda waxa uu gacansiinayaa wasiirka, isaga oo qabanaya howlo gaar ah oo uu wasiirku xeer ugu xilsaaro iyo shaqada wasiirka marka ay wada maqan yihiin wasiirka iyo wasiiru-dowluhu.
3. Wasiirka ayaa ugu sarreeya hoggaanka siyaasadeed ee wasaarada, isaga ayaana jihaynaya siyaasadda iyo howlaha wasaaradda, marka wasiirku maqan yahay, ku-simaha waa in uu la socodsiiyaa wixii tallaabooyin ah oo aan ahayn howlaha maalinlaha ah.
4. Hoggaanka siyaasadeed (wasiirka, Wasiiru Dowlaha, iyo wasiir-ku-xigeenka) ee wasaarad kasta waxa uu yeelanayaa kulan toddobaadle ah oo looga arrinsanayo howlaha iyo qorsheyaasha wasaaradda, iyada oo ay ka soo qeybgalayaan Xoghayaha Joogtada ah ama Agaasimaha Guud ee wasaaradda iyo ciddii kale ee loogu yeero waxa ayna bixinayaan warbixinno dhammaystiran.
5. Wasiiru-dowleyaasha Xafiisyada Madaxweynaha iyo Ra'iisul Wasaaraha waxa ay la shaqaynayaan Madaxweynaha iyo Ra'iisul Wasaaraha, iyaga oo sidoo kale qabanayaan howlaha loogu xilsaaray si waafaqsan Qodobka 102aad (3) ee Dastuurka.

QODOBKA 53AAD
SHAQADA AGAASIMAHA GUUD AMA XOGHAYAHA JOOGTADA AH

1. Wasaarad kasta waxa ay yeelaneysaa Agaasime Guud marka laga reebo Xafiiska Ra'iisul Wasaaraha, Wasaaradda Arrimaha Dibedda iyo wasaaradaha loo xilsaaray ugu yaraan howlaha labo wasaaradood oo la isku daray lehna ugu yaraan labo agaasime guud, kuwaas oo yeelanaya xoghaye joogto ah oo noqonaya sarkaalka idman ee wasaaradda ahna masuulka ugu sarreeya hawlaha maamulka ee wasaaradda.
2. Agaasimaha guud ama xoghayaha joogtada ah waa sarkaalka idman ee wasaaradda, waana derejada ugu sarreysa ee shaqaalaha rayidka ah ee wasaaraddaasi, waxaana lagu soo magacaabayaa si waafaqsan Qodobka 117aad ee Dastuurka KMG ah, iyada oo lagu qaadanayo hannaanka tartanka furan ee lagu qeexay Sharciga Shaqaalaha Rayidka ee Dowladda iyo shuruucda kale ee dalka kuna salaysan mudnaan-xulasho, karti iyo hufnaan.

3. Agaasimaha guud ama xoghayaha joogtada ah wuxuu mas'uul ka yahay:

    a) Xaqiijinta u hoggaansanaanta shuruucda Qaranka, xeerarka iyo waajibaadka caalamiga ah ee la xiriira waajibaadka iyo howlaha maamul ee Wasaaradda;

    b) Diyaarinta iyo hirgelinta siyaasadda iyo istiraatiijiyadaha wasaaradda, isaga oo fulinaya tilmaamaha wasiirka;

    c) Qaadashada kaalintiisa maamul ee ku aaddan la socodka iyo habsami-u- socodsiinta qorshayaasha istiraatiijiyadeed ee wasaaradda, isaga oo hubinaya in hawlaha maamul ee Wasaaraddu ay la jaanqaadayaan barnaamijka Xukuumadda;

    d) Diyaarinta miisaaniyadda iyo qorsheyaasha sannadlaha ah ee wasaaradda oo ay ku jiraan qorshaha kharash-bixinta iyo midka iibka;

    e) Fulinta miisaaniyadda iyo kormeeridda hawlaha la xiriira maamulka si waafaqsan shuruucda nidaaminaysa maamulka iyo maareynta maaliyadda guud iyo shuruucda kale ee dalka;

    f) Fulinta dhammaan arrimaha kaga aaddan maamulka lacagta, hantida iyo qaamaha Wasaaradda, si waafaqsan shuruucda dalka;

    g) Fududeynta howlaha farsamo ee isku xirka iyo wada shaqaynta Wasaaradda iyo hay'adaha kale ee Dowladda iyo saaxiibada caalamiga ah;

    h) U soo-jeedinta wasiirka hindiseyaal lagu xoojinayo waxqabadka Wasaaradda iyo hay'adaha kale ee hoos yimaada iyo samaynta halbeegyadii lagu qiimayn lahaa;

    i) Horumarinta hufnaanta iyo isla xisaabtanka dhammaan hawlaha maamul ee Wasaaradda oo ay ku jiraan maamulka maaliyadda guud iyo wax iibsiga;

    j) Socodsiinta hawlaha maamul ee Wasaaradda isaga oo qiimayn iyo la xisaabtan joogto ah ku samaynaya agaasime waaxeedyada Wasaaradda, si waafaqsan sharciga shaqaalaha rayidka ah;

    k) U warbixinta joogtada ah ee kulanka toddobaadlaha ah oo ay isugu imaanayaan hoggaanka siyaasadeed iyo maamulka ee wasaaradda; iyo

    l) Fulinta hawlaha kale ee uu wasiirku u igmado.

4. Agaasimaha Guud ee Madaxtooyada, Xoghayaha Joogtada ah ee Xafiiska Ra'iisul Wasaaraha iyo saraakiisha idman ee hoggaaminaya howlaha maamul ee hay'adaha iyo xafiisyada kaabeyaasha ah waxa ay leeyihiin waajibaadka agaasimaha guud ee lagu sheegay Faqradda 3aad ee Qodobkaan, iyaga oo u maareynaya arrimaha maamulka iyo shaqaalaha, si waafaqsan shuruucda maamulka maaliyadda guud iyo sharciga shaqaalaha rayidka ee Dowladda Federaalka.

QODOBKA 54AAD
MAAREYNTA SHAQAALAHA DOWLADDA

1. Hannaanka maareynta shaqaalaha, shaqaaleysiinta iyo dalacsiinta ee dhammaan hay'adaha Dowladda, waa in loo raacaa Xeerka Shaqaalaha Rayidka ee Dowladda iyo xeerarka kale ee dalka, iyada oo lagu saleynayo tartan furan oo ku dhisan mudnaan xulasho ama istaahil-xulasho, karti, iyo hufnaan.
2. Shaqaalaha rayidka ah laguma sameyn karo shaqa-ka-joojin ama xil-ka-qaadis haddii aan loo marin habraacyada ku tilmaaman Xeerka Shaqaalaha Rayidka ah ee Dowladda iyo xeerarka kale ee dalka.
3. Shaqaalaha rayidka ah oo ay ku jiraan saraakiisha maamulka sare ee Wasaaradaha iyo Hay'adaha Dowladda waxaa ka reebban in ay dhinac-ka-noqdaan arrimaha siyaasadda, qofkii lagu helo waxaa uu mutaysanayaa in laga qaado tallaabo sharci ah oo waafaqsan Xeerka Shaqaalaha Rayidka ah ee Dowladda.

QODOBKA 55AAD
QAAB-DHISMEEDKA HAY'ADAHA DOWLADDA

1. Wasaarad kasta waxa ay yeelanaysaa qaab-dhismeed uu ugu sarreeyo hoggaanka siyaasadeed ee wasaaradda kana kooban wasiirka, Wasiiru Dowlaha, wasiir-ku-xigeenka, xafiiska agaasimaha guud ama xoghayaha joogtada ah, xafiisyo, unugyo iyo waaxyo hoos tagaya agaasimaha guud ama xoghayaha joogtada ah.
2. Wasaarad kasta waxaa waajib ku ah in ay yeelato waaxyaha iyo unugyada soo socda:
    a) Waaxda maamulka iyo maaliyadda;
    b) Waaxda qorshaynta;
    c) Waaxda ama qeybta shaqaalaha;
    d) Waaxda ama Unugga Xusuus-dhawrka iyo Xoghaynta;
    e) Unugga hanti-dhawraha gudaha;
    f) Waaxda ama unugga arrimaha sharciga; iyo
    g) Unugga barnaamijyada gaarka ah.
3. Unugyada sida gaarka ah loogu xusay xarfaha (e) iyo (g) waxaa ay si toos ah u hoostagayaan xafiiska agaasimaha guud ama xoghayaha joogtada ah. Waaxda Xusuus-dhowrka iyo Waaxda Arrimaha Sharciga waxaa lagu salaynayaa baahida wasaaradda, hay'adda ama xafiiska ay khuseyso.
4. Wasaarad kasta waxaa ay yeelanaysaa waaxyo u xilsaaran waajibaadka wasaaradda, qeybo hoostagaya waaxyaha iyo unugyo joogto ah ama aan joogto ahayn oo hoostagaya qeybaha. Waajibaadka shaqo ee unugyadu kuma jirto kaalin maamul ama agaasin.

5. Waaxyaha wasaaradda iyo qeybaha ka hooseeya ee la abuurayo waa in ay ka tarjumayaan waajibaadka loo igmaday iyo ujeeddooyinka ay u taagan tahay wasaaraddu.
6. Marka la abuurayo waax ama qeybo waaxda hoostagaysa, marka laga reebo kuwa ku xusan faqradda 2aad ee qodobkan, waxaa waajib ah in la raaco shuruudaha soo socda:
    a) Waax waxaa la abuuri karaa ama ay jiri kartaa oo keliya haddii ay waaxdu leedahay ugu yaraan labo (2) qeybood oo isku darka shaqaalaha rayidka ah ee ka hawlgala ay gaarayaan 20 shaqaale ah, waxaana maamulaya agaasime waaxeed, kaas oo ka mid noqonaya heerka maamulka sare ee Wasaaradda.
    b) Qeyb hoostagaysa waax waxaa la abuuri karaa ama ay jiri kartaa oo keliya haddii qeybtu leedahay 10 shaqaale rayid ah, waxaana maamulaya madax-qeybeed kaas oo ka mid noqonaya heerka maamulka dhexe ee Wasaaradda.
    c) Waaxyaha, qeybaha ama unugyada shaqo ee la abuurayo waa in shaqooyinkoodu kala soocnaadaan oo laga ilaaliyo in ay qabtaan shaqo isku mid ah loona dhiibaa dad aqoon u leh arrimaha ay qaabilsan yihiin.
7. Unugyada hoostagi kara madax-qeybeed ee lagu xusay Faqradda 4aad ee Qodobkan waxaa loogu talagalay in lagu fududeeyo shaqada lana abuuro kooxo shaqo, waxaana soo-jeedintooda leh madax-qeybeedka ay khuseyso, waxaana oggolaanshaheeda leh agaasime waaxeedka ay khuseyso, isaga oo kala tashanaya agaasimaha guud ama xoghayaha joogtada ah.
8. Waax ama qeyb looma abuuri karo la-taliye heshiis shaqo kula jooga wasaaradda/hay'adda. Lataliyuhu waxa uu ku dhex shaqeynayaa qaab-dhismeedka rasmiga ah ee wasaaradda ama hay'adda, iyada oo heshiiskiisa lagu caddeynayo waajibaadkiisa iyo waaxda, qeybta ama xafiiska uu la shaqaynayo ee ku leh korjoogteynta.
9. Qof aan ahayn shaqaale rayid ah looma magacaabi karo jagooyinka ama xilalka maamul ee wasaaradda/hay'adda sida agaasime guud, xoghaye joogto, maareeye guud, agaasime waaxeed, iyo madax-qeybeed, mana noqon karo sii-haye ama ku- sime waxna uma saxiixi karo wasaaradda ama hay'adda.
10. Qaab-dhismeedka Wasaaradda iyo wax-ka-beddelkiisa waxaa lagu ansixinayaa laguna soo saarayaa xeer Ra'iisul Wasaare, ka dib marka uu dhagaysto soojeedinta wasiirka ay khuseyso lana soo buuxiyo shuruudaha ku xusan Qodobkaan.
11. Guud ahaan qaab-dhismeedka guud ee Madaxtooyada, Xafiiska Ra'iisul Wasaaraha, hay'adaha kale ee dowladda iyo xafiisyada kaabayaasha Xukuumadda, waxaa loo raacayaa faqradaha Qodobkan iyo xeerka lagu dhisay.

QODOBKA 56AAD
QORSHEYAASHA HAY'ADAHA DOWLADDA

1. Wasaaradaha, hay'adaha iyo xafiisyada kaabayaasha Xukuumadda Federaalka Soomaaliya waxa ay yeelanayaan qorshe istiraatiiji ah oo shan sanadle ah, kaas oo hagaya shaqada wasaaradda, hay'adda iyo xafiisyadaas, waxaana loo rogayaa qorsheyaal howleed ay ku shaqeeyaan waaxyaha wasaaradda, hay'adda iyo xafiisyadaas.
2. Marka la diyaarinayo qorshaha istiraatiijiga ah, waxaa la xeerinayaa baahiyaha muwaadiniinta Soomaaliyeed, shuruucda dalka, Qorshaha Qaranka iyo Barnaamijka Xukuumadda Federaalka Soomaaliya.
3. Qorshaha istiraatiijiga ah waxaa lagala tashanayaa heerarka dowladda iyo dhinacyada kale ay khuseeyo oo ay ka mid yihiin ururada bulshada rayidka ah waxaana lagu dhaqangelinayaa xeer Ra'iisul Wasaare, iyada oo lagu soo saarayo Faafinta Rasmiga ah ee Dowladda.
4. Baahida shaqaale iyo midda miisaaniyadeed ee wasaaradda ama hay'adda waa in lagu jaangooyaa halbeegyada waxqabad ee qorshaha shan sannadlaha ah.
5. Waxa jiraysa Madasha Agaasimeyaasha Guud oo uu hoggaaminayo Xoghayaha Joogtada ee Xafiiska Ra'iisul Wasaaraha, waana madal lagu xiriirinayo fulinta qorsheyaasha hay'adaha Dowladda Federaalka, si waafaqsan barnaamijka Xukuumadda Federaalka Soomaaliya.

CUTUBKA SIDDEEDAAD
HANNAANKA ISTICMAALKA AWOODDA FULINEED

QODOBKA 57AAD
AWOODDA SOO SAARISTA XEER-NIDAAMIYEYAASHA

1. Xeer-nidaamiye kasta waxaa la marinayaa isla habraaca lagu diyaariyay sharciga uu dhaqangelinayo, iyada oo awoodda soo-saaristiisa loo isticmaalayo oo keliya inta uu sharcigu oggolyahay.
2. Marka Golaha Wasiiradu soo ansixiyaan xeer-nidaamiye, waxaa lagu dhaqangelinayaa xeer Ra'iisul Wasaare si waafaqsan Dastuurka iyo shuruucda kale ee dalka, waxaana lagu soo saaraya Faafinta Rasmiga ah ee JFS.

QODOBKA 58AAD
DIKREETOOYINKA AMA XEERARKA MAAMUL

1. Dikreetooyinka ama xeerarka maamul waxaa soo saari kara oo keliya Golaha Wasiirrada iyo xubnahiisa, si waafaqsan Dastuurka iyo xeerarka kale ee dalka.
2. Marka la soo saarayo dikreetooyin ama xeerar maamul, waxaa la xeerinayaa mabaadii'da Shareecada Islaamka, kala soocnaanta awoodaha laamaha dowladda, xeerarka dalka iyo xuquuqda aadanaha ee dastuuriga ah, iyada oo

saameynta go'aanka lagu soo koobayo baahida taagan oo keliya.

3. Dikreetooyinka nidaaminaya arrimo ay u xilsaaranyihiin wax ka badan hal wasaarad, waxaa ka heshiinaya wasaaradaha ay khuseyso, waxaana lagu soo saarayaa Xeer Ra'iisul Wasaare.

QODOBKA 59AAD
GELIDDA HESHIISYADA

1. Wasaaradaha, hay'adaha iyo xafiisyada kaabeyaasha Xukuumadda Federaalka Soomaaliya waxa ay u galayaan heshiisyada, si waafaqsan xeerarka dhaqangalka ah iyo habraacyada lagu qeexay Xeerka Ra'iisul Wasaaraha ee lambarkiisu yahay 125 soona baxay 06/04/2023.

2. Marka Golaha Wasiiradu ansixiyaan heshiisyada caalamiga ah ee sharcigu farayo, waxaa la horgaynayaa Golaha Shacabka ee Baarlamaanka Federaalka Soomaaliya si uu u ansixiyo.

QODOBKA 60AAD
GO'AANNADA MAAMUL

1. Go'aannada maamul ee wasaaradaha iyo hay'adaha kale ee Dowladda waa in loo maraa habraacyo caaddil ah si waafaqsan shuruucda dalka, iyada oo la tixgelinayo xuquuqda iyo danaha muwaadiniinta Soomaaliyeed iyo dadka kale ee ku nool geyiga Jamhuuriyadda Federaalka Soomaaliya.

2. Saldhigga sharci ee loo cuskaday go'aanka maamul waa in lagu caddeeyaa isla go'aanka dhexdiisa, waxaana reebban in la soo saaro go'aanno aan laheyn tixraac sharci ama aan soo galeynin awoodaha sharci ee wasaaradda, hay'adda, ama xafiiska soo saaray go'aanka.

3. Go'aannada maamul waa in ay ahaadaan qoraal sababaysan waana in nuqul rasmi ah lagu kaydiyaa xusuus-dhowrka wasaaradda, hay'adda, ama xafiiska soo saaray go'aanka.

4. Go'aannada maamul waxaa cabasho looga qaadan karaa maxkamadda awoodda u leh si waafaqsan xeerarka dalka marka mid ka mid ah arrimahaan laga helo:

    a) Go'aanka maamul ee kama-dambaysta ah;

    b) Go'aan kasta oo lafdhabar u ah go'aanka maamul ee kama-dambeysta ah; ama

    c) Daahinta go'aanka marka go'aanka lagu soo saari waayo xilli maangal ah.

CUTUBKA SAGAALAAD
KAABEYAASHA XUKUUMADDA

QODOBKA 61AAD
WADASHAQEYNTA XUKUUMADDA IYO KAABEYAASHEEDA

1. Kaabeyaasha Xukuumadda waxaa soo gelaya dhammaan wakaaladaha, xafiisyada, iyo hay'adaha kale ee sharcigu u dhisay in ay laanta fulinta ku kaalmeeyaan xil- gudashadeeda.
2. Haddii hay'ad ama xafiis gaar ah oo ka mid ah kaabeyaasha Xukuumadda Federaalka Soomaaliya uu qaabilsan yahay howl ama qeyb ka mid ah oo halkaan loogu xilsaaray wasaarad, waxaa mudnaanta leh hay'addaasi wasaaradduna waxa ay kula shaqeyneysaa si waafaqsan xeerka gaarka ah ee hay'addaasi lagu dhisay.
3. Xiriirka wadashaqaynta wasaaradaha iyo hay'adaha hoos tagaya waxaa loo raacayaa xeerarka lagu dhisay iyo xeerarka kale ee dalka, iyada oo Wasiirku uu mar kasta ku leeyahay korjoogtayn siyaasadeed si waafaqsan xeerarka dalka.

QODOBKA 62AAD
WADASHAQEYNTA WASAARADAHA HEER FEDERAAL IYO HEER DOWLAD-GOBOLEED

1. Awoodaha lagu xusay xeer-nidaamiyahan ee Wasaaradaha iyo hay'adaha kale ee kaabeyaasha ah waxaa xaddidaya Dastuurka iyo Xeerarkooda gaarka ah;
2. Wasaaradaha heer federaal iyo heer dowlad-goleed waxaa ka dhexeeya xiriir wada- shaqeyn si waafaqsan Dastuurka iyo Xeerarka kale ee Dalka, iyada oo Wasaarad kasta oo heer federaal ah ay xiriir wada shaqeyn la yeelaneyso wasaarradda heer dowlad-goboleed ee la shaqada ah.

QODOBKA 63AAD
HEERARKA MADAXBANNAANIDA

1. Heerarka madaxbannaanida hay'adaha waa mid fulineed, waxaana loo raacayaa sida loogu qeexay Dastuurka iyo Xeerarkooda gaarka ah, iyada oo magacaabista iyo xil-ka-qaadista madaxda iyo xubnaha hay'adahaasi loo marayo hannaanka sharci ee loo jideeyay.
2. Guddiyada iyo Xafiisyada madaxabannaan ee dastuuriga ah, waxaa lagu nidaaminayaaa mabaadii'da dastuuriga ah iyo qodobbada ku qeexan xeerarkooda gaarka ah.

CUTUBKA TOBANAAD
QODOBBO QUBANE AH

QODOBKA 64AAD
DIB-U-EEGISTA IYO WAX-KA-BEDDELKA

1. Xeer-nidaamiyahaan waxaa lagu sameyn karaa dib-u-eegis iyo wax-ka-beddel, hadba sida baahidu ay tahay, iyada oo la xeerinayo duruufaha shaqo ee soo kordha, faritaannada sharci.

2. Xeernidaamiyahan waxaa wax-ka-beddelid ama baabi'in lagu sameyn karaa iyada oo la raacayo habkii loo maray markii la sameeynayay.

QODOBKA 65AAD
DHAQANGAL & BAABI'IN

1. Xeer-nidaamiyahan waxa uu dhaqangalayaa marka Golaha Wasiiradu ay ansixiyaan, uuna Ra'iisul Wasaaraha Xukuumadda Federaalka Soomaaliya ku soo saaro Xeer Ra'iisul Wasaare, waxaana lagu faafinayaa Faafinta Rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya.

2. Xeer-nidaamiyahan waxa uu baabi'inayaa xeer-nidaamiyeyaasha, xeerarka maamul, iyo dikreetooyinka ka hor imaanaya ee ku saabsan nidaaminta xafiisyada iyo xil-gudashada Xukuumadda Federaalka Soomaaliya.

Jamhuuriyadda Federaalka
Soomaaliya Xafiiska Ra'iisul
Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

XAFIISKA RA'IISUL WASAARAHA
BIXID
25 FEB 2025
EXIT
OFFICE OF THE PRIME MINISTER

Xeer Ra'iisul Wasaare Lr.175 **Taariikh: 24/02/2025**

XEER: XEERKA DHISMAHA XARUNTA HORUMARINTA REER MIYIGA IYO XALKA WAARA

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; iyo Qodobka 99aad faqradaha (a), (b), (e), (f); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG;

Markuu arkay: Warqadda summadeedu tahay **WAGF&D/XW/0107/02/2025** ee ku tariikheysan **01/02/2025** ee Wasaaradda Arrimaha Gudaha Federaalka & Dibuheshiisinta kuna saabsan codsi soojeedinta Xeerka Dhismaha Xarunta Horumarinta Reer Miyiga iyo Xalka Waara

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.07.110.02.25** ee **23/02/2025**, kuna saabsan ansixinta "**Xeerka Dhismaha Xarunta Horumarinta Reer Miyiga iyo Xalka Waara**" oo uu Goluhu cod aqlabiyad leh ku ansixiyay.

Markuu tixgaliyay: Baahida loo qabo in la dhiso xarunta Horumarinta Reer Miyiga iyo Xalka Waara si loo horumariyo nolosha Bulshada Soomaaliyeed ee deggan miyiga.

Waxaa uu meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.07.110.02.25** ee **23/02/2025**, kuna saabsan ansixinta "**Xeerka Dhismaha Xarunta Horumarinta Reer Miyiga iyo Xalka Waara**" oo uu Goluhu cod aqlabiyad leh ku ansixiyay.

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Arrimaha Gudaha Federaalka & Dibuheshiisinta loo igmaday in ay hirgeliso, meelmarisana Xeerkan kor ku xusan.

Qodobka 3aad

Dhaqangal

Go'aanka Golaha waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, Xeerkan waxaana lagu soo sarayaa faafinta rasmiga ee Dowladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-07/2025
TAARIIKH : 06/03/2025
SAXIIX :
AVV Ahmed Isse Qutale
Hantidhowraha Guud Ee JFS

2025

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA ARRIMAHA GUDAHA, FEDERAALKA IYO DIB-U-HESHIISIINTA

XEERKA DHISMAHA XARUNTA QARAN EE HORUMARINTA REER MIYIGA IYO XALKA WAARA

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Xeerkan waxa uu diiradda saarayaa xaqiijinta xuquuqaha reer miyiga iyo dadka tabaalaysan ee muddo dheer ku jiray xaalado adag. Si taas loo gaaro, waxaa lagama maarmaan ah in la aasaaso Xarun Qaran oo hoggaamisa arrimaha Horumarinta Reer Miyiga iyo Xalka Waara, taas oo u xilsaarnaan doonta horumarinta deegaannada miyiga, dhisidda karaanka bulshada iyo dib u abuuritaanka bulsho si rasmi ah oo isku filan ugu noolaata dhulka miyiga ah. Xaruntu waxay xoogga saari doontaa sidii loo abuuri lahaa xal waara oo ay dadku kaga baxaan barakaca, iyadoo hirgelinaysa Qorshaha Qaran ee Wadiiqooyinka Xalka Waara iyo mashaariic waaweyn oo ujeeddadoodu tahay in lagu xalliyo sababaha asalka u ah ka guuritaanka miyiga, hijrada shacabka iyo barakaca baahsan. Waxay sidoo kale ka shaqeyn doontaa dhisidda kaabayaasha dhaqaalaha sida waddooyinka, iskuullada, isbitaallada iyo helidda adeegyo aasaasi ah oo bulshada reer miyiga iyo dadka barakaca u fududeynaya inay helaan nolol wanaagsan.

Xeerkan waxa uu xoogga saarayaa in la abuuro nidaamyo iyo qorshayaal loo dhan yahay oo dhiirigeliya isku filnaanshaha reer miyiga, kor u qaadidda fursadaha dhaqaale iyo sidii xal waara loogu heli lahaa dadka noloshoodu ka soo burburtay miyiga ama ha ku noolaadaan tuulooyinka, xeryaha qaxootiga, duleedka magaalooyinka ama kuwa barakacayaasha, kuwaas oo u baahan dib-u-dejin ammaan ah, helitaanka adeegyada aasaasiga ah iyo fursado shaqo oo joogto ah. Tani waxay u baahan tahay iskaashi joogto ah oo dhex-mara dowladda, bulshada rayidka, hay'adaha caalamiga ah iyo daneeyayaasha kale si loo gaaro horumar waara oo kobcinaya nolosha bulshada reer miyiga kana hortagaya barakaca soo noqnoqonaya.

Ujeedada ugu weyn ee Xeerkan waa in la helo hannaan horumarineed oo ka qayb qaadanaya yareynta saboolnimada, kobcinta dhaqaalaha miyiga, isla markaana xal waara u helaya caqabadaha ka dhashay dhibaatooyinka looga hijroodo dhulka miyiga ah ee keena hijrada/socdaalka iyo barakaca, iyada oo la dhowrayo xuquuqda iyo sharafta dhammaan dadka Soomaaliyeed.

Waxa jirta baahi aad u weyn oo loo qabo in la horumariyo deegaannada reer miyiga si looga hortago hayaan cusub iyo barakac ku baaha dalka oo dhan, isla markaana loo abuuro fursado dhaqaale dadka ku nool tuulooyinka ama ku barakacsan duleedyada magaalooyinka si ay ugu laabtaan deegaannadoodii hore.

Qodobka 1aad:
Magaca Xarunta

Magaca Xarunta waxaa loogu yeerayaa Xarunta Qaran ee Horumarinta Reer Miyiga iyo Xalka Waara.

Qodobka 2aad:
Sharciyadda xarunta

1. Xarunta waxaa lagu dhisayaa go'aan Gole Wasiirro Xukuumadda Federaalka Soomaaliya, waxaana Xeer ku soo saaraya Ra'iisul-wasaaraha Xukuumadda Federeaalka Soomaaliya.

2. Xarunta maamul ahaan waxa ay hoos tageysaa Wasaaradda Arrimaha Gudaha, oo ku leh hagid, la xisaabtan iyo korjoogteyn.

Qodobka 3aad:
Mabaadi'da iyo Yoolka xarunta

Mabaadii'da Xarunta

1. Xarunta Qaran ee Horumarinta Reer Miyiga iyo Xalka Waara ayaa qaadi doonta masuuliyadda hagidda, isku xirka iyo u qareemidda arrimaha horumarinta reer miyiga iyo xalka waara, iyadoo ay la shaqeynayaan dowlada federaalka, dowladgoboleedyada iyo degmooyinka.

2. Iskaashi iyo Wada-shaqeyn wax ku ool ah oo dhexmara hay'adaha dowladda gaar ahaan hay'adaha qeybta ka aha arrimahan, bulshada rayidka ah iyo bahda horumarinta.

3. Daahfurnaan iyo Isla Xisaabtan: Waxaa jiri doona nidaam daahfurnaan iyo isla xisaabtan oo dhammaan heerarka xeerkan lagu hirgelinayo.

Yoolka Xarunta

Xaruntan waxa ay hiigsanaysaa in si degdeg ah wax looga qabto xaaladaha nololeed ee dadka reer miyiga ah, kuwa nugul iyo kuwa barakacay ee ku nool dalka, si ay u helaan xal waara iyo nolol ka wanaagsan midda ay hadda ku sugan yihiin.

Qodobka 4aad:
Ujeeddooyinka xarunta

Ujeeddooyinka Xaruntan waxaa kamid ah:

1. In la hubiyo in bulshada reer miyiga ah ay helaan adeegyo asaasi ah oo tayo leh sida hoy, caafimaad, waxbarasho, biyo nadiif ah iyo fursado dhaqaale si loo yareeyo saboolnimada loona xoojiyo nolol sharaf leh, taasoo kobcineysa helitaanka adeegyada asaasiga ah.

2. Hirgelinta Arrimha Xalka Waara si ay dadka reer miyiga ah ee tabaalaysan ay u helaan xal waara oo ku saleysan adeegyo waara iyo fursado dhaqaale oo joogto ah.

3. Taageeridda bulshada reer miyiga ah iyo kuwa barakacayaasha si loo xoojiyo awooddooda ay uga adkeysan karaan aafooyinka dabiiciga ah iyo kuwa bani'aadamka sababa, iyadoo la dhisaayo kaabayaal muhiim ah.

4. Xarunta Qaran ee Horumarinta Reer Miyiga iyo Xalka Waara, oo si madax-bannaan u hirgelin doontaa cilmi baaris abuurta aqoon qoto dheer, una hirgelin doonta mashaariicda lagu horumarinayo deegaannada miyiga iyo xallinta xaaladaha dadka ku tabaaloobay miyiga ama soo barakacy, taasoo ka qayb-qaadan doonta horumarinta nolosha bulshada reer miyiga.

Qodobka 5aad:
Waajibaadka Xarunta

Xaruntu waxay qaban doontaa hawlaha iyo waajibaadka soo socda:

1. Diyaarinta Istaraatiijiyadaha iyo Qorshe howleedyada lagu horumarinayo reer miyiga iyo dhisidda karaanka adkeysiga bulshada.
2. Abuuridda iyo dhaqangelinta mashaariicda arrimaha horumarinta reer miyiga, kobcinta adkeysiga bulshada iyo xalka waara ee barakacayaasha si ay u helaan nolol isku-filaansho ah.
3. Dhisidda xarumaha xafiisyada Xarunta ee heer dowlad goboleed, gobol, degmo, tuulo si ay u fuliyaan shaqooyinka la xiriira horumarinta reer miyiga, una gaarsiiyaan adeegyada aasaasiga ah.
4. Sameynta cilmi-baaris iyo uruurinta xogaha muhiimka ah oo loo adeegsan karo go'aan qaadashada iyo qorsheynta.
5. Kor u qaadista wacyiga bulshada iyo ka qaybqaadashada bulshada ee dadaallada horumarinta reer miyiga, adkeysiga bulshada iyo arrimaha xalka waara.
6. Kormeerka iyo qiimeynta saameynta barnaamijyada iyo mashaariicda xarunta.

7. Horumarinta dhaqaalaha reer miyiga iyadoo laga taageerayo beeraha, xoolaha, ganacsiyada yaryar iyo kuwa dhexe, shaqo abuurka iyo bixinta tababarrada xirfadaha shaqo.
8. Horumarinta kaabayaasha dhaqaalaha iyo adeegyada asaasiga ee reer miyiga.
9. Soo saarista iyo faafinta habraacyo iyo tilmaamo ku saabsan horumarinta reer miyiga, adkeysiga bulshada iyo xalka waara.
10. Xarunta Horumarinta Reer Miyiga iyo Xalka Waara waa xarunta hogaamin doonta arrimaha iskaashi ee la xiriira reer miyiga, kobcinta adkeysiga bulshada iyo xalka waara.
11. Xaruntu waxay la shaqeyn doontaa jaamacadaha, mac-hadyada cilmi-baarista, iyo ururrada caalamiga ah si loo horumariyo aqoonta iyo hal-abuurka ku saabsan horumarinta reer miyiga iyo xalka waara.
12. Xaruntu waxay kor u qaadi doontaa isticmaalka tiknoolajiyadda casriga ah iyo xalka dhijitaalka ah ee miyiga, si loo kordhiyo wax-ku-oolnimada iyo saameynta barnaamijyada iyo mashaariicda Xarunta.
13. Xaruntu waxay ku matali doontaa Dowladda shirarka heer caalami ee ku saabsan horumarinta reer miyiga, dhisidda adkeysiga bulshada iyo arrimaha xalka waara.
14. Xaruntu waxay mas'uul ka tahay isuduwidda arrimaha xalka waara iyadoo la fulinaayo Qorshaha Qaran ee Wadiiqooyinka Xalka Waara.
15. Xaruntu waxay la kaashan doontaa dedaalada horumarinta reer miyiga iyo mashaariicda xalka waara oo saamaynaya hay'ado kala duwan ee Qaranka, hay'ad walibana ay door gaar ah ku leedahay fulintiisa.
16. U qareemida deeqaha mashaariic horumarineed ee lagu hormarinaayo reer miyiga, dhisidda adkeysiga bulshada iyo xalka waara.

Qodobka 6aad: Qaab-dhismeedka Xarunta

1. Xaruntu waxa ay yeelan doontaa qaab-dhismeedkan soo socda:

    i. Agaasimaha Guud ee Xarunta

    ii. Agaasime ku-xigeenka Xarunta

    iii. Agaasime waaxeedyo iyo hawlwadeenno

    iv. Khubaro qaybaha Horumarinta reer miyiga iyo xalka waara

2. Xaruntu waxay yeelan doontaa shaxda maamulka oo qeexaysa mas'uuliyadaha waaxyaha kala duwan iyo hababka wada-shaqaynta si loo xaqiijiyo hufnaanta iyo waxtarka howlgalka xarunta.

3. Xaruntu waxay yeelan doontaa waaxyo kala duwan oo fulin doona shaqooyinka iyo

waajibaadka loo aasaasay xarunta. Waaxyahaas waxay ku salaysnaan doonaan baaxadda iyo tirada mashaariicda ay xaruntu curin doonto, waxaana ka mid noqon doona:

i. Waaxda isku xirka, Dabagalka iyo qiimaynta: Waxay mas'uul ka noqon doontaa diyaarinta istiraatiijiyadaha ay xaruntu yeelanayso, diyaarinta mashaariicda reer miyiga oo ku saleysan baahida dadka u baahan xalka waara , cilmi-baarista iyo uruurinta xogta si loo xaqiijiyo go'aan qaadasho ku saleysan caddeymo, iskuxidhka daneeyayaasha ka shaqeeya arrimaha reer miyiga iyo xalka waara. iyo kormeerka iyo qiimeynta mashaariciida ay fuliso xaruntu.

ii. Waaxda Horumarinta Reer Miyiga: Waxay mas'uul ka noqon doontaa diyaarinta iyo hergelinta mashaariicda lagu horumarinaayo reer miyiga.

iii. Waaxda la fal galka Kaabayaasha Dhaqaalaha: Waxay ka shaqayn doontaa la socoshada iyo isku xidhka arrimaha horumarinta kaabayaasha dhaqaalaha ee muhiimka u ah reer miyiga sida waddooyinka, iskuullada, iyo xarumaha caafimaadka.

iv. Waaxda Xalka Waara: Waxay mas'uul ka noqon doontaa qorsheynta iyo hirgelinta barnaamijyada xalka waara ee loogu talogalay in dadka barakaca looga saaro xal waarana loogu helo.

v. Waaxda Maaliyadda iyo Maamulka: Waxay mas'uul ka noqon doontaa arrimaha maaliyadeed, miisaaniyadaha, xisaabaadka, iyo howlaha maamulka ee hay'adda.

4. **Magacaabista;**

b. Agaasimaha Guud iyo Agaasime ku-xigeenka Xarunta waxaa soo jeedinaya Wasiirka Wasaaradda Arrimaha Gudaha, waxaana magacaabaya Ra'iisul-wasaaraha Xukuumadda Jamhuuriyadda Federaalka.

t. Agaasime Waaxeedyo iyo Khubaro uu magacaabayo Agaasimaha Guud ee Xarunta Qaran asagoo la tashanaya Wasiirka Wasaaradda Arrimha Gudaha.

Qodobka 7aad: Miisaaniyadda iyo Maalgelinta Xarunta

Xaruntu waxay miisaaniyad iyo maalgelin ka heli doontaa:

1. Deeqaha iyo tabarucaadda hay'adaha/xafiisyada caalamiga ah ee horumarinta, iyo hay'adaha gaarka loo leeyahay.
2. Xaruntu waxay hirgelin doontaa habab maaliyadeed oo isla xisaabtan leh, iyadoo la marayo nidaamka isla xisaabtanka ee dawladda.

3. Xaruntu waxay dhisi doontaa Waaxda Maaliyadda iyo Maamulka si ay u maamusho arrimaha la xiriira miisaaniyadda, xisaabaadka iyo maamulka dhaqaalaha Xarunta.
4. Xaruntu waxay dejin doontaa siyaasado iyo habraacyo maaliyadeed oo hufan oo loo adeegsado isticmaalka kheyraadka xarunta, si waafaqsan shuruucda iyo qawaaniinta.
5. Xaruntu waxay u qareemi doontaa sidii loo heli lahaa maalgelin ku filan si loo xaqiijiyo fulinta maashaariicda horumarinta reer miyiga iyo xalka waara.

Qodobka 8aad:
Hannaanka Isu-duwidda Xarunta

Dhammaan dadaallada waxgalka ah ee lagu wajahayo horumarinta reer miyiga iyo xalka waara waxa isku-duwiddeeda iska leh Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, Wasaaradda Arrimaha Gudaha, Federaalka iyo dib-u-sheshiisiinta, oo u sii igmatay Xarunta Qaran ee horumarinta reer miyiga iyo xalka waara. Xaruntu waxay qaabeyn u sameyn doonta habka isku-duwidda ee arrimaha horumarinta reer miyiga iyo xalka waara iyada oo qaadan doonta nidaamka Iskuduwidda qaran, kaas oo isku keenaya dhammaan saamileyda horumarinta reer miyiga iyo xalka waara si loo xaqiijiyo dar-dargelin wada jir ah, is weydaarsiga xogta, abuurista iyo hirgelinta mashaariic horumarineed, waxaana ka mid noqon doona:

1. Xarunta Qaran ee Horumarinta Reer Miyiga iyo Xalka Waara ayaa hagi doonta arrimaha isku-duwidda hawlaha ka farcama xeerkan.

2. Dowlad-goboleedyada iyo Degmooyinka waxa ay fulin doonaan qorshayaasha iyo barnaamijyada horumarinta reer miyiga iyo xalka waara ee heer gobol iyo heer degmo.

3. Hay'adaha/Xafiisyada Caalamiga ah iyo kuwa maxalliga ah waxa ay kaalin muhiim ah ka qaadan doonaan fulinta iyo maalgelinta mashaariicda horumarinta reer miyiga iyo xalka waara.

4. Koox-hawleedka Horumarinta Reer Miyiga iyo Xalka Waara ayaa la dhisi doonaa, taasoo qaabilsan dhammaan qodobbada xeerkan.

Qodobka 9aad:
Qodobbo Ku-meelgaar ah

1. Xaruntan ayaa ka shaqayn doontaa isku xirka barnaamijyada kala baahay ee la xiriira arrimaha horumarinta reer miyiga, dhisidda adkeysiga bulshada iyo xalka waara.

2. Xaruntu waxay diyaarin doontaa qorshe ku-meelgaar ah oo ay ku suurta-gelin doonto is-dhexgalka barnaamijyada jira iyo howl-wadeennada xarunta.

Qodobka 10aad:
Wada shaqaynta Xarunta iyo Hay'adaha Dawladda

1. Xarunta waxay si dhow ula shaqeneysaa Wasaaradaha iyo Xafiisyada Dawladda ee sida tooska ah uga shaqeeya arrimaha xalka waara maadaama uu yahay mashruuc horumarineed oo saamaynaya hay'ado kala duwan ee Qaranka, hay'ad walibana ay door gaar ah ku leedahay fulintiisa.

2. Xaruntu waxa ay hoos tageysaa Wasiirka Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib u heshiisiinta, waxa ayna si buuxda mas'uul uga tahay hogaaminta iyo fulinta waajibaadkeeda iyo howlaha ay u idmantahay.

3. Wasiirka Arrimaha Gudaha, Federaalka iyo Dib-u-heshiisiinta Xukuumadda Federaalka Soomaaliya ayaa Xarunta ku leh hagid guud, waxa uuna si joogta ah u hubinayaa in Xaruntu ka shaqaynayso hawlihii loo igmaday, waxa uuna kala shaqaynayaa xallinta caqabaadka ay wajahdo Xaruntu.

Qodobka 11aad:
Dhaqan-galka Xeerka

Xeerkani waxa uu dhaqangal noqonayaa marka ay meel-mariyaan Golaha Wasiirrada, uuna saxiixo Ra'iisul-wasaaraha Xukuumadda JFS, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.

Jamhuuriyadda Federaalka Soomaaliya
Xafiiska Ra'iisul Wasaaraha

جمهورية الصومال الفيدرالية
مكتب رئيس الوزراء

The Federal Republic of Somalia
Office of the Prime Minister

BIXID 25 FEB 2025 EXIT OFFICE OF THE PRIME MINISTER

Xeer Ra'iisal Wasaare Lr. 176 **Taariikh: 24/02/2025**

QARAAR: QARAARKA SIINTA DHUL AY SAFARADO KA DHISTAAN DALALKA BOQORTOOYADA SACUUDI, MASAR, CIRAAQ, IYO LIIBIYA.

Ra'iisul Wasaaraha Xukuumadda JFS;

Markii uu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; Qodobka 99aad faqradaha (a), (b), (e), (f) iyo (i); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG ah;

Markii uu arkay: Warqadda codsi soojeedinta Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga ee summadeedu tahay **MFA/FRS/SM/2540/2025** ku taarikheysan **13/02/2025** kuna saabsan Qaraarka Siinta Dhul ay Safarado ka Dhistaan Dalalka Boqortooyada Sacuudi, Masar, Ciraaq, iyo Liibiya;

Markii uu arkay: Go'aanka Shirka Golaha Wasiirada ee summaddiisu tahay **SHGW.07.110.02.25 ee ku taarikheysan 23/02/2025**, kuna saabsan Qaraarka Siinta Dhul ay Safarado ka Dhistaan Dalalka Boqortooyada Sacuudi, Masar, Ciraaq, iyo Liibiya; oo uu Goluhu cod buuxa ku ansixiyay;

Markii uu tixgaliyay: Muhiimada uu u leedahay Xiriirka soo jireenka ah iyo Iskaashiga Caalamiga ee Dalalka.

Waxaa uu meelmariyay:

Qodobka 1aad
Go'aan Gole

Go'aanka Shirka Golaha Wasiirada ee summaddiisu tahay **SHGW.07.110.02.25 ee ku taarikheysan 23/02/2025**, kuna saabsan Qaraarka Siinta Dhul ay Safarado ka Dhistaan Dalalka Boqortooyada Sacuudi, Masar, Ciraaq, iyo Liibiya; oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad
Siin Dhul

1. Golahu waxaa uu go'aamiyay in la siiyo dhul ay safaarado ka dhistaan dalalka:
   (a) Boqortooyada Sacuudi Carabiya,
   (b) Masar,
   (c) Ciraaq, iyo
   (d) Liibiya.
2. Waxaa Gobolka Banaadir loo xilsaaray in uu asteeyso dhulka la siinayo dalalka kor ku xusan.
3. Waxaa Wasaaradda Arrimaha Dibadda loo xilsaaray in ay xaqiijiso dhulka safaaradaha loo asteeyay in uu ku habboon yahay dhul safaaradeed.

Qodobka 3aad
Keenid Habraac Dhulka Safaaradaha

Waxaa Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga la faray in uu diyaariso habraaca dhulka safaaradaha ee dalalka shisheeye la siinayo ama loo asteeynayo si ay safaarad uga dhistaan Dalkeenna.

Qodobka 4aad
Dhaqangalka

Qaraarkan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-08/2025
TAARIIKH : 06/03/2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

Ra'iisul Wasaaraha Xukuumadda JFS
Mudane, Hamza Cabdi Barre

JAMHUURIYADDA SOOMAALIYA
Xukuumadda Federaalka
Wasaaradda Batroolka & Macdanta
XafiiskaWasiirka

جمهورية الصومال
الحكومة الفيدرالية
وزارة البترول والثروة المعدنية
مكتب الوزير

Federal Government of the Somali Republic
Ministry of Petroleum & Mineral Resources
Office of the Minister

Ref/MoPMR/OM/0017/2025 **Date: 20th March 2025**

SUBJECT: ISSUANCE AND APPROVAL OF THE GENERAL REGULATION GOVERNING PETROLEUM OPERATIONS N.001

THE MINISTER OF PETROLEUM AND MINERAL RESOURCES OF FEDERAL GOVERNMENT OF SOMALIA

Having Seen	Article 102 (1) of the Federal Constitution of the Federal Republic of Somalia;
Having Seen	Article 31 of the Federal Constitution of the Federal Republic of Somalia;
Having Seen	Article 42 and 43 of the Law N. 19 of 8th February 2020, Petroleum Law;
Having Seen	Article 45 of the Law N. 19 of 8th February 2020, Petroleum Law;
Having Seen	Article 51(1) and 57 of the Regulation of Organisation of the Government issued 2025
Having Considered	the proposal of Somali Petroleum Authority

Hereby issues the following Decree:

Article 1
Issuance and approval of the General Regulation of Petroleum Operation N. 001

1. The General Regulation of Petroleum Operations, attached to this Ministerial Decree and bearing the Minister's initials on right side bottom of each page, is hereby issued and approved.
2. This regulation shall enter into force upon the signature of the Minister of Petroleum and Mineral Resources of Federal Government of Somalia and shall be published on the official bulletin of the Federal Republic of Somalia and the official website of the Ministry of Petroleum and Mineral Resources.

H.E Dahir Shire Mohamed
Minister of Petroleum and Mineral Resources – Federal Government of Somalia

Kamaludin Road-Bondere District, Opposite Ex-Parliament, P.o. Box 119, Mogadishu - Somalia
Minister@mopmr.gov.so, Telephone: +252684224466/+252-615553270, https://mopmr.gov.so

GENERAL REGULATION GOVERNING PETROLEUM OPERATIONS

Regulation No. 001 2025

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Chapter One: Preliminary Matters and Institutional Arrangements

Article 1: name and Scope of application of the regulation

1. This regulation shall be cited as "the General Regulation governing petroleum operations".
2. This Regulation applies to upstream petroleum activities of the Federal Republic of Somalia.

Article 2: Enforcement of this Regulation

Under the supervision and guidance of the Ministry of petroleum and Mineral Resources, Somali Petroleum Authority (hereinafter referred as "SPA") shall be responsible for the enforcement of this regulation to petroleum activities.

Article 3: Protection and conservation of the environment

1. The Contractor shall conduct all Petroleum Operations in a manner that ensures the protection of the environment, human health, and natural resources, in accordance with the applicable environmental laws, the provisions of the Production Sharing Agreement (PSA), and best international practices. The Contractor is required to take all necessary and prudent measures to prevent pollution, minimize ecological disturbances, and mitigate any adverse environmental impacts resulting from its operations.

2. The Contractor must employ up-to-date techniques, technologies, and operational methods to prevent environmental damage, control waste, and avoid the unnecessary depletion of natural resources. All Petroleum Operations must be carried out in compliance with Somali environmental laws, regulations, and any approved Development Plan. Strict adherence to international environmental standards, particularly regarding the disposal of hazardous waste, emissions control, and biodiversity protection, is mandatory.

3. In the event of any environmental pollution or damage resulting from Petroleum Operations, whether due to an accident or operational failure, the Contractor must immediately implement all necessary remedial actions to contain, control, and eliminate the damage. The Contractor shall also notify the Ministry of Petroleum and Mineral Resources and the Somali Petroleum Authority (SPA) without delay and provide a detailed report on the nature, extent, and mitigation measures undertaken. If pollution or environmental damage is caused due to negligence or willful misconduct on the part of the Contractor or its subcontractors, all associated costs shall be borne solely by the Contractor and shall not be cost recoverable under the PSA.

4. Prior to commencing Petroleum Operations, the Contractor must conduct an Environmental and Social Impact Assessment (ESIA) in accordance with Somali environmental laws and regulations and submit it for approval to the governmental authority responsible for the protection and conservation of the environment. The Contractor shall also submit it to the Ministry of Petroleum and Mineral Resources and Somali Petroleum Authority. The ESIA must include risk assessments, mitigation strategies, and a plan for monitoring environmental impacts. The Contractor must also establish and maintain an Environmental Management Plan (EMP) that outlines procedures for waste management, emissions control, water use, and habitat conservation.

5. For major drilling and production activities, the ESIA must include an assessment of geological, hydrological, and ecological conditions in the Contract Area. It should also evaluate risks associated with waste disposal, emissions, spills, and potential groundwater contamination. The

Contractor must propose a detailed environmental management plan (EMP) to mitigate identified risks, specifying preventive measures, monitoring protocols, and emergency response strategies.

6. In cases where Petroleum Operations are planned in areas of high environmental sensitivity, such as marine ecosystems, protected areas, or regions with significant local populations, a more extensive strategic environmental and social assessment may be required. This assessment should consider cumulative and long-term effects and ensure that the proposed activities do not adversely affect livelihoods, biodiversity, or water resources.

7. The Contractor is responsible for ensuring that all employees, subcontractors, and personnel involved in Petroleum Operations receive adequate environmental training and are made aware of their obligations under Somali environmental laws and regulations. Additionally, the Contractor must implement environmental monitoring programs to assess the impact of its operations on air quality, water resources, soil integrity, and biodiversity, with periodic reports submitted to the Ministry and the SPA.

8. Following the approval of the ESIA, the Contractor is required to implement all recommended mitigation measures and comply with the approved EMP throughout the duration of Petroleum Operations. Any deviation from the approved environmental measures must be justified and approved by the relevant authorities and notified the Ministry and SPA. The Contractor must also submit periodic environmental performance reports detailing compliance with the ESIA, monitoring results, and any corrective actions taken in response to environmental incidents. All costs related to conducting the ESIA shall be borne by the Contractor, but these costs may be classified as cost-recoverable under the terms of the Agreement.
9. If the Contractor fails to take necessary corrective actions in the event of environmental damage, the Ministry and SPA may intervene to conduct the necessary remediation at the Contractor's expense. Any such costs incurred by the Government shall not be recoverable under the PSA. The Contractor must also ensure that appropriate financial provisions are in place to cover potential environmental liabilities, including but not limited to, compensation for affected communities, remediation of contaminated sites, and restoration of degraded ecosystems.

10. Upon completion of Petroleum Operations, the Contractor shall undertake site rehabilitation and restoration measures in accordance with its approved Decommissioning Plan. This includes removing infrastructure, restoring natural habitats, and mitigating any long-term environmental risks. The Contractor shall be responsible for ensuring that the relinquished areas meet environmental safety standards before final closure is approved by the Ministry and SPA.

11. Failure to comply with the environmental safeguards set out in this Article may result in termination of the Contract. The Government reserves the right to impose additional environmental obligations if necessary to address emerging risks or changes in environmental conditions. The Contractor must at all times prioritize environmental sustainability, taking all necessary steps to ensure the protection of Somalia's natural resources and ecosystems for the benefit of present and future generations.

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Chapter Two: Award of contracts

Article 4: Powers of Ministry

1. The Ministry is responsible for the award of all Contracts in accordance with Petroleum Law and these Regulations.

2. The Ministry shall only enter into Contracts with Persons having suitable technical and financial capability, as well as proven experience in the oil and gas industry.

3. The Ministry may in its discretion award Contracts by means of a competitive international public tender system or by means of a direct negotiation in accordance with the Petroleum Law.

Article 5: Form of Contract for the exploration and production of petroleum resources

1. The Ministry may in its discretion develop, negotiate and award Contracts in a different form.

2. Any form of contract for the exploration and production of petroleum resources developed by the Ministry shall be subject to prior approval of the Inter-Ministerial Concession Committee.

Article 6: Graticulation of blocks

The Minister of Petroleum and Mineral Resources, having heard the recommendation of Somali Petroleum Authority, shall divide onshore and offshore areas of the Federal Republic of Somalia into blocks where each block shall not be more than 5,000-kilometre square.

Article 7: Competitive International Public Tender

1. The Ministry shall develop rules for the award of Contracts by means of competitive international public tender that ensures concurrence and competition between potential Contractors, in accordance with international standards of transparency.

2. The rules or tender protocols developed for the award of production sharing contract by means of competitive international public tender shall be subject to the prior approval of the Inter-Ministerial Concession Committee in accordance to the harmonised interpretation of the Petroleum Law and Public Procurement Law regulation approved by the Inter-ministerial Concession Committee.

3. In the conduct of the tender the Ministry shall:

    a. conduct a rigorous pre-qualification process by which a Person is only qualified to bid for a Contract, either as a sole operator or a member of a consortium, if it has proved its technical and financial ability to fulfil the terms of the Contract and has published its ultimate beneficial ownership and audited accounts.

    b. publish, in advance of the tender, in the Ministry's bulletin or on the Ministry's website, information on the terms of the tender, including but not limited to a list of pre-qualified Persons and the terms established for the bids, including a map of the area up for tender, the schedule for submission deadlines and award, any fees required of bidders, non-negotiable fiscal terms and operational requirements and biddable items;

    c. ensure that bids are made or opened in public at the announced date and time; and

d. publish, on the Ministry's website or other publications, the results of the tender, including the identity of the winning Person or consortium, the bid terms offered by the winning Person or consortium and all other bidders, and an explanation of the basis upon which the winning Person or consortium was selected.

Article 8: Direct Negotiation or Award

1. If the Ministry, in its discretion, decides to award production sharing contract by direct negotiation, the Ministry shall publish on the Ministry's website the details of the award, including without limitation:
    a. the definition and description of the Contract Area;
    b. the identity of the contractor;
    c. reasons for the award and all fiscal terms including taxes and non-taxes commercial terms.
    d. the identity of the parties comprising the Contractor.

2. Pursuant to the Regulation for harmonisation of interpretation of the Petroleum Law and Public Procurement Law approved by the Inter-Ministerial Concession Committee. Any negotiated production sharing contract shall be subject to the approval of the Inter-Ministerial Concession Committee

Article 9: Effective Date of the Production Sharing Contract

In accordance with the Petroleum Law, a Production Sharing Contract shall only come into force after it has been approved by the Inter-Ministerial Concession Committee.

Article 10: Guarantees of Performance

1. Within thirty (30) days after the Effective Date of each Contract, each of the parties comprising the Contractor, other than Somali National Oil Company, shall provide to the State, at the sole discretion of the Ministry, either:

    a. a parent company guarantee in the form set out in the Contract or in such other form as the Ministry may agree, or
    b. an irrevocable standby letter of credit, in form and substance acceptable to the Ministry, from a first-class international financial institution acceptable to the Ministry which corresponds to that party's share of the minimum expenditure obligations of the Contractor in the Exploration Period, which shall remain valid and effective for twelve (12) months after the end of the Exploration Period.

2. If the parties comprising the Contractor, other than Somali National Oil Company, fail to deliver the required parent company guarantee or letter of credit within sixty (30) days after the Effective Date, the Contract shall be considered null and void without further procedure.

3. The Ministry shall not accept any other form of guarantee other than those provided in sub-article 1 and 2 of this article.

4. The requirement for the provision of parent company guarantee or letter of credit shall not be suspended, deferred or waived at all.

5. The Ministry may call upon the parent company guarantee or letter of credit provided by a Contractor if the Contractor incurs a liability to the Ministry or to a third party under the terms of the Contract which the Contractor fails to discharge within the period provided.

Article 11: Joint Operating Agreements

1. When the Contractor comprises more than one Person, the Contractor shall, within ninety (90) days after the Effective Date of the Contract (or any other period specified in the Contract or according to the discretion of the Ministry), submit to SPA, for its review and approval, a draft of the Joint Operating Agreement related to the Contract. That draft of the Joint Operating Agreement shall be in a form agreed by all the parties comprising the Contractor.

2. Within the sixty (60) days following the reception of the Joint Operating Agreement draft, SPA shall notify the Contractor the approval or the rejection of the draft. If the SPA rejects the draft, the reason for the rejection shall be included in the notification to the Contractor; and the parties that constitute the Contractor shall modify it, in order to answer the objections from the SPA and present it to the SPA for its revision and approval.

3. The parties that constitute the Contractor shall execute the Joint Operating Agreement in the form approved by the SPA and shall provide to the SPA a copy of the executed Joint Operating Agreement.

4. Any amendment to the executed Joint Operating Agreement shall require the prior written approval of the SPA.

Chapter Three: Petroleum Explorations and production operations

Article 12: Opening up of areas

The Ministry of Petroleum and Mineral Resources may collaborate with relevant agencies and ensure that an evaluation is undertaken of the various interests involved in a new area and that preliminary geological, geophysical and environmental assessments are undertaken before the opening up of a new area with a view to the grant of a Reconnaissance Authorisation.

Article 13: Application for Reconnaissance Authorisation

1. An application for a Reconnaissance Authorisation in terms of Article 23 of the Petroleum Law must complete the prescribed form and must be lodged with the SPA.
2. The application contemplated in sub-article (1) must contain -
    a. the full particulars of the applicant;
    b. in the case of a company or closed, documentary proof that the applicant has obtained the necessary authority to make the application in a representative capacity on behalf of the company or closed, as the case may be;
    c. a plan showing the land, area or offshore area to which the application relates stipulated in WGS84 coordinate framework;
    d. a cadastral description of the area to which the application relates;
    e. a clear statement of the technical motivation;
    f. the period for which the permit is required;
    g. a reconnaissance work programme with estimated expenditure during the reconnaissance operations;

h. a proposal outlining knowledge and skill transfer of the Somali nationals in regards to conducting reconnaissance activities;
i. a proposal outlining the procurement of the services and goods of Somali nationals for the purpose of carrying out reconnaissance activities;
j. documentary proof of the applicant's technical ability or access thereto to enable the applicant to conduct the proposed reconnaissance survey and to mitigate and rehabilitate relevant environmental impacts;
k. a description of how the applicant's technical ability will be provided by making use of in-house expertise, contractors and consultants on the proposed reconnaissance operation;
l. a budget and documentary proof of the applicant's financial ability or access thereto which may include but is not limited to the following:
    i. loan agreements entered into for the proposed reconnaissance operation;
    ii. resolution by a company to provide for the finances required for the proposed reconnaissance operation; and
    iii. any other mechanism or scheme providing for the necessary finances for the proposed reconnaissance operation.
m. a list of existing rights and permits held by the applicant to be compiled in a table format that indicates the location with regard to the land name or offshore area and the existing right or permit number for petroleum exploration or production;
n. any other information, data or documentation that the Ministry may require in connection with information required under paragraphs (a) to (k).

3. The application must be lodged together with the application fee specified by the Minister.
4. SPA shall confirm in writing to the applicant that the application is complete within sixty (60) days after receipt of the application for a Reconnaissance Permit;
5. Where the application is incomplete, SPA he Authority shall request the applicant to re-submit the application;
6. SPA shall process each application for a Reconnaissance Authorisation expeditiously and in any case not later than sixty (60) days after receipt of the application.

Article 14: Terms and conditions for Reconnaissance Authorisation

The terms and conditions of a Reconnaissance Authorisation agreed upon will be approved by the Ministry.

Article 15: Reconnaissance work programme

1. A reconnaissance work programme must contain
    a. an outline of the geological, geochemical, geophysical and other work to be performed;
    b. technical data detailing the reconnaissance method or methods to be implemented for the proposed reconnaissance programme;
    c. an estimate of the expenditure to be incurred, which must include costs pertaining to the rehabilitation and management of environmental impacts.
2. The reconnaissance work programme contemplated in sub-article (1) shall form part of the Reconnaissance Authorisation where such Reconnaissance Authorisation is granted.

Article 16: Activities authorised by Reconnaissance Authorisation

1. A Reconnaissance Authorisation shall authorize geophysical, geological, petrophysical,

geochemical and geotechnical activities including shallow drilling for data calibration purposes.

2. The Authority may limit an individual Reconnaissance Authorisation to apply to particular types of exploration.

3. The data and information obtained by an Authorised Person as a result of Petroleum activities and the geological, geophysical, technical, financial and economic reports, studies, interpretations and analysis prepared by or on behalf of an Authorised Person or in connection with the Petroleum Operations of the Authorised Person are the property of the Federal Republic of Somalia and a single copy of all data will be provided to SPA. This data copy will be in the standard industry data formats prescribed in the terms of the Reconnaissance Authorisation.

4. The Authority may stipulate conditions for implementation of exploration activities under the Reconnaissance Authorisation.

Article 17: Annual fee

The Authorised Person shall pay an annual fee as determined by the Minister.

Article 18: Power of SPA to amend a Reconnaissance Authorisation

1. Subject to the approval of the Minister, SPA may:
   a. extend the duration of a Reconnaissance Authorisation, or
   b. an Authorised Person may request changes to the conditions of the Reconnaissance Authorisation after it has been issued.
2. Where the applicant is or has been a holder of a Reconnaissance Authorisation within Somalia or any other country, SPA may take into consideration any form of inadequate efficiency or inadequate responsibility that may have been demonstrated by the applicant as an Authorised Person;

3. The criteria for granting a Reconnaissance Authorisation shall be applied in a not discriminatory manner among the applicants.

Article 19: Application for Production Sharing Agreement

1. A person who intends to carry out Petroleum production shall apply to SPA for a Production Sharing Agreement.

2. A Person who intends to apply for a Production Sharing Agreement shall submit a draft of same based upon the Model Production Sharing approved by the Inter-Ministerial Concession Committee to SPA.

3. In addition to (1), an application for a Production Sharing Agreement in accordance with Article 24 of the Petroleum Law must be completed in the form prescribed by SPA, and must be lodged at the office of SPA.

4. The application contemplated in sub-article (3) must contain -
   a. the full particulars of the applicant;
   b. documentary proof that the applicant has obtained the necessary authority to make the application in a representative capacity on behalf of the legal Person;
   c. a plan showing the land, area or offshore area to which the application relates

stipulated in WGS84 coordinate framework and include Block number

d. a cadastral description of the area to which the application relates;
e. a clear statement of the technical and commercial motivation;
f. the period for which the Authorisation is required;
g. documentary proof of the applicant's technical ability or access thereto to enable the applicant to carry out all phases of the Production Sharing Agreement as well as the ability mitigate and rehabilitate relevant environmental impacts;
h. a description of how the applicant's technical ability will be provided by making use of in-house expertise, contractors and consultants on the proposed reconnaissance operation;
i. a budget and documentary proof of the applicant's financial ability or access thereto which may include but is not limited to the following:
    i. a list of existing rights and permits held by the applicant to be compiled in a table format that indicates the location with regard to the land name or offshore area and the existing right or permit number for petroleum exploration or production; and
    ii. Details of the applicants' full history in oil and gas activities in areas outside the Federal Republic of Somalia.
j. any other information, data or documentation that SPA may require in connection with information required under paragraphs (a) to (l).

5. The application form, together with the Model Production Sharing Agreement documents must be lodged together with the application fee specified in this Regulation

6. The Authority shall confirm in writing to the applicant that the application is complete within sixty (60) days after receipt of the application for a Reconnaissance Permit;
7. Where the application is incomplete, SPA shall request the applicant to re-submit the application;

8. The Authority shall process each application for a Production Sharing Agreement expeditiously and in any case not later than one hundred and twenty (120) days after receipt of the application.

Article 20: Terms and conditions for Production Sharing Agreement

The terms and conditions of a Production Sharing Agreement will be approved by the Inter-Ministerial Concession Committee upon recommendation from the Minister of Petroleum and Mineral Resources.

Article 21: Criteria for the grant of a Production Sharing Agreement

1. A Production Sharing Agreement shall be granted on the basis of the overall technical competence, experience and financial capacity of the applicant and the applicant's plan for exploration and production in the area for which an Authorisation is sought, as defined in the Model Production Sharing Agreement, as well as the suitability of the fiscal terms proposed by the applicant in the Production Sharing Agreement.

2. The Initial Exploration Work Programme should be defined in the applicant's draft version of the Model Production Sharing Agreement and should contain the following:
    a. the full particulars of the applicant;
    b. a plan showing the area to which the application relates;

c. a cadastral description of the area to which the application relates;
d. the start date for which the Authorisation is required;
e. an outline of the geological, geochemical, geophysical, exploration drilling and other work to be performed;
f. technical data detailing the exploration method or methods to be implemented and the time required for each stage of the proposed exploration operation;
g. an estimate of the expenditure to be incurred for each stage of the exploration operation where the expenditure must be broken down into -
    i. exploration costs; and
    ii. costs pertaining to the rehabilitation and management of environmental impacts.

3. The Model Production Sharing Agreement will also define the management of the appraisal and Development Plan, and the Decommissioning Plans, defining details as far as can be known, at the time of submission, of the following
    a. the type of Petroleum products to be produced;
    b. a comprehensive feasibility study including details of the measured Petroleum resource;
    c. technical data detailing the production method to be used:
    d. details in respect of the envisaged production rate, processing, and marketing arrangements;
    e. a financing plan that must contain -
        i. the details and costing of the production technique, technology and production rates applicable to the proposed production operation;
        ii. the details and costing of the technological process applicable to the extraction or preparation of the Petroleum to comply with market requirements;
        iii. the details and costing of the technical skills, expertise and associated labour implications required to conduct the proposed Petroleum Operations;
        iv. the details and costing of regulatory requirements in terms of the Law and other applicable law, relevant to the proposed production operation;
        v. the details regarding other relevant costing, capital expenditure requirements, and expected revenue applicable to the proposed Petroleum Operations;
        vi. a detailed cash flow forecast and valuation, excluding financing of the proposed production operation, which forecast must clearly indicate how the applicable regulatory costs will be accommodated therein;
        vii. the details regarding the applicant's financial resources or proposed mechanisms to finance the proposed Petroleum Operations and the details regarding the impact of such financing arrangements on the cash flow forecast; and
        viii. provision for the execution of the Local Content plan; and
        ix. provision for an assessment of the reserves carried out by a competent person approved by SPA; and
        x. an assessment of the development programme carried out by a competent person approved by SPA.

Article 22: Reports in respect of a Production Sharing Agreement

1. A holder of a Production Sharing Agreement must submit punctual, accurate progress reports

to SPA on a monthly and annual basis.

2. Monthly progress reports must be submitted in the English language within seven (7) days of month-end:
    a. the numbers of local and expatriate persons employed;
    b. Quantitative and detailed descriptions of work done and money expended on all operations;
    c. the site and depth of every well drilled or being drilled;
    d. the formations penetrated and particulars regarding any occurrence of petroleum or any other mineral of potential value encountered; and
    e. statement reflecting rehabilitation work completed and the rehabilitation work uncompleted, where applicable.
3. Annual progress reports must be submitted in the English and Somali language within sixty (60) days of calendar year end and must include -
    a. a full report of all operations carried out during the year;
    b. a detailed statement of all expenditure incurred during the year;
    c. a description of all operations planned for the following year:
    d. a budget for all operations planned for the following year; and
    e. a statement reflecting rehabilitation work completed and rehabilitation work uncompleted.

Article 23: Supply of data in respect of exploration activities

A holder of a Production Sharing Agreement must, during the exploration phases of the Authorisation, supply to SPA in a format and medium defined by the Production Sharing Agreement and these regulations, geological samples, digital data, and where appropriate, hard copies of all data generated, as soon as possible after the completion of the exploration operations.

Article24: Surface Rental Fee

1. An Authorised Person shall pay an annual fee calculated per square kilometre for all types of permits. The fee shall be determined through negotiation, with SPA retaining full discretion to establish the minimum applicable fee.
2. The surface rental fee shall be paid at the commencement of the period of the validity of the Authorisation;
3. Claims for fees with accrued interest and charges are grounds for enforcement of distraint.

Article 25: Operator

1. The Authority shall approve an Operator when granting a Production Sharing Agreement;
2. A change of Operator must be approved by SPA and when warranted for particular reasons, SPA may order a change of Operator;
3. An Operator shall be one of the Authorised Persons.

Article 26: Grant of renewal of Reconnaissance Authorisation

1. The holder of a petroleum reconnaissance authorization may apply for renewal.
2. An application for the renewal of a reconnaissance authorization shall be made no later than ninety days before the day on which the authorization is due to expire; but the Minister may, where he or she deems fit, accept an application for the renewal of reconnaissance authorization made later than ninety days before, but not in any case after, the date of expiry

of the authorization.

3. An application for the renewal of Reconnaissance Authorization shall be accompanied by:
   a. particulars of the work carried out in and the amount expended in respect of the reconnaissance area during the term of the authorization up to and including a date that is not earlier than fourteen days prior to the date of the application, or where the application is for a second renewal of the authorization, during the period of the first renewal of the authorization up to and including a date that is not earlier than fourteen days prior to the date of the application;

   b. the applicant's proposals for minimum work programmes and expenditure in respect of the reconnaissance area specified in the application and, in particular, details of the programme to be carried out in the first year of the renewal period being applied for; and

   c. any other information that the applicant wants the Minister to consider.

Article 27: Transfer of Reconnaissance Authorisation

1. A Reconnaissance Authorisation shall not be transferred without the written consent of the Minister and in accordance with the Petroleum Law and this regulation.

2. An Authorised Person shall apply to the Minister and SPA in the prescribed form and manner, for the transfer of a Reconnaissance Authorisation or a Production Sharing Agreement;

3. The application shall be accompanied with the application for transfer of the person to whom the Authorised Person intends to transfer the Reconnaissance Authorisation in the prescribed form and the applicant shall pay the prescribed transfer fee;

4. The Authority shall examine and decide the suitability of the person in terms of legal, technical and financial competence of the person to whom the Reconnaissance Authorisation is to be transferred and shall submit the Minister a written report on its finding;

5. The Minister shall not withhold consent to an application to transfer an exploration license without cause unless it has reason to believe that the public interest or safety is likely to be prejudiced by the transfer;

6. Transfer of a Reconnaissance Authorisation includes the acquisition of control by the person to whom the Reconnaissance Authorisation or a Production Sharing Agreement is transferred; and "control" as used with respect to any person, means the possession, directly or indirectly of the power to direct or cause the direction of the management by that person whether through the ownership of shares, voting, securities, partnership or other ownership interests, agreements by any other method.

7. This article applies to any other direct or indirect transfer of interest or participation in the license including other assignments of shareholdings and -other ownership shares which may provide decisive control of an Authorised Person possessing a participating interest in an authorisation;

8. The transfer of a group of Authorised Persons' right of ownership to fixed Facilities shall not take place without the approval of SPA;

9. Sub-article (8) applies to establishing a mortgage in a Facility; which, in accordance with a

Reconnaissance Authorisation under this Regulation, has been placed subject to private property rights.

Article 28: Relinquishment of Blocks

1. The Authorised Person shall relinquish portions of an area to which the Production Sharing Agreement relates in a phased manner after the exploration in the initial exploration period specified in the agreement or after an extension period;

2. The Block relinquished in accordance with the terms of a Production Sharing Agreement shall, in so far as it is possible, be contiguous and compact and of the size and shape that will permit the effective carrying out of Petroleum Operations in the relinquished area and shall be in accordance with Regulations;

3. The Block to be retained at the end of the exploration period, shall, in so far as possible include the Petroleum reservoirs for the discoveries of Petroleum which may have been made in the Authorised Area and shall be of the size and shape that SPA shall approve, except may otherwise be provided in accordance with the terms of a Production Sharing Agreement;

4. The Authority shall require the obligations stipulated in the Production Sharing Agreement and the conditions in which it has been granted to be fulfilled before relinquishment.

5. The Block shall be returned to the Government after the expiry of the permit and, after the Decommissioning Plan is completed to the satisfaction of SPA.

Article 29: Conduct of Exploration and Production Operations

1. All Exploration and Production Operations in the territory of the Federal Republic of Somalia shall be conducted in accordance with the Petroleum Law, these Regulations, and all other applicable laws of the Federal Republic of Somalia and in accordance with generally accepted practices in the international petroleum industry.

2. Exploration and Production Operations may be conducted by the Ministry in its own name, when necessary, or when so designated by Somali National Oil Company.

Article 30: Working Conditions

The Contractor shall provide acceptable working conditions and access to medical attention and nursing care for all of its local and international personnel and those of its subcontractors while undertaking Exploration and Production Operations. The Contractor shall also provide living accommodation for personnel based on offshore installations and an additional accommodation allowance in the remuneration of personnel based onshore.

Article 31: Standard of Equipment and Facility Construction and Use of Surface

1. The Contractor shall ensure that all equipment, plant, installations and materials used by it comply with the Petroleum Law and these Regulations and generally accepted engineering standards, and that they are duly constructed and maintained in good condition.

2. The Contractor shall build, maintain, and operate all necessary facilities for the proper performance of the Contract and the conduct of Petroleum Operations as stipulated in the Production Sharing Agreement (PSA) and the Somalia Petroleum Law. Prior to the construction of

any facility, the Contractor shall obtain the necessary authorization from the Ministry of Petroleum and Mineral Resources (Ministry) and other applicable governmental authorities, in accordance with the applicable laws and regulations of the Federal Republic of Somalia. The Contractor shall be responsible for any damage caused during the construction and operation of such facilities and shall undertake necessary repairs in compliance with best international practices and applicable laws.

3. In order to conduct Petroleum Operations under the Contract, the Contractor shall have the right to occupy the necessary land, subject to the provisions of this Article, for the construction and operation of facilities, personnel accommodations, and other related infrastructure. The Contractor may undertake or procure the development of infrastructure necessary for Petroleum Operations, including but not limited to roads, storage facilities, telecommunications, pipelines, and transportation networks. Additionally, the Contractor may develop and maintain water supply systems for personnel and operational needs, in compliance with water resource management regulations, and extract and utilize non-hydrocarbon subsoil resources necessary for Petroleum Operations, subject to relevant regulatory approvals. The Contractor shall notify the Ministry of any intended occupation of community land for the purpose of Petroleum Operations and shall comply with the legal requirements for land acquisition and use.

4. The Contractor shall submit a request to the Ministry detailing the intended use of the land, including a map of the location and a description of the planned facilities. The Ministry shall review and approve such requests in accordance with applicable laws and regulations. If the land required for Petroleum Operations is owned by the State, the Federal Government shall grant the Contractor the right to use the land for a fee and on terms to be agreed upon, with such costs being recoverable under the PSA. If the land is privately owned, the Contractor shall enter into agreements with the legal owner, occupant, or tenant for temporary or permanent occupation, with all payments and compensation being recoverable under the PSA. If an agreement cannot be reached between the Contractor and the landowner or occupant, the Ministry shall mediate. If mediation fails, the dispute shall be resolved in accordance with the laws of Somalia. The Federal Government may, subject to applicable laws and due process, expropriate land for Petroleum Operations when deemed necessary. In such cases, fair and reasonable compensation shall be determined by an independent valuation and paid to the landowner, with such costs being recoverable under the PSA. The relinquishment of a Contract Area, in whole or in part, shall not affect the Contractor's right to continue using facilities constructed on the land, provided such facilities remain necessary for ongoing Petroleum Operations in the retained area and are covered under an existing Contract.

5. The Contractor shall be the owner of all movable and immovable assets acquired for Petroleum Operations, except those leased or otherwise provided by third parties. Subject to prior written consent from the Ministry, the Contractor shall have the right to construct access roads, water wells, storage tanks, transmission pipelines, and other necessary infrastructure within and outside the Contract Area, provided that excess capacity may be made available for use by other contractors as determined by the Ministry. The Federal Government shall, at the request of the Contractor, facilitate the provision of land necessary for Petroleum Operations and shall grant wayleaves, easements, and other permissions needed for transportation and infrastructure development. The Contractor shall allow reasonable third-party use of its facilities upon payment of reasonable compensation, provided such use does not interfere with Petroleum Operations. Upon termination or expiration of the Agreement, the Contractor shall, within 365 days, either remove all facilities at its own cost or, upon written request from the Ministry, transfer ownership of such facilities to the Federal Government without charge. The Federal Government shall ensure the Contractor has the right of ingress and egress to and from the Contract Area and all related

facilities necessary for Petroleum Operations, subject to national security and immigration regulations. Subject to the national security and immigration laws of Somalia, the Federal Government shall not unreasonably refuse or delay the issuance or renewal of entry and work permits for the Contractor's technical and managerial personnel engaged in Petroleum Operations.

6. The Contractor shall ensure that all construction, operation, and decommissioning activities comply with environmental, safety, and social standards in accordance with best international practices and applicable Somali laws. The Contractor shall conduct Environmental and Social Impact Assessments (ESIA) prior to the commencement of any facility construction and implement mitigation measures as required by regulatory authorities. All Petroleum Operation structures and installations shall be decommissioned in accordance with the approved Decommissioning Plan, ensuring the safe removal or transfer of assets as required by law. Any disputes arising from the implementation of this Article shall be resolved through mediation by the Ministry. If unresolved, such disputes shall be referred to the courts of Somalia or resolved in accordance with dispute resolution provisions in the PSA.

Article 32: Duration and Phases of Contracts

1. The phases of the Contract comprising the Exploration, Appraisal, Development and Production phases shall be further set out in each Contract.
2. The Ministry may, if it deems appropriate, agree Initial Exploration Periods and Extension Periods of a shorter or longer duration than those contemplated in the Model Production Sharing Contract.

Article 33: Contracts for Production Period Only

If the Ministry so determines a Contract may be awarded in respect of the Development and Production phases or in respect of the Production phase only.

Article 34: Exploration Risk

Except where the National Company elects to take up a paid interest, the risk of investing during the Exploration phase and the Appraisal phase shall be borne by the Contractor. A Contractor shall not be entitled to recover that investment if no commercially viable Discovery is made.

Article 35: Exploration Periods

The duration of the initial Exploration Period, the first and second additional Exploration Period shall be specified in a production sharing Contract and shall not be more than seven (7) years.

Article 36: Extension of Exploration Periods

1. If upon expiry of the initial Exploration Period, the Second Exploration Period, and the third Exploration Period, any Appraisal work program with respect to a Discovery is still in progress, the Contractor shall be entitled to an additional extension of the then current Exploration Period necessary to complete the Appraisal work in progress.

2. Furthermore, where Appraisal work has not yet been completed by the Contractor, the requirement to relinquish shall be suspended until such time as the Contractor completes that Appraisal work, commerciality is determined and, if applicable, the related establishment of a Field is approved or denied.

3. Any additional extension granted under this shall not exceed one (1) Year, or such a longer period as may be approved by the Ministry, plus the period of time established under Article 51 necessary for the preparation of a Development and Production Plan and the Ministry's response.

4. In such an event, the Contractor shall file a request for an extension with the Ministry at least two (2) months prior to the expiry of the current Exploration Period.

Article 37: Minimum Exploration Work Obligations

1. The minimum work obligations be conducted by the Contractor during the initial Exploration Period, the first and second additional Exploration Period shall be specified in each production sharing contract, including in each case the minimum work and expenditure for that period in US Dollars or in any other currency acceptable to the Ministry and specified in the Contract.

2. The completion of the minimum work obligations required under the Contract in respect of any Exploration Period shall be a precondition to the commencement of the next succeeding Period.

3. If the Contractor fails to perform the minimum work obligations which the Contractor is required under the Contract to perform during any part of the Exploration Period, the Contractor shall, within such time period as the Ministry may require, pay the Ministry an amount in US Dollars (or other currency specified in the Contract) equal to the minimum expenditure set out in the Contract in respect of the unperformed obligations.

4. If the Contractor fails to pay that amount to the Ministry within the time period required by the Ministry, the Ministry may call for and take that unpaid amount from the parent company guarantee or the letter of credit provided by the Contractor under 10.

Article 38: Obligatory Exploration Wells

1. Each Exploration Well which the Contractor is required to drill as part of the minimum work obligations under the Contract must be drilled to the minimum depth specified in the Contract, unless discontinuing drilling is justified by one of the following reasons:

    a. the economic basement is encountered at a depth less than the minimum depth specified in the Contract;
    b. continued drilling is clearly dangerous because of abnormal pressure in the formation;
    c. rock formations are encountered, the hardness of which makes it impracticable to continue drilling with appropriate equipment; or
    d. Hydrocarbon bearing formations are encountered that require the installation of protective casings which exclude the possibility of reaching the minimum depth specified in the Contract.

2. For the purposes of this, economic basement means any stratum in and below which the geological structure or physical characteristics of the rock sequence do not have the properties necessary for the accumulation of Hydrocarbons in commercial quantities and which also reflects the maximum depth at which any accumulation of this type can be reasonably expected.

3. Except in circumstances where a prudent operator would immediately cease drilling operations, the Contractor shall obtain the approval of the Ministry prior to the interruption or cessation of any drilling.

4. The Ministry shall respond as soon as practicable and in any event within thirty (30) Business Days from the date of receipt of such request. The granting of such approval may not be unreasonably withheld or delayed, provided that the Ministry is in receipt of sufficient information to enable it to make an informed decision.

5. If any obligatory Exploration Well is abandoned due to insurmountable technical problems as set out in this and, at the time of such abandonment, the Exploration Costs for that Well have equalled the costs of that Well set out in the Annual Budget approved by the Ministry, for all purposes of the Contract, the Contractor shall be deemed to have fulfilled the obligation to drill that Exploration Well.

6. If any obligatory Exploration Well is abandoned due to insurmountable technical problems, and, at the time of such abandonment, the Exploration Costs for that Well are less than the monetary amount specified in the Contract, then the Contractor shall have the option to either:

    a. drill a substitute Exploration Well at the same or another location to be agreed with the Ministry; or
    b. pay the Ministry an amount equal to the difference between the costs actually spent in connection with that Exploration Well and the costs of that Well set out in the Annual Budget approved by the Ministry.

Article 39: Exploration

1. During the Exploration Period, the Contractor shall carry out exploration activities throughout the Contract Area on a regular basis in accordance with the requirements of the Contract and the applicable Annual Work Program.
2. During the drilling of any Exploration Well the Contractor shall submit to SPA daily geological and drilling reports.
3. Within forty-five (45) days after completing the drilling of any Exploration Well, the Contractor shall submit to the Ministry a full well completion report on that Well. The well completion report shall include, without limitation:
    a. a full geological description of the formations encountered,
    b. log interpretations,
    c. the results of any testing undertaken,
    d. samples (if taken), and
    e. such other information as the Ministry may require, all in accordance with generally accepted practices in the international petroleum industry and any specific requirements of the Ministry.

4. The Contractor shall also notify SPA of any discovery of other mineral resources, including fresh water and salts.

5. Within six (6) months of the conclusion of the Initial Exploration Period, the Contractor shall submit to the Ministry the data, reports and findings from the Exploration operations carried out during that phase.

6. In relation to any reports, data or findings submitted under this, SPA may request any additional information or assessments.

Article 40: Drilling of Wells

1. A contractor shall submit an application to SPA for a permit to undertake drilling.
2. The contractor shall commence drilling operations after the contractor has received a drilling permit from SPA.
3. In the drilling of any Well the Contractor shall conform to generally accepted practices in the international petroleum industry, including without limitation their casing and cementing.
4. Each Well shall be identified by a name or number agreed by the Minister, which shall be indicated on all maps, plans or similar records produced by or on behalf of the Contractor.
5. No Well may be drilled to an objective which is outside the vertical projection of the boundaries of the Contract Area.
6. A Well drilled from outside the Contract Area to an objective within the Contract Area may only be drilled with the prior approval of the Ministry and on such terms and conditions as the Ministry may establish. For the purposes of the Contract such a Well approved by the Ministry shall be considered as a Well drilled within the Contract Area.
7. The Contractor shall notify the Ministry at least ten (10) Business Days prior to the commencement of drilling any Well or prior to the resumption of drilling of any Well that has been suspended for more than six (6) months.
8. On the proposal of SPA, the Minister shall issue a detailed guideline on conducting drilling activities within 6 months starting the date which this regulation enters into force.
9. The contractor shall commence drilling operations after complying with environmental laws.

Article 41: Prospecting Operations in Adjacent Areas

1. Whenever the conduct of Exploration operations in an area adjacent to the Contract Area is of established interest to the study of the Hydrocarbon potential of the Contract Area, whether or not the adjacent area is covered by a Contract, SPA may on receipt of a duly justified request from the Contractor authorise the Contractor for a given period of time to carry out such operations.
2. Such operations shall not comprise the drilling of a Well by the Contractor outside its own Contract Area.
3. If the adjacent area is covered by a different Contract, such operations shall not jeopardise or interfere with Exploration and Production Operations in the adjacent area.

Article 42: Mandatory Relinquishment

1. At the end of the Initial Exploration Period, a Contractor must relinquish a minimum of forty (25) percent of the initial Contract Area, or such other percentage as the Ministry may agree to include in the Contract.
2. At the end of the Second Exploration Period, a Contractor must relinquish to the State a minimum of twenty-five (25) percent of the remaining Contract Area, or such other percentage as the Ministry may agree to include in the Contract.
3. For the purpose of determining the percentage of the Contract Area to be relinquished, the following areas shall be excluded:
    a. any designated Appraisal Area;
    b. any designated Development and Production Area;
    c. any area for which the approval of a Development and Production Plan is pending;
    d. the area of any Field, including any Field which may be subject to unitisation or joint development discussions;
    e. any area in relation to which the Contractor is engaged in discussions with the Ministry concerning the Appraisal of a Discovery of Unassociated Natural Gas.

4. At the end of the Third Exploration Period a Contractor must relinquish to the State the remainder of the Contract Area, with the exception of:
    a. any designated Development and Production Area;
    b. any area for which the approval of a Development and Production Plan is pending;
    c. the area of any Field, including any Field which may be subject to unitisation or joint development discussions;
    d. any area in relation to which the Contractor is engaged in discussions with the Ministry concerning the Appraisal of a Discovery of Unassociated Natural Gas.

5. If for the purposes of this article, there is doubt whether a Field may be subject to unitisation or joint development discussions or whether the Contractor is engaged in discussions concerning the Appraisal of a Discovery of Unassociated Natural Gas, the determination of the Ministry on that issue shall be final.

Article 43: Voluntary Relinquishment

1. Contractor may voluntarily relinquish all or any part of a Contract Area at any time provided that all mandatory work obligations and all other obligations under the Contract in relation to all or that part of the Contract Area have been fulfilled.
2. Notice of voluntary relinquishment shall be given to SPA at least three (3) months prior to the proposed date of relinquishment.
3. The relinquishment of the Contract Area shall not be effective if the facilities located in the Contract Area have not been decommissioned.

Article 44: Unfulfilled obligation and liabilities of the contractor

1. No relinquishment under articles 42 or 43 shall relieve the Contractor of any liabilities or obligations under the Petroleum Law, these Regulations or the relevant Contract which are accrued but unperformed at the date of relinquishment.

2. In any relinquishment the Contractor shall, in accordance with good oilfield practice, propose the geographic location of that portion of the Contract Area that it proposes to retain, which shall have a continuous geometric shape going from North to South and East to West delimited as a minimum by one minute (1') of latitude or longitude or by political boundaries. Each such area shall be subject to the approval of the Ministry.

Article 45: Discovery

If a Contractor discovers Hydrocarbons in the Contract Area, it shall notify the Minister and SPA as within 24 hours of the discovery being made. This notice shall include all relevant information in accordance with generally accepted practices in the international petroleum industry including particulars of any logging or production testing programme which the Contractor has carried out or proposes to carry out.

Article 46: Non-Commercial Discovery

1. If a Contractor makes a Discovery which it does not wish to appraise, the area of that Discovery shall be included in the area to be relinquished in the next mandatory relinquishment.

2. If the Contractor considers that a Discovery is not in itself commercial but can be commercially

developed in conjunction with one or more other reservoirs, the Contractor shall advise the Minister and SPA of its intention to conduct studies or operations aimed at the joint development of those reservoirs, as well as the nature and expected duration of those studies or operations.

Article 47: Appraisal Program

1. If the Contractor considers that the Discovery merits Appraisal, it shall diligently submit to the Ministry and SPA a detailed Appraisal work program and corresponding budget no later than ninety (90) days following the date on which the Discovery was notified to the Ministry (or such later date as the Ministry may in its discretion agree).

2. The SPA shall review the submitted Appraisal Work Programme and Budget and within one hundred and twenty (120) days of submission, and may submit to the Contractor suggested modifications and revisions thereto, specifying in reasonable detail his or her reasons for the suggested modifications. The Contractor shall consider the inclusion of such suggested modifications and revisions against Best International Practice and shall provide the SPA with a revised Appraisal Work Programme and Budget.

3. The Appraisal work program shall specify the estimated size of the Hydrocarbon reserves of the Discovery, the area proposed to be designated as the Appraisal Area and shall include all seismic, drilling, testing and Appraisal operations necessary to carry out an appropriate Appraisal of the Discovery.

4. The duration of the Appraisal work program in the case of Crude Oil shall not exceed twelve (12) months. The duration of the Appraisal work program in the case of Natural Gas shall be determined in accordance with 47 (4).

5. If the Appraisal work programme submitted by a Contractor under Article 47(3) in respect of a Discovery of Unassociated Natural Gas has a duration exceeding that of the Initial Exploration Period or any extension thereof, the Contractor may request the Ministry for an extension of the relevant Exploration Period with respect to the Appraisal Area for a period of up to four years (or such longer period as the Ministry may grant) starting from the expiry of the Initial Exploration Period or any extension thereof. Such request shall be made no later than sixty (60) days prior to the expiry of the relevant period.

6. The Appraisal work program, corresponding budget and designated Appraisal Area are subject to the review and approval of the SPA in accordance with the procedures set out in Chapter four of these Regulations.

7. The Contractor shall diligently carry out the approved Appraisal work program.

8. The approved Appraisal work program shall be incorporated in the corresponding Annual Work Program and Annual Budget.

Article 48: Appraisal Report

1. Within six (6) months after completion of the approved Appraisal work program, and in any event no later than thirty (30) days prior to the expiry of the Exploration Period, the Contractor shall submit to the Ministry a detailed report ("Appraisal Report") giving all the technical and economic information on the Discovery and confirming whether, in the Contractor's opinion, such Discovery

is a Commercial Discovery.

2. An Appraisal Report shall include without limitation the following information:
    a. geological and petrophysical characteristics of the Discovery;
    b. estimated geographical extent of the Discovery;
    c. thickness and extent of productive layers;
    d. pressure, volume and temperature data (PVT);
    e. (e) productivity index of wells tested;
    f. characteristics and quality of Petroleum discovered;
    g. preliminary estimates of Hydrocarbons in place and reserves;
    h. enumeration of other important characteristics and properties of the deposits and fluids discovered;
    i. the preliminary economic study with regard to the exploitation of the Discovery;
    j. such additional information and assessments as the Ministry may require.

Article 49: Commercial Discovery

1. If the Appraisal Report submitted to the Ministry confirms that in the Contractor's opinion the Discovery is a Commercial Discovery, that confirmation constitutes the declaration of a Commercial Discovery.
2. If the Appraisal Report confirms that in the Contractor's opinion the Discovery is a Commercial Discovery, that declaration may not be revoked or withdrawn.

Article 50: Development and Production Period

1. A declaration of a Commercial Discovery marks the beginning of the Development and Production Period in respect of the Development and Production Area set out in the definitive demarcation established under article 53.

2. At least one (1) Year prior to the expiration of the production sharing contract of and on condition that the Contractor has fulfilled all of its obligations under the Contract and can demonstrate that commercial Production from the Field is still possible after the expiry of that Period, the Contractor may by written notice to the Ministry request that the Development and Production Period be extended for an additional period of up to ten (10) Years.

3. The Minister may in his/her discretion extend the Development and Production Period for a further set period or periods if it is satisfied that the extension is in the interest of the State. The extension of Development and Production Period of the Minister shall be subject to approval of Inter-ministerial Concession Committee.

4. In the case of a Contract covering the Development and/or Production phases only, the Development and Production Period or the Production Period (as the case may be) shall commence on the date when the Contract takes effect.

Article 51: Submission of Development and Production Plan

1. Following the declaration of a commercial discovery, the contractor shall commence the preparation of a development and production plan in respect of that commercial discovery.
2. Within one hundred and eighty (180) days after the declaration of a commercial discovery, the contractor shall submit the development and production plan to SPA for its review and approval.

Article 52: Contents of Development and Production Plan

1. The Development and Production Plan to be submitted to the Ministry shall include, without limitation, the following details:
    a. a technical report characterizing and describing the accumulation of Crude Oil and Natural Gas, detailing, among others, estimates of Hydrocarbons in place, the range of reserves, maps of productive horizons, chrono-stratigraphical features, depositional environment, poro-perm characteristics and fluid saturations;
    b. proposal for the demarcation of the Development and Production Area, in accordance with Article 53;
    c. presentation of the different technical solutions examined, including, when applicable, a description of the successive development phases, together with the existing or planned possibilities of joint use and/or development with neighbouring fields;
    d. a statement of intent with regard to any parts of the proposed Field that are not addressed by the Development and Production Plan;
    e. appraisal and economic parameters which justify the selection of the proposed development type;
    f. development work program, detailing drilling, production and injection facilities and equipment, including the number and type of wells to be drilled;
    g. description of the facilities planned for the transport, storage, measurement and export of the Hydrocarbons produced;
    h. information on operation and maintenance of the facilities concerned;
    i. a detailed budget giving the anticipated costs of the Development and Production Plan and each item in it, including without limitation life-of-field capital expenditure plans and related financing proposals and costs, the costs of Wells, production units, storage systems and the disposal of production, life-of-field operating expenditures detailing fixed costs, transportation costs and any other applicable costs;
    j. expected date of start of commercial production, production profiles and possible factors of uncertainty;
    k. environmental impact assessment, focusing in particular on technical solutions for preventing, minimizing and fighting pollution;
    l. health and safety at work plan to be implemented;
    m. plan for use of any Associated Natural Gas;
    n. projected plan for abandoning facilities at the end of the useful life of the field, and the provision of funds needed for decommissioning;
    o. information on the permits obtained, indicating those which approval is still pending;
    p. plan for use of Somali goods and services;
    q. specific and comprehensive insurance for all materials and equipment referred to in the Development and Production Plan;
    r. a detailed life-of-field annual cash flow forecast showing revenue, royalty, capital expenditure, operating expenditure, abandonment costs, bonus payments, training fees, surface rentals, cost recovery, Contractor's profit oil, the State's profit oil, depreciation, income tax, withholding tax, net cash flow and contributions to social projects and to the Somali Petroleum Authority;
    s. a plan for the training of national employees of the Contractor hired or to be hired for the purposes of the Development and Production Plan; and
    t. such additional information and assessments as the Ministry may require and other details required by applicable law.

2. If any of the information or documents referred to above is missing, the Ministry may notify the Contractor to provide the missing details within thirty (30) days.

Article 53: Demarcation of Development and Production Area

1. The Development and Production Plan submitted to the Ministry shall define the proposed Development and Production Area by direct reference to the Hydrocarbon reservoir which has been appraised and shall include a map using an appropriate scale. The proposed Development and Production Area shall have a continuous geometric shape going from North to South and East to West delimited as a minimum by one minute (1') of latitude or longitude or by political boundaries.
2. The Ministry may propose amendments or modifications to the proposed Development and Production Area in accordance with Article 55.

Article 54: Extension of Field beyond Development and Production Area

1. If work performed after approval of a Development and Production Plan indicates that the Field extends outside the demarcated Development and Production Area, the Contractor shall so notify SPA and the Minister providing supporting evidence of that extension.

2. SPA may extend the Development and Production Area to embrace that extension, on condition that the extension is within the Contract Area in effect at that time.

3. If the Field extends beyond the boundaries of the Contract Area in effect at that time, then the provisions of Article 32 of the Petroleum Law and Chapter five of these Regulations shall apply.

Article 55: Review and Approval of Development and Production Plan

1. By notice to the Contractor within one hundred and twenty (120) days of submission of the Development and Production Plan, SPA may approve , reject or propose amendments or modifications to that Development and Production Plan, including the proposed Development and Production Area, setting out the reasons for those proposed amendments or modifications. In that event, SPA and the Contractor shall meet as soon as possible to review the amendments or modifications proposed by the Ministry and to establish the Development and Production Plan by mutual agreement.

2. If SPA and the Contractor do not reach written agreement within one hundred and eighty (180) days after the date on which the Ministry proposed amendments or modifications (or such longer period as the Ministry may in its discretion agree), or if the Ministry notifies the Contractor that it does not approve the establishment of a Field, the Field shall not be established and any extension granted under this regulation shall expire.

3. SPA's written approval of a Development and Production Plan shall authorise and oblige the Contractor to carry out the approved Development and Production Plan.

4. If the Ministry considers that the Hydrocarbon reservoir to be developed extends significantly outside the Contract Area of the Contractor, it shall reject that Development and Production Plan and chapter Five of these Regulations shall apply.

Article 56: Modifications Development and Production Plan

1. When the results obtained from Development and Production Operations require modifications to the approved Development and Production Plan, the Contractor may submit its proposed modifications to SPA.

2. At any time during the Development and Production phases, the Contractor may propose to SPA revisions to the approved Development and Production Plan to allow additional Development and Production Operations to be conducted.

3. The procedure for the Ministry's approval of modifications or revisions to the approved Development and Production Plan shall be the same as the procedure for the approval of the initial Development and Production Plan set out in Article 55.

Article 57: Mandatory Relinquishment and Future Operations

1. At any time during the Exploration Period, the Ministry may, on giving the Contractor at least six (6) month notice, require the Contractor to relinquish promptly, without any compensation or indemnification, all of its rights over an area encompassing a Discovery, including all its rights to Hydrocarbons which may be produced from that Discovery, if:

    a. the Contractor makes a Discovery that it does not wish to appraise;
    b. the Contractor makes a Discovery and does not submit within the period specified in this regulation an Appraisal Work Program and Budget,
    c. the Contractor submits an Appraisal Report indicating that the Contractor does not consider the Discovery to be commercial, or
    d. does not within one (1) Year after completion of the Appraisal of a Discovery of Un-associated Natural Gas establish the Discovery as a Field.

2. In that event the Contractor shall forthwith relinquish to the State all of its rights over that area. The Ministry may perform or cause to be performed any Exploration and Production Operations in respect of that Discovery without any compensation or indemnification to the Contractor, provided however that those Exploration and Production Operations shall not interfere with the Exploration and Production Operations conducted by the Contractor in the Contract Area.

3. The Ministry shall be permitted to use (free of charge) all facilities and equipment of the Contractor that are not used for the Contractor's continuing Exploration and Production Operations in the Contract Area.

Article 58: Development and Production Operations

1. Development and Production Operations may not be commended before a Development and Production Plan has been approved by the Ministry. Exceptionally the Ministry may authorise a Contractor to perform certain activities included in a Development and Production Plan before that plan is formally approved.

2. The Ministry's approval of a Development and Production Plan shall authorise and oblige the Contractor to carry out the approved Development and Production Plan.

3. Within six (6) months after the Ministry's approval of the Development and Production Plan, the Contractor shall commence Development and Production Operations in accordance with the approved Development and Production Plan.

4. The Contractor shall perform at its own expense and risk all Development and Production Operations required to bring a Field into Production in accordance with the approved Development and Production Plan.

5. The Contractor shall perform all Development and Production Operations in accordance with the provisions of the Petroleum Law, these Regulations and the Contract and in accordance with generally accepted practices in the international petroleum industry.

Article 59: Commencement of Commercial Production

1. Before Production begins from any Field the Contractor and the Ministry shall agree and establish the Maximum Efficient Production Rate for the Field, and shall agree the dates on which such Rate shall be re-examined and potentially revised.

2. No later than ninety (90) days prior to the commencement of commercial production from a Hydrocarbon reservoir, the Contractor shall apply to the Ministry for authorisation to commence commercial production, including a report on the execution of the Development and Production Plan. Commercial production may only commence after authorisation has been granted by the Ministry.

3. The Ministry shall grant its authorisation to commence commercial production provided that it is satisfied that the Development and Production Plan has been properly conducted according to its terms and in accordance with all relevant laws and regulations of Federal Republic of Somalia and that the Contractor has not committed any material breach of such laws and regulations. The Ministry's authorisation to commence commercial production shall not be unreasonably withheld or delayed.

4. The Contractor shall keep the Ministry informed on a daily basis of the volumes of Hydrocarbons produced from the Contract Area.

Article 60: Title to Hydrocarbons

The point of transfer to the Contractor of its share of Hydrocarbons produced shall be specified in the relevant Contract and shall be situated beyond the wellhead and the metering point for Hydrocarbons produced shall be located immediately prior to the point where ownership is transferred.

Article 61: Disposal of Hydrocarbons

1. Each Contractor may freely dispose of all Hydrocarbons to which it is entitled under the terms of the relevant Contract.
2. The government shall dispose of their share of Hydrocarbons to which it is entitled under the terms of the relevant Contract in accordance with the rules set out by the Ministry for this purpose.

CHAPTER FOUR: WORK PROGRAMME AND PETROLEUM OPERATIONS BUDGET

Article 62: Publication of Work Programme and Petroleum Operations Budget

SPA shall publish all work programme and annual budgets approved for the purpose of undertaken petroleum operation in accordance with the Petroleum Law and this regulation.

Article 63: Submission of Annual Work Programme and Annual Budget

1. No Exploration and Production Operations may be conducted except under an Annual Work Programme and corresponding Annual Budget approved by SPA.
2. No later than ninety (90) days prior to the beginning of each Calendar Year, or for the first Calendar Year no later than sixty (60) days after the Effective Date of the Contract, the Contractor shall prepare and submit to SPA for its review and approval a detailed and itemised Annual Work Programme divided into Quarters, along with the corresponding Annual Budget, setting forth the Exploration and Production Operations that the Contractor proposes to carry out under the Contract during that Calendar Year.

Article 64: Form of Annual Work Programme and Annual Budget

1. Each Annual Work Programme and Annual Budget shall identify separately, and as applicable, the Exploration, Appraisal, Development and Production operations that the Contractor proposes to carry out in the Contract Area during that Calendar Year.
2. For the purposes of this Part four, an Annual Work Programme and Annual Budget which covers more than one of the Exploration, Appraisal, Development and Production phases shall constitute a separate Annual Work Programme and Annual Budget in respect of each such phase.
3. The annual work programme and budget shall be presented in the official format provided by the Ministry.

Article 65: Review and Approval of Annual Work Programme and Annual Budget

1. SPA shall review each Annual Work Programme and Annual Budget and may by written notice to the Contractor reject or propose amendments or modifications to that Annual Work Programme and Annual Budget, including reasons for such rejection, amendments or modifications.
2. In that event, SPA and the Contractor shall meet as soon as possible to review the rejection, amendments or modifications proposed by the SPA and establish by mutual agreement the Annual Work Programme and Annual Budget.
3. The Contractor shall diligently and properly perform each operation included in an Annual Work Programme approved by SPA in accordance with the Petroleum Law, these Regulations and the terms of the Contract.

Article 66: Modifications to Annual Work Programme and Annual Budget

1. If the technical results of the work performed or unforeseen changes in circumstances may justify modifications to an approved Annual Work Programme and Annual Budget, the Contractor shall promptly notify SPA in writing of its proposed modifications.
2. SPA shall review the proposed modifications and approve or reject those modifications. If SPA does not respond within that period, the proposed modifications shall be deemed to have been approved by the SPA.

Article 67: Unauthorised Expenditures

1. If a Contractor incurs expenditures which are not within an approved Annual Work Programme and Annual Budget, those expenditures shall not be cost recoverable under the Contract nor deductible for tax purposes.
2. In no event shall the Contractor incur any expenditure which exceeds an approved Annual Budget without the express prior approval of SPA. Expenditures incurred in excess of that figure without

the approval of the SPA shall not be cost recoverable under the Contract nor deductible for tax purposes.

Article 68: Emergency or Accident

1. In the event of an emergency or accident requiring urgent action, the Contractor shall take all steps and measures as may be prudent and necessary in accordance with good oilfield practice to protect its interests and those of the State and the property, life and health of any Person, the environment and the safety of Exploration and Production Operations.
2. The Contractor shall promptly notify the Ministry and SPA of such emergency or accident and the steps it has taken in response.
3. All costs incurred by the Contractor in accordance with this Article shall be cost recoverable under the Contract, provided that all costs incurred by the Contractor in the cleaning up of pollution or damage to the environment caused by the negligence or wilful misconduct of the Contractor, its subcontractors or any Person acting on its or their behalf shall not be cost recoverable under the Contract nor deductible for tax purposes.
4. In the event of an emergency or accident attributable to the Contractor, it shall be penalised according to the extent of the damage and its effects.

Article 69: Content of Annual Work Programme for Exploration Phase

1. During the Exploration phase of a Contract, the Annual Work Programme shall set out the Exploration activities to be conducted during the following Year and shall include, as a minimum and without limitation, all the minimum work obligations required by the Contract to be performed in that Year.
2. The Annual Work Programme shall include without limitation:
    a) data on the area to be prospected and explored, indicating the location of facilities and equipment;
    b) data on seismic and other surveys and on the drilling of wells;
    c) work schedule;
    d) prospecting and exploration methods;
    e) equipment to be used, movement of equipment, ports and airports for unloading and to be used as support bases for prospecting and exploration;
    f) form in which findings will be available;
    g) environmental impact assessment;
    h) A detailed plan for the procurement of local good and service;
    i) A detailed plan for skill and knowledge transfer for the benefit of government and national staff;
    j) a detailed budget giving the anticipated costs of the Annual Work Programme and each item in it.
    k) any other required by the SPA.

3. The Contractor may add other data that it deems of interest for the knowledge of the geological potential of the Contract Area.

Article 70: Content of Annual Work Programme for Appraisal Phase

1. During the Appraisal phase of a Contract the Annual Work Programme shall set out the Exploration activities to be conducted during the following year and shall include, without limitation:

a. aims of the appraisal strategy;
b. geological context of the discovery (including respective location map);
c. geophysical survey programmes;
d. number and type of Wells to be drilled; and
e. a detailed budget giving the anticipated costs of the Annual Work Programme and each item in it.
f. any other required by the Ministry and/or SPA.

2. The Contractor may add other data that it deems of interest for the knowledge of the geological potential of the area under Appraisal.

Article 71: Annual Work Programme for Development Phase

1. During the Development phase of a Contract the Annual Work Programme shall comprise those parts of the approved Development and Production Plan for that Hydrocarbon reservoir which are scheduled under the approved Development and Production Plan to be performed during the following year.
2. SPA shall only reject the Annual Work Programme for the Development phase if the Annual Work Programme and budget submitted is inconsistent with the current approved Development and Production Plan, the Petroleum Law, these Regulations, other applicable laws of the Federal Republic of Somalia or generally accepted practices of the international petroleum industry.

Article 72: Annual Work Programme for Production Phase

1. During the Production phase of a Contract the Annual Work Programme shall set out the Production activities to be conducted during the following year and shall include, without limitation:
    a. the projects and other works to be undertaken;
    b. the proposed daily production levels for Crude Oil or Natural Gas as appropriate;
    c. well workovers and other scheduled maintenance;
    d. any shut-down periods scheduled for the purposes of maintenance;
    e. forecast for flaring and loss of Natural Gas;
    f. forecast for injection of special fluids with a view to enhanced recovery;
    g. forecast for production and management of solid waste;
    h. a detailed budget giving the anticipated costs of the Annual Work Programme and each item in it;
    i. a detailed life-of-field annual cash flow forecast showing revenue, royalty, capital expenditure, operating expenditure, abandonment costs, bonus payments, training fees, surface rentals, cost recovery, Contractor's profit oil, the State's profit oil, depreciation, income tax, withholding tax, net cash flow and contributions to community development fund; and
    j. such other forecasts and information as are necessary or appropriate or as the Ministry may require.
2. Approval of the Annual Work Programme shall authorise and oblige the Contractor to produce Hydrocarbons in accordance with the production levels contained in it.
3. Provided that it is in the national interest or necessary to ensure the efficient use of reservoirs, facilities and/or transportation systems, the Ministry may on its own initiative impose any reasonable increase in or reduction to the production levels contained in any current approved Annual Work Programme. In this case the Ministry shall give the Contractor a reasonable period to submit and implement an amended Annual Work Programme.

CHAPTER FIVE: JOINT DEVELOPMENT AND UNITISATION

Article 73: Joint Development and Production

Joint development and production of a Field or Fields provided for in this Part Five is intended to assure efficient management of Hydrocarbon resources and to avoid economic and physical wastage, and at the same time to guarantee and protect the interests of the State and the parties involved.

Article 74: Notification of discovering hydrocarbon reservoir

A Contractor shall immediately notify the Ministry and SPA as soon as:

a. it discovers in its Contract Area a Hydrocarbon reservoir capable of commercially viable development which extends beyond the Contract Area into an adjacent area or areas;
b. it discovers in its Contract Area a Hydrocarbon reservoir which can only be commercially developed when in conjunction with a Hydrocarbon reservoir existing in an adjacent area or areas; or
c. it considers that a Discovery in the Contract Area should, for technical and economic reasons, be developed jointly with a Discovery in an adjacent area or areas.

Article 75: Joint Development Agreement and Joint Development Plan

1. In the event that the adjacent area or areas are covered by Contracts, the Ministry may, by means of a written notice to the Contractors concerned, determine that the Discoveries be developed and produced on a joint basis.
2. In that event the Contractors concerned shall cooperate in the preparation and agreement of:
   (a) an agreement between the Contractors for the joint development and production of the Discoveries (a "Joint Development Agreement"), and
   (b) a plan for the joint development and production of the Discoveries ("Joint Development Plan").
3. Within one hundred and eighty (180) days of receipt of the notice from the Ministry, or such a longer period as the Ministry may agree, the Contractors concerned shall submit the agreed Joint Development Agreement and Joint Development Plan to the Ministry for review and approval.
4. In the event that one or more of the adjacent areas are not covered by a Contract, the Ministry shall determine the strategy to be pursued in order to render the production of the Hydrocarbons in question possible.
5. In the event that one or more of the adjacent areas lies outside the territory of the Federal republic of Somalia, the provisions of Article 81 of this Regulation shall apply.

Article 76: Contents of Joint Development Agreement

1. A Joint Development Agreement shall include, without limitation, the following details:
   a. participating interests of the parties;
   b. proposed joint Development and Production Area;
   c. procedures for assessing, reassessing and sharing reserves and production;
   d. appointment of the Operator for the unitised area or joint Development and Production Area;
   e. effective date of the Joint Development Agreement;
   f. standardised health, safety and environmental management system;
   g. safety case and emergency plans;

h. proposed facilities and pipelines;
i. means of transportation of production;
j. provisions for the abandonment of the Field and facilities;
k. accounting procedures;
l. governing law and competent jurisdiction; and
m. other matters agreed between the parties.

2. If the Contractors concerned agree to include in the Joint Development Agreement a procedure for the redetermination of their respective interests in the unitised Field, any such redetermination shall, unless the Ministry agrees otherwise, be based on Hydrocarbons originally in place and not on moveable Hydrocarbons or recoverable reserves. The costs of any such redetermination exercise shall not be cost recoverable under any Contract, nor deductible for tax purposes.

Article 77: Contents of Joint Development Plan

A Joint Development Plan shall contain the details specified in Article 52 and such other matters as the parties shall agree to include.

Article 78: Review and Approval of Joint Development Agreement and Plan

If the Ministry disapproves all or any part of the Joint Development Agreement or the Joint Development Plan, it shall within forty-five (45) days after receipt thereof require that the Joint Development Agreement or the Joint Development Plan is revised, or else may make such amendments as it deems necessary to safeguard the interests of the State.

Article 79: Amendment of Approved Joint Development Agreement and Plan

Any amendments to an approved Joint Development Agreement or an approved Joint Development Plan shall require the approval of the Ministry.

Article 80: Preparation of Joint Development Agreement and Plan by Consultant

1. If the Joint Development Agreement and/or the Joint Development Plan is not agreed and submitted within the period required under Article 74, the Ministry may arrange for an independent consultant to prepare the Joint Development Agreement and/or Joint Development Plan in accordance with generally accepted practices in the international petroleum industry and at the expense of the Contractors in such proportions as the Ministry shall determine.
2. The consultant shall consult with and keep all the parties informed of his work at all times and shall take into consideration any representations received from the parties.
3. On completion of the Joint Development Agreement and/or the Joint Development Plan the consultant shall submit the same to the Ministry for its review and approval and shall make such amendments thereto as the Ministry may require. Once the Ministry is satisfied with the form and content of the Joint Development Agreement and/or Joint Development Plan it shall serve the same or cause it to be served on the Contractors concerned.
4. The Contractors shall execute the Joint Development Agreement and Joint Development Plan served on them, on the penalty of the Hydrocarbon reservoir or reservoirs in question reverting to the State.

Article 81: International Unitisation

1. In the event that one or more of the adjacent areas referred to in Article 74 is situated outside the territory of the Federal Republic of Somalia, the Ministry shall initiate negotiations with the Government that has jurisdiction over that adjacent area with a view to reaching an agreement acceptable to all parties for the Development and Production of the Discovery concerned.
2. That agreement must be approved by each of the governments involved. Production from the Discovery concerned shall not commence until those approvals have been obtained.

CHAPTER SIX: CLASSIFICATION AND DESIGNATION

Article 82: Classification of petroleum resources

SPA shall classify petroleum resources in accordance with the Petroleum Resources Management System of the Society of Petroleum Engineers or any other system specified by SPA.

Article 83: Naming of prospect

SPA shall name a prospect generated in accordance with the prospect naming convention of SPA as provided in these regulations.

Article 84: Application for name of well and name of wellbore

1. A Contractor shall apply for and obtain a name for a well or a wellbore from SPA as provided in guidelines or regulations before the commencement of drilling activities.
2. The contractor shall submit an application for the name of a well or a wellbore to SPA not later than four weeks before the estimated commencement of the drilling activity.
3. The application for the name of the well or wellbore shall, together with the drilling programme, provide satisfactory information on the well and planned data acquisition.
4. The Contractor shall obtain a new well or wellbore designation from SPA in the case of side-tracking to a new well or wellbore target.
5. The Contractor shall give each well or wellbore a unique identification which shall be referred to in the communication with SPA.

Article 85: Naming of well and wellbore

SPA shall name a well and a wellbore in accordance with the naming convention of SPA as provided in this regulation.

Article 86: Classification and reclassification of well

1. SPA shall approve the classification of a well upon application for the name of a well and the name of a wellbore in accordance with this chapter.
2. Where there is a need for reclassification, the Contractor shall, within thirty days before a change of use, submit an application in writing to SPA, which shall determine the new classification of the well

Article 87: Naming of discovery

A petroleum discovery shall be named followed by a hyphen and the word "discovery" in accordance with the naming convention of SPA with regards to a prospect as provided in guidelines issued under these regulations.

Article 88: Naming of petroleum facility

1. SPA shall name a permanently placed petroleum facility.

2. A Contractor shall submit to SPA, an application in writing for a name for the petroleum facility.
3. SPA shall, within eight weeks before the completion of the petroleum facility, acknowledge receipt of the application and provide a response to the Contractor.

Article 89: Naming of field

1. A Contractor shall upon the declaration of the commerciality of a discovery or a cluster of discoveries, submit an application to SPA in writing for a name for the field where the discovery is located
2. SPA shall, within four weeks after an application for a name for the field where the discovery is located is made, acknowledge receipt of the application and provide a response to the Contractor.

CHAPTER SEVEN: DRILLING, MEASUREMENT AND TESTING OF HYDROCARBONS

Article 90: Permit for exploration drilling

1. A contractor shall submit an application to SPA for a permit to undertake exploration drilling.
2. The contractor shall submit the application to SPA for a permit within six weeks before the commencement of the exploration drilling.
3. The application for exploration drilling shall include
    a. an environmental permit;
    b. a rig security clearance;
    c. a rig inspection report;
    d. a specific well drilling or completion programme;
    e. a modification to the well drilling programme; and
    f. a permanent plug and abandonment programme.
4. The permit is valid for six months from the date of issue and is subject to renewal at the end of the period.
5. SPA shall revoke the permit where there is a deviation from the approved drilling programme without permission from SPA.

Article 91: Drilling programme

1. A Contractor shall submit the drilling programme to SPA upon application for the approval of the name for a well.
2. The drilling programme shall provide relevant geological and engineering information and contain provisions on health, safety and environment in the conduct of drilling activities.

Article 92: Plan for formation testing

A contractor shall submit a plan for formation testing to SPA not less than five days before the commencement of the testing activity.

Article 93: Reporting during drilling and well activity

A Contractor shall submit to SPA, daily reports from a drilling and well activity in accordance with the format provided by the SPA.

Article 94: Submission of geological and reservoir data from drilling and well activity

1. A Contractor shall ensure that samples in the nature of

a. cuttings,
b. conventional cores,
c. sidewall cores,
d. liquid and gas,
e. logs, and
f. test data

are collected and submitted to SPA as provided in guidelines issued by the Ministry or SPA.

2. SPA shall agree with contractor on the requirements for data acquisition, processing and analysis in each case.

Article 95: Collection of cuttings

1. A Contractor shall take samples of cuttings from an exploration well from a geological formation drilled.
2. Sampling shall commence as soon as returns of the drilling fluid have been established.
3. The contractor shall take samples of cuttings from a development well from the reservoir section.
4. The sampling interval shall not exceed ten metres for an exploration well.
5. The sampling interval in the reservoir shall not exceed five metres for an appraisal and development well if a conventional core is not taken.

Article 96: Collection of cores

1. A contractor shall take a conventional core
   (a) for purposes of determining the reservoir properties; and
   (b) from the entire reservoir section from
      (i)each of the selected appraisal wells, and
      (ii) a selected development well after a discovery has been made.
2. The Contractor may take a sidewall core where necessary.
3. The Contractor shall submit core data to SPA in accordance with guidelines issued by the Ministry or SPA.

Article 97: Collection of fluids

A contractor shall take a fluid sample during formation testing for analysis.

Article 98: Collection and testing of well logs

1. A Contractor shall take a well log in a selected well for analysis.
2. The contractor shall carry out formation testing in a selected well to establish
   (a) the pressure gradient and type of fluids in a formation; and
   (b) the production capability of the well.

Article 99: Transportation and storage of sample container

A Contractor shall ensure that
   (a) a sample container is suitable and safe for transportation and storage; and
   (b) requirements issued in applicable enactments on health, safety and the environment are complied with.

Article 100: Description, analyses and interpretation of well data

1. A Contractor shall submit to SPA, the results of analyses on well data not later than ninety days after the analyses on the well data is carried out by the Contractor.
2. Where the Contractor carries out an interpretation and update of the analyses, the Contractor shall submit to SPA the interpretation and update not later than ninety days after the interpretation and update of the analyses is carried out by the Contractor.

Article 101: Final reporting of geological and reservoir parameters

1. A Contractor shall submit a Final Well Report to SPA not more than six months after the well has been completed.
2. The Final Well Report shall, in addition to well data in electronic format, contain an overview of data collected including data that has been sent to research laboratories for further analysis.
3. The Contractor shall submit to SPA, in electronic format, both the prognosed and actual results in respect of exploration wells.
4. The Contractor shall, in the Final 'Well Report, ensure that
   (a) depths are related to the Rotary Kelly Bushing;
   (b) the logs indicate measured depth in metres and true vertical depth in metres; and
   (c) information enabling the conversion of measured depth into vertical depth and the wellbore geometry is included.

Article 102: Measurement of Petroleum obtained

1. An Authorised Person shall measure, weigh or calibrate the Petroleum produced and saved from a license area by a method or methods customarily used in good oil field practices, approved from time to time by SPA.

2. An Authorised Person shall not make an alteration in the method of measurement, weighing or calibration used by the Authorised Person or in any appliance used for that purpose without the consent in writing of SPA and SPA may require that an alteration shall not be made except in the presence of a Person authorised by SPA.

3. The Authority may direct that weighing, measuring or calibrating appliances be tested or examined on the occasions or at the intervals and by the means specified in the direction.

4. If any measuring, weighing or calibrating appliance is found to be false or unjust after the consideration of a representation, the appliance shall be deemed to have existed in that condition during a period that is represented by half of the period from the last occasion when the appliance was tested or examined to the date when the appliance was found to be false or unjust and royalty and any other payments due to the Government, SPA or Somali National Oil Company under the contract for that period shall be adjusted accordingly.

Article 103: Inspection and sampling of Petroleum

The Authority may, by notice to the contractor, authorize an officer by name or by virtue of office enter any place where Petroleum is being transported, stored, produced, refined or blended and inspect or take samples for testing of any Petroleum found in that place.

Article 104: Purpose of testing and restrictions

1. The Authorised Person shall submit to SPA information on:

(a) the volume of Petroleum produced and the composition of the Petroleum including test production and the extraction of Petroleum in connection with formation testing;

(b) use, injection, cold venting and burning of petroleum and the information shall, as far as possible, be based on metering;

2. Volumes and other results of monitoring as well as monitoring procedures and Petroleum exploration, development and production shall be submitted to SPA.

Article 105: Manner of testing

Tests of Petroleum shall be made with a test apparatus in respect of which there is a valid certificate and shall have due regard to any correction specified in that certificate and be carried out in accordance with rules by or under SPA of SPA.

Article 106: Certificate of testing

1. The authorised testing officer shall issue a certificate in the prescribed form after taking samples of Petroleum;
2. The testing officer shall on request give the Authorised person a certified copy of the certificate, on payment of the prescribed fee and the certified copy of the certificate may be produced in court as proof of the contents of the original certificate.

CHAPTER EIGHT: MATERIALS, DOCUMENTATION AND INFORMATION

Article 107: Formats and markings

1. A Contractor shall ensure that material and information submitted to, or made available to SPA has unambiguous identification and is accompanied by the necessary technical information with regard to quality and properties.
2. SPA may stipulate the manner in which material and information is submitted with the exception of physical samples, data and information required to be submitted to SPA shall be in hard copy and electronic copy.

Article 108: Submission of geophysical information, documentation and material

1. A Contractor and sub-contractor shall, not more than three months after the completion of the individual geophysical activity, submit the following to SPA:
    a. field data, raw navigation data, and observers' logs;
    b. processed seismic data, velocity data and navigation data;
    c. processed gravimetric and magnetic data in electronic form;
    d. maps in electronic format including:
        i. Bouguer anomalies,
        ii. free air anomalies, and
        iii. total magnetic intensity;
    e. processed seismic refraction measurements;
    f. shallow seismic profiles; and
    g. analysis results, maps and profiles showing the results from other geophysical or geological surveys such as heat flow measurements, Controlled Source Electromagnetic measurements and samplings.

2. A Contractor shall
    a. submit raw data, processed data and interpreted data separately to SPA; and
    b. clearly mark the raw data, processed data and interpreted data and ensure that the raw data, processed data and interpreted data are accompanied with a transmittal and the unique identification number of the survey.
3. SPA may require other data and results to be submitted in a format determined by SPA.
4. A variation to the submission timeline, content or format requires the prior approval of SPA.
5. A Contractor shall provide the following information in a transmittal to SPA:
    a. the name of the Contractor;
    b. the name of the survey;
    c. a clear list of reports and data in accordance with guidelines issued under the Act;
    d. contact details comprising the name, electronic mail address and phone number;
    e. the full name of the survey;
    f. an alias of the survey, where applicable;
    g. the seismic line prefix; and
    h. any licensed non-exclusive data as provided in guidelines issued under the Act for detailed formats and markings requirements.

Article 109: Fishery expert log

1. fishery expert on board a seismic vessel shall keep a log on marine mammals.
2. A Contractor shall make a copy of the log available to SPA not more than three months after the activities.

Article 110: Reporting of reconnaissance activity

A contractor shall
    a. submit a daily report of a reconnaissance activity to SPA;
    b. provide SPA with an end of activity report not more than three months after the raw data and processed data have been made available to the holder of the petroleum reconnaissance licence; and
    c. submit a copy of data acquired during a reconnaissance activity to SPA.

Article 111: Survey of pipeline route and other soil survey

1. A Contractor shall, before undertaking a track survey, submit to SPA a map that:
    a. details the georeferenced pipeline route, showing the planned track and possible prospective areas; and
    b. states the scale and the Coordinate Reference System of the map.
2. A Contractor shall submit a final "as-built map" to SPA not more than six months after the pipeline has been laid.
3. A Contractor shall provide the necessary geotechnical information on a soil survey to SPA not more than six months after completion of the survey.
4. SPA may periodically issue detailed specifications for reporting pipeline routes and other soil surveys.

CHAPTER NINE: ACCOUNTING AND AUDIT

Article 112: Maintenance of Books and Records by Contractors

1. A Contractor shall at all times maintain at its offices in the Federal republic of Somalia the original books and records of petroleum operations in accordance with all applicable laws and regulations of the Federal Republic of Somalia.

2. All books and records shall be maintained in English languages and be denominated in Dollars, or such other currency as the Ministry may stipulate from time to time. They shall be supported by detailed documents recording the expenses and receipts of the Contractor under the Contract. Such records and books and records shall be used to determine the Contractor's revenues, costs and net profits from Exploration and Production Operations and to establish the Contractor's income tax and other payment obligations. Such books and records shall also include the Contractor's accounts showing sales of Hydrocarbons.

Article 113: Submission of Accounts by Contractors

Within forty-five (45) days after the end of a Calendar Year, the Contractor shall submit to the Ministry detailed accounts showing the costs which the Contractor has incurred in petroleum Operations under the Contract during such Calendar Year. The Contractor may request the approval of SPA for an additional extension of up to thirty (30) days; such approval shall not be unreasonably withheld or delayed. The accounts shall be certified by an independent external auditor acceptable to the government of Somalia and the Contractor. The auditor's fees shall be met by the Contractor.

Article 114: Audit of Contractors by Ministry

1. After notifying the Contractor, the government of Somalia shall have experts of its choice or its own agents examine and audit any books and records relating to the petroleum operations. The government of Somalia has a period of ten (10) years from the date the Contractor submits to the Ministry such books and records in accordance with Article 83, to perform such examinations or audits in respect of that Calendar Year and submit its objections to the Contractor for any contradictions or errors found during such examinations or audits.
2. The Contractor shall provide to the Persons designated by the government of Somalia any necessary assistance for the foregoing purpose and facilitate the performance of their duties. The Contractor shall bear all reasonable expenses incurred in such examination or audit, which shall be cost recoverable under the Contract. However, any expenses incurred for the audit and inspection of accounting books and records outside the Federal Republic of Somalia due to the Contractor's non-compliance with this Part Six shall be borne by the Contractor and shall not be cost recoverable under the Contract nor deductible for tax purposes.
3. In the event of a disagreement between the government and the Contractor in relation to the results of any examination or audit, the dispute shall be determined in accordance with the applicable Somalia laws.

Article 115: Currency and Accounts under Contracts

All payments between the Parties under a Contract shall, unless otherwise agreed, be in Dollars, or such other currency as shall be requested by the Ministry from time to time. when the receiving Party is the State, payments shall be made to the Single Treasury of the State, and when the receiving Party is the Contractor, payments shall be made to a bank account designated by the Contractor and notified to the Ministry.

Article 116: Timing and Overdue Payments under Contracts

All payments under a Contract by the Contractor to the Ministry shall be made within thirty (30) days following the date on which the obligation to make such payment occurs. In the event of a delay in payment the amount due shall bear interest compounded monthly at the rate determined by the Minister in accordance with international best banking practice or such other rate as may be agreed between the parties and specified in the relevant Contract.

Article 117: Payment of Taxes by Contractors

Except as otherwise provided in any Contract, the Contractor, its subcontractors and their respective employees, agents, consultants and other personnel shall be subject to the Tax Law and all regulations passed pursuant thereto, as well as fiscal and customs laws of the Federal Republic of Somalia.

CHAPTER TEN: STATE PARTICIPATION AND DOMESTIC SUPPLY REQUIREMENTS

Article 118: Participation Interests

1. The State is entitled to invest or participate in any Contract Area either directly or through the National Oil Company, as determined by the Ministry. The terms of such investment or participation shall be negotiated between the Ministry and the Contractor and clearly set forth in each Contract.

2. The Participation Interest of the State participation in a Contract shall be up to twenty (20) percent which shall be carried and paid for in full by the other parties comprising the Contractor in proportion to their respective Participation Interests until such time as the National Company elects to convert its carried Participation Interest into a full working Participation Interest. From that point on, the National Company shall be responsible for all the costs, expenditures and obligations attaching to its Participation Interest.
3. The State may exercise its option to convert the carried interest of the State or National Company to a paid interest by giving the other parties comprising the Contractor at least thirty (180) days prior written notice. Following the effective date of that notice the State or National Company shall meet its Participation Interest share of all subsequent costs of Exploration and Production Operations under the Contract.

4. The costs, expenditures and obligations incurred by the other parties comprising the Contractor in respect of the National Company's Participation Interest shall be recoverable by them in the manner and to the extent provided in the Contract.

Article 119: Non-Transferability of Rights

1. Under no circumstances may a National Company transfer all or any of its rights or obligations under a Contract to any Person other than an entity owned by the State.
2. A National Company may not transfer all or any of its rights or obligations under a Contract to any other entity owned by the State without the prior written permission of the Ministry.
3. Any purported transfer by a National Company of all or any of its rights or obligations under a Contract which is not permitted under the terms of this Article shall be null and void.

Article 120: Representation on Joint Operating Committee

The State or National Company that is participating in a Contract Area shall be a full party to the Joint Operating Agreement with all the rights and obligations attaching to its Participation Interest including the right to vote its Participation Interest as provided therein.

Article 121: Satisfaction of Domestic Consumption Requirements

1. At any time, by giving prior notice of at least sixty (60) days, the Ministry may require any Contractor to sell and transfer to the State quantities of Crude Oil and/or Natural Gas to meet domestic consumption requirements.
2. That notice shall include, without limitation, the following details:
    a. the quantities of Crude Oil and/or Natural Gas to be supplied, expressed either in terms of volumes or in terms of the percentage of production available to the Contractor;
    b. the period of the supply, which may be either a fixed period specified in the notice or an indefinite period;
    c. the identity of the entity or entities to which the Crude Oil and/or Natural Gas is to be supplied;
    d. the Delivery Point for that supply; and
    e. such other details as the Ministry considers appropriate.
3. Where the notice specifies a fixed supply period, the Ministry may by notice to the Contractor before the end of that period extend that period for a further specified period or for an indefinite period. Where the notice specifies an indefinite supply period, the Ministry shall give the Contractor not less than thirty (30) days' notice of the termination of that period.
4. Notwithstanding the contents of any such notice, the Ministry may at any time by prior notice to the Contractor amend the quantities of Crude Oil and/or Natural Gas to be supplied or any of the other details included in the notice.
5. In the case of Crude Oil, the Delivery Point shall be the outlet flange at the loading facility in the Federal Republic of Somalia at which that Crude Oil is routinely loaded into tankships, or any other point which may be agreed between the Ministry and the Contractor. In the case of Natural Gas the Delivery Point shall be the point within the Federal Republic of Somalia at which the Contractor routinely delivers Natural Gas to the National Gas Company or any other point which may be agreed between the Ministry and the Contractor.
6. The value of the Crude Oil supplied shall be calculated in accordance with the rules on the valuation of Crude Oil for fiscal purposes under the relevant applicable laws and Contract. The value of Natural Gas supplied shall be calculated in accordance with the guidelines established under the relevant applicable laws and Contract.
7. The price of Crude Oil and/or Natural Gas supplied shall be paid in internationally convertible currency within sixty (60) days after the end of the month during which Crude Oil and/or Natural Gas is lifted.

CHAPTER ELEVEN: ABANDONMENT PLAN AND DECOMMISSIONING

Article 122: Abandonment of Wells

1. Subject to the Contractor having fulfilled its obligations under the Contract, the Contractor may at any time abandon any Well not included in a Field on giving at least fourteen (14) days prior notice to SPA.

2. That notice shall include full details of the state of any Hydrocarbon reservoir and the facilities and equipment in the area and full details of the plan for the plugging of the Well and the removal or dismantling of such facilities and equipment, including all technical and financial information.

3. On receipt of the SPA's approval of that plan the Contractor shall abandon and plug the Well in accordance with the plan approved by the Ministry and in accordance with the Petroleum Law, these Regulations and with good oilfield practice.

4. The Ministry may issue guidelines to regulate the technical procedures to be followed in the abandonment of Wells.

Article 123: Abandonment of Fields and Field Facilities

1. The abandonment of any Field and the related facilities shall be conducted in accordance with an Abandonment Plan submitted to and approved by SPA in accordance with the Petroleum Law.
2. The Contractor shall notify the Ministry and SPA of the proposed abandonment of a Field no later than six (6) months prior to the proposed commencement of abandonment operations.

Article 124: Abandonment or Continuation of Exploration and Production Operations

1. The decision to abandon or continue Exploration and Production Operations in any facility shall be based on a general assessment of technical, economic, environmental and safety issues, together with the possibility of those facilities being used for other activities in the area in question, such as fisheries, agriculture and industry.

2. An Abandonment Plan shall provide the Ministry with sufficient technical, financial, safety and environmental information to assess the potential for the future use of the facilities.

Article 125: Contents of Abandonment Plan

1. An Abandonment Plan shall take the following into consideration:
   (a) the possibility of continuing operations;
   (b) abandonment of facilities;
   (c) environmental and socio-economic impact assessment.
2. The Abandonment Plan shall include, without limitation, the following information:
   a. history of the field;
   b. the facility, including location, depth, type of material;
   c. production and reservoir records;
   d. technical, economic, environmental and safety aspects of the options for abandoning operations;
   e. impact of the options of abandoning operations for other users of the sea and land, especially in the fields of fisheries, navigation, agriculture and industry;
   f. recommended procedure for abandonment, including the procedure for plugging producing wells and the timeframe for implementation;
   g. schedule of abandonment operations;
   h. inventory of chemical materials presents in the facilities and plans for their removal;
   i. details of the Reserve Fund to provide for all abandonment costs, including the amounts deposited or to be deposited and the timing of such deposits; and
   j. other issues of relevance to the recommended abandonment procedure.

3. SPA shall conduct its own assessment of the Abandonment Plan and notify the Contractor of its approval or rejection of the Abandonment Plan within ninety (90) days of its submission.

4. If SPA rejects the Abandonment Plan submitted, it may request that it be reviewed and amended within forty-five (45) days, and also make any changes it deems necessary.

Article 126: Conduct of Abandonment Operations

1. Unless the Ministry exercises its right to take over the Exploration and Production Operations under Article 97, the Contractor shall implement and carry out the Abandonment Plan in the form approved by SPA in accordance with the approved Abandonment Plan, the Petroleum Law, these Regulations and with generally accepted practices in the international petroleum industry.
2. The Contractor shall duly plug all the Wells and decommission all facilities and equipment in order to avoid contamination and harm to the environment and possible damage to the reservoir, in accordance with the Petroleum Law, the other laws of the Federal Republic of Somalia and generally accepted practices in the international petroleum industry.

Article 127: Continuation of Exploration and Production Operations

1. The government of Somalia has the right to take over any Exploration and Production Operations proposed to be abandoned by a Contractor. If it wishes to exercise that right it shall so notify the Contractor within three (3) months after receipt of the Contractor's notice under Article 92. The government of Somalia may take over those Exploration and Production Operations and all the related facilities itself or award a new Contract over the area concerned to a National Company or to another Contractor.

2. If the government does not exercise the right to take over Exploration and Production Operations proposed to be abandoned by a Contractor, on the completion of the Abandonment Plan to the satisfaction of the Ministry the area abandoned shall be considered free and the Ministry may award a new Contract over the area concerned as provided by law.

Article 128: Decommissioning fund

1. There shall be established a Decommissioning fund for each development area for the purpose of costs related to the implementation of a Decommissioning plan.
2. Contributions into the Decommissioning fund shall commence on the calendar quarter immediately following the date of commencement of production.
3. For each subsequent calendar quarter in which Petroleum is produced, SPA shall charge a portion of the estimated future cost for Decommissioning.
4. The amount to be deposited in the Decommissioning fund per calendar quarter shall be charged as operating costs subject to the cost recovery limitation stipulated in the Production Sharing Agreement.
5. The contributions into the Decommissioning fund shall be paid into an escrow account opened at a bank agreed between the Authorised Person and the government of Somalia.
6. SPA shall require the Contractor to provide a financial guarantee in order to make provision for any shortfall in the Decommissioning fund.

Article 129: Disposal of Decommissioned facilities

1. SPA shall make a decision related to the disposal of Decommissioned Facilities and shall stipulate a time limit for the implementation of the decision.
2. In the evaluation on which the decision is based, emphasis shall, among other factors, be placed on technical, safety, environmental and economic aspects as well as on the consideration for other users.
3. SPA may stipulate specific conditions in connection with the decision.
4. A contractor is under obligation to ensure that a decision related to disposal is carried out, unless otherwise decided by SPA.
5. The obligation to carry out the decision related to disposal is applicable even if the decision is made or is to be implemented after the expiry of the Production Sharing Agreement.

6. Where the ownership of a Facility has been transferred, the Authorised Person is under an obligation to make sure that a decision related to disposal is carried out.
7. Where the decision is to the effect that the Facility shall continue to be used in Petroleum Operations or for other purposes, the Authorised Person, owner and user are jointly obliged to ensure that future decisions on disposal are carried out, unless otherwise determined by SPA.
8. Where a decision related to disposal is not carried out within the stipulated time, SPA may take the necessary measures on behalf of the Authorised Person or any other responsible party for their account and risk.

Article 130: Removal of property by Authorised Person

1. Where a Production Sharing Agreement has been surrendered or has expired, or has by reason of relinquishment ceased to comprise an area subject to the Production Sharing Agreement, SPA, by notice in writing served on the person who is or was the Authorised Person, may direct that person, within the period specified in the notice to
    a. remove or cause to be removed from the area which was, but no longer is subject to the Production Sharing Agreement, the property brought into that area by any person engaged or concerned in the operations authorized by the Production Sharing Agreement or to make arrangements that are satisfactory to SPA with respect to that property;
    b. plug or close off, to the satisfaction of SPA, all wells made in that area by any person engaged or concerned with those operations; and
    c. make provision, to the satisfaction of SPA, for the conservation and protection of the natural resources in that area.

2. The direction given shall be consistent with International Best Practices and nothing in this section or in any direction shall be construed as requiring a person who is or was the holder of a license to do anything which is not in accordance with good oil field practice or to refrain from doing anything which is in accordance with good oil field practice.
3. A person to whom a direction is given who refuses or fails to amply with the direction within the period specified in the notice concerned, commits an offence.

Article 131: Removal and sale of property by SPA

1. SPA may:
    a. do or cause to be done all or any of the things required by the direction for Decommissioning;
    b. remove or cause to be removed, all or any of the property from the area concerned;
    c. dispose of all or any of the property from the area concerned.

2. Where SPA has served or caused a copy of the notice which the direction was given to be served on a person who is believed to be the owner of the property or part of the property, SPA may sell or cause to be sold by public auction or otherwise all or any of the property that belongs to that person.
3. The Authority may deduct from the price of a sale of property
    a. the costs and expenses incurred by SPA in relation to that property;
    b. the costs and expenses incurred by SPA in relation to the doing of anything required by a direction despite the fact that the person has been convicted of an offence;
    c. the fees or amounts due and payable by the person for a license under the Law or these Regulations,
    d. the costs and expenses incurred by SPA in relation to the removal, disposal or sale of property, where the cost is a debt due by the owner of the property to the Government; and

e. if incurred in relation to the doing of anything to be done by a person who is or was a Contractor where there is a debt due by that person to the Government which may be recovered in Court.

4. An action shall not lie in respect of the removal, disposal or sale of property under this section by an Authorised Person.

Article 132: Liability

1. A person under obligation to implement a decision related to disposal of a decommissioned Facility is liable for damage or inconvenience caused wilfully or negligently in connection with the disposal of the Facility or other implementation of the decision.

2. Where the decision is abandonment, the Authorised Person is liable for damage or inconvenience caused wilfully or inadvertently in connection with the abandoned Facility, unless otherwise decided by SPA.

3. Where more than one party is liable, the parties shall be jointly and severally liable for financial obligations unless otherwise determined by SPA.

4. In the event of a decision for abandonment, it may be agreed between the Authorised Person on one side, and the Court on the other side that future maintenance, responsibility, and liability shall be taken over by the Court based upon agreed financial compensation.

Article 133: Assumption of ownership of facilities by Government

1. The Government may assume ownership of an Authorized Person's fixed Facility when a Production Sharing Agreement expires, is surrendered, or revoked, or where its costs have been fully recovered or when the use of the Facility has been terminated permanently.

2. The Authority in consultation with relevant authorities shall determine the compensation to be paid for the assumption of ownership by Government if any is due.

3. Where the Government has confirmed that it wishes to exercise its right to take over fixed Facilities, the takeover shall take effect six months after the time when the license has expired, or has lapsed for other reasons as decreed by SPA.

4. Where the Government takes over the Facility with appurtenances adequate maintenance to ensure functional capability for operation shall be provided by SPA.

5. A dispute as regards sub-article (4] and, where applicable, regards the compensation to be paid to the Government for lack of maintenance shall be determined by appraisal by the relevant authority.

6. Far the avoidance of doubt, irrespective of the assumption of ownership by the Government of the Authorised Person's Facilities, the responsibility to Decommission still lies with the Authorised Person.

Article 134: Safety and Emergency requirements

1. The Contractor shall implement and maintain rigorous safety protocols to prevent accidents, protect personnel, and minimize risks to the environment during Petroleum Operations. All operations must adhere to internationally recognized safety standards, Somali laws and regulations, and best industry practices. The Contractor is responsible for ensuring that all facilities, equipment, and procedures comply with safety requirements and that personnel receive proper training in emergency response and risk management.

2. If the Ministry of Petroleum and Mineral Resources or the Somali Petroleum Authority (SPA) determines that any installation, activity, or operation poses a threat to safety, property, or the environment, the Contractor shall take immediate corrective action. The Ministry and the SPA may issue directives requiring the Contractor to implement mitigation measures, and in cases of severe risk, may order the suspension of operations until compliance is achieved. Any failure by the Contractor to comply with safety directives shall be subject to penalties, including the suspension or revocation of operational approvals.

3. For offshore operations, the Ministry and the SPA may establish safety zones around platforms, wells, and other critical infrastructure. Unauthorized vessels, aircraft, or personnel shall be prohibited from entering these zones without prior approval from the Operator. Onshore, safety perimeters shall be established around facilities to ensure the secure execution of operations and to prevent unauthorized access.

4. In the event of an emergency, accident, or major safety incident, the Contractor must immediately notify the Ministry and the SPA in writing within twenty-four (24) hours and take all necessary actions to contain and mitigate the impact. The response shall align with the Contractor's approved emergency response plan, government emergency protocols, and best international practices. If the Contractor fails to take prompt action, the Ministry and the SPA may intervene and undertake necessary measures at the Contractor's expense. The Contractor shall bear all costs associated with emergency response, damage repair, and environmental remediation, which shall not be cost-recoverable under the Agreement.

5. If any Petroleum Operation endangers local communities, property, or protected areas, the Contractor must consult with the Ministry and the SPA to determine appropriate remedial actions. In cases of disputes over the required safety measures, the matter shall be referred to an expert for resolution in accordance with the Agreement. The Contractor shall also obtain additional approvals if operations are to be conducted in environmentally or culturally sensitive areas.

6. The Ministry and the SPA shall conduct periodic safety audits, inspections, and regulatory reviews to ensure compliance. The Contractor must fully cooperate with inspections and provide access to safety records, incident reports, and risk assessments. Non-compliance with safety regulations may result in financial penalties, mandatory corrective actions, or termination of the Contract.

7. Ensuring the safety of personnel, infrastructure, and the environment is a fundamental requirement for all Petroleum Operations. The Contractor must integrate safety considerations into all aspects of its activities, demonstrating a proactive approach to risk management and regulatory compliance.

Article 135: Transfer and Assignment of Rights

1. The Contractor may transfer or assign part or all of its rights and obligations under the Agreement, subject to obtaining prior written approval from the Somali Petroleum Authority (SPA) and the

Ministry of Petroleum and Mineral Resources. Any assignment or transfer must meet the following conditions:

a. The assignee must demonstrate the necessary technical and financial capacity, as well as professional expertise, to undertake the obligations of the Agreement;
b. The assignee must accept and assume all terms and conditions of the Agreement, including any related Joint Operating Agreement and other agreements governing exploration and production operations;
c. The SPA may require the assignee to provide a guarantee or other financial security to ensure the fulfillment of contractual obligations.
d. The Contractor must provide the Ministry and SPA with the following documentation:

i. Copies of any preliminary agreements related to the proposed assignment;
ii. Proof of the financial and technical capacity of the proposed transferee;
iii. Details of any material changes in corporate structure, ownership, or financial standing of the Contractor or its parent company;
iv. Any additional guarantees or security required by the SPA to ensure compliance with contractual obligations.

2. Any change in control over an entity constituting the Contractor, including the acquisition or exchange of more than fifty percent (50%) of its shares, shall be deemed an assignment and will require prior written approval from the SPA. Such approval shall be granted or refused within thirty (30) days of the request. If no response is provided within the stipulated time, the approval shall be deemed granted.

3. All gains resulting from any assignment, transfer, or disposition of rights under the Agreement shall be subject to taxation in accordance with Somali tax laws. The assignor must fully disclose the transaction to the Somali tax authorities and ensure compliance with all applicable fiscal obligations.

4. Any assignment or transfer made without compliance with the conditions outlined in this Article shall be deemed null and void. The SPA retains the right to revoke or impose penalties on any transfer that does not adhere to the prescribed requirements.

Article 136: Obligations and Compliance Post-Termination

1. Upon termination for any reason, the Contractor must cease petroleum operations in an orderly manner, minimizing disruption and harm to the Federal Government and third parties. Termination shall not prejudice accrued rights and obligations, including decommissioning responsibilities and financial settlements.

1. Following termination, the Contractor must fulfill all outstanding obligations under the Agreement, including decommissioning, environmental remediation, and financial settlements. The Contractor is required to restore the contract area to a condition consistent with best international practices, ensuring that any environmental or operational liabilities are addressed. All data, reports, and technical information compiled during petroleum operations must be submitted to the SPA and the Ministry of Petroleum and Mineral Resources before termination takes effect.

2. Financial obligations, including outstanding taxes, royalties, and payments for unfulfilled work commitments, must be settled before termination is finalized. Any unresolved disputes arising from the termination process may be referred to arbitration under the dispute resolution provisions of the Agreement. The Contractor remains responsible for any liabilities arising from its petroleum operations, even after termination, including claims related to environmental damage, unpaid financial obligations, or regulatory violations. Compliance with these post-termination obligations ensures that the cessation of petroleum operations does not adversely impact the Federal Government, local communities, or the environment.

3. Upon termination or expiry of the Agreement, all assets, equipment, infrastructure for petroleum operations shall revert to the Federal Government of Somalia, without charge, in accordance with the terms of the Agreement. Any physical assets, including facilities, pipelines, and wells, must be handed over in an operational condition or decommissioned as per applicable regulations and best international practices.

1. The Contractor shall be responsible for completing all decommissioning and site restoration activities, ensuring that petroleum operations do not leave behind environmental or safety hazards. This includes the plugging and abandonment of wells, dismantling of equipment and infrastructure, remediation of contaminated sites, and any other measures necessary to return the contract area to a safe and stable condition. The Contractor must also submit a final decommissioning report to the SPA and the Ministry, detailing the measures taken and certifying compliance with all relevant laws and environmental standards.

2. The Contractor remains liable for any damages or claims resulting from its petroleum operations, even after termination, including those related to environmental degradation, third-party claims, or breaches of regulatory requirements. Furthermore, confidentiality obligations concerning proprietary data and operational information shall continue to apply beyond termination, ensuring that sensitive information remains protected as required by Somali petroleum laws. Failure to comply with these post-termination provisions may result in enforcement actions, including financial penalties or legal proceedings initiated by the Federal Government.

JAMHUURIYADDA SOOMAALIYA
Xukuumadda Federaalka
Wasaaradda Batroolka & Macdanta
XafiiskaWasiirka

جمهورية الصومال
الحكومة الفيدرالية
وزارة البترول والثروة المعدنية
مكتب الوزير

Federal Government of the Somali Republic
Ministry of Petroleum & Mineral Resources
Office of the Minister

SUMMAD/WBM/XW/020/2025 **Taariikh: 28 Maarso 2025**

XEER-NIDAAMIYAHA HALBEEGGA FAAFINTA XOGAHA HESHIISYADA WAXSOOSAAR WADAAGGA AH Lr. 2

Wasiirka Batroolka iyo Macdanta ee XFS

Markuu Arkay	Qodobka 102aad (1) ee Dastuurka Kummeelgaarka ah ee Jamhuuriyadda Federaalka Soomaaliya;
Markuu Arkay	Qodobka 31aad ee Dastuurka Kummeelgaarka ah ee Jamhuuriyadda Federaalka Soomaaliya;
Markuu Arkay	Qodobbada 42aad iyo 43aad ee Sharciga Batroolka ee tirsigiisu yahay 19 soona baxay 8dii Febraayo 2020
Markuu Arkay	Qodobka 45aad ee Sharciga Batroolka ee tirsigiisu yahay 19 soona baxay 8dii Febraayo 2020;
Markuu Arkay	Qodobbada 51aad(1) iyo 57aad ee Xeer-nidaamiyaha Nidaamka Xukuumadda
Markuu Tixgeliyay	Soojeedinta Hay'adda Batroolka Soomaaliya

WUXUU SOO SAARAY XEER-NIDAAMIYAHA SOO SOCDA:

QODOBKA 1AAD
ANSIXINTA XEER-NIDAAMIYAHA HALBEEGGA FAAFINTA XOGAHA HESHIISYADA WAXSOOSAAR WADAAGGA AH

1. Wasiirka Batroolka iyo Kheyraadka Macdanta ee Xukuumadda Federaalka Soomaaliya wuxuu soo saaray ansixiyayna Xeer-nidaamiyaha Halbeegga Faafiinta Xogaha Heshiisyada Waxsoosaar Wadaagga ah ee ku lifaaqan Wareegtadan kaasi oo saaran yahay saxiixa gaaban ee Wasiirka dhinaca hoose ee midigta bog kasta.

2. Xeer-nidaamiyahani wuxuu dhaqangalayaa markuu saxiixo Wasiirka Batroolka iyo Kheyraadka Macdanta, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda Federaalka laguna daabacayaa mareegta rasmiga ah Wasaaradda Batroolka iyo Kheyraadka Macdanta.

3. Xeer-nidaamiyahani wuxuu keliya ku dhaqangalayaa Heshiisyada Waxsoosaar Wadaagga ee la galo kadib taariikhda la soo saaray Xeer-nidaamiyahani.

4. Xeer-nidaamiyahani waxaa lagu soo saaray laba nuqul oo ku kala dhigan afka Soomaaliga iyo Ingiriiska. Haddii ay iska hor yimaadaan labada nuqul; waxaa lagu dhaqmayaa oo sarraynaya nuqulka ku dhigan af Soomaaliga.

Mudane. Dahir Shire Maxamed
Wasiirka Batroolka iyo Kheyraadka Macdanta
Xukuumadda Federaalka Soomaaliya

XEER-NIDAAMIYAHA HALBEEGGA FAAFINTA XOGAHA HESHIISYADA WAXSOOSAAR WADAAGGA AH Lr. 2

Qodobka 1aad: Magac iyo Ujeeddada Xeer-nidaamiyaha

1. Xeer-nidaamiyahani waxaa loogu yeerayaa Xeer-nidaamiyaha Halbeegyada Faafinta Heshiisyada Waxsoosaar Wadaagga ah.

2. Ujeeddada Xeer-nidaamiyahan ayaa ah kor u qaadista daahfurnaanta hawlgallada batroolka si shacbiga Jamhuuriyadda Federaalka Soomaaliya ula socdaan ugana warhayaan hannaanka maaraynta khayraadka batroolka ee dalka.

Qodobka 2aad: Qeexid Ereyo

Ereyada soo socda waxay yeelanayaan qeexitaannada ku hareer qoran haddii aysan ka hor imaanayn Sharciga Batroolka:

1.	**Oggolaansho**	Waxaa loola jeedaa Heshiis Wax Soosaar Wadaag ah oo ay wadagaleen Dowladda Federaalka Soomaaliya iyo Qandaraasle si uu uga fuliyo geyiga Soomaaliya hawlgallada sahminta, qodista iyo soo saarista batroolka.
2.	**Qandaraasle**	Waxaa loola jeedaa qandaraaslaha lala galay heshiiska waxsoosaar wadaag ah;
3.	**Faafinta Xogaha Heshiisyada Batroolka**	Waxaa loola jeedaa shaacinta iyo faafinta: a. sababaha bixinta iyo gelidda Heshiis Waxsoosaar Wadaag ah; b. Xogaha ku faahfaahsan Qodobka 3aad ee Xeer-nidaamiyahan; iyo c. Xogaha ku faahfaahsan Qodobka 4aad ee Xeer-nidaamiyahan.
4.	**Faafinta Rasmiga ah**	Waxaa loola jeedaa Faafinta Rasmiga ee Dowladda ee uu u xilsaaran yahay Xafiiska Garyaqaanka Guud ee Dowladda;

5. **Hababka kala duwan ee Faafinta Xogaha** Waxaa loola jeedaa faafin qoraal ah, muuqaal iyo maqal ah lana xiriira xogaha Heshiisyada Waxsoosaar Wadaagga ah.

Qodobka 3aad: Faafinta Sababaha loo galay Heshiis Waxsoosaar Wadaag ah iyo xogaha ku saabsan Qandaraaslaha

Hay'adda Batroolka Soomaaliyeed waxay ku faafinaysaa muddo 30 maalin gudahood Faafinta Rasmiga ee Dowladda iyo Hababka Shaacinta ee kala duwan xogaha soo socda:

a. Sababaha gelidda heshiis waxsoosaar wadaag ah ha noqdo mid lagu bixiyay tartan furan ama wadaxaajood toos ah;

b. Xogaha ku saabsan Qandaraaslaha oo ay ka mid yihiin, balse aan ku koobnayn:

i. Magaca iyo xarunta Qandaraaslaha iyo goobta ay ka diiwaangashan tahay;
ii. Faahfaahin ku saabsan sooyaalka xirfadnimo iyo waaya-aragnimo ee Qandaraaslaha lana xiriirta fulinta hawlgallada batroolka ee Heshiiska Waxsoosaar Wadaaggu khuseeyo;
iii. Faahfaahin ku saabsan xirmooyinka Batrool oo uu Heshiiska Waxsoosaar wadaaggu khusayso iyo goobaha laga fulinayso hawlgallada batroolka ee Heshiiska Waxsoosaar Wadaaggu khuseeyo; iyo
iv. Awoodda dhaqaale iyo midda farsamo ee Qandraaslaha lana xiriira fulinta hawlgallada batroolka ee Heshiiska Waxsoosaar Wadaaggu khuseeyo.

Qodobka 4aad: Xogaha Heshiiska Waxsoosaar Wadaagga ee la faafinayo

1. Iyadoo la dhowrayo Qodobka 18(2) iyo 19aad(9) ee Sharciga Batroolka, Hay'adda Batroolka Soomaaliyeed waxay ku faafinaysaa Faafinta Rasmiga ee Dowladda iyo Hababka Shaacinta ee kala duwan muddo 30 maalin gudahood oo ka billaabmaysa taariikhda la galo heshiis waxsoosaar wadaag ah xogaha hoos ku cad:

a. Faahfaahinta xirmada ama aagga qandaraaska lagu bixiyay
b. Billawga heshiiska iyo muddada uu jirayo;
c. Muddada lagula heshiiyay Qandaraaslaha inuu ku fuliyo sahminta iyo baarista batroolka;
d. Faahfaahin la xiriirta qodobbada ilaalinta degaanka;
e. Faahfaahin la xiriirta gunnooyinka, kirada dhulka, kharashaadka tababbarka iyo kharashaadka loogu talaggalay bulshada degaanka oo ay tahay inuu Qandaraasluhu bixiyo;
f. Faahfaahin la xiriirta caddadka xuquuqda lahaanshaha ee mudnaanta leh oo ay tahay inuu Qandaraasluhu bixiyo;

g. Faahfaahin la xiriirta caddadka kharash-celinta iyo wadaagga faa'iidada batroolka iyadoo lagu caddaynayo hannaanka qaybsiga faa'iidada batroolka iyo saamiga ay kala leeyihiin Dowladda iyo Qandaraaslaha;
h. Caddadka saamiga oo ay ku yeelanayso Shirkadda Batroolka Soomaaliya heshiiska waxsoosaar wadaagga iyo habka ay ku qaadanayso si ku sheeggan qodobka 35aad ee Sharciga Batroolka;
i. Faahfaahin la xiriirta cadadka canshuurta macaashka, canshuurta la goynayo lacagaha uu bixiyo qandaraaslaha (withholding tax), canshuurta wareejinta xuquuqda heshiiseed ee batroolka ee ku waajibta Qandaraaslaha;
j. Faahfaahin la xiriirta canshuur-dhaaf loo sameeyay Qandaraaslaha;
k. Faahfaahin ku saabsan qodobbada Xasillnaanshiyaha shuruudaha dhaqaalaha ee Heshiiska Waxsoosaar Wadaagga;
l. Faahfaahin la xiriirta waajibyada maaliyadeed ee aan lagu sheegin Qodobkan balse ku cad Heshiiska Waxsoosaar Wadaagga ah;
m. Faahfaahin ku saabsan hannaanka xisaabaadka iyo hantidhowriddooda ee heshiiska; iyo
n. Sharciga lagu dhaqayo heshiiska.

2. Hay'adda Batroolka Soomaaliyeed waxay kaloo shaacinaysaa tallaabooyinka khuseysa wax ka baddelida xogaha ku cad Qodobka 3aad iyo Qodobka 4(1) lana xiriira Heshiiska Waxsoosaar Wadaagga muddo 30 maalin gudahood oo ka billaabmaysa taariikhda la sameeyay wax ka baddelkaasi iyadoo lagu daabacayo Faafinta Rasmiga ee Dowladda iyo Hababka kala duwan ee Faafinta Xogaha.

Qodobka 5aad: Helloonaanshiyaha Xogaha la faafiyay

Wasaaradda Batroolka iyo Kheyraadka Macdanta iyo Hay'adda Batroolka Soomaaliyeed waa in ay si joogta ah u xaqiijiyaan in dhammaan xogaha la faafiyay si waafaqsan Xeer-nidaamiyahan kuwaas oo ku dhigan afka Soomaaliga ahaadaan kuwa ay dadweynuhu uga heli karaan si billaash mareegta rasmiga ee Wasaaradda Batroolka iyo Macdanta Kheyraadka iyo Hay'adda Batroolka Soomaaliyeed muddada uu dhaqangal yahay Heshiiska Waxsoosaar Wadaagg oo ay xogaha la faafiyay khuseeyaan.

JAMHUURIYADDA SOOMAALIYA
Xukuumadda Federaalka
Wasaaradda Batroolka & Macdanta
XafiiskaWasiirka

جمهورية الصومال
الحكومة الفيدرالية
وزارة البترول والثروة المعدنية
مكتب الوزير

Federal Government of the Somali Republic
Ministry of Petroleum & Mineral Resources
Office of the Minister

Ref: MoPMR/OM/ 020 /2025 **Date: 28th March 2025**

SUBJECT: ISSUANCE AND APPROVAL OF THE REGULATION GOVERNING THE PUBLICATION STANDARDS OF PRODUCTION SHARING AGREEMENTS NO. 2

The Minister of Petroleum and Mineral Resources of the Federal Government of Somalia:

Having Seen: Article 102 (1) of the Provisional Constitution of the Federal Republic of Somalia;

Having Seen: Article 32 of the Provisional Constitution of the Federal Republic of Somalia;

Having Seen: Articles 42, 43 and 44 of the Somali Petroleum Law (Law N. 19 of 8th February 2020);

Having Seen: Article 45 of the Somali Petroleum Law (Law N. 19 of 8th February 2020);

Having Seen: Articles 51(1) and 57(1) of the Regulation on the Organisation of the Government, 2025;

Having Considered: The advice and recommendations from the Somali Petroleum Authority;

Hereby issues the following Decree

ARTICLE 1
ISSUANCE AND APPROVAL OF REGULATION GOVERNING THE PUBLICATION STANDARDS OF PRODUCTION SHARING AGREEMENTS

1. The Regulation governing the Publication standards of Production Sharing Agreement, attached to this Ministerial Decree and bearing the Minister's initials on right side bottom of each page, is hereby issued and approved.

2. This regulation shall enter into force upon the signature of the Minister of Petroleum and Mineral Resources of Federal Government of Somalia and shall be published on the official bulletin of the Federal Republic of Somalia and the official website of the Ministry of Petroleum and Mineral Resources.

3. This Regulation shall only apply to Production Sharing Agreements executed after the date of issuance of this Regulation.

4. This Regulation is issued in Somali and English languages. In the event of any discrepancy, inconsistency or conflict between the Somali and English text of this Regulation, the Somali text shall prevail and be the governing and binding text.

H.E. Dahir Shire Mohamed
Minister of Petroleum and Mineral Resources
Federal Government of Somalia

REGULATION GOVERNING THE PUBLICATION STANDARDS OF PRODUCTION SHARING AGREEMENTS NO. 2

Article 1
Name and Purpose of the Regulation

1. This Regulation shall be cited as the Regulation governing the Publication standards of Production Sharing Agreements.

2. The purpose of this Regulation is to promote transparency in petroleum operations, ensuring that the people of the Federal Republic of Somalia are well-informed about the management of the country's petroleum resources.

Article 2
Definition of Terms

The terms listed below shall have the meanings assigned to them, unless otherwise specified in the Somali Petroleum Law:

1.	**Authorization**	Means an authorization granted by the Government, specifically in the form of a Production Sharing Agreement (PSA), which allows the holder to engage in petroleum exploration, development, and production activities within the jurisdiction of the Federal Republic of Somalia;
2.	**Contractor**	Means the entity that has entered into a Production Sharing Agreement (PSA) with the Federal Government of Somalia.
3.	**Publication**	means the public disclosure and dissemination of information regarding: a. the reasons for granting PSA; b. description of the information provided in article 3 of this regulation c. description of the information outlined in article 4 of this regulation.
4.	**Official Bulletin**	Means the Official Bulletin of the Federal Government of Somalia, issued and maintained by the State Attorney General of the Federal Government of Somalia, which contains official information on the activities of the Federal Government and is made digitally accessible to the public free of charge; and

5. **Forms of Publication:** means the publication, disclosure and dissemination of information required under this regulation in written, audio, or video formats, whether in printed or digital form.

Article 3
Disclosure of the information concerning the Contractor

The Somali Petroleum Authority shall, within thirty (30) days, publish in the Official Bulletin and other Forms of Publication the following information:

a. The reason for granting License whether it is granted through competitive form or direct negotiations;

b. Information concerning:
   i. The name, headquarter and registered address of the Contractor;
   ii. A description of the Contractor's professional skills and expertise related to petroleum exploration, development, or production;
   iii. The geographical location in Somalia where the Contractor is conducting petroleum operations, including the names of specific regions and blocks involved in exploration, development, or production;
   iv. The financial and technical capability of the Contractor in conducting petroleum operations;

Article 4
Information to be Published Regarding Production Sharing Agreements

1. Subject to the provisions of Articles 18(2) and 19(9) of the Somali Petroleum Law, the Somali Petroleum Authority shall, within thirty (30) days from the execution of a Production Sharing Agreement (PSA), publish a summary in the Official Bulletin and other Forms of Publication containing the following details concerning the executed PSA:

   a. Detail of the block granted under the PSA;
   b. the term and duration of the PSA;
   c. the duration of the whole exploration period;
   d. provisions on safeguarding and protection of the environment;
   e. A description of the bonuses, surface rental fees, training fund, and contribution to the local communities fund required from the Contractor to pay under the PSA;
   f. A description of the royalty rate required from the Contractor to pay under the PSA;
   g. A description of the rate of the Cost Recovery, Profit Petroleum sharing mechanism, including the applicable R-Factor tranches and the Federal Government's and Contractor's share of Profit Petroleum;
   h. A description of the state participation interest in accordance with the Article 35 of the Petroleum Law;
   i. A description of the Corporate Income Tax, Withholding tax and Capital gains Tax required from the Contractor to pay under the PSA;

j. A description of the types of Tax Exemptions granted to the Contractor;
k. A description of the fiscal stability provisions established in the PSA;
l. A description of any other financial obligations not specified in this Article but is required from the Contractor to pay them under the PSA;
m. A description of the accounting and auditing procedures under the PSA; and
n. Governing Law.

2. Within thirty (30) days of any amendment to a signed Production Sharing Agreement (PSA) that affects the information outlined in Article 3 and Article 4(1), the Somali Petroleum Authority shall publish a description of such amendment in the Official Bulletin and other Forms of Publication.

Article 5
Availability and Accessibility of Published Information

The Ministry of Petroleum and Mineral Resources and the Somali Petroleum Authority shall ensure that all information published in accordance with the provisions of this Regulation is readily accessible to the public in Somali, free of charge, on the official websites of both the Somali Petroleum Authority and the Ministry of Petroleum and Mineral Resources for the entire duration of the PSA.

SHARCI LR.37 **TAARIIKH: 11-DA MAAJO 2025**

SHARCIGA CANSHUURTA DAKHLIGA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY: Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.

MARKUU ARKAY: Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/0723/B11/25**, ku taariikheysan **11/05/2025**, ujeeddaduna tahay Soo Gudbin Ansixinta''Hindise Sharciyeedka Canshuurta Dakhliga.

MARKUU TIXGELIYAY: Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Canshuurta Dakhliga.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
BY: Faduma Mohamed Omer Saa'id
SAACAD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud

Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: HAN-048-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Issa Guhle
Hantidhowraha Guud ee J.F.S

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA MAALIYADDA

HINDISE-SHARCIYEEDKA CANSHUURTA DAKHLIGA

Maarso 11, 2025

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2) **"Amaano-haye *(Trustee)*"** waxa uu leeyahay macnaha lagu sheegay Qodobka 3- aad.

3) **"Badeeco Ganacsi *(Trading stock)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

4) **"Lacag-bixinnada Ugu-dambeyntii Cashuurta Laga-jarayo *(Final withholding payment)*"** waxa ay leeyihiin macnaha lagu sheegay Qodobka 95-aad.

5) **"Canshuur Laga-jare *(Withholdee)*"** waxa loola jeedaa shakhsiga helaaya ama ay tahay inuu helo lacag-bixin ay waajib kutahay in canshuur laga jaro si waafaqsan Qaybta II ee Cutubka IX.

6) **"Caymiska Muddada-dheer *(Long term insurance)*"** waxa uu yeelanayaa macnaha lagu sheegay xeer-nidaamiye, ama macnaha ay go'aamisay hay'adda awoodda u leh ee Dowladda Federaalka Soomaaliya, haddii uusan jirin xeer-nidaamiye.

7) **"Dalka Degaan Ku-ah *(resident)*"** marka ay timaado shakhsiyaadka, waxaa loola jeeda shakhsi la go'aamiyey inuu deganyahay Soomaaliya si waafaqsan Qodobka 77- aad.

8) **"Faa'iidada Saamiyada *(Dividend)*"** marka ay timaado shirkadaha, waxaa ay leeyihiin macnaha lagu sheegay Qodobka 7-aad.

9) **"Faa'iidada Laga-helo Qaamaha *(Return on debt claim)*"** marka ay timaado lacag bixinnada, waxa ay leedahay macnaha lagu sheegay Qodobka 7-aad.

10) **"Hanti Maaliyadeed *(Financial instrument)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 7-aad.

11) **"Ganacsi *(Business)*"** waxa uu leeyahay macnaha lagu sheegay Qodobka 5-aad.

12) **"Hanti *(Asset)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

13) **Hanti Maxalli ah *(Domestic asset)*"** waxaa loola jeeda:

(b) hanti uu leeyahay shakhsi Dalka degaan ku ah (taas oo aan ahayn hanti ma guurta ah oo dibadda ku taala ama hanti ay leedahay Xarun Ganacsi oo Joogta ah ee Dibadeed ee shakhsigu leeyahay) ama loo nisbeeyay inay leedahay Xarun Ganacsi oo Joogta ah ee Soomaaliya si waafaqsan Qodobka 82(2);

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CUTUBKA 1-AAD
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Qodobka 1-aad
Magaca iyo Baaxadda Sharcigan

1) Sharcigan waxaa lagu magacaabaa "Sharciga Canshuurta Dakhliga".

2) Sharcigan waxa uu soo rogayaa canshuurta dakhliga, waxa uuna go'aaminayaa qaddarta canshuurta dakhliga ee laga rabo shakhsiyaadka la qeexay, iyo sidoo kale wakhtiga iyo habraaca loo bixinayo canshuurta dakhliga.

3) Haddii Sharcigan gudihiisa aan si kale oo cad loogu sheegin:

(b) Sharcigan ayaa ah midka dejinayaa dhammaan xeerarka ku saabsan canshuurta dakhliga.

(t) Sharci aan ahayn Sharcigan ama Sharciga Maamulka Dakhliga ee markaas dhaqan-galka ah, haa ahaado sharci hadda dhaqan-gal ah ama mid mustaqbalka la dejin doono, looma isticmaali karo si loo go'aamiyo qaanta canshuureed ee ku waajibtay shakhsi si waafaqsan Sharcigan, marka laga reebo haddii sharciga kale uu si cad wax uga beddelayo Sharcigan ama Sharciga Maamulka Dakhliga ee dhaqan-galka ah.

(j) Marka la fulinayo Sharcigan, Wasaaraddu waa inay si cad u dabaqdaa Qodobka 74-aad ee Sharciga Maamulka Dakhliga, 2019, ama wax-ka-bedelkiisa.

4) Habraaca Sharcigaan loo dhaqangelinayo, oo ay ku jirto xiriirka ka dhexeeya canshuur-bixiyayaasha iyo Wasaaradda waxaa hagaaya Sharciga Maamulka Dakhliga ee markaas dhaqan-galka ah iyo Sharcigan.

5) Macaamilaad kasta oo sharcigan ku dhex xusan oo canshuur ku waajibto waa in ay waafaqsan tahay Shareecada Islaamka.

Qodobka 2-aad
Qeexitaanno

Sharcigan dhexdiisa, ereyadan soo socda wuxuu mid walba yeelanayaa fasiraadda ku hor qoran:

1) **" Amaano *(Trust)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 1-aad.

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(t) xuquuqda lahaanshiyaha hanti ma guurto ah oo kutaalla gudaha Soomaaliya; iyo

(j) xuquuqda lahaanshiyaha saamiga hay'ad Dalka degaan ku ah, taasoo milkiilaha xuquuqdaas oo ay weheliyaan shakhsiyaad isaga kudhaw, ay si toos ah ama si dadban, u leeyihiin/u maamulan ama ay u lahaayeen/u maamulayeen saddexdii sano ee la soo dhaafay, boqolkiiba 25 ama ka badan ee saamiga ama awoodda codeynta ee hay'adaas.

14) **"Hanti Maalgashi *(Investment asset)*"** iyo **"Hanti Maalgashi ee Canshuur-gal ah *(Chargeable investment asset)*"** waxa ay leeyihiin macnaha lagu sheegay Qodobka 6-aad.

15) **"Hanti Raasumaal *(Capital asset)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

16) **"Hanti Qiima-dhacda *(Depreciable asset)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

17) **"Hanti ma guurto ah *(immovable property)*"**:

(b) waxa ay leedahay macnaha uu siiyay Xeerka Madaniga ee Soomaaliya ee markaas dhaqan-galka ah;

(t) waxana ka mid ah:

i. xuquuqda macdan qodista ama xuquuq kale ee loo baxshay si waafaqsan Xeerka Macdanta ee 1984 ama wax-ka-beddelkiisa ama heshiiska wadaagga wax-soo-saarka batroolka oo ay soo saartay ama gashay Dawladda Soomaaliya; iyo

ii. xuquuqda lahaanshiyaha saamiga hay'ad taasoo hantideeda badankeed ay ka koobantahay hanti kutaala Soomaaliya, ha ahaato hanti ay si toos ah u leedahay ama hanti ay si dadban iyada ugu maamulaan hay'addo kale oo iyada wakiil ka ah, oo nuuceedu yahay midda lagu sheegay faqrad-hoosaadka (b) ama xuquuqaha lagu sheegay faqrad-hoosaadka (b)(i).

18) **"Gacan Ku-hayn *(Hold)*"** marka ay timaado hanti, macnaheedu waa lahaanshiyaha hantida.

19) **"Hay'ad *(Entity)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 3-aad.

20) **"Il *(Source)*"** lacag ama dakhli kasoo xaroodo waxaa loo go'aamiyaa si waafaqsan Qodobka 79-aad.

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21) **"Ka-faa'iideyste *(Beneficiary)*"** marka ay timaado ammaano, waxa ay leedahay macnaha lagu sheegay Qodobka 3-aad.

22) **"Kharash *(Expense)*"** waxa loola jeedaa lacag bixin yareyneysa hantida saafiga ah ee shakhsiga lacagta bixinaya.

23) **"Kharash Aan La-tixgelinayn *(Excluded expense)*"** waxa uu leeyahay macnaha lagu sheegay Qodobka 8-aad.

24) **"Kharash-gelid *(Incurred)*"** marka ay timaado kharash ama qadar lacageed, waxa la siinayaa macne waafaqsan Qodobbada 26-aad, 27-aad iyo 28-aad.

25) **"Kharashka Gaarka u ah Shakhsiga *(Private expense)*"** waxa uu leeyahay macnaha lagu sheegay Qodobka 8-aad.

26) "**Khayraad Dabiici ah *(Natural resource)***" waxaa loola jeedaa macdanta, batroolka, biyaha ama kheyraadka kale ee aan nooleyn ama nool ee laga helo berriga ama badda.

27) "**Khidmada Adeegga Dhijitaalka ah ee Otomaatigga ah *(Automated digital service fee)***" waxaa loola jeedaa lacagta lagu kharash-gareeyo adeeg kasta oo la iibiyo iyadoo la isticmaalaayo intarneetka ama shabakad elektarooniga ah, iyadoo adeeg bixintaasna ay u baahantahay waxqabad aadane ee kooban. Khidmadaan kamid maahan midda lagu bixiyo adeegyada farsamo.

28) " **Khidmadda Adeeg *(Service fee)***":

(b) waxaa loola jeedaa lacag bixin, si xilliyeeysan ama halmar ah loo bixiyay, ilaa xadna, marka lagu saleeyo qiimaha suuqa, ay macquul tahay in loo nisbayn karo adeegga ama hawl kale ee uu bixiyay ganacsi shakhsi leeyahay;

(t) waxaa ku jira Khidmadda Adeegga Farsamo iyo Khidmada Adeegga Dhijitaalka ah ee Otomaatigga ah; laakiin

(j) kuma jiraan Mushaarka Shaqaalaha (employment income), Khidmadaha Kheyraadka Dabiiciga ah, Kirada, Faa'iidada Laga-helo Qaamaha, Khidmadda Milkiyadda (royalty) ama lacagaha laga helo wareejinta hanti ama galidda qaan.

29) **"Khidmadda Kheyraadka Dabiiciga ah *(Natural resource payment)*"**: waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

30) **"Khidmadda Adeeg Farsamo *(Technical service fee)*"** waxa loola jeedaa Khidmadda Adeeg ee lagu bixiyay:

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(b) adeeg kasta oo maamul, farsamo ama la-talin, oo ay ku jiraan adeegyada ay bixiyaan farsamo-yaqaannada ama shakhsiyaadka kale;

(t) helista aqoon, khibrad ama xirfad nuuceedu yahay mid farsamo, warshadeed, ganacsi ama saynis; ama

(j) helista kaalmo taageero u ah arimaha lagu sheegay qeexida Khidmadda Milkiyadda (royalty)" ee Qodobka 6(5)(t).

31) **"Kiro *(rent)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

32) **"Ijaar *(lease)*"** marka ay timaado hanti, waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

33) **"Faa'iido Lacageed *(gain)*"** ee laga helo iibinta hanti ama qaan waxa ay leedahay macnaha lagu sheegay Qodobka 39-aad.

34) **"Ku-tiirsane *(dependant)*"** Shakhsi waxa uu leeyahay macnaha lagu sheegay Qodobka 4-aad.

35) **"Lacag-bixin *(payment)*"** waxaa loola jeedaa nooc kasta oo qiimo ama dheef ah ee shakhsi siiyo shakhsi kale waxaana ka mid ah:

(b) wareejinta hanti ama lacag ee shakhsi ku wareejiyo shakhsi kale ama wareejinta uu shakhsi qaan (liability) ku wareejiyo shakhsi kale;

(t) u abuurista shakhsi kale hanti ama hoos u dhigidda qaan shakhsi kale lagu leeyahay;

(j) adeeg bixinta shakhsi siiyo shakhsi kale; iyo

(x) u gacan gelinta shakhsi kale inuu isticmaalo hanti ama lacag uu shakhsi leeyahay ama uu haysto ama u ogolaanshaha in hantidaas ama lacagtaas uu isticmaalo shakhsi kale.

36) **"Dheefta Hanti *(proceeds)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 42-aad.

37) **"Lacag-bixin Hawlgab *(retirement payment)*"** waxaa loola jeedaa lacag bixin, oo ay kujirto lacag si duuduub ah halmar loo baxshay, liiltir ah ama liiltir si duuduub ah halmar loo baxshay, taaso la siiyo:

(b) qof marka uu hawlgab noqdo; ama

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(t) xigtada qof haddii uu qofku geeriyoodo, balse aysan kujirin Dheefta Caymiska ee laga helo caymiska muddada dheer.

38) **"Milkiyad *(ownership)*"** marka ay timaado hanti waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

39) "**Milkiyadda Dhabta ah *(underlying ownership)***":

(b) marka ay timaado hay'ad, waxa loola jeedaa milkiyada saamiga ee hay'adda:

i) ha ahaato mid si toos ah loo leeyahay ama mid si dadban loo leeyahay iyadoo loo maraayo hay'addo kale oo si wakiil ah saamigaas gacanta ugu haaya; iyo

ii) iyadoo walibana la dabagelaayo dhammaan hay'adaha sida wakiilka ah saamiga gacanta ugu haaya ilaa laga ogaanaayo in dhammaan saamiyada hay'adda ay si toos ah ama si dadban u leeyihiin shakhsiyaad ama hay'ado kale oo aan shakhsina ku lahayn saami.

(t) marka ay tahay hanti ay leedahay hay'ad, waxaa loo aqoonsanayaa in hantidaas ay leeyihiin shakhsiyaadka leh milkiyada dhabta ah ee hay'ada, iyadoo lagu saleynayo sida ay saami ahaan u kala leeyihiin hay'ada.

40) "**Loo shaqeeye *(employer)***":

(b) waxa loola jeedaa shakhsiga shaqaaleysiiya ama mushaar siiya shaqaale u shaqeeya;

(t) waxaa ku jira, haddii aan la heyn caddayn shaqaaleysiin oo kale, shakhsiga bixiyay ama laga bixiyay lacagta shaqada lagu qabtay.

41) **"Maalgashi *(investment)*"** waxa ay leedahay macnaha lagu sheegay Qodobka 5- aad.

42) "Wasaarad" waxaa loola jeedaa Wasaaradda Maaliyadda ee Dowladda Federaalka.

43) **"Maamule *(manager)*"** marka ay timaado hay'ad, waxa uu leeyahay macnaha lagu sheegay Qodobka 3-aad.

44) "**Dakhliga Canshuur-galka ah *(chargeable income)***" waxa uu leeyahay macnaha lagu sheegay Qodobka 10-aad.

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45) "**Dakhliga Qiimayngalka ah** ***(assessable income)***" waxa uu leeyahay macnaha lagu sheegay Qodobka 11-aad.

46) "**Dalka Degaan Ku-aheyn** ***(non-resident)***" waxaa loola jeedaa shakhsi aan Soomaaliya degaan ku aheyn.

47) "**Khidmadda Milkiyadda** ***(royalty)***" waxa ay leedahay macnaha lagu sheegay Qodobka 6-aad.

48) "**Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay** ***(GAAP)***" waxaa loola jeedaa Halbeegyada Warbixin Maaliyadeed ee Caalamiga ah (IFRS) iyo kuwa hay'adda Soomaaliyeed ee awoodda uleh ay kusoo saartay Xeer-nidaamiye.

49) "**Dheefta Caymiska** ***(insurance proceeds)***" waxa ay leedahay macnaha lagu sheegay Qodobka 68-aad.

50) "**Qaab-dhismeed** ***(arrangement)***" waxaa loola jeedaa hawl-qabad, heshiis, hab dhaqan, macaamil, hannaan, ballan, isfaham ama waajibaad, kaas:

(b) oo noqon kara mid si cad ama sid maldahan laiskula fahmay;

(t) oo noqon kara mid hal dhinac ah ama ay ku middaysanyihiin in kabadan hal Shakhsi;

(j) oo aan ku qasbanayn in lagu dhaqan-geliyo awood sharci; iyo

(x) oo ka kooban qaybo gaar ah oo iskood loo aqoonsan karo.

51) "**Qaan** ***(debt claim)***" iyo "**Qaan Bixin** ***(debt obligation)***" waxa ay leeyihiin macnaha lagu sheegay faqradda 7-aad.

52) "**Qaan Maxalli ah** ***(domestic liability)***" waxaa loola jeeda qaan lagu leeyahay Shakhsi Dalka Degaan Ku-ah, oo aysan kujirin qaan loo nisbeyn karo Xarun Ganacsi oo Joogta ah ee Dibadeed ee Shakhsigu leeyahay ama loo nisbeeyay Xarun Ganacsi oo Joogta ah ee Soomaaliyeed ee loo aas-aasay si waafaqsan Qodobka 82(2).

53) "**Qaaraanka Hawlgabka** ***(retirement contribution)***" waxaa loola jeedaa lacag lagu shubo Sanduuqa Hawlgabka iyadoo ujeeddada lag leeyahay ay tahay in laga helo xilligaas ama mustaqbalka Lacag-bixin Hawlgab.

54) **"La-helay** ***(derived)"*** marka ay timaado dakhli ama qaddar lacageed, waxaa loo fasiraya si waafaqsan Qodobbada 26-aad, 27-aad iyo 28-aad.

55) "**Qadar La-dhaafay** ***(exempt amount)***" waxa uu leeyahay macnaha lagu

sheegay Qodobka 15-aad.

56) **"Qadar *(amount)*"** waxaa loola jeeda qadar lacageed oo cayiman, waxaana kamid ah lacag-bixin

57) "**Qiimaha Saafiga ah *(net cost)***" ee hanti leedahay waqti gaar ah waxay la mid tahay:

> (b) marka ay timaado Hanti Qiima-dhacda, qaybta ay ka-tahay ama kaga soo aadaysa qiimaha qoran ee hantida ay ka tirsan tahay wakhtigaas (eeg xeer-nidaamiyaha loo soo saaray si waafaqsan Jadwalka Afraad), iyadoo lagu salaynaayo qiimaha suuqa ee dhamaan hantida ay ka tirsan tahay wakhtigaas; halka
>
> (t) marka laga hadlaayo hantida nuucyadeeda kale, farqiga u dhexeeya wadarta kharash ee ku baxday iyo wadarta dakhli ee kasoo xarooday hantidaas ilaa iyo intii ay jirtay.

58) "**Qiimaha Suuqa *(market value)***" ee lacag bixin, hanti ama qaan waxaa loo go'aaminayaa si waafaqsan Qodobka 32-aad.

59) "**Xidid *(associate)***" iyo "**Shakhsiyaad Xidid ah *(associated persons)***" waxa ay leeyihiin macnaha lagu sheegay Qodobka 4-aad.

60) "**Dakhliga Dibadda Loo Diray *(repatriated income)***" ee Xarun Ganacsi oo Joogta ah ee Soomaaliyeed waxa uu leeyahay macanaha lagu sheegay Qodobka 84- aad.

61) "**Saamile *(shareholder)***" marka ay timaado Shirkad, waxa uu leeyahay macnaha lagu sheegay Qodobka 3-aad.

62) "**Sanad Canshuureed *(year of assessment)***" waxa uu leeyahay macnaha lagu sheegay Qodobka 25-aad.

63) "**Sanduuq Hawlgab ee La-aqoonsan Yahay *(recognised retirement fund)***" waxaa loola jeedaa Sanduuq Hawlgab ee loo aqoonsaday si waafaqsan Qodobka 69- aad.

64) "**Sanduuq Hawlgab *(retirement fund)***":

> (b) waxa uu yeelanayaa macnaha lagu qeexay sharci ama xeer-nidaamiye; balse
>
> (t) haddii uusan jirin sharci ama xeer-nidaamiye qeexaya, waxaa loola jeeda nidaam loo abuuray uruurinta iyo maalgelinta Qaraamka Hawlgabka, si hadhoow looga siiyo Lacagaha Hawlgabka.

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shakhsiyaadka xaqqa uleh Lacagaha Hawlgabka ama xigtadooda.

65) **"Shakhsi *(person)*"** waxa uu leeyahay macnaha lagu sheegay Qodobka 3-aad.

66) "**Shaqaale *(employee)***" waxaa loola jeedaa Shakhsi qabanaya shaqo.

67) "**Shaqo *(employment)***" waxa ay leedahay macnaha lagu sheegay Qodobka 5-aad.

68) "**Shirkad *(corporation)***" waxa ay leedahay macnaha lagu sheegay Qodobka 3-aad.

69) "**Shuraako *(partnership)***" iyo "**Shirkadle *(partner)***" waxa ay leeyihiin macnaha lagu sheegay Qodobka 3-aad.

70) **"Wasiir"** waxaa loola jeedaa Wasiirka Maaliyadda ee Dawladda Federaalka.

71) "**Canshuur-jare *(withholding agent)***" waxaa loola jeedaa Shakhsiga ay saarantahay waajibaadka canshuur kajarista lacag-bixinnada si waafaqsan Qaybta II ee Cutubka IX.

72) "**Ka-kaaftoomid *(disposal)***" marka ay timaado hanti ama qaan, waxa ay leedahay macnaha lagu sheegay Qodobbada 43-aad iyo 44-aad.

73) "**Xarun Ganacsi oo Joogta ah *(permanent establishment)***" waxaa loola jeedaa Xarun Ganacsi oo Joogta ah ee Soomaaliyeed ama Xarun Ganacsi oo Joogta ah ee Dibadeed.

74) "**Xarun Ganacsi oo Joogta ah ee Soomaaliyeed *(Somali permanent establishment)***" waxa ay leedahay macnaha lagu sheegay Qodobka 80-aad.

75) "**Xarun Ganacsi oo Joogta ah ee Dibadeed *(foreign permanent establishment)***" waxa ay leedahay macnaha lagu sheegay Qodobka 80-aad.

76) **"Xeerka Madaniga ah (Civil Code)"** waxaa loola jeeda Xeerka Madaniga ah ee Soomaaliyeed (Xeer No. 37 ee Juun 1973) iyo wax-ka-beddelkasta oo lagu sameeyo.

77) "**Xigto *(relative)***" waxa ay leedahay macnaha lagu sheegay Qodobka 4-aad.

78) **"Xubin *(member)*"** marka ay timaado hay'ad, waxa ay leedahay macnaha lagu sheegay Qodobka 3-aad.

79) "**Saamiga Shakhsi *(membership interest)***" marka ay timaado hay'ad,

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waxa ay leedahay macnaha lagu sheegay Qodobka 7-aad.

80) "**Sharciga Maamulka Dakhliga**" waxaa loola jeedaa Sharci Lr. 13, ee la soo saaray 27 Oktoobar 2019, iyo Wax-ka-beddelkasta ee lagu sameeyay.

81) **"Xeer-nidaamiye"**: waxaa loola jeeda xeer-nidaamiye lagu dhaqan-gelinaayo Qodobbada Sharcigan kaas oo loo soo saaray si waafaqsan Qodobka 6-aad ee Sharciga Maamulka Dakhliga.

82) "**Erayada Aan La-qeexin**": Iyada oo la raacayo Qodobbada 3-aad, 4-aad iyo 15- aad ee Sharciga Maamulka Dakhliga, 2019, ama wax-ka-bedelkiisa, Sharcigan waxaa loo maamulayaa, islamarkaasna lala akhrinayaa Sharciga Maamulka Dakhliga. Erayada aan si toos ah loogu qeexin Sharcigan waxa ay leeyihiin macno la mid ah kuwa lagu qeexay Sharciga Maamulka Dakhliga.

Qodobka 3-aad
Shakhsiyaadka, Hay'adaha iyo Xubnahooda iyo Maareeya-yaashooda

1) "Shakhsi" waxaa loola jeedaa shakhsi dabiici ah ama hay'ad. Waxaa ku jira qof geeriyooday iyo hay'ad aan markaas jirin.

2) "Hay'ad" waa qaab-dhismeed loo aqoonsaday inay leedahay jiritaan ka madax- banaan Shakhsiyaadka xubnaha ka ah, si looga sal-gaaro dhammaan ama qaybo kamid ah ujeedooyinka Sharcigan. Qaybaha kala duwan ee Hay'ad waxaa kamid ah:

(b) "Shuraako" oo loola jeedo isutaga labo ama ka badan oo Shakhsiyaad ah kuwaasoo si wada jir ah u ganacsanaaya si ay faa'iido u helaan, iyada oo aan loo eegayn in isutagu ku dhisanyahay heshiis qoraal ah;

(t) "Amaano":

i. oo loola jeedo Qaab-dhismeed, kaasoo Amaano-haye uu gacanta ku haayo hanti;

ii. oo uu kamid yahay Sanduuq Hawlgab; balse

iii. ka baxsan Shuraako iyo Qaab-dhismeed kasta oo leh shakhsiyad khaanuuneed si waafaqsan Xeerka Madaniga ah; iyo

(j) "Shirkad":

i. waxaa loola jeedo:

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(B) Qaab-dhismeed abuuraya Shakhsiyad khaanuuni ah oo madax banaan ee aqoonsanyahay Xeerka Madaniga ah; iyo

(T) isutag ama koox kale oo loo aqoonsan karo inay ka madax- banaanyihiin Shakhsiyaadka abuuray ama ku lugta leh, iyada oo aan loo eegayn in isutaggu ama kooxdu leedahay shakhsiyad khaanuuni oo madax-banaan;

ii. waxaa ka mid ah:

(B) iskaashato asxaabeed, iskaashato dhismo, sanduuq howlgab
(provident fund), iskaashato bulsho, ama sanduuq ama-iskaashatooyinka la midka ah;

(T) Dawladda Federaalka Soomaaliya iyo Dawlad Goboleedyada, oo ay ku jiraan wasaaradaha, hay'adaha ama wakaaladaha ka tirsan Dawladahaas;

(J) dawladaha hoose, golayaasha deegaanka ama hay'adaha la midka ah ee Soomaaliyeed;

(X) dawladaha shisheeye, maamulada iyo dawladaha hoose ee dawladaha shisheeye ama hay'adaha caalamiga ah ee ka hawlgasha arrimaha guud (public international organizations); iyo

(KH) isutag ama koox kasta ee shisheeye oo ay Wasaaraddu u aqoonsato in uu yahay Shirkad; laakiin

iii. waxaa ka baxsan Shuraako ama Amaano, inkastoo Wasaaraddu ay Xeer-nidaamiye ku go'aamin karto in qayb kamid ah Shuraakooyinka iyo Amaanooyinka loo aqoonsan karo inay yihiin Shirkado, si looga sal gaaro ujeedooyinka Sharcigan.

3) Si looga sal gaaro ujeedooyinka Sharcigan, qaar kamid ah Shakhsiyaadka ku lugta leh Hay'ad waxaa loo aqoonsanayaa Xubno, halka qaarka kalena loo aqoonsanayo Maamulayaal (inkastoo hal Shakhsi uu isku noqon karo labadaba). Si loo caddeeyo, qeexitaannada soo socda ayaa la dabaqayaa:

(b) "Xubin" Hay'addeed waxa loola jeedaa Shakhsiga kuleh Hay'ad Xuquuq Xubinnimo, gaar ahaan:

i. "Shirkadle (partner)" waa Xubin ka mid ah Shuraako;

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ii. "Ka-faa'iideyste" waa Xubin ka mid ah Amaano; iyo

iii. "Saamile" waa Xubin ka mid ah Shirkad, waxaana erey bixintan la dabaqaaya iyada oo aan loo eegayn in Xuquuqda Xubinnimada ee Shakhsigu leeyahay ay tahay saami, si waafaqsan Xeerka Madaniga iyo shuruucda kale ee hagaysa arrimahan.

(t) "Maamule" Hay'ad waxaa loola jeedaa Shakhsiga mas'uulka ka ah Hay'adda ama Shakhsiga ka qaybqaata ama ka qaybqaadan kara (ha ahaado kaligii ama isagoo la wadaagaya Shakhsiyaad kale) qaadashada go'aamada maamul ee waaweyn isaga oo matalaya Hay'adda, waxaana ka mid ah:

i. agaasime, maamule sare ama sarkaal idman;

ii. Shirkadle kamid ah Shuraako iyo Amaano-haye katirsan Amaano;

iii. milkiilaha Xarun Ganacsi oo Joogta ah ee Soomaaliyeed; iyo

iv. shakhsi ay tilmaamihiisa iyo amaradiisa ay qaadato Hay'ad ama shakhsi kamid ah kuwa lagu sheegay qeexitaanka kore.

(j) "Amaano-haye" waxaa loola jeedaa Shakhsi ama Hay'ad leh shakhsiyad khaanuuni ah oo madax-banaan si waafaqsan Xeerka Madaniga iyo shuruucda kale ee hagta arrimahan, kaasoo hanti amaano ah u haaya (si keli ah ama si wadajir ula haaya hantidaas Shakhsiyaad ama Hay'ado kale) Ka- faa'ideystayaal cayiman ama ujeedo sharciga Dalku oggolyahay, waxaana ka mid ah:

i. Shakhsi loo magacaabay ama Amaano-haye kale oo ka dhashay go'aan shakhsiyadeed, dardaaran, go'aan maxkamadeed, ama saamayn sharci (operation of law);

ii. dardaaran fuliye, maamule maxkamadi magacawday, dhaxaltooyada hanti uu qofkeedi dhintay, ama qof loo magacaabay inuu daryeelo arrimaha ilmo aan qaan-gaarin ama qof aan awoodin inuu arrimihiisa maareeyo;

iii. xaraashe (liquidator), maamule la magacaabay (receiver), korjoogteeye xaraash (trustee in bankruptcy) ama maareeye maxakamadi magacawday (judicial manager);

iv. Shakhsiga maamula hanti lagu intifaacayo, hanti dhaxal sugayaa (fideicommissum) ama hanti shakhsi kale kuleeyahay xuquuq

kooban.

v. Shakhsiga maamula hantida dadka aan awoodda lahayn (incapacitated), oo ay ku jiraan caruurta (minor); iyo

vi. Shakhsiga maamula hanti uu leedahay urur shisheeya ama Qaab- dhismeed la mid ah.

Qodobka 4-aad
Shakhsiyaad Xidid ah

1) Laba Shakhsi waxaa loo tixgelinayaa inay yihiin Shakhsiyaad Xidid ah, haddii xiriirka ka dhexeeya labada Shakhsi uu yahay:

(b) midka ka dhaxeeya Shakhsi iyo Xigtadiisa ama Shakhsi iyo Ku- tiirsanihiisa;

(t) mid ka dhaxeeya Shirkadlayaasha kawada tirsan hal Shuraako;

(j) mid ka dhaxeeya Hay'ad iyo Shakhsi (oo ay ku jirto Hay'ad kale) ee lagu qeexay faqradda 2-aad ee Qodobkan; ama

(x) Xiriir kasta oo kale oo aan ahayn xiriir shaqaale, kaasoo Shakhsi laga filaayo inuu u hoggaansamo tilmaamaha ama ammarada:

i. Shakhsiga kale; ama

ii. Shakhsi xidid la ah Shakhsiga kale.

2) Shakhsi iyo Hay'ad waxaa loo tixgelinayaa inay yihiin Shakhsiyaad Xidid ah, haddii:

(b) Shakhsigu maamulo Hay'adda ama uu isticmaali karo boqolkiiba kontan (50%) ama in ka badan ee xuquuqda dakhli, ra'sumaal ama awoodda codbixineed ee Hay'adda:

i. isaga keligiisa ama isagoo kaashanaya Shakhsiyaad kale, kuwaasoo si waafaqsan Qodobkaan loo tixgelinayaa inay yihiin Shakhsiyaad Xidid ah la ah;

ii. si toos ah ama si dadban isagoo u maraaya Hay'addo kale oo wakiil ka ah; ama

(t) Shakhsigu, si waafaqsan Qodobkaan, uu Xidid layahay Shakhsi lagu xusay faqrad-hoosaadka (b) ee Qodobkan.

3) Laba Shakhsi looma tixgelinaayo inay yihiin Shakhsiyaad Xidid ah si waafaqsan faqradda 1(b) iyo 1(t) ee Qodobkan, haddii Wasaaraddu ku qancdo in aysan maangal ahayn in laga fisho in midkoodna u hoggaansamayo awaamiirta iyo tilmaamaha midka kale.

4) Laba Shakhsi waa "Xigto" haddii:

(b) midkood uu kan kale u yahay xaas, ama say, waalid, awoowe ama ayeeyo, walaal, eedo ama habar-yar, abti ama adeer, ama ina adeer, ina abti, ina eedo, ama ina habar-yar darajada kowaad ah, oo ay kujiraan kuwa ku imaan kara guur, ama nuujin, ama laba xaas oo la isla qabo; ama

(t) midkood ka gacansiiyo midka kale baahiyaha nolosha ee daruuriga ah.

5) "Ku-tiirsane" Shakhsi marka ay timaado Sanad Canshuureed waxaa loola jeeda xaaska, sayga, ubadka ama waalidka Shakhsigaas kaaso Dakhligiisa Canshuur-galka ah ee sanadkaas uu ka hooseeyo qadarka lagu cayimay Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan.

Qodobka 5-aad
Hawlaha Dakhliga Laga Helo

1) Howlaha dakhliga laga helo waa hawlaha soo saara dakhli ay ku waajibtay canshuur si waafaqsan Sharcigan. Hawlaha dakhliga laga helo waxaa loo kala saaray sidan:

(b) "Shaqo" oo loo macnaynaayo si waafaqsan Xeerka Madaniga iyo shuruucda kale ee hagta arrimahan, waxaa kamid ah:

i. jagada Maamule ee uu Shakhsi ka hayo Hay'ad oo aysan kujirin jagada Shirkadle katirsan Shuraako;

ii. madax kanoqoshada xafiis;

iii. jagooyinka kale oo lagu qeexay xeer-nidaamiyeyaal ee ku aadan bixinta adeeg, kuwaasoo Shakhsigu, inkasta oo uusan kujirin heshiis shaqo oo rasmi ah, haddana uu u hoggaansamo tilmaamaha iyo awaamiirta Shakhsi kale ee ku aadan sida uu u fulinaayo hawlaha shaqadiisa; iyo

iv. Shaqo hore, mid markaa la haayo ama mid mustaqbalka imaan karta.

(t) "Ganacsi" waxa loola jeedaa hawlo warshadeed ama ganacsi oo:

i. ay ka mid yihin:

(B) meherad, xirfad, ganacsi, farsamo ama hawlo kale oo goos goos ah oo leh sifo ganacsi;

(T) bixinta adeegyo faa'iido doon ah, ha ahaadan kuwo goos goos ah ama joogta ah; iyo

(J) Ganacsi hore, mid hada socda ama mid mustaqbalka imaan kara; laakiin.

ii. aan ahayn Shaqo.

(j) "Maalgashi" oo macnehiisu yahay lahaanshaha hal ama in ka badan oo ah hanti kala duwan oo halmeel laga maamulo oo ujeedadeedu tahay in laga helo faa'ido iyo dakhli, waxaana:

i. ka mid ah Maalgashi hore, mid hada socda ama mid mustaqbalka imaan kara; laakiin

ii. ka baxsan Ganacsi ama Shaqo.

2) Shakhsiyaadka dabiciiga ah oo kaliya ayaa qaban kara shaqooyinka (employment). Shakhsiyaadka dabiciiga ah waxay qaban karaan Shaqooyin ka badan hal, ha ahaadan kuwo kala danbeeya ama kuwo iskumar la qabto.

3) Marka laga reebo xilliga Sharcigani uu waajibinayo in la kala saaro, dhammaan hawlaha ganacsi ee Shakhsi uu leeyahay waxa loo tixgelinayaa hal ganacsi. Waxaa intaasi dheer, dhammaan hawlaha Shuraako ama Shirkad (balse aan ahayn kuwa shakhsi dabiici ah ama amaano) waxaa loo tixgelinayaa hawlo ganacsi. Tani waxa uu macnaheedu yahay in dhammaan dakhliga Shuraako ama Shirkad loo tixgelinaayo dakhli ka yimid ganacsi.

4) Marka laga reebo xilliga Sharcigani uu waajibinayo in la kala saaro, dhammaan Maalgashiga shakhsi dabiici ah ama Amaano waxaa loo tixgelinayaa sidii hal maalgashi.

Qodobka 6-aad
Hanti, Milkiyad iyo Lacag-bixinnada Isticmaalka Hanti

1) "Hanti" waxaa ka mid ah hanti la taaban karo ama mid aan la taaban karin, lacag, sumcadwanaag (goodwill), aqoon xirfadeed oo gaar ah (know-how), Khidmadda Milkiyadda, xaquuqda milkiyadda dakhli markaa la helaayo ama mid mustaqbalka la helaayo, faa'iido (benefit) soconeysa in ka badan laba iyo

toban (12) bilood iyo qaybt hantid kamid ah.

2) Shakhsi waxa uu Hanti ku heli karaa inuu yeesho Milkiyadda Hantida ama inuu Kiraysto. Milkiyad iyo Kiro ayaa loo kala qeexay sida soo socota:

(b) "Milkiyad":

i. waxaa loola jeedaa xaqqa in aad si gaar ah oo joogta ah aad u haysato, walibana aad u isticmaasho Hanti inta ay waxtar leedahay; iyadoo

ii. xuquuqda Milkiyadda ay saamayn karto xuquuqda Shakhsi kale ee ka abuurantay Kiraynta Hantida.

(t) "Ijaar":

i. waxaa loola jeedaa qaab-dhismeed siinaya shakhsi xaq ku meel gaar ah ee isticmaalka hanti uu shakhsi kale leeyahay; iyadoo

ii. ay ka mid tahay xaqa isticmaalidda dhul shakhsi kale (easement), oggolaanshaha isticmaalidda hantida shakhsi kale (license), heshiiska ka-faa'ideysiga kheyraadka dhulka ee shakhsi kale (profit-a-prendre), heshiis ikhtiyaari ah ee iibsashada ama kiraysashada Hantid Shakhsi kale (option), heshiis kiro, heshiiska isticmaalidda xuquuqda milkiyadda (royalty agreement), iyo heshiis loo galay in lagu taageero Qaab-dhismeedka lagu xusay faqrad-hoosaadka (t) (i) .

3) Hantida uu isticmaalo Shakhsi ku jira Ganacsi waxa loo kala saaraa sidan:

(b) "Badeeco Ganacsi" taas oo loola jeedo:

i. Hanti uu Shakhsi leeyahay ee ganacsi ahaan loo gaday ama la qorsheeyay in loo gado, oo ay kujiraan alaabada wali laga shaqaynayo ama farsamadu udhimantahay iyo agabka loo isticmaali doono samaynta alaabtaas; iyo

ii. Hantida kale ee muddada gaaban ee Ganacsiga uu Shakhsigu leeyahay oo ay ka midyihiin alaabada sida degdega ah loo isticmaalo, sida saadka iyo kuwa loo isticmaalo socodsiinta lawl-maalmeedka
Ganacsiga.

(t) "Hanti Qiima-dhacda":

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i. waxaa loola jeeda hanti uu shakhsigu ganacsigiisa u isticmaalo si uu dakhli uga sameeyo, iyadoo la filayo in hantidaas qiimaheeda dhacdo muddo ka dib sababo ay ka mid yihiin isticmaal joogta ah, tignoolajiyada oo duugowday awgeed, ama gabow darteed; balse

ii. Hantida Qiima-dhacda kuma jirto sumcadwanaaga shirkad, milkiyadda dhul, saamiyada ama milkiyadda shirkad, badeeco ganacsi loogu talagalay iyo hanti kasta oo kale ee uu xeer-nidaamiye qeexo.

(j) "Hanti Raasumaal":

i. waxaa loola jeedaa hanti uu shakhsi leeyahay, taasoo shakhsigu u isticmaalo ujeedooyinka ganacsigiisa; balse

ii. Kamid maahan Badeeco Ganacsi iyo Hanti Qiima-dhacda.

4) Hantida shakhsi u leeyahay Maalgashi ahaan waxa loo yaqaan Hanti Maalgashi. Faa'iidada Lacageed ee laga helo Hanti Maalgashi waxa la canshuuri karaa oo keliya marka la iibiyo ama si kale loo wareejiyo hantidaas, waase haddii ay tahay Hanti Maalgashi ee Canshuur-gal ah. Hanti Maalgashi ee Canshuur-gal ah:

(b) waxaa loola jeeda saamiga shakhsi kuleeyahay shirkad, amaano aan dalka degaan ku-aheyn, hanti ma guurto ah iyo hanti kasta oo kale ee uu xeer-nidaamiye qeexo; balse

(t) xeer-nidaamiye ayaa lagu qeexi doona marka guriga uu shakhsigu sida joogtada ah u deganyahay aan loo tixgalinayn Hanti Maalgashi ee Canshuur-gal ah. Sidoo kale, xeer-nidaamiye ayaa lagu qeexaya xeerarka lagu dhaqaayo faa'iidada iyo khasaaraha ka yimaada iibinta guriga uu shakhsigu sida joogtada ah u deganyahay.

5) Lacagaha lagu bixiyo isticmaalka hanti la ijaartay waxaa loo kala saaray sida soo socota:

(b) "Khidmadda Kheyraadka Dabiiciga ah":

i. waxaa loola jeeda khidmadda lagu iibsaday xuquuqda ka soo saarista berriga ama badda kheyraadka dabiiciga ah, ama khidmadda qayb ahaan ama gebi ahaanba lagu saleeyo qaddarka ama qiimaha kheyraadka dabiiciga ah ee laga qaatay berriga ama badda; waxaana sidoo kale

ii. ku jira lacagaha dheeraadka ah, ganaaxyada ama lacagaha kale oo la mid

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ah marka loo eego arrimaha lagu sheegay farqad-hoosaadka (i); balse

iii. kamid maahan Khidmadda Milkiyadda ee uu sharci soo rogay, lana siinayo Dawladda Soomaaliya.

(t) "Khidmadda Milkiyadda":

i. waxa loola jeedaa khidmadda laga bixiyo isticmaalka ama xaqa isticmaal ee hanti aan la taaban karin;

ii. waxaa ka mid ah:

(B) isticmaalka ama xaqa isticmaalka ee wax-soos-saar sharcigu ilaaliyay sida suugaanta, farshaxanka ama sayniska, oo ay ku jiraan filimada, softweerada ama muuqaallada ama maqallada duuban, ha ahaado wax-soos-saarko mid danabeysan (electronic) ama mid aan danabeysnayn;

(T) isticmaalka ama xaqa isticmaal ee curin ilaalsan, hal-abuur, calaamad ganacsi, naqshad ama moodel, qorshe, qaacido qarsoodi ah ama habraac, ama hanti kale oo la mid ah ama xuquuq;

(J) helitaanka ama xaqa lagu heli karo maqal ama muuqaal ama labadaba, kuwaas oo lagu gudbiyey qalabka dayax-gacameedka, fiilooyinka, faybar obtik ama tignoolajiyad la midka ah ee baahinta oo ay ku jiraan telefishanka, raadiyaha ama interneet;

(X) isticmaalka ama xaqa isticmaal ee macluumaad khibrad warshadeed, ganacsi, ama saynis;

(KH) gabi ahaan ama qayb ahaan ka-tanaasulka ka dhasha arimaha lagu soo sheegay faqrad-hoosaadka (i) ama xarfaha (B), (T), (J), ama (X) ee faqrad-hoosaadkan; ama

(D) lacagaha dheeraadka ah, ganaaxyada ama lacagaha kale oo la mid ah waxyaabaha lagu soo sheegay faqrad-hoosaadka (i) ama xarfaha (B), (T), (J), (X) ama (KH) ee faqrad-hoosaadkan; balse

iii. kuma jiraan Khidmadda Kheyraadka Dabiiciga ah.

(j) "Kiro":

i. waxa loola jeedo lacag lagu bixiyay:

(B) isticmaalka ama xaqa isticmaalka ee nooc kasta oo hanti ah; iyo

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(T) gabi ahaan ama qayb ahaan ka-tanaasulka la xiriira arimaha lagu soo sheegay faqrad-hoosadka (i)(B);

ii. waxaa ku jira lacagaha dheeraadka ah, ganaaxyada ama lacagaha kale oo la mid ah waxyaabaha lagu soo sheegay faqrad-hoosaadka (i); balse

iii. kamid maahan Khidmadda Kheyraadka Dabiiciga ah, Khidmadda Milkiyadda ama Faa'iidada Laga-helo Qaamaha.

Qodobka 7-aad
Aaladaha Maaliyadeed iyo Faa'idooyinkooda

1) Aalado Maaliyadeed waxa loo kala saaray sidan soo socota:

b) "Saami Shakhsiyadeed":

i. waxaa loola jeedaa saamiga sharcigu aqoonsanyahay ee shakhsi ku leeyahay hay'ad. Tani waxay noqon kartaa saamiga shakshi kuleeyahay shuraako, saamiga shakhsi kuleeyahay amaano, ama saamiga shakhsi kuleeyahay shirkad.

ii. waxaana ka mid ah xuquuq kasta (ha ahaato mid sharcigu aqoonsanyahay ama shuruud ku xiran) ee shakhsigu uleeyahay dakhliga ama hantida hay'adda, marka laga reebo wixii xuquuq ah oo ay reebaan xeer-nidaamiyayaal.

t) Qaan-sheeg iyo Qaan Bixin waxaa loola jeedo xuquuqda lacag-helista ama mas'uuliyadda lacag siinta shakhsi kale, waxaana ka mid ah daymaha muddada gaaban iyo waajibaadyada ka dhalanaya lacagaha dhigaalka ah, dukumintiyada dayn-sidayaasha ah, amaahda, damaanadaha Dawladda, ballan-qaadyada lacag- bixinta, iyo dukuminitiyada maaliyadeed ee sarrifma, balse kamid maahan saamiyada shirkadda;

j) "Aaladaha Maaliyadeed ee Darajada Labaad (Derivative Instrument) " waxa ay yeelanayan macnaha lagu qeexo xeer-nidaamiye. Haddii aanu jirin xeer-nidaamiye, waxaa laga soo qaadanayaa macnahooda Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP); iyo

(x) "Aaladda lacagta qalaad" waxa ay yeelanayan macnaha lagu qeexo xeer-

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nidaamiye. Haddii aanu jirin xeer-nidaamiye, waxaa laga soo qaadanayaa macnahooda Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP).

2) Faa'iidada aaladaha maaliyadeed waxaa ka mid ah:

b) "Faa'iidada Saamiyada":

i. waxaa loola jeedo lacagta uu saamile ka helo shirkad:

B) ha ahaato mid laga helo qaybsiga faa'idada, ka dhalataa kala dirida shirkadda ama dib-u-habaynteeda, dhimista ra'asamaalka ama dib-u-iibsashada saamiyada, ama si kale;

T) iyadoon loo eegayn in lacagta la helay ay si toos ah ugu jaango'antahay saamiga shakhsigu kuleeyahay shirkadda;

ii. waxaa ka mid ah ra'sumaaleynta faa'iidada:

B) iyadoo loo maraayo soo saarista saamiyo dheeri ah, kor-u-qaadista qiimaha saamiyada ama siyaabo kale;

T) iyada oo aan loo eegin in wax faa'ido ah la qaybiyay iyo in kale;

iii. waxaa ka baxsan lacagta:

B) u dhiganta lacag uu saamiluhu siisay shirkadda (oo aan ahayn habka wareejinta saamiga uu shirkadda kuleeyahay);

T) laga dhimay xisaabta ra'sumaalka, lacagaha dheeraadka ah ama xisaab la mid ah oo u dhiganta marka la barbar dhigo dhammaan saamiyada shirkadda; ama

J) ah canshuur la goostay ama lacagta lagu daray xisaabinta dakhliga xubinta (ha ahaato dakhliga xubinta kasoo galo shaqo, ganacsi ama maalgashi) oo ay ku jiraan faa'idada laga helo deymaha ama faa'iidada aaladaha maaliyadeed (oo aan ahayn midda saamiyada shirkadda);

t) "Faa'iidada Laga-helo Qaamaha", taas oo:

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i. loola jeedo lacag loo bixiyay si la iskaaga baxsho qaan;

ii. ay ku jiran:

B) lacag loo bixiyay si waafaqsan Shareecada, taas oo ah faa'ido ka dhalatay qaan;

T) lacag bixin ku aadan qiimadhamis ama lacag dheeraad ah;

J) lacag lagu bedeshay dammaanad bixin; iyo

X) qadar kasta ee lacageed oo Sharcigani u aqoonsanyahay faa'ido laga helay qaan, ama si waafaqsan Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP) ama xeer-nidaamiye; balse

iii. waxaan ku jirin faa'idada ra'sumaalka ee uu tilmaamo xeer-nidaamiye ama si waafaqsan Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP), marka uusan jirin xeer-nidaamiye;

j) "**Faa'iidada Laga-helo Qaamaha** ee Caadiga ah" waxa ay leedahay macnaha uu tilmaamayo xeer-nidaamiye, haddiise uu xeer-nidaamiye jirin waa faa'idada laga helo qaamaha oo loo xisaabiyay boqolleyda qaanta taagan.

Qodobka 8-aad
Kharashaadka Gaarka ah iyo Kharashaadka aan La-tixgelinayn

1) Marka shakhsi uu galo kharash, kharashku waa "kharash gaar ah" marka loo galay:

b) arimo shakhsi ah, oo ay ku jiraan helista hoy, cunto, raashin fudud, madadaalo ama nasasho;

t) safar dartiis, gaar ahaan safarka joogtada ah ee udhaxeeya guriga iyo goobta shaqada ee caadiga ah;

j) soo gadashada dhar shakhsiyeed, oo aysan kujirin dharka aan lagu xiran karin meel ka baxsan shaqada ama ganacsiga; ama

x) waxbarashada shakhsiyeed darteed, oo aysan kujirin waxbarashada sida tooska ah u khuseysa ganacsiga uu shakhsigu ka shaqeeyo islamarkaasina

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aan horseedeyn shahaado heerka koowaad ee jaamacadda ama dibloomo.

2) Marka uu shakhsigu galo kharash inta uu ku guda jiro kharash-bixinta ama faa'ido siinta shakhsi kale, kharashku waa "kharash gaar ah" marka laga reebo in:

b) lacagta ama dheefta la bixiyay lagu daray xisaabinta dakhliga shakhsiga ka soo galay shaqada, ganacsiga ama maalgashiga;

t) shakhsiga kale uu bixinayo qiima u dhigma qiimaha suuqa ee lacagta ama dheefta; ama

j) qadarta kharash ee la galay ay aad uga yar tahay wax u qalama maamul ahaan ama caqli ahaanba in laga xisaabtamo.

3) Kharashaadka lagu sheegay faqradaha (1) iyo (2) waxaa ka mid ah faa'idada laga helo qaamaha ee labaxshay taas oo la xiriirta lacagta la amaahday loona isticmaalay sida ku cad isla faqradahahaas.

4) Kharashyada aan loo tixgelin kharashyo ganacsiga waxaa kamid ah:

b) canshuurta loo bixiyay si waafaqsan Sharcigan ama Sharciga Maamulka Dakhliga;

t) laaluushka iyo kharashaadka loo galay sababo la xiriira dhaqamo musuqmaasuq
ama fal dambiyeedyo;

j) faa'idada laga helo qaamaha, iyo ganaaxyada la siiyo dawladda ama maamul- hoosaad katirsan dowladda dal, kuwaa oo kadhashay xadgudub ka dhan ah sharci ama xeer-nidaamiye;

x) kharashaadka uu shakhsigu u galay si uu u helo dakhli aan canshuur-gal ahayn ama dakhli canshuurta horay looga jarto;

kh) faa'idada laga helo qaamaha oo lagu bixiyay qaan lasoo amaahday taas oo loo isticmaalay si loo iibsado hanti soo saarta dakhli aan canshuur-gal ahayn ama dakhli canshuurta horay looga jarto;

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d) qaaraanka hawlgabka, haddii aan lagu darin xisaabinta dakhliga shaqaalaha sida ku cad Qodobka 13(3)(kh);

r) faa'idada saamiga shirkad iyo faa'idada ra'sumaal ee la xiriirta saamiga shakhsi kuleeyahay hay'ad;

s) lacagta la dhigo sanduuq keydka, ama meel loo dhigo bixinta kharashaad ama khasaare la filayo ama lacagta loo ra'sumaaleeyay hab kasta; iyo

sh) lacag bixin caddaan ah ee ka badan xadka lagu qeexay xeer-nidaamiye.

CUTUBKA II
WAAJIBINTA CANSHUURTA DAKHLIGA

Qodobka 9-aad
Waajibinta Canshuurta Dakhliga

1. Canshuurta dakhliga waxa ay sanad canshuureed kasta ku waajibtaa:

b) shakhsigii hela dakhli canshuurgal ah sanadkii;

t) shakhsigii hela dakhli canshuurta looga reebo si kama dembeys ah sanadka gudihiisa; iyo

j) shakhsi aan Dalka degaan ku aheyn oo kuleh Soomaaliya xarun ganacsi oo joogta ah, taas oo dakhli u dirtay dibadda sanadkaas.

2) Qaddarta canshuurta dakhliga ee uu shakhsigu bixinayo sanad canshuureed waa wadarta qaddarta lagu sheegay faqradda (1) (b), (t) iyo (j) ee Qodobkan.

3) Iyadoo la raacayo faqradda (4) ee Qodobkan, canshuurta dakhliga ee uu bixinayo shakhsi si waafaqsan faqradda (1)(b) ee Qodobkan waxa loo xisaabinayaa:

b) in boqolleyda canshuurta dakhliga ee ku haboon ee ku xusan Jadwalka Koowaad lagu dhufto dakhliga canshuurgalka ah ee shakhsiga; kadibna

t) laga jaro tixgelinta canshuureed (tax credit) ee jaritaankeeda loo ogolyahay shakhsiga sanadkaas sida ku cad Qodobka 86-aad.

4) Canshuurta dakhliga ee uu shakhsi ka bixinayo dakhligiisa canshuur-galka ah ee uu ka helay ganacsi waxaa lagu dabaqayaa xeerarka la fududeeyay ee canshuuraha ee ku xusan ama loo soo saaray si waafaqsan Jadwalka Labaad.

5) Canshuurta dakhliga ee uu shakhsi u bixinayo si waafaqsan faqradda (1) (t) ee Qodobkan waxaa la xisaabinayaa iyada oo la adeegsanayo boqolleyda ku waajibtay ee ku xusan Qodobka 5-aad ee Jadwalka Koowaad ee canshuur kareebid kasta oo kama dambays ah. Wadarta la bixinayo sida ku cad faqradda (1) (t) ee sanadka waa wadarta guud ee qadartaas.

6) Canshuurta dakhliga ee uu shakhsi u bixinayo si waafaqsan faqradda (1)(j) ee Qodobkan waxaa la xisaabinayaa iyada oo lagu dabaqaayo dakhliga Xarun kasta oo Ganacsi oo Joogta ah ee Soomaaliyeed ay dibadda u dirtay, boqolleyda ku waajibtay ee ku xusan Qodobka 4-aad ee Jadwalka Koowaad. Wadarta canshuurta sanadka ee loo bixinaayo si waafaqsan faqradda (1) (j) ee Qodobkan waa wadarta qaddartaas.

CUTUBKA III
SALDHIGA CANSHUURTA DAKHLIGA
QAYBTA I
DAKHLIGA CANSHUURGALKA AH

Qodobka 10-aad Dakhliga Canshuurgalka ah

1) Iyadoo la raacayo faqradda (2) ee Qodobkan, dakhliga canshuurgalka ah ee shakhsi ee sanad canshuureed waa wadarta guud ee dakhliga loo qiimeeyey inuu canshuurgal yahay ee shakhsigu sanadkii ka helo shaqo, ganacsi iyo maalgashi.

2) Marka la xisaabinayo dakhli canshuurgal ah, waxaa laga jarayaa wadarta dakhliga shakhsiga ee sanadka, lacagaha loo oggolyahay in loo jaro qaaraanka hawlgabka (si waafaqsan Qodobka 70-aad) iyo tabarucaadka lagu taageeray arrimaha qiimaha leh (si waafaqsan Qodobka 76-aad). Lacagaha loo jaray si waafaqsan faqradan kama badan karto wadarta dakhliga lagu sheegay faqradda (1) ee Qodobkan.

3) Dakhliga canshuurgalka ah ee shakhsi kastaa waxaa loo xisaabinayaa si gooni ah.

QAYBTA II
DAKHLIGA QIIMAYNGALKA AH EE LA KASABADO

Qodobka 11-aad
Dakhliga Qiimayngalka ah

1. Dakhliga qiimayngalka ah ee uu shakhsi sanad canshuureed ka helo shaqo, ganacsi ama maalgashiga waa:

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b) haddii uu Dalka degaan ku yahay, wadarta dakhliga dhammaan dunida qaybaheeda kala duwan ee shakhsigu sanadkii ka helo shaqada, ganacsiga ama maalgashiga;

t) hadii uusan Dalka degaan ku ahayna, wadarta guud ee:

i. dakhliga dhammaan dunida qaybaheeda kala duwan ee shakhsigu sanadkii ka helo Xarun kasta ee Ganacsi oo Joogta ah ee Soomaaliyeed ee shakhsigu leeyahay (si waafaqsan Qodobka 83-aad); iyo

ii. dakhliga sanadkaas shakhsiga uu ka helo shaqo, ganacsi, ama maalgashi uu ka sameeyay Soomaaliya, balse waa haddii uu yahay dakhli aan hoos imaanayn faqrad-hoosaadka (i).

Qodobka 12-aad
Dakhliga Shaqada

1) Dakhliga shaqo ee shakhsigu helo sanad canshuureed waa wadarta guud ee dakhliga shakhsigu ka helo shaqo kasta sanadkaas.

2) Marka la xisaabinayo dakhliga sanad canshuureedka shakhsiga ka soo gala shaqada:

b) waxaa lagu darayaa qadarta lagu xusay faqradda (3) ee Qodobkan haddi uu shakhsiga ka helo shaqada sanadkaas; balse

t) waxaa laga saarayaa qadarta lagu xusay faqradda (4) ee Qodobkan.

3) Qadarta lagu darayo dakhliga sanad canshuureedka shakhsiga ka soo gala shaqada waa:

b) mushaharka billaha ah, mushaarka saacadlaha ah, gunnada, khidmada shaqo ka tagista, abaalmarinnada lacageed, mushaharka xilliyada fasaxa, lacageynta fasaxa, khidmada wakhtiga dheeraadka ah, liiltirka iyo lacag bixinnada la midka ah kuwa lasoo tixay, iyada oo aan loo eegin magaca loo bixiyay;

t) lacag-bixinnada lagu bixiyo heshiiska uu shakhsigu:

i. ku galayo shaqada;

ii. ku aqbalaayo shuruudaha shaqada ama wax-ka-bedellada lagu sameeyo shuruudahaas; ama

iii. ku aqbalaayo ama ku galaayo ballan lagu xadidaayo habdhaqankiisa la xiriirta shaqada;

j) lacag-bixinnada lagu dabaraayo ama dib loogu celinaayo kharashaad uu galay
shakhsiga ama shakhsi xidid la ah oo la xiriirta shaqadiisa;

x) lacag-bixinnada shaqa ka joojinta, ha ahaadan kuwa loo bixiyay si mutadawacnimo ah ama si heshiis lagu yahey, taas oo ay ku jirto magdhawga shaqo ka erinta ama shaqo waayidda;

kh) lacag-bixinnada kale, oo ay ku jiraan hadiyadaha lagu helay arimo la xiriira shaqada; iyo

d) lacag kasta oo kale oo in dakhliga sanad canshuureedka shakhsiga ka soo gala shaqada lagu daro lagu farayo qeybaha kale ee Sharcigan, gaar ahaanna Cutubka IV.

4) Qadarta aan lagu darayn dakhliga sanad canshuureedka shakhsiga ka soo gala shaqada waa:

b) dakhliga la canshuur dhaafay iyo lacag-bixinnada canshuurta looga reebay sida kama dambaysta ah;

t) lacag-bixinnada dib-ugu-celinaaya shakhsiga kharashaadka uu u galay loo-shaqeeyaha dartiis, kuwaa oo xiriir toosan laleh baahida ganacsi ee loo shaqeeyaha;

j) xuquuqda hawlgabka ee loo-shaqeeyaha iyo shaqaaluhu ku shubaan sanduuqa hawlgabka iyaga oo ka wakiil ah qofka ay khusayso ama qof la xiiira, iyo macaashka hawlgabka ee la bixiyo si waafaqsan heshiiska shaqada;

x) kharashaadka lagu daboolaayo baahida hoy muhiim u ah shaqaalaha si ay u gutaan waajibaadkooda shaqo, balse waa hadii uu qeexo xeer-nidaamiye; iyo

kh) lacag-bixinnada loo siiyo shaqaalaha si aan kala sooc lahayn, kuwaas oo marka la eego cadadkooda, noocooda iyo inta jeer ee la bixiyayba, aysan macquul ama maamul ahaanba suurtagal u ahayn in loo-shaqeeyuhu kasoo xisaab-celsho ama ku qoro shakhsi gaar ah.

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Qodobka 13-aad
Dakhliga Ganacsiga

1) Dakhliga uu shakhsi sanad canshuureed ka helo ganacsi waa wadarta faa'iidada iyo korarka maaliyadeed uu shakhsigu ka helay ganacsiyadiisa sanadkaas.

2) Marka la xisaabinayo faa'iidada iyo korarka maaliyadeed uu shakhsi sannad canshuureed ka helay ganacsi:

b) waxaa lagu darayaa qadarta lagu xusay faqradda (3) ee Qodobkan haddi shakhsigu sanadka gudihiisa uu ka helay ganacsiga; balse

t) waxaa laga reebaya qaddarta lagu xusay faqradda (4) ee Qodobkan.

3) Qadarta lagu darayo dakhliga sanad canshuureedka shakhsiga ka soo gala ganacsiga waa:

b) khidmadaha adeegga;

t) dheefta kasoo xaroota iibka badeecada ganacsiga;

j) faa'idada ka dhalatey iska iibinta (disposal) hantida ra'sumaalka iyo deymaha ganacsiga, oo loo xisaabiyay si waafaqsan Cutubka V;

x) qadarta ay tahay in lagu daro si waafaqsan xeer-nidaamiyaha loo soo saaray si waafaqsan Jadwalka Afaraad ee khuseeysa hantida qiimo-dhacda ee ganacsiga uu shakhsigu leeyahay;

kh) qadarta lacag ee shakhsigu ku bedeshay inuu xaddido ganacsigiisa;

d) hadiyadaha ama kaalmooyinka (subsidies) uu shakhsigu ku helo ganacsiga;

r) qadarta lagu sheegay Qodobka 14(3) ee Sharcigan (dakhliga maalgashiga) balse si dhow oo toos ah ula xiriirta ganacsiga; iyo

s) lacagaha kale ee loo baahanyahay in lagu daro si waafaqsan qaybaha kale ee Sharcigan, gaar ahaan Cutubyada IV iyo VII iyo Qodobka 56-aad.

4) Qadarta aan lagu darayn dakhliga sanad canshuureedka shakhsiga ka soo gala ganacsiga waa:

b) dakhliga la canshuur dhaafay iyo lacag-bixinnada canshuurta looga reebay sida kama dambaysta ah; iyo

t) qadarta lagu daray xisaabta dakhliga shakhsiga kasoo gala shaqada

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Qodobka 14-aad
Dakhliga Maalgashiga

1) Dakhliga uu shakhsi sanad canshuureed ka helo maalgashi waa wadarta faa'iidada iyo korarka maaliyadeed ee shakhsigu ka helay maalgashiyadiisa sanadkaas.

2) Marka la xisaabinayo faa'iidada iyo korarka maaliyadeed ee shakhsi sannad canshuureed ka helay maalgashi:

b) waxaa lagu darayaa qadarta lagu xusay faqradda (3) ee Qodobkan haddi shakhsigu sanadka gudihiisa uu ka helay maalgashi; balse

t) waxaa laga reebaya qaddarta lagu xusay faqradda (4) ee Qodobkan.

3) Qadarta lagu darayo dakhliga sanad canshuureedka shakhsiga ka soo gala maalgashiga waa:

b) faa'idada saamiyada, faa'idada qaamaha, lacag-bixinnada jadwalaysan, khidmadda kheyraadka dabiiciga ah, kirada, lacagaha hawlgabka, iyo khidmadaha milkiyadda;

t) faa'idada kasoo xaroota iska iibinta (disposal) hantida maalgashi ee canshuur-gal ah, ee loo xisaabiyay si waafaqsan Cutubka V ee Sharcigan;

j) qadarta lacag ee shakhsigu ku bedeshay inuu xaddido maalgashigiisa;

x) hadiyadaha uu shakhsigu ku helo maalgashigiisa; iyo

kh) lacagaha kale ee loo baahanyahay in lagu daro si waafaqsan qaybaha kale ee Sharcigan, gaar ahaan Cutubyada IV iyo VII iyo Qodobbada 59-aad, 61-aad iyo 68- aad.

4) Qadarta aan lagu darayn dakhliga sanad canshuureedka shakhsiga ka soo gala maalgashiga waa:

b) dakhliga la canshuur dhaafay iyo lacag-bixinnada canshuurta looga reebay sida kama dambaysta ah; iyo

t) qadarta lagu daray xisaabta dakhliga shakhsiga kasoo gala shaqada ama ganacsiga.

QAYBTA III
DAKHLIGA LA CANSHUUR DHAAFAY

Qodobka 15-aad Dakhliga La Canshuur Dhaafay

Dakhliga la canshuur dhaafay waxaa loola jeeda:

a) Qadarta ku taxan Jadwalka Saddexaad ee Sharcigan; iyo

b) Dakhliga loo canshuur dhaafay si waafaqsan qodobada kale ee Sharcigan gaar ahaan Qodobbada 56-aad, 59-aad, 61-aad, 68-aad, 71-aad, 72-aad iyo 86-aad.

QAYBTA IV
LACAGAHA LA GOYNAYO

Qodobka 16-aad
Mabaadi'da Guud iyo Xadka Lacag Goynta

Xeerarka soo socota ayaa lagu dabaqayaa lacagaha laga goynayo dakhliga shakhsiga:

b) wax lacag ah lagama goyn karo dakhliga shakhsiga:

i. marka la xisaabinayo dakhliga shaqada;

ii. iyadoo la raacayo Qodobka 72(2), lacagaha lagu bixiyo kasbashada lacagaha hawlgabka; ama

iii. kharashaadka gaarka ah ama kharashaadka aan la-tixgelinayn ee uu galay shakhsiga (eeg Qodobka 8-aad);

t) marka faqrada (b) ee Qodobkan aysan diidayn lacag goynta:

i. lacag-goyn waxaa la ogolyahay oo kaliya inta uu Sharcigani si cad u fasaxay; iyadoo

ii. wadarta lacagaha laga goynayo dakhliga ganacsi ee sanad canshuureed aysan ka badan karin sagaashan iyo shan (95%) boqolkiiba lacagaha qayta ka ah xisaabinta dakhligaas;

j) marka in kabadan hal xeer lagu dabaqi karo lacag-goynta:

i. waxaa la dabaqayaa xeerka u gaarka ah xaalada markaas taagan, xataa haddii uu keenaayo in la diido lacag-goynta ama layareeyo lacagta la goynayo; iyadoo

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ii. aan la oggolayn in lacag la goyo in ka badan hal mar.

Qodobka 17-aad
Xeerka Lacag-goynta ee Ganacsiga

1) Marka la xisaabinayo dakhliga sanad canshuureed shakhsi ka soo galay ganacsi, waxa laga goyn karaa kharashaadka uu shakhsigu sanadkaas gudihiisa u galay dakhli ka soo saaridda ganacsiga.

2) Lacag-goynta ku xusan faqradda 1-aad ee Qodobkan looma ogola kharashaadka leh sifo ra'sumaal. "Kharash leh sifo ra'sumaal" waxaa ku jira kharash loo galay si loogu helo faa'ido soconaysa in ka badan laba iyo toban (12) bilood.

Qodobka 18-aad
Faa'idada Ka-dhalata Qaamaha Ganacsiga

1) Marka sanad canshuureed la xisaabinayo dakhliga kasoo gala shakhsi ganacsi, waxa laga goynayaa faa'idada la socota qaamaha ee uu shakhsigu galay sanadkaas gudihiisa gaar ahaan:

b) haddii faa'idada la socota qaamaha lagu bixinayo lacag la amaahday, lacagtana:

i. loo isticmaalay sanadka gudihiisa si dakhli looga soo saaro ganacsiga; ama

ii. loo isticmaalay sanadka gudihiisa si loogu soo iibiyo hanti loo isticmaalay dakhli ka soo saardda ganacsiga; ama

t) xaalad kasta oo kale, oo qaanta loo galay si loo soo saaro dakhli.

2) Qadarta faa'idada qaamaha ee la ogol-yahey in la gooyo sanad canshuureedka iyadoo la raacayo faqradda (1) ee Qodobkan waxa ay ku kooban tahay wadarta qadarta soo socota:

b) faa'idada qaamaha ee uu shakhsigu helay taasoo ay tahay in lagu daro dakhliga ganacsi ee shakhsiga ee sanadka; oo lagu daray

t) labaatam iyo shan (25%) boqolkiiba dakhliga shakhsiga sanadkii ka soo gala ganacsiga oo loo xisaabiyay iyadoo aan:

i. lagu darin faa'idada qaamaha ee uu shakhsigu helay ama qaddarta lagu sheegay Qodobka 13 (3) (j) ama (x); ama

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ii. laga goyn faa'idada qaamaha ee uu shakhsigu galay ama qadarta lagu sheegay Qodobbada 20-aad, 21-aad ama 23-aad.

3) Faa'idada ka dhalata daymaha ee loo diiday in loo sameeyo lacag goyn iyadoo la raacaayo faqradda (2) ee Qodobkan:

b) waxaa loo rarayaa sanadka xiga, iyadoo loo tixgalinayo in la galay sanad canshuureedka xiga;

t) waxaa lacag-goynta loogu samaynayaa sida loo kala hor galay; iyadoo

j) aan loo rari karin muddo ka badan toban (10) sano.

4) Xeer-nidaamiye ayaa wax ku dari kara, qaabayn kara sida loo dabaqaayo, bedeli kara ama joojin kara isticmaalka xeerarka lagu qeexay faqraddaha (2) iyo (3) ee khuseeya lacag-goynta la xiriirta faa'idada qaamaha oo ay bixiyaan hay'adaha maaliyadeed.

Qodobka 19-aad
Badeeco Ganacsi

1) Marka la xisaabinayo dakhliga sanad canshuureed shakhsiga ka soo gala ganacsi, waxa laga goynayaa qadarta loo ogolaaday (allowance) badeecada ganacsi. Lacagta la ogolaaday goynteeda waxaa loo xisaabinayaa sidani:

b) qiimaha badeecada ganacsigu leedahay billowga sanadkaas (opening value) oo; oo lagu daray;

t) kharashka uu shakhsigu galay sanadka gudihiisa oo ay ku jiraan kharashkii ku baxey badeecada ganacsi; oo laga jaray

j) qiimaha badeecada ganacsiga leedahay dhamaadka sanadka (closing value).

2) Qiimeynta badeeco ganacsi ee sanad canshuureed billowgiisu waa qiimaha lagu xiray badeecada dhamaadkii sanad canshuureedkii hore.

3) Qiimaha lagu xiray badeeco ganacsi sanadka canshuureed waa hadba kii yar:

b) qiimahay joogtay badeecada ganacsi dhamaadka sanadka; ama

t) qiimaha suuqa ay ka joogtay badeecada ganacsi dhamaadka sanadka.

4) Qiimaha badeeco ganacsi waxaa loo go'aaminayaa si waafaqsan Qodobbada 40-aad iyo 41-aad. Balse, haddii qiimaha badeeco ganacsi dhammaadka sanadka lagu go'aamiyo si waafaqsan faqradda (3) (t) ee Qodobkan, qiimaha

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badeecada ganacsi waxaa lagu samaynayaa dib-u-dejinta iyadoo lasiin doono qiimaas.

Qodobka 20-aad
Hantida Qiimo-dhacda

1) Marka la xisaabinayo dakhliga shakhsiga ee sanad canshuureed ka soo gala ganacsi, waxa laga goynayaa dakhligaa qaddarta qiimo dhaca la ogol yahay (depreciable allowance). Haddii ay jirto qaddar la-ogol-yahay oo la gooyn karo waa in la gooyaa. Qaddarta qiimo dhaca la-ogol-yahay:

b) waxaa loo ogolaanayaa hantida qiimo dhacda ee uu shakhsigu leeyahay una isticmaalay inuu sanadka gudihiisa dakhli uga soo saaro ganacsiga; waxaana

t) loo xisaabinayaa iyadoo la raacayo xeer-nidaamiye loo soo saaray si waafaqsan Jadwalka Afraad ee Sharcigan.

2) Marka la xisaabinayo dakhliga shakhsiga ee sanad canshuureed ka soo gala ganacsi, waxa laga goynayaa dakhligaa kharashaadka ku baxay dayactirka ama hagaajinta hantida qiimodhacda. Qaddarta loo gooynaayo si waafaqsan faqradaan:

b) waxa ay ku kooban tahay kharashaadka ku baxay hantida qiimadhacda ee uu shakhsigu leeyahay una isticmaalay sanadka gudihiisa inuu dakhli kagasoo saaro ganacsiga;

t) si gaar gaar ah ayaa loogu xisaabinayaa koox walba oo hanti qiimodhacda ee isku nuuc ah ee uu leeyahay ganacsigu; sidoo kale

j) waxaa lagu koobayaa boqolkiiba shan (5%) qiimaha qoran ee koox walba oo hanti qiimodhacda ee isku nuuc ah ay joogtay dhamaadka sanad canshuureedka (eeg xeer-nidaamiyaha loo soo saaray si waafaqsan Jadwalka Afraad) taasoo la xisaabiyay iyadoo layska indhatirayo qadar kasta oo lagu kordhinaayo qiimaha hoos u dhaca ee koox walba oo hanti isku nooca ah ee sanadkaas, si waafaqsan faqradda (3) ee Qodobkan.

3) Lacag-goynta (deduction) lagu qeexay faqradda (2) ee Qodobkan waxa loo hirgelinayaa sida loo kala hor galay kharashaadka. Kharashaadka aan lacag-goynta loo ogolaan ee lagu xadiday faqradda (2)(j) ee Qodobkan waxa lagu darayaa qiima dhaca kooxda hantida ah oo ay isku nooca yihiin (eeg xeer-nidaamiyaha loo soo saaray si waafaqsan Jadwalka Afraad).

Qodobka 21-aad
Hantida Ra'sumaal iyo Qaanta Ganacsiga

1) Marka la xisaabinayo dakhliga shakhsi ee sanad canshuureed ka soo gala ganacsi, waxa laga goynayaa dakhligaas khasaaraha shakhsiga ka soo gaaray gacan-ka- saaridda (disposal) sanadkaas hanti ra'sumaal ee ganacsiga ama deyn ganacsiga lagu
lahaa. Khasaaraha waxaa loo xisaabinayaa si waafaqsan Cutubka V, waxaana la goyn karaa:

b) hadii uu khasaaruhu la xiriiro hanti ra'sumaal, marka hantidaas uu iska lahaa shakhsiga una isticmaalayey dakhli ka soo saaridda ganacsiga;

t) hadii uu khasaaruhu la xiriiro deyn, marka deynbaxa loo galay lacag lasoo amaahday, iyadoo lacagtaas, ama hantidii lagu soo iibiyay lacagtaas loo isticmaalay dakhli ka soo saaridda ganacsiga; iyo

j) hadii uu khasaaruhu la xiriiro nooc kasta oo kale oo deyn ah, marka dayntaasi loo galay dakhli ka soo saaridda ganacsiga.

Qodobka 22-aad
Kala Soocidda Lacag-gooynada Marka ay timaado Aaladaha Maaliyadda

1) Marka la xisaabinayo dakhliga sanad canshuureedka shakhsi ka soo gala ganacsi xadidaadahan soo socda ayaa la dabaqayaa:

b) lacag-goynta la xiriirta kharashaadka la galay ee la xiriira aaladaha maaliyadeed ama la xiriira gacan-kuhaynta ama gacan-ka-saaridda (disposing) aaladaha maaliyadeed (iyadoo meesha laga saarayo lacag-goynta loo ogolyahay faa'idada ka dhalata daymaha ee la galay); waxa lagu koobay

t) qadarta lagu daray xisaabinta dakhliga laga helay aaladaha maaliyadeed ama ka dhashay gacan-kuhaynta ama gacan-ka-saaridda aaladaha maaliyadeed (iyadoo meesha laga saarayo oo aan lagu darayn faa'idada daymaha ee la helay).

2) Lacag-goynta iyo ku-darista (inclusions) waxa lagu dhaqayaa faqrada Qodobka 31- aad.

3) Lacag goynta lagu diiday faqradda (1) ee Qodobkan:

b) waxa loo rarayaa sanadka xiya, iyadoo loo tixgalinayo in la galay sanad canshuureedka xiga;

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t) waxaa lacag-goynta loogu samaynayaa sida loo kala hor galay; iyadoo

j) aan loo rari karin muddo ka badan toban (10) sano.

Qodobka 23-aad
Khasaaraha Ganacsiga

1) Marka la xisaabinayo dakhliga sanad canshuureed shakhsiga ka soo gala ganacsi, waxa laga goynayaa:

b) khasaaraha aan la jarin (unrelieved loss) oo shakhsiga ka soo gaaray ganacsi kasta oo kale ee uu sameeyay sannadka gudihiisa; iyo

t) khasaaraha aan la jarin oo shakhsiga ka soo gaaray ganacsigaas ama ganacsi kasta oo kale tobankii (10) sanad canshuureed ee la soo dhaafay.

2) Marka uu shakhsigu leeyahay wax ka badan hal ganacsi, shakhsigu waxa uu dooran karaa qaabka loo xisaabinaayo dakhliga ama qaab xisaabeedka u oggolaanaaya inuu doorto dakhliga laga jaraayo dhammaan ama qayb kamid ah khasaaraha aan la jarin (unrelieved loss). Si kastaba ha ahaatee, haddii lacag-goyn loo samayn karo khasaaraha, waa in lacag-goyntaas loo sameeya. Khasaaraha aan la jarin waxaa lacag- goynta loo sameeynayaa kadib marka lasameeyo lacag-gooynada kale ee la oggolyahay, iyadoo haddii ay jiraan khasaarooyin badan oo aan la jarin, aytaha in lacag-gooynta looga sameeyo sida ay u kala horeeyeen.

3) Iyadoo aan loo eegin faqradaha (1) iyo (2), marka uu shakhsi khasaaro galo, khasaaro goynta la ogolyahey waxaa lagu qiimeynayaa boqoleydii lagu canshuuri lahaa haddii khasaaruhu faa'iido noqon lahaa. Dakhli aan sidiisaba la canshuurin oo loo asteeyey canshuur dhaaf iyo midka canshuurta sida kama dambeys ah looga reebay looma ogolo khasaaro goyn (eeg Qodobbada 8(4)(x) iyo 16(b)(iii) ee Sharcigan).

4) Qodobkan marka la dabaqaayo:

b) "khasaaraha" ganacsi ee shakhsi galo sanad canshuureed xisaabtiisu waa inta ka dheeriga ah:

i. kharashaadka laga goynaayo xisaabinta dakhliga sanad canshuureed shakhsiga ka soo gala ganacsi (iyada oo aan loo eegayn Qodobka 16(t)(ii) iyo Qodobkan); oo la barbar-dhigey; oo laga jaro

ii. sagaashan iyo shan (95%) boqolkiiba lacagaha qaybta ka ah xisaabinta dakhligaas sanadka; sidoo kale

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t) "khasaaraha aan la jarin (unrelieved loss)" waxaa loola jeedaa lacagta la khasaaray ee aan laga goynin marka la xisaabinaayay dakhliga shakhsiga si waafaqsan Qodobkan.

Qodobka 24-aad
Lacag-goynta Loogu Talagalay iyo Khasaaraha Ka-dhasha Maalgashiga

1) Qodobbada 17-aad iyo 23-aad ayaa la dabaqayaa marka la xisaabinaayo dakhliga shakhsiga ka soo gala maalgashiga, iyadoo:

b) erayga ganacsi lagu beddelaayo maalgashi; walibana

t) marka la joogo qeexitaanka "khasaaro" ee lagu xusay Qodobka 23(4)(t), "sagaashan iyo shan (95) boqolkiiba" lagu bedelay "boqolkiiba boqol (100%)".

2) Qodobka 18 (1) waxa lagu dabaqaa lacag-goynta loo ogolaado faa'idada kasoo xaroota deynta marka la xisaabinayo dakhliga shakhsiga ka soo gala maalgashiga, iyadoo erayga ganacsiga lagu beddelaayo maalgashi. Xadidaadaha ay dhigayaan qeybaha kale ee Qodobka 18-aad lama dabaqayo. Sidoo kale, wax lacag-goyn ah

looma oggolaanayo kharashaadka lagu bixiyo aaladaha maaliyadeed (oo ay ka mid yihiin noocyada kale ee faa'ida ka dhalata deymaha ee la galay) ama kharashaadka la xiriira gacan-ku-haynta ama gacan-ka-saarista (disposal) aaladaha maaliyadeed.

3) Xeerarka kale ee khuseeya lacag ka goynta ganacsiga midkoodna lama dabaqaayo marka la xisaabinaayo dakhliga kasoo xarooda maalgashiga.

4) Marka la xisaabinayo dakhliga sanad canshuureed shakhsiga ka soo gala maalgashi, waxa laga goynayaa khasaaraha shakhsiga ka soo gaaray gacan-ka-saarista (disposal) sanadka gudihiisa hanti maalgashi ee canshuurgal ah. Khasaaraha waxaa loo xisaabinayaa si waafaqsan Cutubka IV, waxaana laca-goynta loo ogolaan karaa ilaa iyo inta ay la ekayd milkiyadda hantida ee shakhsiga iyo inta loo isticmaalay hantidaas dakhli kasoo saaridda maalgashiga.

CUTUBKA IV
XEERARKA KHUSEEYA QADDARTA LACAGEED EE LAGU XISAABINAYO SALKA CANSHUURTA DAKHLIGA
QAYBTA I
XISAABINTA CANSHUURTA IYO WAKHTIGA

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Qodobka 25-aad Sannad Canshuureed

1) Sannad cashuureedku waa sannadka kalandarka, oo bilaabmaya maalinta 1-aad ee Janaayo kuna dhammaanaya 31-ka December.

2) Shirkad ama Amaano ayaa ka codsan karta Wasaaradda in isbeddel loogu sameeyo sanad canshuureedkeeda, iyadoo Wasaaraddu oggolaan karta isbeddelkaas si waafaqsan shuruudaha iyo tilmaamaha ay u aragto in ay ku habboon yihiin.

3) Wasaaraddu waxa ay ka laaban kartaa oggolaanshaha ku xusan faqradda 2-aad, haddii Amaanada ama Shirkaddu ku guul darreysato in ay u hoggaansanto mid kamid ah shuruudaha iyo tilmaamaha ku lifaaqan oggolaanshaha.

4) Isbeddelka ku yimaada sanad canshuureedka Amaano ama Shirkad waxa uu beddelayaa wakhtiga Amaanada ama Shirkada laga rabo in ay canshuurta ku bixiso qayb-qayb iyo qiimaynta kadib si waafaqsan Cutubka IX.

Qodobka 26-aad
Habka Xisaabinta

1) Si uu ugu hoggaansamo waajibaadka canshuureed ee saaran, shakhsigu waa inuu u xisaabiyaa dakhlikiisa:

b) hab-xisaabeedka caddaan ah (cash basis), marka la xisaabinayo dakhliga shakhsiga ka soo gala shaqo ama maalgashi; sidoo kalana

t) hab-xisaabeedka muteysashada (accrual basis), marka la xisaabinayo dakhliga shakhsiga ka soo gala ganacsiga, haddii aan lagu dabaqayn nidaamka canshuuraha ee la fududeeyay (eeg Qodobka 9(4)).

2) Si ay ugu hoggaansanto waajibaadka canshuureed ee saaran, Shuraakadu waa in ay u xisaabisa dakhligeeda hab-xisaabeedka muteysashada, haddii aan lagu dabaqayn nidaamka canshuuraha ee la fududeeyay (eeg Qodobka 9(4)).

3) Haddii hab-xisaabeedka shakhsi ama shuraako wax iska beddelaan, waa in shakhsiga ama shuraakado sameeysaa sixitaanka loo baahanyahay sanad-canshuureedka xiga, si loo hubiyo in dakhli ah ama kharash aan loo xisaabin laba jeer ama gebi ahaanba aan looga tagin.

4) Amaanooyinku, marka laga reebo Ammaanooyinka loo aas-aasay shaqsiyaadka kartidu ka tagtay (eeg Qodobka 58(2), waa inay canshuurta dakhligooda u xisaabiyaan hab-xisaabeedka muteysashada (accrual basis), balse waxa ay Ammaano ka codsan kartaa Wasaaradda isticmaalka habka xisaabeedka caddaanka ah (cash basis). Wasaaraddu waxa ay oggolaan kartaa isticmaalka hab-xisaabeedka caddaanka ah iyadoo ku xiraysa shuruudaha iyo

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tilmaamaha ay u aragto inay ku habboonyihiin. Wasaaraddu waxa ay ka laaban kartaa oggolaanshaha ay bixisay haddii Amaanadu ku guul darreysato in ay u hoggaansanto shuruudaha iyo tilmaamaha ku lifaaqan ogolaanshaha.

5) Shirkadduhu waa in ay dakhligooda ku xisaabiyaan hab-xisaabeedka muteysashada.

Qodobka 27-aad
Hab Xisaabeedka Caddaanka ah

1) Marka hab xisaabeedka cadaanka ah la raacayo, waxaa loo qadarinayaa in shakhsigu:

b) qaddar lacageed helay marka ay lacagtu soo gaarto ama la siiyo; sidoo kalena

t) galay kharash ama qaddar lacageed kale marka uu shakhsigu bixiyo kharashkaas ama lacagtaas kale.

Qodobka 28-aad
Hab Xisaabeedka Muteysashada

1) Marka la raacayo hab xisaabeedka muteysashada (accrual basis), waxaa loo qadarinayaa in shakhsigu:

b) qaddar lacageed helay marka uu xaq uyeesho inuu helo; sidoo kalena

t) gelay kharash ama qaddar lacageed kale marka bixinteedu ku waajibto shakhsiga.

2) Waxaa loo qadarinayaa in shakhsi qaddar lacageed helitaankeeda leeyahay marka uu xaq u yeesho inuu helo lacagtaas, xataa haddii uu dib u dhac ku yimaado waqtiga lacag-bixinta ama lacag-bixintu tahay mid qayb qayb loo bixinaayo.

3) Waxaa loo qadariniyaa in bixinta qaddar lacageed waajibtay marka dhammaan shuruudaha abuuray waajibaadka ay soo buuxsamaan, walibana qaddarta waajibtay si cad xisaab loogu go'aamin karo, balse looma tixgalinayo in bixinteedu waajibtay ilaa dhab ahaantii loo fuliyo waajibaadka dhaqaale ee la xiriira. Waajibaadka dhaqaale waxa uu fulayaa:

b) marka uu la xiriiro helista adeeg ama hanti, wakhtiga adeegga ama hantida la bixiyay;

t) marka ay la xiriirto isticmaalka hanti, wakhtiga hantida la isticmaalo; ama

j) marka uu la xiriiro xaaladaha kale, wakhtiga uu shakhsigu iska wada bixiyo dhamaan qaddarta bixinteedu waajibtay.

4) Haddii ay khaladaad xisaabeed dhacaan xilliga dakhliga lagu xisaabinayo hab xisaabeedka muteysiga (accrual basis), waa in sixitaanka habboon la sameeyo wakhtiga lacagta la helo ama la bixiyo si loo saxo khaladka. Khaladaadka hab xisaabeedka muteysashada waxaa ka mid ah:

b) inuu shakhsigu xisaabiyo lacag gaar ah oo uu xaq u leeyahay ama ay waajib ku tahay in uu bixiyo; iyadoo

t) ka dibna xaqqii helitaanka lacagtaas ama waajibkii bixinteeda:

i. aan lagu guulaysan; ama

ii. shakhsigu helay ama uu bixiyay, hadba sida xaaladu tahay, tiro ka duwan intii hore oo la filaayay, iyadoo ay keeni karto sababo ay ka midyihiin isbeddel kuyimid sarifka lacagaha.

Qodobka 29-aad
Sixitaanka Xisaabaadka Oo Ay Ku Jiraan Kuwa Daymaha Laga Quustay

1) Haddii shakhsi uu kharash ka gooyo xisaabinta dakhligiisa, ka dibna uu dib u helo kharashkaas, waa in shakhsigu, isla marka uu helo, ku daraa qadarta lacageed ee dib loo helay xisaabinta dakhligiisa.

2) Haddii shakhsi uu ku daro qadar lacageed marka uu xisaabinayo dakhlikiisa, balse isagoo fulinaaya waajib sharci, uu dib u celiyo (refund) qaddarta lacageed, shakhsigu wuxuu qaddartaasi uu dib u celiyay ka goyn karaa xisaabinta dakhlikiisa wakhtiga uu dib u celinta.

3) Haddii shakhsigu, isaga oo dakhligiisa ku xisaabinaya hab xisaabeedka muteysashada, uu ka gooyo kharash uu markii hore ku qasbanaa in uu bixiyo, laakiin uu markii dambe ka baaqsado (disclaims) bixinta kharashkaas, waa in uu xisaabinta dakhligiisa ku daraa qadarta uu ka baaqsaday bixinteeda isla wakhtiga uu ka baaqsaday.

4) Iyadoo la raacayo faqradda 5-aad ee Qodobkan:

b) marka dakhliga ganacsi lagu xisaabinayo habka muteysashada, haddii uu shakhsigu ku daro xisaabta qadar lacaga ee uu xaq u lahaa helideeda; iyadoo

t) kadibna uu shakhsigu qadartaas lacageed ka saaro xisaabaadka ganacsiga isagoo u tixgelinaa inay tahay deyn laga quustay, shakhsiga waxaa loo oggol yahay inuu qaddartaas lacageed ee laga saaray xisaabaadka ganacsiga ka iyo

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xisaabinta dakhlikiisa wakhtiga uu ka saaray xisaabaadka ganacsiga.

5) Iyadoo la raacaayo Qodobka 65-aad (ganacsiga bankiyada), lacag-goynta lagu sheegay faqradda 4-aad ee Qodobkan lama samayn karo ilaa shakhsigu:

b) qaadday talaabo kasta oo macquul ah oo uu ku daba galayo sidii uu u soo xerayn lahaa dayntaas; islamarkaasina uu

t) si macquul ah u rumaystay in aysan dayntaasi marnaba soo xeroonayn.

Qodobka 30-aad
Qandaraasyada Muddada-dheer

1) Haddii shakhsi ku hawlan ganacsi:

b) si uu ugu hoggansamo canshuur dakhli, uga soo warbixiyo dakhliga ganacsigiisa isagoo isticmaalaya hab xisaabeedka muteysashada; islamarkaasina

t) uu qayb ka yahay qandaraas muddo dheer, qaddarta lagu darayo ama laga goynayo xisaabinta dakhliga shakhsigaas ee la xiriirta qandaraaska mudada dheer ayaa xisaabta lagu darsanayaa, iyadoo lagu salaynayo hadba inta ay la egtahay boqolleyda qandaraaska ee la dhammeeyay sanad canshuureed kasta.

2) Xeer-nidaamiye ayaa qeexaya xaaladaha keeni kara in khasaaro dhaca sanadka u dambeeya ee qandaraaska muddada dheer loogu rari karo gadaal, si khasaarahaas looga gooyo dakhliga heshiiskaa ee sannadihii hore.

3) Marka la dabaqayo Qodobkan:

b) "qandaraas mudada dheer" waxaa loola jeedaa qandaraas:

i. loogu talagalay warshadeyn, rakibid, ama dhismo ama bixinta adeegyada la xiriir mid kasta oo kamid ah kuwaas lasoo sheegay; kaas oo

ii. aan ku dhamaaneynin laba iyo toban (12) bilood gudahood marka laga soo bilaabo taariikhda uu billoday.

t) "boqolleyda qandaraaska ee la dhammeeyay" waxaa loo go'aaminayaa, haddii aanu jirin xeer-nidaamiye u gaar ah, si waafaqsan Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP) kaasoo dakhliga iyo kharashaadka ka soo baxa qandaraaska muddada dheer loo xisaabiyo iyadoo lagu saleeynaayo inta qandaraaska ka midka ah ee la dhammeeyey.

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4) Xeer-nidaamiye ayaa lagu qeexi doona habraaca loogu dabaqaayo mabaadi'da Qodobkan qandaraasyada noocyadooda kale, ee ka baxsan kuwa lagu sheegay faqradda (3)(b)(i) ee Qodobkan, ee soconaya in ka badan muddo laba iyo toban (12) bilood ah.

Qodobka 31-aad
Aaladaha Maaliyadeed

1) Haddii shakhsi ku xisaabinayo dakhlikiisa hab xisaabeedka muteysiga (accrual basis), lacagaha lagu darayo xisaabinta dakhliga iyo kuwa kharashaad ahaan looga goynayo ee la xiriira aaladaha maaliyadeed ee lagu sheegay Qodobka 22(1) waxa ay u hoggaansamayaan xeerarkan soo socda:

b) wakhtiga qadarta lacageed lagu darayo ama laga goynayo waxa loo go'aaminayaa, haddii aanu jirin xeer-nidaamiye u gaar ah, si waafaqsan Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP);

t) xeer-nidaamiyaha, haddii uu jiro, ama mabaadi'daas ayaa sidoo kale go'aaminaya shakhsiga qadar lacageedka loo nisbeeynaayo, tirada iyo nooca lacagta; sidoo kalena

j) xeer-nidaamiyaha, haddii uu jiro, ama mabaadi'daas ayaa la dabaqayaa xataa haddii loo baahan yahay in la isticmaalo qiimaha suuqa ay ka joogaan (mark-to- market) marka la xisaabinaayo lacagaha lagu darayo xisaabinta dakhliga iyo kuwa kharashaad ahaan looga goynayo, iyada oo aan loo eegayn in:

i. qaddarta lacageed ee la helay, la galay ama la xaqiijiyay; ama

ii. lacagtu ay nooc ahaan tahay ra'sumaal ama dakhli.

QAYBTA II
QIIMAYNTA, QOONDAYNTA IYO NOOCEYNTA QADDAR LACAGEED

Qodobka 32-aad
Qiimaynta Waafaqsan Qiimaha Suuqa

1) Lacag-bixinta ama qadarta lagu darayo ama laga goynayo xisaabinta dakhli waxaa lagu qiimaynayaa (quantified) qadarta lagu qeexay xeer-nidaamiye loo soo saaray si waafaqsan Jadwalka Shanaad ama haddii kale, sida uu yahay qiimaha suuqu.

2) Qaddarta lacag-bixineed waxa lagu qiimaynayaa iyada oo aan laga goyn wax canshuur ah ee laga jaray lacag-bixintaas si waafaqsan Qaybta II ee Qutubka

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IX ee Sharcigan.

3) Iyada oo la raacayo faqradda 5-aad ee Qodobkan, qiimaha lacag-bixin, hanti ama qaan ay suuqa ka joogan waqti gaar ahi waa:

b) qiimaha (value) lacagta, hantida ama qaantu ka joogto suuq furan oo caadi loogu ganacsado wakhtigaas; ama

t) haddii faqrad-hoosaadka (b) aan la dabaqi karin, qiimaha lacag, hanti, ama qaan waxaa laga qiyaas qaadanayaa qiimaha suuq furan oo kale oo caadiya ah wakhtigaas ka joogto lacag, hanti, ama qaan la mid ah, iyada oo la tixgelinaayo wixii kala duwanaasho ah ee u dhexeeya lacagta, hantida, ama qaanta la midka ah iyo lacagta, hantida, ama qaanta dhabta ah; balse

j) haddii faqrad-hoosaadka (b) iyo (t) aan midina la dabaqi karin, waxaa la qaadanayaa qaddarta ay go'aamisay Wasaaradda, balse waa in ay waafaqsan tahay Mabaadi'da Qiimaynta Sida Guud La'iskula Ogol Yahay (GAVPs).

4) Iyadoo laga duulaayo ujeedooyinka faqradda 3(t) ee Qodobkan, lacag-bixin, hanti ama qaan waxa loo tixgalinayaa in ay la mid tahay ama ay aad ugu dhowdahay lacag- bixin, hanti ama qaan kale, marka ay wadaagaan sifo, tayo, tiro, waxtar, nuxur, iyo sumcad.

5) Qiimaha suuqa waxaa la go'aaminayaa:

b) iyada oo lagu xisaabtamayo, markii ay suuragal tahay, nidaamka eex la'aanta ah (the arm's length standard) ee lagu sheegay Qodobka 37-aad; balse

t) iyada oo aan loo eegayn:

i. in qaddartu tahay mid ka badan baahida ama rabitaanka shakhsi kasta;

ii. in qaddartu ama qadar la mid ah la siiyay shakhsi kale;

iii. in qaddartu la bixay iyada oo loo hoggaansamaayo waajibaad sharci oo sidaasi faraya;

iv. in qaddarta loo beddeli karo lacag-bixin ama qiimo lacageed; ama

v. haddii ay tahay hanti, xaddidaada saaran wareejinta hantidaas.

Qodobka 33-aad
Lacag Bixinta Dadban iyo Tan Gacanta-dhexe

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1) Wasaaraddu waxa ay wareegto rasmi ah oo waafaqsan Qodobka 9-aad ee Sharciga Maamulka Dakhliga ama ogeysiis qoraal ah ku qeexi kartaa, hagayaashan soo socda:

b) haddii ay tahay lacag-bixin dadban, ka-faa'iidaystaha waxaa loola dhaqmayaa in uu yahay:

i. shakhsiga qaatay lacagta;

ii. shakhsiya bixiyay lacagta; ama

iii. shakhsiga qaatay lacagta iyo sidoo kale shakhsiga siiyay lacag u dhiganta shakhsiga kale kaas oo loo tixgelinaayo lacag qaataha, haddii faqrad-hoosaadkan layska indhatiro; iyo

t) haddii ay tahay lacag-bixin gacan dhexe usoo martay shakhsiga lacag-bixinta qaatay (back-to-back payment):

i. waxaa shakhsiga qaatay lacag-bixinta labaad loola dhaqmayaa sidii shakhsiga qaatay lacag-bixinta koowaad;

ii. waxaa shakhsiga bixiyay lacag-bixinta koowaad loola dhaqmayaa sidii shakhsiga bixiyay lacag-bixinta labaad; ama

iii. in la mideeyo lacag-bixinta koowaad iyo tan labaad islamarkaasina loola dhaqmo sida hal lacag-bixin oo uu bixiyay lacag bixiyaha koowaad uuna qaatay lacag qaataha labaad.

2) Qodobkan dhexdiisa:

b) "lacag-bixinta dadban" waxaa ka mid ah hannaan u oggolaanaya:

i. inuu shakhsi (ka faa'iidaystaha):

b) si dadban uga faa'iidaysto lacag-bixin uu shakhsi kale bixiyay; ama

t) go'aamiyo cidda la siinaayo lacag-bixin uu sameeyo shakhsi kale; iyadoo

ii. ay suurtagal tahay in la fahmo in shakhsiga kale ee bixinaya lacagta (ama shakhsi xidid la ah shakhsiga kale) uu damacsan yahay in ka-faa'iideystuhu ku nacfiyo lacag-bixinta.

t) "lacag-bixinta gacan dhexe usoo martay shakhsiga lacag-bixinta qaataha (back-to- back payment)" waxaa ka mid ah hannaan:

i. lacag-bixin lagu sameeyo (lacag-bixinta koowaad); islamarkaasina

ii. ay suurtagal tahay in la fisho in lacag-bixinta kowaad ay sababi karto in shakhsiga lacag-bixinta koowaad qaatay (ama shakhsi xidid la ah) uu lacag siiyo shakhsi kale (lacag-bixin labaad).

Qodobka 34-aad
Maalgashiga Wadajirka Loo-leeyahay

1) Marka la xisaabinayo dakhliga shakhsiga ka soo gala maalgashi uu shakhsi kale la leeyahay, qaddarta lagu darayo iyo mida laga goynayo waxaa loogu kala qaybinayaa milkiilayaasha wadajirka ah sida ay u kala leeyihiin saamiga maalgashiga.

2) Marka aan la xaqiijin karin saamiga ay kala leeyihiin milkiileyaashu, waxaa loola dhaqmayaa si siman.

Qodobka 35-aad
Magdhawga iyo Lacagaha Soo Kabashada

1) Iyada oo la raacayo Qodobka 29-aad, qaddarada magdhawga ah (compensations) waxaa lagu darayaa xisaabinta dakhliga shakhsiga magdhowga la siiyey, iyadoo magdhawgu sifadiisa ka qaadanaayo qaddarka magdhawga laga bixinaayo.

2) Qodobkan dhexdiisa, "qaddar magdhow ah" waxaa loola jeedaa qaddar uu helay shakhsi ama shakhsi kale oo xidid la ah, taasoo ujeedadeedu tahay in ay magdhaw ama soo kabasho ka bixiso:

b) dakhli ama qaddar lagu daray xisaabinta dakhliga shakhsi, kaasoo shakhsigu filaayo ama uu filaayay inuu helo; ama

t) khasaaro ama qaddar laga goyay xisaabinta dakhliga shakhsiga, kaasoo shakhsigu galay, ama shakhsigu filaayo ama uu filaayay inuu galo.

Qodobka 36-aad
Ijaarka Maaliyadeed, Lacag-bixinnada Qayb-qaybta iyo Lacag-bixinnada Waqtiyeeysan

1) Lacagaha uu shakhsi ku bixiyo heshiisyada ijaarka maaliyadeed (finance lease) ama uu ku iibsado hanti lacagteeda loo bixinayo qayb-qayb waxaa loola dhaqmayaa sida faa'idada ka dhalata daymaha iyo dib isaga bixinta qaamaha raasumaal oo la siiyey iibiyaha ama kireeyaha (lessor) uuna bixiyey iibsadaha ama kiyeystaha (lessee), kolba sidii ay xaaladdu u baahato.

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2) Lacag-bixinnada shakhsi loo siiyo si waqtiyeeysan (annuity) waxa loola dhaqmayaa sidii faa'idada ka dhalata daymaha iyo dib isaga bixinta qaamaha raasumaal.

3) Faa'idada ka dhalata daymaha iyo dib isaga bixinta qaamaha raasumaal ee lagu sheegay faqradda 1-aad iyo 2-aad waxa loo xisaabinayaa sida in amaahdu ay aheyd amaah isku dhafan (blended) oo leh faa'ido isdulsaaran oo xisaabinteedu tahey lix biloodle ah.

4) Qodobka 50-aad ayaa dejinaya xeerar dheeraad ah oo ku saabsan wareejinta heshiisyada ijaarka maaliyadeed iyo iibka lacagta loo bixiyo qayb-qaybta.

5) Qodobkan dhexdiisa:

b) "amaah isku dhafan (blended loan)" macnaheedu waa amaah:

i. taasoo lacagaha amah-qaataha uu bixinayo ay qeyb ahaan tahay bixinta faa'idada daynta, halka qaybta kalina tahay dib-u-bixinta raasumaalka;

ii. taas oo xisaabinta qeybta faa'idada daynta lagu saleynaayo ra'sumaalka wali aan labixin marka la gaaro wakhtiga lacag bixinta; islamarkaasina

iii. boqolleyda lagu xisaabinaayo faa'idada ay isku mid tahay muddada amaahda;

t) "heshiisyada ijaarka maaliyadeed (finance lease)" waxa uu leeyahay macnaha lagu qeexay xeer-nidaamiye, balse haduusan jirin xeer-nidaamiye, waxa loola
jeedaa heshiis ijaar mudo dheer oo loola dhaqmo sida heshiis ijaar maaliyadeed iyada oo la raacayo Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP); iyo

j) "iibka loo bixiyo lacagta qayb-qaybta (instalment sale)" waxa ka baxsan iibka lacagaha la yaryareeyo kaasoo lacagaha dhiman ay la lasocoto dulsaar faa'iido.

Qodobka 37-aad
Macaamilaadka Eex la'aanta ah ee Shakhsiyaadka Xiddidka ah

1) Haddii xiriir macaamil ka dhaxeeyo shakhsi dalka deegaan ku ah (a resident person) iyo xiddid Dalka deegaan aan ku ahayn (associated non-resident person), waa in shakhsiga dalka deegaanka ku ah shakhsiyaadku uu u

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xisaabiyaa dakhligooda iyo canshuurta ku waajibtay si waafaqsan nidaamka eex la'aanta ah (arm's length standard).

2) Nidaamka eex la'aanta ah (arm's length standard) waxa uu ku waajibinayaa shakhsiyaadka xiddidka ah (associated persons) inay u xisaabiyaan, qeexan, cayimaan, walibana u qoondeeyaan qadarta lagu darayo ama laga goynayo xisaabinta dakhliga si la mid ah habraaca ay u hoggaansamaan shakhsiyaadka kala madax-banaan.

3) Xeer-nidaamiye ayaa lagu qeexi doona:

b) waxyaabaha ka reebban nidaamka eex la'aanta iyo halbeegyada kale ee la isticmaalayo bedelkiisa. iyo

t) tilmaamaha caalamiga ah ee la raacayo marka la fulinayo nidaamka eex la'aanta oo ay ku jiraan wax ka beddelka ku dhaqanka tilmaamahas.

4) Haddii uu shakhsi ku guuldareysto inuu u hogaansamo faqradda 1-aad ee Qodobkan, waxa ay Wasaaraddu awood u leeyahay inuu ku sameeyo xisaabaadkiisa sixitaanka waafaqsan faqradda 1-aad, iyada oo Wasaaraddu:

b) dib-u-qeexid ku samayn karto macaamilka dhex maray shakhsiyaadka xiddidka ah;

t) dib-u-qeexid ku samayn karto isha iyo nooca kasta oo kamid ah dakhliga, khasaaraha, qaddarta ama lacag bixinta; sidoo kalana

j) u kala qaybin karta ama u kala qoondayn karta kharashaadka iyadoo ku salaynaysa dakhliga (turnover).

Qodobka 38-aad
Kala Qaybinta Dakhliga

1) Haddii uu shakhsi isku dayo in uu dakhlikiisa la qaybsado (split) shakhsi kale, Wasaaraddu waxay ka hor tagi kartaa wax kasta oo hoos u dhigaya qadarta canshuurta ee lagu leeyahay shakhsiga, iyada oo soo saaraysa ogeysiis qoraal ah.

2) Ogeysiiska lagu sheegay faqradda 1-aad ee Qodobkan waxa ay sixi kartaa qaddarta lagu darayo ama laga goynayo marka la xisaabinaayo dakhliga shakhsi kasta ama waxa uu dib-u-qeexis ku samayn karaa isha iyo nooca kasta ee kamid ah dakhliga, khasaaraha, qaddarta ama lacag-bixinta.

3) Qodobka dhexdiisa, isku dayga "kala qaybin dakhli (split income)" waxaa ka mida hanaan kasta oo leh dhammaan sifooyinka soo socda:

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b) wareejinta hanti (si toos ah ama si dadban), oo ay ku jirto wareejinta qadar lacageed ee laga helayey hantidaas;

t) wareejiyaha hantida oo ay wali gacanta ugu jirto xaqa sharci ama awoodda u oggolaanaya inuu ka faa'idaysto (xilligas la joogo ama mustaqbalka) hantidaas; iyo

j) sababaha wareejinta hantida oo ay ka mid tahay in la yareeyo canshuurta shakhsiga ku waajibtay

CUTUBKA V
HANTIDA IYO QAAMAHA
QAYBTA I
XEERARKA ASAASIGA AH

Qodobka 39-aad
Xisaabinta Kororka iyo Khasaaraha

1) Kororka dakhli ee shakhsigu ka helo gacan-ka-saarista (disposal) hanti ama qaan waa qaddarta ay wadarta lacagta lagu gaday hantida ama qaantu ka badan tahay qiimaha kharash (cost) ee hantida ama qaantu ku fadhisay wakhtiga gacan-ka-saarista.

2) Khasaaraha shakhsi ka soo gaara gacan-ka-saarista (disposal) hanti ama qaan waa qadarta ay wadarta qiimaha kharash (cost) ee hantida ama qaantu ku fadhiso ka badan tahay wadarta laga helay hantida ama qaanta wakhtiga gacan-ka-saarista (disposal).

Qodobka 40-aad
Kharashka Ku-baxa Hanti

1) Iyadoo la raacayo Sharcigan, kharashka (cost) ay shakhsi ugu fadhiso hanti waa wadarta:

b) kharashaadka uu shakhsigu u galay hanashada hantida oo ay ku jiraan, haddii loo baahdo, kharashaadka dhismaha, warshadaynta ama soo saaridda hantida;

t) kharashaadka uu shakhsigu ku bixiyay wax-ka-bedelka, qurxinta, rakibidda, dayactirka ama hagaajinta hantida;

j) kharashaadka uu shakhsigu ku bixiyay gacan-ka-saaridda (disposal) hantida;

x) kharashaadka lama filaanka ah ee uu shakhsigu u galay hanashada iyo

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gacan-ka- saaridda hantida; iyo

kh) qaddarta dakhli ee lagu sheegay faqradda 2-aad ee Qodobkan; iyadoo aan qadar lacageed la xisaabin karin wax ka badan hal mar.

2) Qadar dakhli waa:

b) qadarta ay fareyso Qaybta II ee Cutubka III ee Sharcigan in si toos ah loogu daro marka la xisaabinaayo dakhliga shakhsiga, ama waa qaddarta la canshuur dhaafay ama mid canshuurta horay looga soo jaray ee shakhsigu leeyahay; iyadoo

t) ku-dhaqanka faqrad-hoosaadka (b) ee sare ku xusan ay ka dhalatay hanashada hantida ee shakhsiga ama gelista shakhsi kale ee kharashaadka noocoodu yahay kuwa lagu sheegay faqradda (1)(t), (j) ama (x) isaga oo wakiil ka ah shakhsigaas.

3) Kharashka (cost) ku baxay hanti kuma jiraan:

b) kharashaadka gaarka ah ama kharash aan la-tixgelinayn (excluded expense);

t) kharashaadka ay tahay in si toos ah looga gooyo xisaabinta dakhliga shakhsiga;

j) lacagaha lagu bixiyay faa'idada daynta; ama

x) kharashaadka lagu daray kharashka hanti kale.

4) Qaddarta kharash ee la galay ee la xiriirta aaladaha maaliyadeed kama mid noqonayso kharashka (cost) ku baxay hanti kasta oo aan ahayn aaladaha maaliyadeed. Ka hor inta aan lagu darin kharashka (cost) ku baxay aaladaha maaliyadeed, qaddartu waa in ay u qalantaa in lagu daro si waafaqsan faqradda 1-aad, sidoo kalena aysan ahayn mid aan la tixgelinayn si waafaqsan faqradda 3-aad.

5) Qodobkan dhexdiisa, "kharashaadka lama filaan ah" ee uu shakhsigu u galay hanashada ama gacan-ka-saaridda hanti waxa ka mid ah:

b) kharashka xayaysiinta, canshuuraha iyo khidmadaha kala wareejinta iyo kharashaadka kale ee ku baxa kala wareejinta hantida;

t) kharashaadka la xiriira caddaynta, ilaalinta ama difaaca milkiyadda hantida; iyo

j) khidmadaha lagu bixiyo adeegyada ay bixiyaan xisaabiyaasha, waxtallada, xirfadlayda naadada, dallaallada, lataliyaasha, lataliyaasha sharci, xirfadlayda

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sahanka ama qiimeeynta oo la xiriirta kharashaadka lagu sheegay faqrad-hoosaadka
(b) ama (t) ee faqraddan.

Qodobka 41-aad
Qiimaha Badeeco Ganacsi

1) Marka la go'aaminaayo qiimaha (cost) ay leedahay badeeco ganacsi ee uu shakhsi ku ganacsado:

b) lama tixgelinaayo lacagaha ku baxa dayactirka, ama hagaajinta hantida ama xiriirka laleh qiima dhaca hantida qiimodhacda;

t) iyadoo loo hoggaansamaayo faqrada-hoosaadka (b), waa in habka kooba dhamaan kharashka (absorption-cost method) loo istcimaalaa si dhamaan qadarta lacageed ee u-qalanta in lagu daro loogu daro qiimaha badeecada ganacsiga sida ku cad Qodobka 40-aad; iyadoo

j) la tixgelinaayo dib-u-dajin kasta (resetting) oo lagu samayay qiimaha (cost) badeecadda siwaafaqsan faqradda 4-aad ee Qodobka 19-aad.

2) Milkiilaha shay ka mid ah badeecada ganacsiga oo aan si gaar ah loo aqoonsan karin waxa uu dooran karaa in qiimaha (cost) hantida lagu go'aamiyo iyadoo la raacayo habka kala horreynta (first-in-first-out) ama habka qiimaynta celceliska ah (average-cost method). Mulkiilaha ayaa dooran karaa habka la isticmaalayo.

3) Habka lagu doortay faqradda 2-aad ee Qodobkaan waxa lagu bedeli karaa oo keliya ogolaansho qoran oo ay Wasaaraddu bixiso.

4) Qodobkan dhexdiisa:

b) "habka kooba dhamaan kharashka (absorption-cost method)": waxa loola jeedaa Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP) taasoo qiimaha badeecada ganacsiga ay tahay wadarta qiimaha asalka aha ee hantida, kharashaadka tooska ah ee shaqaalaha, iyo qiimaha maamulka shaqada;

t) "habka qiimaynta celceliska ah (average-cost method)": waxa loola jeedaa Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP) taasoo qiimaynta badeecadda ganacsiga lagu salaynayo celceliska la-saxay ee qiimaha dhammaan badeecada ganacsi ee isku nuuca ah ee la haayo;

j) "kharashaadka tooska ah ee shaqaalaha (direct labour costs)": waxa dooda jeedaa kharashaadka shakhsigu ku bixiyo shaqaalaha taasoo si toosah ah

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xiriirta soo saaridda badeecadda ganacsi;

x) "qiimaha asalka ah ee hantida (direct asset costs)": waxa loola jeedaa qiimaha uu shakhsi u galay helitaanka hanti noqonaysa badeecadda ganacsi ama qeyb asaasi ah ka ah badeecadda ganacsiga ee lasoo saaray;

kh) "qiimaha maamulka shaqada (factory overhead costs)" waxa loola jeedaa dhamaan kharashaadka uu shaksigu u galay soo saarka badeecadda ganacsiga oo aanay ku jirin kharashaadka tooska ah ee shaqaalaha iyo qiimaha asalka ah ee hantida; iyo

d) "habka kala horreynta (first-in-first-out method)" waxa loola jeedaa Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP) taaso qiimaha (cost) loogu qoondeeyo badeecada isku nooca ah iyadoo lagu salaynaayo fikirka ah in badeecada isku nooca ah loo kala hor iibshay sidii loo kala hor keenay.

Qodobka 42-aad
Dheefta Laga-helo Hantida

1) Iyadoo la raacayo Sharcigan, dheefta (proceeds) wakhti gaar ah laga helo hanti uu shakhsi leeyahay waxa loola jeedaa:

b) qadarta uu shakhsigu ku helay milkiyadda hantida oo ay ku jiraan:

i. qadarta laga helay wax ka bedelka ama yareynta qiimaha hantida; iyo

ii. qadarta laga helay hantida oo ay ku jiraan heshiis loo galay dayactiridda iwm; iyo

t) qadarta uu shakhsigu helay ee la xiriirta gacan-ka-saaridda hantida ama xaqqa uu shakhsigu u leeyahay in uu hantidaas ka helo mustaqbalka qadar lacageed ee la xiriirta gacan-ka-saaridda hantida.

2) Dheefta laga helo hantida kuma jiraan lacagaha la canshuur dhaafay, lacag-bixinnada canshuurta horay looga soo jaray, ama wixii aan aheyn badeecad ganacsi, qaddarta sida toos ah loogu darayo xisaabinta dakhliga shakhsiga si waafaqsan Qaybta II ee Cutubka III ee Sharcigan.

Qodobka 43-aad
Gacan-ka-saaridda Hantida

1) Iyada oo la raacayo Sharcigan, shakhsiga hantida leh waxa uu gacanta ka saaray (disposes) hantida:

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b) marka shakhsigu lumiyo milkiyada hantida, oo ay kamid tahay marka hantida la iibiyo, lagu bedesho wax kale, la wareejiyo, la qaybiyo, la baabi'iyo, dib loo iibsado, la burburiyo, ay lunto, wakhtigeedii dhaco ama la iska dhiibo;

t) haddii ay dhacdo in shakhsigii hantida lahaa uu meesha ka baxo, oo ay ka mid tahay geeri;

j) haddii ay tahay hanti aan aheyn badeeco ganacsi ama hanti qiima dhacda, marka wadarta dheefta laga helay hantida ay ka adato qiimaha (cost) hantidu ku fadhisay;

x) iyada oo la raacayo Qodobka 65-aad (ganacsiga bankiyada), marka ay hantidu tahay deyn uu shakhsi leeyahay, taasoo qayb ka ah ganacsigiisa, marka shakhsigu:

i. qaaday dhammaan talaabooyinka uu ku xaqiijinayo raadinta lacagta;

ii. si macquul ah u rumaystay in aanay dayntu soo xeroonayn; kadibna

iii. u aqoonsado qaddarka daynta ah inay tahay dayn laga quustay, kana saaro xisaabta ganacsiga;

kh) hadii ay tahay badeeco ganacsi, hanti qiimo dhacda, hanti ra'sumaal ee ganacsi ama hanti maalgashi oo canshuurgal ah, kahor inta uusan shakhsigu u hawlgelin hantida hab doorinaaya sifooyinkii lagu aqoonsanaayey; iyo

d) marka ay dhacaan xaaladaha ku xusan Qodobbada 54-aad iyo 57-aad (shuraakooyin), 63-aad (isbeddelka milkiileyaasha), 65-aad (ganacsiga bankiyada), 78-aad (isbedelka dagenaashaha) iyo 82-aad (xarumaha ganacsi ee joogta ah).

2) Gacan-ka-saaridda hanti waxaa ka mid ah gacan-ka-saaridda qayb hantida ka mid ah (eeg Qodobada 51-aad iyo 52-aad).

Qodobka 44-aad
Habka Ku Dabaqida Cutubkan Qaamaha

1) Marka laga go'aaminaayo qiimaha (cost) qaamaha iyo lacagaha dheefta ah ee kasoo xarooda qaamaha ee shakhsi waxa loo raacayaa Qodobada 40-aad iyo 42-aad sida iyada oo qaantu ay la mid tahay hanti oo kale. Waxaa sidoo kale lagu darayaa kuwaan soo socda:

b) marka la joogo qiimaha (cost) qaanta, waxaa lagu darayaa kharashka lagu galay gacan-ka-saarista qaanta; iyo

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t) marka la joogo lacagta dheefta ah ee qaamaha, waxaa lagu darayaa qadarta lacageed ee laga helay markii qaanta la galaayey.

2) Iyadoo la raacayo Sharcigan, shakhsiga qaba qaan, waxa uu gacanta-ka-saaraya qaanta:

b) marka shakhsiga ay ka harto qaanta, oo ay ku jirto marka qaanta la wareejiyo, la bixiyo, la baabi'iyo, laga dhaafo ama uu waqtigeedii dhaco;

t) haddii ay dhacdo in shakhsigii qaanta lagu leeyahay uu meesha ka baxo, oo ay ka mid tahay dhimashada shakhsiga, ka hor inta aanu shakhsigu geeriyoon; iyo

j) marka ay dhacaan xaaladaha ku xusan Qodobbada 54-aad iyo 57-aad (shuraakooyin), 63-aad (isbeddelka milkiileyaasha), 78-aad (isbedelka dagenaashaha) iyo 82-aad (xarumaha ganacsi ee joogta ah).

3) Iyadoo la raacayo xeerarka lagu dejin doono xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan, xeerarka gaarka ah ee ku xusan Qaybta II ee Cutubk V ee Sharcigan ayaa lagu dabaqayaa qaanta si la mid ah sida loogu dabaqayo hantida, iyada oo la tixgelinaayo duruufaha gaarka u ah qaamaha.

Qodobka 45-aad
Sixitaanka, Qiimaynta iyo Magdhawga Lacagaha

1) Iyadoo la raacayo Qodobka 29-aad (sixitaanka xisaabaadka), marka shakhsi uu kharashka ku daro qiimaha (cost) hantida ama qaanta ka dibna uu dib u helo kharashkaas, shakhsigu waa in uu ku daraa qaddartaas lacageed ee uu dib u helay lacagta dheefta ah ee hantida ama qaanta, hadba midda ay khuseeyso.

2) Iyadoo la raacayo qodobka 29-aad (sixitaanka xisaabaadka), marka shakhsi uu qadar lacageed ku daro lacagta dheefta ah ee hanti ama qaan, balse isagoo u
hoggaansamaayo waajibaad sharci uu qaddarkaas lacageed dib u celsho, waa in shakhsigu ku daraa qaddarkaas lacageed ee uu dib u celiyay qiimaha (cost) hantida.

3) Iyadoo la raacayo sixitaan kasta oo lagu sameeyo xisaabaadka oo waafaqsan Sharcigan ee uu kujiro kuwa lagu sheegay Qodobka 35-aad (magdhawga iyo lacagaha soo kabashada), lacagaha magdhawga ah waxaa lagu darayaa lacagta dheefta ah ee hantida ama qaanta oo ay la xiriirto, hadba midda ay khuseeyso.

4) Qodobkan dhexdiisa, "lacagaha magdhowga ah" ee la xiriira hantida ama

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qaanta waxaa loola jeedaa qaddar uu helay shakhsi ama shakhsi kale oo xidid la ah, taasoo ujeedadeedu tahay in ay magdhaw bixiso ama u taagan:

b) ka soo kabashada qiimaha (cost) dhabta ah ama tan la filayey ama lacagta dheefta ah ee hantida ama qaanta ee la filaayay laakiin aan la helin, hadba siday xaaladdu tahay; ama

u) hoos u dhaca qiimaha hantida ama kor u kac ku yimaada qaanta, hadba siday xaaladdu tahay.

QAYBTA II
XEERARKA GAARKA AH

Qodobka 46-aad
U Wareejinta Hanti Shakhsi Xiddid ah ama Hadyad Ahaan

1) Iyada oo la raacayo Qodobkan iyo Qodobka 48-aad ee Sharcigan, marka uu shakhsi gacanta-ka-saaro hanti isagoo milkiyadda hantida ku wareejinaya shakhsi ay xiddid yihiin ama u hadiyeeyo shakhsi kale:

b) shakhsiga hantida wareejiyay waxaa loola dhaqmaa in hantida uu gacanta-ka- saaray uu ka helay lacag dheef ah oo la mid ah qiimaha markaas suuqa ay ka joogto ama qiimaha saafiga ah ee hantidu ugu fadhisay ka hor inta uusan gacan-ka-saarin, iyadoo marwalba la qaadanaayo labada qiimo midka badan; iyadoo

t) shakhsiga hantida loo wareejiyay loola dhaqmayo sidii in uu galay kharash la mid ah mid lagu hantiyi karo hantidani oo kale.

2) Haddii uu shakhsi gacanta-ka-saaro badeeco ganacsi, hanti qiimo-dhacda, ama hanti ra'sumaal ee ganacsi isagoo milkiyadda hantida ku wareejinaya shakhsiy ay xiddid yihiin, lana soo buuxiyay shuruudaha faqradda 3-aad ee Qodobkan:

b) shakhsiga hantiga lagu wareejiyay waxaa loola dhaqmaa in hantida uu gacanta- ka-saaray uu ka helay lacag dheef ah oo la mid ah qiimaha (cost) saafiga ah ee hantidu joogtay ka hor inta uusan gacanta-ka-saarin; iyadoo

t) shakhsiga hantida loo wareejiyana loola dhaqmayo sidii inuu galay kharash la mid ah mid lagu hantiyi karo hantidani oo kale.

3) Sharuuduhu waa:

b) in hantida la wareejiyey qeyb katahey ganacsi shaqeynaya oo loo wareejinayo shakhsi xiddid la ah shakhsiga wareejinaaya, kana koobnaan tahay

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dhammaan hantida ganacsigaas;

t) in shakhsiga wareejinaaya ama shakhsiga xiddidka ah uu midkood yahay hay'ad (ama labaduba ay yihiin hay'ad), iyadoo inkabadan sideetan (80%) boqolkiiba qiimaha saamiga ee hay'ada uu si toos ah gacanta ugu haayo shakhsiga kale;

j) in wakhtiga la wareejinaayo hantida:

i. shakhsiga hantida wareejinaaya iyo shakhsiga kale ee xiddidka la ah ay deegan ku yihiin Soomaaliya;

ii. ay hantidu tahay hanti maxalli ah; iyo

iii. shakhsiga xiddidka ah uusan ahayn, ama marka la joogo shuraako xiddid ah (associate partnership), ama mid kasta oo ka mid ah xubnaha shuraakada uusan ahayn sanduuq hawlgab ama urur aan faa'iido doon ahayn ama mid ka faa'iidaysanaya canshuur-dhaafka lagu sheegay Jadwalka Saddexaad ee Sharcigan;

x) in wareejinta ka dib ay hantidu sii tahay hanti maxalli ah; iyo

kh) in shakhsiga hantida wareejinaaya iyo shakhsiga xiddidka la ah ay si wadajir ah qoraal ugu doorteen in la dabaqo faqrada 2-aad ee Qodobkan dhammaadka sanad canshuureedka ee hanti wareejintu dhacayday.

Qodobka 47-aad
Gacan-ka-saaridda Hanti Iyadoon La Wareejin

1) Hadii uu shakhsigu gacanta-kaga-saaro hantidiisa qaab ka mid ah nidaamyada lagu sharaxay Qodobbada 43(1)(kh), 57-aad (shuraakooyin), 63-aad (isbeddelka milkiilayaasha) ama 78-aad (beddelka degenaanshaha), shakhsiga waxaa loola dhaqmayaa sidii:

b) in ay ka wareegtay milkiyaddii hantida iyo in hantidii uu gacanta-ka-saaray uu ka helay lacag dheef ah oo la mid ah qiimaha suuqa ah ee hantidu ka joogtay marka uu gacanta-ka-saaraayay; iyo

t) inuu isla markiiba dib usoo ceshaday hantidii, isaga oo galaya kharash udhigma kan hantida uu kusoo ceshanayo.

Qodobka 48-aad
Wareejinta Hantida Laga Dhinto ama Midda Lammaanaha Is-

1) Marka shakhsi geeriyooday hantidiisa lagu wareejinayo wakiil (executor)

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ama dhaxaltooyada shakhsiga geeriyooday:

b) shakhsiga geeriyoodey waxaa loola dhaqmayaa sidii inuu hantida uu kadhintey tahey mid uu gacanta-ka-saaray kana helay lacag dheef ah oo la mid ah qiimaha
suuqa eey hantidu ka joogtay waqtiga gacan-ka-saarista hantida (xilliga geerida); iyadoo

t) wakiilka ama dhaxaltooyada, hadba sida ay tahay, loola dhaqmayaa inuu galay kharash la mid ah kharashka lagu hantiyi karo hantidaas oo kale.

2) Haddii, iyada oo qayb ka ah is-afgarad ka dhashay furiinka lammaane, hanti loo kala wareejinayo lammaane isfurey, iyadoo lammaanaha is furay ay si wadajir ah u doortaan in la dabaqo faqraddaan:

b) midka wareejinaaya hantida waxaa loola dhaqmaa in hantida uu wareejiyey uu gacanta-ka-saaray, kana helay lacag dheef ah oo la mid ah qiimaha saafiga ah ee hantidu ka joogtay suuqa ka hor inta uusan gacanta-ka-saarin (wareejin);

t) midka loo wareejinaayo hantida waxaa loola dhaqmaa inuu galay kharash la mid ah kharashka lagu hanti karo hantidan mid lamid ah; iyadoo

j) isla marka hantida lala wareego ka dib, hantida loola dhaqmayaa in ay midka loo wareejiyay agtiisa ku leedahay sifo la mid ah tii ay ku lahayd marka ay kujirtay gacanta midka soo wareejiyay ka hor wareejinta.

Qodobka 49-aad
Gacan-ka-saarista Hanti Kutimid Ikhtiyaar La'aanta oo Bedelka-leh

1) Faqrada 2-aad ee Qodobkan waxaa la dabaqayaa marka shakhsigu:

b) si aan iskiisa ahayn gacanta-kaga-saaro hanti maxalli ah iyadoo loo maraayo mid kamid ah habraacyada lagu xusay Qodobka 43(1)(b) ee Sharcigan;

t) helo hanti kale oo laga-leeyahay gudaha Dalka oo isla nooca ah oo u badasha hantidii hore muddo lix bilood kahor gacan-ka-saaridda hantida ama hal sano kadib gacan-ka-saaridda hantida; islamarkaana

j) si qoraal ahi ku doorto in lagu dabaqo Qodobkan.

2) Haddii faqradan la dabaqaayo, shakhsiga waxaa loola dhaqmaa sidii:

b) inuu lacag dheef ah ka helay gacan-ka-saaridda hantida taaso lamid ah

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i. qiimaha (cost) saafiga ah ee hantidu joogtay ka hor inta aan gacanta-laga- saarin; oo lagu daray

ii. qadarta lacageed, haddiiba ay jirto, ee dheefta laga helay gacan-ka-saarida hantida ay ka badan tahay kharashka loo galay hanashada hantidii lagu bedelay (taasoo la xisaabinayo iyada oo aan la raaceynin Qodobkan); iyo

t) inuu kharashaadka u galay hanashada hantida beddelka ah taaso ay la mid ah:

i. qaddarta lagu sheegay farqad-hoosaadka (b)(i); oo lagu daray

ii. qaddarta lacageed, haddiiba ay jirto, ee kharashka loo galay hanashada hantida bedelka ahi ay ka badan tahay lacagta dheefta ah ee laga helay gacan-ka-saaridda hantida (taasoo loo xisaabinayo iyada oo aan la raaceynin Qodobkan);

3) Xeer-nidaamiye ayaa lagu qeexayaa xaaladaha ku beddelida hanti maaliyadeed (security) ee shirkad hanti maaliyadeed ee kale ee isla shirkadda ama shirkad kale loo aqoonsanaayo gacan-ka-saaris aan ikhtiyaar loo lahayn. Xaaladahaas waxa ku jiri kara midoobidda shirkadaha, kala-baxa shirkadaha iyo dib-u-habaynta shirkada.

Qodobka 50-aad
Wareejinta Hantida ee loo maro Rahanta, Heshiisyada Ijaarka Maaliyadeed iyo Iibka Lacagta Loo Bixiyo Qayb-Qaybta

1) Haddii shakhsi uu rahmo hantidiisa si uu u xaqiijiyo fulinta waajibaadka shakhsi kale ku leeyahay:

b) shakhsiga loolama dhaqmayo sida in uu gacanta-ka-saaray hantida ama qayb kamid ah, balse waxaa loo tixgelinayaa in uu hantida weli leeyahay hase ahaatee ay saarantahay waajibaadka shakhsi kale ku leeyahay (waajibaadka la damaanad qaadayo); sidoo kale

t) shakhsiga kale loolama dhaqmayo sidii inuu hantinaayo hantida ama qayb ka mid ah hantida, balse waxaa loo tixgelinayaa in uu leeyahay milkiyadda waajibaadka la damaanad qaaday.

2) Haddii hanti lagu ijaaro iyadoo la isticmaalayo heshiis ijaar maaliyadeed (finance lease), ijaaraha waxaa loola dhaqmayaa in uu milkiyadda hantida ku wareejinaayo ijaartaha.

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3) Iyadoo la raacayo Qodobka 46-aad (u wareejinta hanti shakhsi xiddid ah), haddii uu shakhsi wareejiyo hanti isagoo isticmaalaya iibka loo bixiyo lacagta qayb-qaybta (instalment sale) ama heshiis ijaar maaliyadeed:

b) shakhsiga waxaa loola dhaqmayaa sidii in uu hantidii la wareejiyey ka helay lacag dheef ah oo la mid ah qiimaha suuqa ee hantidu ka joogtay ka hor inta aan la wareejin; iyadoo

t) shakhsiga lagu wareejiyay hantida loola dhaqmaayo sidii in uu galayo kharash la mid ah kan lagu hantinayo hantidas oo kale.

4) Haddii ijaartaha ku jira heshiis ijaar maaliyadeed uu dib ugu soo celiyo ijaaraha hantida ka hor inta aysan milkiyaddu u wareegin ijaartaha (marka laga reebo xaaladaha lagu qeexay faqradda 2-aad), ijaartaha waxaa loola dhaqmayaa in uu milkiyadda hantida dib ugu wareejiyay ijaaraha.

5) Qodobkan dhexdiisa, erayada "heshiis ijaar maaliyadeed" iyo "iibka loo bixiyo lacagta qayb-qaybta (instalment sale)" waxa ay leeyihiin macnaha lagu sheegay Qodobka 36-aad ee Sharcigan.

Qodobka 51-aad
Gacan-ka-saaridda Ka Dhalata Wareejinta Hantida

1) Iyadoo la raacayo Qodobka 50-aad (wareejinta hantida ee loo maro rahanta iwm), haddii xuquuqo ama waajibaad la xiriira hanti uu shakhsi leeyahay lagu wareejiyo shakhsi kale, iyadoo loo maraayo habraacyada ay kamid yihiin ijaarka hanti ama qayb hanti kamid ah, markaasi:

b) haddii xuquuqahaa ama waajibaadkaasu yihiin kuwo joogta ah, shakhsiga hantida lahaa wareejinta kahor waxaa loola dhaqmayaa in uu gacantiisa-ka-saaray qayb ka mid ah hantida, balse loolama dhaqmayo in uu hantinayo hanti cusub ama galayo qaan cusub; iyadoo

t) haddii xuquuqaha ama waajibaadku ay yihiin kuwo ku-meel-gaar ah ama shuruudeysan, shakhsiga loolama dhaqmayo in uu gacantiisa-ka-saaray hantida ama qaanta, balse waxa loola dhaqmayaa in uu hantinayo hanti cusub ama galayo qaan cusub, hadba siday xaaladdu tahay.

2) Xuquuqda iyo waajibaadka waxa loo tixgalinayaa in ay joogto yihiin haddii ay u badan tahay in ay sii jirayaan inta hantidu waxtar leedahay ama, ugu yaraan konton
(50) sano.

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Qodobka 52-aad
Ukala Qeybinta Kharashaadka iyo Lacagaha Dheefta ah Hantida Gacanta- laga-saaray

1) Marka uu shakhsi isku wakhti hal ama in ka badan oo hanti ah ku helo habraaca wareejinta ama iyadoo qayb ka ah hannaan hanti wareejin, kharashka ku baxay helidda midkasta oo hantida katirsan waxaa loogu kala qoondaynayaa hantida dhexdeeda iyada oo loo raacayo qiimaha suuqa uu ka joogay midkasta wakhtiga lala soo wareegaayay hantida.

2) Marka uu shakhsi isku wakhti hal ama in ka badan oo hanti ah uu gacantiisa-ka- saaro isagoo maraaya habraaca wareejinta ama iyadoo qayb ka ah hannaan hanti wareejin, lacagta dheefta ah ee laga helay gacan-ka-saarista midkasta oo hantida katirsan waxaa loogu kala qoondaynayaa hantida dhexdeeda iyada oo loo raacayo qiimaha suuqa uu ka joogay midkasta wakhtiga gacanta-laga-saarayay hantida.

3) Haddii shakhsi hanti leh uu gacantiisa-ka-saaro qayb ka mid ah hantida, qiimaha (cost) saafiga ah oo ay hantidu lahayd ka hor inta aanu gacantiisa-ka-saarin waxaa loo kala qaybinayaa qaybta hantida kamida ee gacanta-laga-saaray iyo qeybta hartay iyada oo la raacayo qiimaha suuqa ay ka joogeen kadib islamarka gacanta-laga-saaro.

Qodobka 53-aad
Xeerar Gaar ah oo Dheeraadka ah

Xeer-nidaamiyeyaal ayaa lagu qeexayaa xeerarka gaarka ah ee dheeraadka oo lagu dabaqi karo xisaabinta hantida iyo qaamaha oo ay ku jiraan, laakiin aan ku xadidneyn, gacan-ka-saarista hantida ka dhalata midoowga shirkadaha iyo bixinta saamiyada iyadoo aan lagu beddelaynayn lacag caddaan ah.

CUTUBKA VI
XEERARKA NIDAAMINAAYA NOOCYADA SHAKHSIYAADKA
QAYBTA I
SHURAAKOOYINKA
Qodobka 54-aad
Mabaadi'da Canshuurta

1) Dakhliga kasoo xarooda ganacsiga shuraakada iyo khasaarihiisa waxa loogu qaybiynayaa xubnaha shuraakada si waafaqsan Qaybtan I ee Cutubkan VI. Tani waxa loola jeedaa shuraakada ganacsi:

b) waajib kuma ahan inay canshuur ka bixiso dakhligeeda canshuurgalka ah si waafaqsan Qodobka 9(1)(b), xaqna uma leh wax tixgelin canshuur ah (credit) oo la xiriira dakhligaas; balse

t) waxa waajib ku ah:

i. in ay canshuur ka bixiso dakhliga kaasoo canshuurta kajarista horay loogu soo sameeyay, kaas oo ay hesho si waafaqsan Qodobka 9(1)(t);

ii. in ay canshuurta ka reebto lacagaha ay shuraakada bixiso si waafaqsan Qaybta II ee Cutubka IX; iyo

iii. in ay soo gudbiyo xisaab canshuureedka si waafaqsan Qodobka 101-aad ee Sharcigan.

2) Lacagaha ay helaan ama kharashaadka ay u galaan xubnaha shuraakada si wada jir ah ama si guud oo la xiriira hawlaha shuraakado ku hawlan tahay waxa loola dhaqmayaa sida in lacagtaasi ay heshay ama kharashkaasi ay gashay shuraakada, oo looma tixgelinayo inay tahay mid ay heleen ama galeen xubnaha shuraakada.

3) Hantida ay xubnaha shuraakadu si wadajir aha ama si guud u leeyihiin (oo uu ku jirto sumcadwanaaga) iyo qaanta xubnaha shuraakadu si wadajir aha ama si guud u qabaan oo la xiriira hawlaha shuraakado ku hawlan tahay waxa loola dhaqmayaa sida in hantidaas ay leedahay ama qaantaas ay qabto shuraakada, oo looma tixgelinayo inay tahay mid ay leeyihiin ama qabaan xubnaha shuraakada. Waxaa intaasi dheer, hantida iyo qaamaha waxa loola dhaqmayaa sidii:

b) haddii ay tahay hanti, inay shuraakadu heshay milkiyadda marka ay milkiyada hantidaasi ugu wareegto xubnaha shuraakada si wada jir ah ama si guud;

t) haddii ay tahay qaan, inay shuraakadu gashay marka qaanta loogu yeesho xubnaha shuraakada si wada jir ah ama si guud; iyadoo islamarkaana

j) in shuraakadu gacanta-ka-saartay marka milkiyada hantida ama qabista qaanta si wada jir ah ama si guud uga wareegto xubnaha shuraakada, haddii sida xaalku yahay.

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4) Iyadoo loo hoggaansamaayo qeybaha kale ee Sharcigan, heshiisyada u dhexeeya shuraakada iyo xubnaheeda waxa lasiinayaa tixgelinta ay mudanyihiin, marka laga reebo kuwaan soo socda, kuwaas oo xisaabta lagu darsanaayo marka la go'aaminayo saamiga ay xubin ku leedahay shuraako si waafaqsan Qodobka 56(1):

b) amaahda uu xubin shuraakada katirsan siiyey shuraakada iyo faa'ida ka dhalatay dayntaas ee lasiiyay xubinta amaahda bixisay; iyo

t) adeegyada uu xubin katirsan shuraakada siiyay shuraakada (oo ay ka mid tahay inuu u shaqeeyay) iyo khidmad adeeg ama dakhli kasta oo shaqadaas darteed lagu siiyo.

Qodobka 55-aad
Dakhliga iyo Khasaaraha Shuraakada

1) Dakhliga shuraakada ee sanad canshuureed waa dakhliga shuraakada ka soo gala ganacsiga sanadkaas gudihiis (ee Qodobka 13).

2) Khasaaraha shuraakada ee sanad canshuureed waa wadarta khasaaraha aan laga jarin dakhliga shuraakada ee kasoo gaara ganacsiga sanadkaasi gudihiisa (eeg Qodobka 23(4)). Khasaaraha aan laga jarin dakhliga shuraakada waxa uu ka baxayaa inuu ahaado khasaare shuraako marka loo kala qoondeeyo xubnaha shuraakada si waafaqsan Qodobka 56(1).

Qodobka 56-aad
Canshuurta Xubnaha Shuraakada ah

1) Marka la xisaabinayo dakhliga xubin katirsan shuraakada ka soo gala shuraakada sanad canshuureed gudahiisa:

b) waxa lagu darayaa saamiga ay xubinta katirsan shuraakada ku leedahay dakhliga kasta ee shuraakada sanadkaas; ama

t) waxa laga goynayaa saamiga ay xubinta katirsan shuraakada ku leedahay khasaara kasta ee shuraakada sanadkaas.

2) Qaybta u kuleeyahay shuraako xubin katirsan shuraako waa hanti la canshuur dhaafay, iyadoo khasaaraha iyo faa'idada ka dhasha gacan-ka-saarista qaybta u kuleeyahay shuraako xubin katirsan shuraako aan la tixgelinayan.

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3) Dakhliga ama khasaaraha shuraako ee loo kala qoondeeyo xubnaha katirsan shuraakada sida ku xusan faqradda 1-aad ee Qodobkan:

b) sidooda ayay ahaanayaan nooc ahaan iyo il dakhli ahaanba;

t) waxa loola dhaqmayaa sidii lacag uu helay ama khasaare uu galay xubin katirsan shuraakada dhammaadka sanad canshuureedka; sidoo kalana

j) waxa loogu kala qoondaynayaa xubnaha katirsan shuraakada iyadoo lagu salaynaayo saamiga xubin kasta kuleedahay shuraakada, haddii aysan Wasaaraddu go'aamin sidaas si ka duwan.

4) Canshuurta loo bixiyay si waafaqsan Sharcigan ama canshuur dakhli ee shuraakadu ku bixisay dibada ama loo tixgeliya inay shuraakadu dibbada ku bixisay oo la xiriirta dakhliga shuraakada waxaa:

b) loogu qoondeeynayaa xubnaha katirsan shuraakada iyadoo lagu saleeynaayo saamiga xubin kasta kuleedahay shuraakada;

t) loo qoondeeynayaa waqtiga dakhliga shuraakada loo aqoonsaday inay heleen xubnaha katirsan shuraakada si waafaqsan faqradda (3)(t) ee Qodobkan; sidoo kalan

j) loola dhaqmayaa sidii in ay bixiyeen xubnaha katirsan shuraakada.

5) Iyada oo la raacayo Qodobka 54(4) (heshiisyada u dhexeeya shuraakada iyo xubnaheeda), marka la dhaqan-gelinaayo Qodobkan, "saamiga xubin katirsan shuraako" waxa uu la'eg yahay boqolkiiba inta xubintu kuleedahay shuraakada.

Qodobka 57-aad
Isbadalka Xubnaha Shuraakada ah

1) Marka xubin katirsan shuraakada gacanta-ka-saaro saamigiisa shuraakada gabi ahaan ama qayb:

b) haddii saamiga gacanta-laga-saaray uu ka badan yahay boqolkiiba toban (10) ee saamiyada shuraakada, shuraakada waxa loola dhaqmayaa sidii in ay gacanta-ka- saartay qayb hantida shuraakada (oo uu ku jiro sumcadwaamag) iyo qaanteeda kamid ah oo u dhiganta saamiga gacanta-laga-saaray; haddii

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t) haddii saamiga gacanta-laga-saaray uu ka yaryahay boqolkiiba toban (10), shuraakada loolama dhaqmayo in ay gacanta-ka-saartay wax hanti ama qaan ah.

2) Marka la go'aaminayo in xadka toban (10) boqolkiiba ee ku cad farqadda (1)(b) la gaaray, waxaa laisku geeynaya wadarta dhammaan gacan-ka-saarrada (disposals) ee xubinta katirsan shuraakadu sameeyay saddexdii sano ee la soo dhaafay.

3) Faqradda 1-aad ee Qodobkan lama dabaqaayo marka ay tahay in lagu dabaqo Qodobka 63-aad (isbeddelka milkiyadda) isbeddelka ku yimaada milkiyadda saamiyada shuraakada. Haddii aan la dabaqin Qodobka 63-aad (isbeddelka milkiyadda), shuraakadu waa ay sii jiraysaa xitaa hadii uu isbeddel ku yimaado xubnaheeda.

QAYBTA II
AMMAANNO

Qodobka 58-aad
Canshuurta Amaanooyinka

1) Amaanada waxa ku waajibtay canshuur ka gooni ah tan ku waajibtay ka-faa'iideystayaasha amaanada. Si gooni gooni ah ayaa loo xisaabinayaa dakhliga amaannooyinka iyadoon loo eegayn in amaanooyinku wadaagan amaano-haye-yaal.

2) Amaanada waxa loo canshuurayaa sidii hay'ad oo kale. Balse, amaanooyinka shakhsiyaadka karti la'aanta ah waxa loo canshuurayaa sidii iney tahay qof shakhsi ah. Marka la dabaqaayo faqradaan, shakhsiyaad aan qaan-gaarin loolama dhaqmaayo sidii shakhsiyaad karti la'aan ah.

3) Lacagaha soo galay amaanada ama amaano-hayaha (ee aan ahayn wakiilada caadiga ah "bare agent") iyo kharashaadka ay galeen waxaa loola dhaqmayaa in ay heshay ama ay gashay amaanada, oo aysan helin ama gelin shakhsi kale. Xeerkan waxaa la dabaqayaa iyada oo aan loo eegayn in:

b) lacagta loo helay ama loo galay iyadoo shakhsi kale wakiil laga yahay; ama

t) shaksi kale uu xaq u leeyahay lacagtaas ama dakhliga kadhashay lacagtaas.

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4) Hantida ay leedahay amaano ama amaana-haye (ee aan ahayn wakiilada caadiga ah) iyo deymaha ay qabaan waxaa loola dhaqmayaa sidii in ay leedahay ama lagu leeyahay amaanada, oo uusan lahayn ama lagu lahayn shakhsi kale.

5) Iyada oo loo hoggaansamaayo qaybaha kale ee Sharcigan, heshiisyada u dhaxeeya amaanada iyo amaana-hayaheeda ama ka-faa'idaystayaasheeda waan la aqoonsanayaa.

6) Marka la dabaqaayo Qodobkan, amaano-haye waxaa loo aqoonsanayaa wakiil caadi ah (bare agent) marka ay gacanta ku hayaan hantida oo keliya, oo aysan saarnayn masuuliyada aan ahayn in ay hantida ku wareejiyaan ka-faa'idaystaha marka uu dalbado iyo inay u maamulaan hantida iyagoo raacaya tilmaamaha ka- faa'idaystaha.

Qodobka 59-aad
Canshuurta Ka-faa'idaystayaasha

1) Lacaga-bixinnada ay:

b) amaanooyinka Dalka degaan ku ah siiyaan ka-faa'idaystayaashooda waxaa laga dhaafayaa canshuurta; iyadoo

t) amaanooyinka Dalka aan degaan ku aheyn siiyaan ka-faa'idaystayaashooda waxaa lagu darayaa marka la xisaabinaayo dakhliga ka-faa'idaystayaashooda, waxaana loona canshuuraayo si waafaqsan Sharcigan.

2) Saamiga uu leeyahay ka-faaiidayste ee:

b) amaano Dalka degaan ku ah waa hanti la canshuur dhaafay, iyadoo faa'idada iyo khasaaraha ka dhasha gacan-ka-saarida saamigaas aan la aqoonsanayn; iyadoo

t) amaano aan Dalka degaan ku aheyn, ma aha hanti la canshuur dhaafay, iyadoo faa'idada iyo khasaaraha ka dhasha ka dhasha gacan-ka-saarida saamigaas lagu daraayo marka la xisaabinaayo dakhliga ka-faaidaystaha.

QAYBTA III
SHIRKADAHA

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Qodobka 60-aad
Canshuurta Shirkadaha

1) Shirkad kasta waxaa ku waajibtay canshuur gooni ka ah midda ku waajibtay saamilaydeeda.

2) Lacagaha iyo kharashaad ay si wada jir ah ama si guud u helaan ama u galaan maareeyayaasha ama saamilayda iyagoo fulinaaya u jeedooyinka shirkad aan lahayn shakhsiyad khaanuuni ee u gaar ah (eeg Qodobka 3(2)(j)(i)(T))) waxaa loola dhaqmayaa sidii in lacagtaas ama kharash ay heshay ama gashay shirkaddaas, ee uusan helin ama gelin shakhsi kale.

3) Hantida iyo qaanta ay si wadajir ah ama si guud ah u leeyihiin ama loogu leeyahay maareeyayaasha ama saamilayda, ee loogu talagalay ujeeddooyinka shirkad aan
lahayn shakhsiyad khaanuuni ee u gaar ah (eeg qodobka 3(2)(j)(i)(T)) waxa loola dhaqmayaa sidii in ay leedahay ama lagu leeyahay shirkaddaas, ee uusan lahayn ama lagu lahayn shakhsi kale.

4) Haddi qaab faai'da wadaag ah (joint venture) ay dhinacyo badan ku galayaan, dhinacyadaas ku noqoneysa inay ku fuliyaan shirkad u gaar ah oo sharciyaddeedu dhamaystirantahay.

5) Iyadoo la raacayo qaybaha kale ee Sharcigan, heshiisyada udhaxeeya shirkad iyo maareeyayaasheeda ama saamilaydeeda waa la aqoonsanayaa.

Qodobka 61-aad
Canshuurta Saamilayda

1) Faa'idooyinka saamiyada ee:

b) shirkad Dalka degaan ku ahi u qaybiso:

i. shirkad kale oo Dalka deegan ku ah, waxaa laga dhaafayaa canshuurta, haddii shirkada kale ay ku leedahay milkiyad mug leh (substantial participation) shirkadda faa'idooyinka qaybinaysa, isla marka aan la qaybin ka hor;

ii. shakhsi Dalka dagaan ku ah ama shakhsi Dalka degaan ku ahaan aa

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la canshuurayaa, iyadoo canshuurta looga jaraayo si kama dambays ah kahor inta aan la siin shakhsiyaadka; iyadoo

iii. faa'iidada saamiga ee la siiyo saamilayda aan hoos imaan faqrad hoosaadka (b)(i) iyo (b)(ii) ee faqradan lagu daraayo xilliga la xisaabinaayo dakhliga saamilayda; sidoo kalan

iv. faai'idada saamiyada shirkad ama shakhsi Dalka degaan ku ah laga siiyo saamiga shirkad Dalka degaan ku ah lagama qaadayo wax canshuur oo dheeri ah.

t) shirkad aan Dalka degaan ku aheyn qaybiso waxaa lagu darayaa marka la xisaabinaayo dakhliga saamilayda.

2) Saamiyda shirkad:

b) marka shirkad deegan ku ah Dalka ay ku leedahay milkiyad mug leh (substantial participation) shirkad kale ee deegaan ku ah Dalka, waa hanti la canshuur dhaafay, iyadoo faa'idada iyo khasaaraha ka dhasha gacan-ka-saarista saamiyadaas aan la aqoonsanayn; iyadoo

t) haddii xaalku ka duwanyahay sida lagu qeexay faqrad-hoosaadka (b) ee kore, aysan ahayn hanti la canshuur-dhaafay, iyadoo faa'idada iyo khasaaraha ka dhasha gacan-ka-saarista saamiyadaas lagu daraayo xilliga la xisaabinaayo dakhliga saamilayda.

3) Qodobkan gudihiisa, "milkiyad mug leh (substantial participation)" ee jirta waqti gaar ah waxaa loola jeeda milkiyadda saamiyada shirkad (shirkadda laga hadlayo) oo ay leedahay shirkad kale, halka:

b) milkiyadda mugta leh ay la egtahay:

i. labo iyo toban dhibac shan (12.5%) boqolkiiba ama in ka badan ee qiimaha saamiyada shirkadda laga hadlayo, marka laga reebo saamiyada dib loo ceshan karo; oo ay wehliso

ii. koontarool, si toos ah ama si dadbanba, oo ku aadan boqolkiiba labo iyo toban dhibac shan boqolkiiba (12.5%) ama in ka badan awoodda codbixinta ee shirkadda laga hadlayo; iyadoo

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t) milkiyaddaas mugta leh ay ahayd mid si joogta ah u jirtay muddo saddex boqol lixdan iyo shan (365) maalmood ah, kahor isla marka aan la qaybin faa'idada saamiga ama aan gacanta-laga-saarin saamiyada.

QAYBTA IV
QODOBADA GUUD EE KHUSEEYA HAY'ADAHA

Qodobka 62-aad
Isku-wareejinta Hantida ee u Dhaxeeysa Hay'adaha iyo Xubnahooda

1) Iyadoo loo hoggaansamaayo Qodobka 46-aad (u wareejinta hanti shakhsi xiddid ah), hadii iyadoo loo maraayo habka wareejinta, hanti gacanta-laga-saaro iyadoo hay'ad ay ku wareejiso mid kamid ah xubnaheeda ama xubin ku wareejiyo hay'adda:

b) wareejiyaha hantida waxa loola dhaqmayaa sidii in uu lacag ka helay gacan-ka- saaridda hantida taas oo udhiganta qiimaha suuqa ee hantidu ka joogtay kahor isla marka aan gacanta-laga-saarin; iyadoo

t) loo wareejiyaha hantida loola dhaqmayo sidii in uu galay kharashaadka lagu sheegay farqad-hoosaadka (b) ee hanashada hantida.

Qodobka 63-aad
Isbeddelka Milkiyadda

1) Haddii milkiyadda dhabta ah (underlying ownership) ee hay'ad ku timaado isbeddel ka badan boqolkiiba kontan (50%) marka lala barbardhigo siday ahayd saddexdii sanadood ee lasoo dhaafay ("isbeddelka milkiyadda"), hayadda waxa loola dhaqmayaa sidii in ay gacanta-ka-saartay dhammaan hantidii ay lahayd iyo qaantii lagu lahaa, kahor isla marka uusan dhicin isbeddelku.

2) Isbeddelka milkiyadda kadib, hayadda looma ogola in ay:

b) ka goyso faa'idada ka dhalata daymaha ama qaddar lacageedyada laga soo raray sandihii hore si waafaqsan Qodobbada 18(3) ama 22(2), kuwaas oo ay markii hore gashay hayadda inta uusan dhicin isbeddelka ka hor;

t) goyso khasaaraha ku xusan Qodobbada 23(1) ama 24(1) kaas oo ay gashay hayadda inta uusan dhicin isbeddelka ka hor; ama

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j) haddii ay dhacdo in hay'addu, ka hor isbeddelka, ay qadar lacageed ku dartay xisaabinta dakhlikeeda ayadoo raaceysa Qodobka 28 (4) ama Qodobka 29(2) ama Qodobbada 29(4) iyo 29(5), looma ogola, isbeddelka kadib, in ay soo sheegato in loo sameeyo lacag-goyn waafaqsan Qodobbada lasoo sheegay.

3) Haddii isbeddel milkiyadeed ku dhaco hay'ad sanad canshuureed gudihiisa, qaybaha sanadka ee ka horreeya isbeddelka iyo kuwa ka dambeeyay isbeddelka waxa loola dhaqmayaa sida sanado canshuureed kala madaxbannaan.

4) Shuraakadaha ama shirkaddaha aan lagu dabaqayn Qodobkani waxa lagu qeexayaa xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan.

CUTUBKA VII
HAWLAHA GAARKA AH
QAYBTA I
HOWLAHA QODISTA MACDANTA IYO SHIDAALKA

Qodobka 64-aad
Isticmaalka Sharciga Lagu Hagayo Nidaam Maaliyadeedka Kheyraadka Dhulka Hoostiisa

Habka Sharcigani loogu dabaqaayo hawlaha la xiriira khayraadka dhulka hoostiisa iyo kuwa la xiriira, waxaa go'aaminiyaa Sharciga Lagu Hagayo Nidaam Maaliyadeedka Kheyraadka Dhulka Hoostiisa ee markaas dhaqan-galka ah.

QAYBTA II
BANGIYADA IYO CEYMISKA

Qodobka 65-aad
Ganacsiga Bankiyada

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo shakhsiyaadka kujira ganacsiyada bankiyada. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Marka la dabaqaayo Sharcigani:

b) hawlaha shakhsiga ee la xiriira ganacsiyada bankiyada waxa loola

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dhaqmayaa sidii in ay yihiin ganacsiyo ka madax-banaan ganaci ama hawl kasta oo kale ee uu shakhsi qabto;

t) dakhliga ama khasaaraha sanad canshuureed shakhsi ka soo gaara ganacsiyadiisa banki waxa loo xisaabinayaa si gaar ah; iyo

j) amaahyada la bixiyo inta lagu guda jiro hawlaha caadiga ah ee ganacsiga bankiyada waxaa loo aqoonsanayaa in ay yihiin hanti u taalla bankiga (current asset), iyada oo loo qadarinaayo badeecada ganacsigaas.

3) Si loo dabaqo Qodobka 19-aad, marka la xisaabinayo dakhliga shakhsiga ka soo gala ganacsiga bankiyada sanad canshuureed, waa in uu shakhsigu raacaa xeerarka khuseeya ee uu dejiyay Bankiga Dhexe ee Soomaaliya oo loogu talagalay amaahda aan shaqaynayn (non-performing loans), oo ay ka mid yihiin:

c) in laga gooyo qiimo dhaca (write downs) ku yimaada amaahda aan shaqaynayn; iyo

t) in lagu daro dakhliga, wax-ku-darid kasta (add backs) oo la xiriirta qiimo dhacyadaas. Haddii lacag goyn ama ku darid la sameeyo, qiimaha amaahda aan shaqaynayn waa in laga dhigaa qiimiha la saxay.

4) Xadidaada ku xusan Qodobka 22(1) (kala soocidda marka ay timaado Aaladaha Maaliyadda) laguma dabaqayo deymaha la helay ama daymaha la galey inta lagu guda jiray ganacsiga caadiga ah ee bankiyada.

5) Haddii shakhsi kujira ganacsi banki uu ka saaro xisaabaadka bankiga dayn laga qabo isagoo u tixgelinaa inay tahay deyn laga quustay, si waafaqsan xeer-nidaamiyaasha gaarka ee la xiriira arrimahan ee uu soo saaray Bankiga Dhexe ee Soomaaliya:

d) shakhsigu waxaa loola dhaqmaa sidii in uu gacanta-ka-saaray daynta uu lahaa; iyadoo

t) shakhsigu soo codsan karo lacag goyn waafaqsan Qodobka 21-aad ee la xiriirta khasaaraha ka dhasha hantida ra'sumaal ama Qodobka 29-aad oo la xiriirta sixitaanka xisaabaadka, hadba midka ku habboon.

6) Qodobkan dhexdiisa, ganacsi banki waxa loola jeedaa ganacsiga lay'ad

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maaliyadeed oo qabata hawlo banki, taaso ku qabata hawlahaa banki si waafaqsan shatti loo bixiyaya si waafaqsan Sharciga Hay'addaha Maaliyadda ee dhaqan-galka ah.

Qodobka 66-aad
Ganacsiga Caymiska Guud

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo shakhsiyaadka kujira ganacsiyada caymiska guud. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Marka la dabaqaayo Sharcigani:

c) hawlaha shakhsiga ee la xiriira ganacsiyada caymiska guud waxa loola dhaqmayaa sidii in ay yihiin ganacsiyo ka madax-banaan ganaci ama hawl kasta oo kale ee uu shakhsi qabto; iyadoo

t) dakhliga ama khasaaraha sanad canshuureed shakhsi ka soo gaara ganacsiyadiisa caymiska guud loo xisaabinayo si gaar ah.

3) Marka la xisaabinayo dakhliga shakhsi ka soo gala sanad canshuureed ganacsiga caymiska guud, waxa lagu darayaa dakhliyadan soo socda (oo ay lajiraan qaddarta kale ee lacageed ee Sharcigani waajibiyo in lagu daro):

b) lacagaha lagu iibsado caymiska (premium) ee caymiyuhu helo sanadka gudihiisa (oo ay ku jiraan lacagaha laga helo dib-u-cayminta) isagoo ku guda jira ganacsigiisa caymiska; iyo

t) dheefta ceymiska ee shakhsigu sanadka gudihiisa ka helo qandaraas dib-u- caymin oo daboolaya khataraha ka imaan kara qandaraasyada caymiska ama dib-u- caymiska ee shakhsigu galay isagoo ku guda jira ganacsigiisa caymiska.

4) Iyada oo la raacayo Qodobka 16-aad (xadka lacag goynta), marka la xisaabinayo dakhliga shakhsiga ka soo gala sanad canshuureedka gudahiisa ganacsiga ceymiska guud, waxa laga goynayaa lacagaha soo socda (oo qaddartii kale ee lacageed ee uu Sharcigani waajibiyo in la gooyo):

c) dheefta caymiska (proceeds) ee uu shakhsigu sanadka gudihiisa u bixiyay

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ceymiye ahaan (oo ay ku jirto dheefta lagu bixiyay dib-u- caymin) isagoo ku guda jira ganacsigiisa caymiska; iyo

t) lacagaha lagu iibsado caymiska (premium) ee sanadka dhexdiisa shakhsigu ku bixiyey heshiis kasta oo dib-u-caymin ah oo daboolaya khataraha ka imaanaya qandaraasyada caymiska ama dib-u-cayminta, isagoo ku guda jira ganacsigiisa caymiska.

5) Si waafaqsan Qodobka 28-aad (hab-xisaabeedka muteysashada), dheefta caymiska ee uu shakhsigu galay si waafaqsan doorkiisa caymiye guud ahaan waa in la bixiyo (iyadoo ay dhici karto in lacag goyn loo saameeyo si waafaqsan faqradda (4)(b) ee Qodobkan) marka shuruudaha soo socda la buuxiyo:

d) marka ay dhacaan dhammaan dhacdooyinka go'aaminaya qaanta; walibana

t) dheefta caymiska loo goyn karo si waafaqsan Mabaadi'da Xisaabaadka Sida Guud La'iskula Ogol Yahay (GAAP).

6) Wax lacag goyn ah looma samayn karo lacag loogu talagalay khatar aan wali dhicin (unexpired risks) ama kayd lacageed kale oo loogu talagalay ganacsiga caymiska guud.

7) Qodobkan dhexdiisa, "caymis guud" waxa loola jeedaa caymis kasta oo aan ahayn caymis mudo dheer ah.

Qodobka 67-aad
Ganacsiga Caymiska Muddada Dheer

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo shakhsiyaadka kujira ganacsiyada caymiska muddada dheer. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Marka la dabaqaayo Sharcigani:

b) hawlaha shakhsiga ee la xiriira ganacsiyada caymiska muddada dheer waxa loola dhaqmayaa sidii in ay yihiin ganacsiyo ka madax-banaan ganacsi ama hawl kasta oo kale ee uu shakhsi qabto; iyadoo

t) dakhliga ama khasaaraha sanad canshuureed shakhsi ka soo gaara ganacsiyadiisa caymiska muddada dheer loo xisaabinayo si gaar ah.

3) Marka la xisaabinayo dakhliga shakhsi ka soo gala sanad canshuureed guda hiisa ganacsiga caymiska muddada dheer, waxa laga saaraya dakhliyadan soo socda, mana ahan dheef laga helay hanti ama qaan toona:

b) lacagaha lagu iibsado caymiska (premium) ee caymiyuhu helo (oo ay ku jiraan lacagaha laga helo dib-u- cayminta) isagoo ku guda jira ganacsigiisa caymiska; iyo

t) dheefta ceymiska ee shakhsigu ka helo qandaraas dib-u-caymin oo daboolaya khataraha ka imaan kara qandaraasyada caymiska ama dib-u-caymiska ee shakhsigu galay isagoo ku guda jira ganacsigiisa caymiska.

4) Marka la xisaabinayo dakhliga shakhsiga ka soo gala sanad canshuureedka gudahiisa ganacsiga ceymiska muddada dheer, lacagaha soo socda lagama goynayo, loogumana darayo qiimaha hantida ama qaanta:

b) dheefta caymiska (proceeds) ee uu shakhsigu u bixiyay ceymiye ahaan (oo ay ku jirto dheefta lagu bixiyay dib-u- caymin) isagoo ku guda jira ganacsigiisa caymiska; iyo

t) lacagaha lagu iibsado caymiska (premium) ee shakhsigu ku bixiyey heshiis kasta oo dib-u-caymin ah oo daboolaya khataraha ka imaanaya qandaraasyada caymiska ama dib-u-cayminta, isagoo ku guda jira ganacsigiisa caymiska.

Qodobka 68-aad
Dheefta Caymiska

1) Si waafaqsan farqadda (2) ee Qodobkan iyo Qodobada 66-aad (caymiska guud) iyo 67-aad (caymiska muddada dheer), marka la xisaabinayo dakhliga shakhsi uu ka helay, sida loola dhaqmayo dheefta caymiska uu shakhsigu helay waxa loo go'aaminaya si waafaqsan Qodobka 35-aad (magdhowga) ee Sharcigan.

2) Si waafaqsan Qodobbada 66-aad (caymiska guud) iyo 67-aad (caymiska muddada dheer), dheefta caymiska muddada dheer ee la siiyo la-ceymiyaha ama haddii uu la- ceymiyuhu dhinto qaraabadiisa, taas oo loo bixiyo si

waafaqsan heshiis caymis mudda dheer, waxaa:

b) haddii dheefta ceymiska uu bixiyay ceymiye Dalka deegaan ku ah, laga dhaafay canshuur marka ay gasho gacanta la-ceymiyaha; iyadoo

t) haddii dheefta ceymiska uu bixiyo caymiye aan Dalka degaan ku ahayn, lagu darayaa xisaabinta dakhliga la-ceymiyaha, balse waxaa lagu darayaa oo kaliya lacagta dheeraadka ah ee uu ka helo caymiska muddada dheer.

3) Qodobkan dhexdiisa, "lacagta dheeraadka ah ee la-ceymiyuhu ka helayo caymiska muddada dheer" waxa loola jeedaa farqiga siyaadada ah ee udhaxeeya lacagta uu ku iibsaday caymiska (premium) iyo dheefta caymiska ee uu ka helay caymiyaha.

QAYB III
KAYDKA HAWLGABKA

Qodobka 69-aad
Sanduuqyada Hawlgabka ee La Aqoonsaday

1) Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa qeexi doona xaalada iyo shuruudaha ay Wasaaraddu ugu aqoonsanayso sanduuq hawlgab oo deegan ku ah Dalka in uu yahay sanduuq hawlgab ee la aqoonsaday. Xeer-nidaamiyahan ayaa sidoo kale qeexaya habraaca aqoonsiga lagala laabanaayo sanduuq horay loo aqoonsaday.

2) Wasaaraddu waxa ay ku aqoonsanaysaa sanduuq howlgab go'aan gaar ah oo loo soo saaray si waafaqsan Qodobka 13-aad ee Sharciga Maamulka Dakhliga (ama wax- kabeddelkiisa) kaas oo xaqiijinaaya in sanduuqu u hoggaansanyahay shuruudaha lagu qeexay xeer-nidaamiyaha lagu xusay farqadda 1-aad ee Qodobkan.

3) Sanduuqa Hawlgabka iyo Liiltirka ee Shaqaalaha Rayidka Dawladda ee lagu aas- aasay Sharciga Howlgabka iyo Liiltirka Shaqaalaha Rayidka ee Dowladda ee dhaqan- galka ah waa sanduuq hawlgab oo la aqoonsanyahay. Sanduuqyo kale oo hawlgab waxaa loo aqoonsanayaa si waafaqsan faqradda 2-aad ee Qodobkan.

Qodobka 70-aad
Qaaraanka Hawlgabka ee Sanduuqyada Hawlgabka ee La Aqoon

1) Shakhsi kasta ee Dalka deegan ku waxa uu soo sheegan karaa in xisaabinta dakhligiisa canshuurgalka ah ee sanad canshuureed laga dhimo qaaraanka uu ku bixiyo sanduuq hawlgabka ee la aqoonsanyahay (eeg faqrada 2-aad ee Qodobka 10- aad). Qaaraanka waa in uu bixiyey:

b) shakhsiga; ama

t) loo shaqeeyaha shakhsigu u shaqeeyo, balse waxaa shuruud ah in qaaraanka lagu daro xisaabinta dakhliga shakhsigu ka helo shaqada sida uu dhigayo Qodobka 12(3) (kh) ee Sharcigan.

2) Lacag dhimista uu shakhsigu soo sheegan karo sanad canshuureed waa qaddarta qaaraanka ama xadka sharciga jideeyay, hadba kii yar. "Qaddarta sharcigu jideeyay" waa labada qaddar ee soo socota tooda weyn:

b) qaaraanka waajib ah ee sharcigu ka rabo inuu shakhsigu ama loo shaqeeyuhu bixiyo muddada sanadka gudihiisa ah; iyo

t) qaddarta lagu cayimay xeer-nidaamiye.

Qodobka 71-aad
Canshuurta Sanduuqyada Hawlgabka

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo sanduuqyada howlgabka. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Qaaraanka hawlgabka ee uu helo sanduuq hawlgab waxaa laga dhaafay canshuurta sidoo kalena looma aqoonsanaayo hanti sanduuqu leeyahay ama qaan sanduuqa lagu leeyahay.

3) Sanduuqa howlgabka uma goyn karo kharash ahaan qaaraanka uu bixiyo, iyadoo qaaraankas uu bixiyayna aan lagu dari karo qiimaha hantida ama qaanta sanduuqa.

4) Dakhliga uu helo sanduuqa hawlgabku isaga oo ah sanduuq hawlgab ee la aqoonsaday waa la canshuur dhaafayaa.

5) Haddii sanduuqa hawlgabka ee la aqoonsanaa uu waayo aqoonsiga sanad

canshuureedka gudihiisa, dakhligiisa canshuurgalka ah ee sanadka waxa lagu kordhinayaa qaddar u dhigan farqiga u dhexeeya labada qaddar ee soo socda:

b) wadarta lacagaha soo socda ee sanduuqu helay intii uu ahaa sanduuq la aqoonsan yahay:

i. dhammaan qaaraanka hawlgabka ee uu sanduuqa hawlgabku ka helo shakhsiyaad Dalka deegan ku ah; iyo

ii. dakhliga canshuurgalka ah ee sanduuqa (ee la xisaabiyay iyadoo aan layska indha tirayo farqadda 4-aad ee Qodobkan) ee sanad canshuureed; oo laga gooyo

t) dhammaan lacag-bixinnada hawlgab ee sanduuqu siiyey shakhsiyaad deegan Dalka ku ah intii uu ahaa sanduuq la aqoonsan yahay.

Qodobka 72-aad
Lacagaha Hawlgab Ee Laga Helo Sanduuqyada Hawlgabka

1) Marka la xisaabinaayo dakhliga uu shakhsi sanad canshuureed gudahiisa ka helo qaaraankii u ku darsadey sanduuq hawlgab:

b) lacagaha hawlgabka ee laga bixiyo sanduuq hawlgab ee la aqoonsan yahay ee laxiriirta qaaraankii hore loogu darsadey waxa lagu darayaa dakhliga ka yimaada maalgashiga;

t) lacagaha hawlgabka ee laga helo sanduuq Dalka degaan ku ah oo aan la aqoonsaneyn taasi oo la xiriirta qaaraankii hore loogu darsadey waa la canshuur dhaafay; iyadoo

j) kororka laga helo qaaraankii hore loogu darsadey sanduuq howlgab ee aan Dalka degaan ku ahayn waxaa lagu darayaa dakhliga, balse lacag-bixinnada hawlgabka ee aan ahayn kororka waxaa laga dhaafayaa canshuurta.

2) Qodobkan gudihiisa, "kororka laga helo qaaraanka (gain from an interest)" ee sanduuq hawlgab waxa loola jeedaa xadka lacag-bixinta uu sanduuqu sameeyay ay ka badan tahay qaaraanka hawlgab ee sanduuqa lagu shubay.

QAYBTA IV
HAWLAHA DANTA GUUD, ISKAASHATADA IYO KUWA KALE

FAA'IDO- DOONKA AHAYN

Qodobka 73-aad

Aqoonsiga Ururada iyo Hay'addaha Danta Guud ee aan Faaiido Doonka Ahayn

1) Si loo gaaro ujeedooyinka Sharcigan, Wasaaraddu waxa ay u aqoonsan kartaa hay'ad ama urur inuu yahay mid aan faa'iido doon ahayn, iyad oo go'aan qoraal ah kusoo saaraysa kaas oo waafaqsan Qodobka 13-aad ee Sharciga Maamulka Dakhliga ee dhaqangalka ah, kuna sheegaysa go'aanka in hay'adda ama ururku u hoggaansanyahay faqradda 2-aad ee Qodobkan.

2) Shuruudaha looga baahanyahay hay'addaha ama ururada aan faa'iido doon ahayn waa:

b) in haya'ddu ama ururku yahay mid si sharci ah loogu aasaasay inuu ka shaqeeyo oo keliya hawlo aan faaiido doon ahayn, tusaale ahaan:

i. hay'ad danguud oo ka shaqaysa arrimo diini ah, hawlo khayri ah ama daryeel bulsho;

ii. hay'ad waxbarasho oo danguud ah; ama

iii. hay'ad danguud oo loo aasaasay ujeeddooyin dhaqan ama ciyaaro, taas oo buuxisay shuruudaha ay si gaar ah u dejiyaan xeer nidaamiyayaal; iyo

t) in hay'addu ama ururku leeyahay distuur qoran oo ka reebaya:

i. hawlkasta oo aan ahayn tan sida gaarka loogu tilmaamay farqad hoosaadka (b) ee faqrada 2-aad ee Qodobkan; iyo

ii. bixinta dheef ama faa'ido gaar ah oo ka baxsan kuwa daruuriga u ah fulinta hawlaha aan faa'iido doonka ahayn ee ururka ama ha'adda.

3) Wasaaraddu waxa ay kala noqon kartaa hay'add ama urur aqoonsiga lagu sheegay farqadda 1-aad ee Qodobka, haddii hay'addu ama ururku u dhaqmo si aan waafaqsanayn shuruudaha lagu sheegay farqadda 2-aad ee Qodobkan.

4) Habraaca kala noqoshada aqoonsiga iyo wadooyinka u furan hay'adda ama ururka lagala noqday aqoonsiga waxaa lagu qeexaya xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan.

Qodobka 74-aad
Canshuurista Ururada iyo Hay'addaha Dantaguud Ee Aan Faaiido Doonka Ahayn

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo hay'addaha iyo ururrada danta guud ee aan fa'ida doonka ahayn. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Si loo gaaro ujeedooyinka Sharcigan:

b) hawlaha ururka ama hay'adda danta guud ee aan faa'iido doonka ahayn oo loogu talagalay si loogu sal-gaaro ujeedooyinka aan faai'do doonka ahayn waxaa loola dhaqmayaa sidii in uu yahay ganacsi ("ganacsi aan faa'iido doon ahayn"), kasoo ka baxsan hawl kasta oo kale oo ururka ama hay'addu qabto;

t) dakhliga ama khasaaraha sanadka ee ka dhasha ganacsiga ururka ama hay'adda ee aan faa'iido doonka ahayn si gooni ah ayaa loo xisaabinayaa;

j) Qodobka 16(t) (ii) laguma dabaqayo ganacsiga aan faaiido doonka ahayn ee ururka ama ha'adda; iyadoo

x) ganacsiga ururka aan faaiido doonka ahayn lagu dabaqayaa Qodobka 23-aad iyadoo qeexitaanka "khasaaro" ee ku jira Qodobka 23 (4) (t) ee ah "sagaashan iyo shan (95%) boqolkiiba" lagu badalayo "boqolkiiba boqol (100%)".

3) Marka la xisaabinaayo dakhliga ururka ama hay'adda danta guud ee aan faa'ido doonka ahayn ka soo gala sanad canshuureed ganacsigeeda aan faiido doonka ahayn
waxa lagu darayaa dakhligaan soo socda (iyo qaddartii kale ee lacageed ee Sharcigani waajibinaayo in lagu daro):

b) dhammaan hadiyadaha iyo deeqaha uu ururku ama ha'addu heshay sanadka gudihiisa;

t) dhammaan lacag-bixinada aan ganacsiga ahayn ee uu sameeyay ururku ama hay'addu sanadka gudihiisa.

4) Marka la xisaabinaao dakhliga ka soo gala sanad canshuureed urur ama hay'add dan guud oo aan faa'ido doon ahayn ganacsigeeda danta guud ee aan faa'iida doonka aheyn, waxa laga goynayaa lacagaha soo socda (iyo qaddartii kale ee lacageed ee Sharcigan ogolaado in laga goyn karo):

b) qaddarada lacageed ee la galay sanadka gudihiisa (xataa kharashaadka gaarka ahaa) ee ilaa xad si gaar ah loogu qabtay fulinta oo keliya hawliha aan faa'iido doonka ahayn ee ururka ama hay'adda aan faa'ido doonka ahayn; iyo

t) boqolkiiba shan (5%) dakhliga saafiga ah (adjusted income) ee ururka ama hay'adda ka soo galay sanadka gudahiisa hawlaha aan faa'iido doonka ahayn. Balse shuruudu waxa ay tahay in lacagaha loo gooynaayo sanad canshuureed si waafaqsan faqrad-hoosaadkan (t) aysan ka badnaan dakhliga saafiga ah ee ururka ama hay'adda ee ka yimid sanadka gudahiisa howlaha aan faa'iido doonka ahayn, ka dib marka laga gooyo qaddarta lacageed ee sanadkaas loo oggolyahay ee lagu sheegay farqad-hoosadka (b)

5) Haddii ay hay'ad ama urur uu sii jirto kadib markii ay lumisey aqoonsigii urur danguud oo aan faa'iido doon ahayn:

b) qaybta sanad canshuureedka ee ka horaysay inta aanay lumin aqoonsigii urur danguud oo aan faa'iido doon ahayn waxa loola dhaqmayaa sidii sannad canshuureed gooni ah ("sanadka ka horeeyay luminta aqoonsiga) oo ka duwan qaybta dambe ee sanadka ee ka danbeeysa marka ay lumiso aqoonsiga ("sanadka ka danbeeya luminta aqoonsiga");

t) hay'adda ama ururka waxaa loola dhaqmayaa sidii inuu sii waddo ganacsi faa'ido doon ah ka dib marka uu lumiyay aqoonsiga; iyadoo

j) xisaabinta dakhliga hay'adda ama ururka kasoo gala ganacsiga sanadka ka danbeeya luminta aqoonsiga lagu daraayo:

i. dhammaan lacagaha loo soo sheegtay in loo gooyo si waafaqsan farqadda (4)(t) ee sanadka ka horeeyay luminta aqoonsiga iyo shantii sanad canshuureed ee ka horeeysay; balse waa in aysan ka badnaan;

ii. qiimaha suuqa ay ka joogto hantida saafiga ah ee hay'adda ama ururka wakhtiga ay lumisey aqoonsiga.

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6) Qodobkan gudihiisa:

b) "dakhliga saafiga ah (adjusted income)" ee urur ama hay'ad danguud oo aan faa'iido doon ahayn ka sameeyo ganacsigiisa aan faaiido doonka ahayn sanad canshuureedka waa dakhlikiisa ganacsi ee sanadkaas:

i. oo loo xisaabiyay qaabka caadi ah; iyad oo

ii. aan la tixgelinayn faqradaha (3) (t) and (4) ee Qodobkan;

t) "lacag-bixin aan mid ganacsi ahayn (non-business payment)" waxa loola jeedaa lacag bixin kasta oo uu bixiyo urur ama hay'ad danguud ee aan faaiido doon ahayn, oo aysan kujirin:

i. qaddar lacageedka sanadka dhexdiisa loo galay in si gaar ah loogu qabto oo keliya hawlaha aan faa'iido doonka ahayn ee ururka ama hay'adda;

ii. lacagaha dhigaalka ah ee u yaalla banki ama hay'ad maaliyadeed oo Dalka degaan ku ah ama banki ama hay'ad maaliyadeed oo aan Dalka degaan ku ahayn balse leh xarun ganacsi oo joogta ah ee Soomaaliyeed; am

iii. lacagaha maangalka ah ee shakshi loo siiyo hanti ama adeeg uu ka iibiyay ururka ama hay'adda; iyo

j) "hawlaha aan faaiido doonka ahayn (non-profit functions)" ee urur ama hay'ad danguud oo aan faa'iido doon ahayn waxa loola jeeda macnaha lagu qeexay Qodobka 73(2)(b).

Qodobka 75-aad
Naadiyada iyo Ururada Ganacsi

1) Qodobkani waxa uu u hoggaansamaaya Qodobka 74-aad ee Sharcigan. Wuxuuna wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo howlaha naadiyaasha, ururada ganacsatada iyo hay'addaha ama ururada la midka ah. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

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2) Ururada ganacsatda, naadiyaasha iyo hay'addaha ama ururada la midka ah waxaa loola dhaqmayaa sidii shirkad oo kale, si loo gaaro ujeedooyinka Sharcigan.

Dhammaan howlahoodana waxa loola dhaqmayaa sidii in ay yihiin hawlo la fuliyay iyadoo lagu guda jiro ganacsi.

3) Marka la xisaabinayo dakhliga urur ganacsato, naadi ama urur iyo hay'ad la mid ah ka soo gala ganacsigooda sanad canshuureed, xisaabta waxaa lagu darayaa khidmadaha ku-biirista (xubin ka noqoshada), lacagta joogtada ah ee xubnaha laga qaado (subscriptions) iyo lacag kasta ee kale laga qaado xubnaha sannadka gudihiisa.

4) Naadi ama hay'ad Dalka deegan ku ah ama hay'addo iyo ururo la mid ah oo u qalmi lahaa in sanad canshuureed loo canshuuro iyadoo la adeegsanaayo hab- xisaabeedka caddaanka ah ee wax laga beddelay (modified cash basis) haddii ay ahaan lahaayeen shuraako, waxa ay u isticmaali karaan hab-xisaabeedka caddaanka ah ee wax laga beddelay si ay u xisaabiyaan dakhliga soo galay sanad canshuureed.

5) Qodobkan gudihiisa:

b) "Xubin" waxa loo jeedaa:

i. marka ay tahay naadi ama hay'ad la mid ah, shakhsiga:

B) xaqqa u leh inuu saami ku yeesho dhammaan hantida naadiga ama hay'adda haddii ay noqoto in la xiro ama la baabi'iyo; am

B) xaqqa cod dhiibasho ku leh shirwaynaha naadiga ama ururka; iyadoo

ii. marka ay tahay urur ganacsato, shakhsiga xaqqa cod dhiibasho ku leh shirwaynaha ururka; iyadoo

t) "Urur ganacsato":

i. waxa loola jeedaa urur ka kooban shakhsiyaad, kaas oo u diiwaangashan si waafaqsan shuruucda Dalka:

B) kuwaas oo dhammaantood si kala gooni ah ugu jira ganacsi; waxana

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T) loo dhisay ujeeddo guud oo ah ilaalinta ama sare u qaadidda danaha ganacsi ee shakhsiyaadka; iyadoo

ii. ururada ganacsato uu sidoo kale ka koobanyahay urur shaqaale oo loo diiwangeliyay si waafaqsan shuruucda Dalka.

Qodobka 76-aad
Tabarucaadka Lagu-taageero Arrimaha Qiimaha leh

1) Shakhsigu waxa uu codsan karaa in laga dhimo, marka la xisaabinaayo dakhliga canshuur-gal ah ee sanad canshuureedka, qaddar u dhigma qaddarta wadarta tabarucaadyadii uu ku taageeray arrimaha qiimaha leh sanadka gudihiisa. Arrimaha qiimaha leh ee u qalma tabarucaadyada waxaa lagu go'aaminayaa xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan.

2) Dhimista la xiriirta taburucaad loo sameeyay arrin gaar ah iyo wadarta qaddarta dhimista ee la oggolyahay sanad canshuureedka waxay ku kooban tahay qaddarta lagu sheegay xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan. Haddii tabarucaadka lagu taageeray in kabadan hal arrin ee qiimaleh ee katirsan kuwa lagu go'aamiyay xeer-nidaamiyaha lagu sheegay faqradda 1-aad, waxa la dabaqayaa oo kaliya halka arrin ee qiima leh ee ugu tabarucaadka sareeysa.

3) Tabarucaadka ay shaqsiyaadka iyo shirkaduhu ku taageeram hay'adaha samafalka ee Soomaaliya oo keliya ayaa loo tixgelinayaa dhimista. Xadka wadarta qaddarta dhimista ee la oggolyahay sanad canshuureed waxaa lagu go'aaminayaa xeer- nidaamiye loo soo saaray si waafaqsan Sharcigan.

CUTUBKA VIII
ARRIMAHA CAALAMIGA AH
QAYBTA I
DEGGANAANSHO IYO ISHA DAKHLIGA

Qodobka 77-aad
Shakhsiyaadka Dalka Deegaanka Ku Ah

1) Qofku waxa uu Dalka degaan ku yahay sanad canshuureed gudahiis haddii qofku uu:

b) hoy joogta ah ku leeyahay Soomaaliya;

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t) yahay muwaadin Soomaaliyeed, marka laga reebo haddii uu hoy joogta ah ku lahayn meel Soomaaliya ka baxsan kaas oo sanadka oo dhan diyaar u ah;

j) joogo Soomaaliya sanadka gudihiisa, joogitaankaasina uu la egyahay muddo ama muddooyin u dhiganta marka laisku geeyo boqol sideetan iyo saddex (183) maalmood ama ka badan intii lagu guda jiro laba iyo tobankii (12) bilood ee ka bilaabmaysa ama ku dhammaanaysa sannadka; ama

j) yahay shaqaale ama sarkaal ka tirsan Dowladda Federaalka ama Dowlad Goboleedyada Soomaaliya oo Dalka dibadiisa shaqo loogu diro sanadka gudihiisa.

2) Shuraako Dalka ayay degaan ku tahay sanad canshuureed haddii waqti ka mid ah sannadka uu xubin kamid ah shuraakada uu deegaan ku yahay Soomaaliya.

3) Amaano Dalka ayey degaan ku tahey sanad canshuureed haddii:

b) lagu abuuray ama lagu aasaasay Soomaaliya;

t) waqti sanadka ka mid ah amaano-hayaha amaanada uu deegaan ku yahey Soomaaliya; ama

j) waqti ka mid ah sanadka uu shakhsi deegaan ku ah Soomaaliya koontaroolo ama awood u leeyahay koontaroolka go'aamada ammaanada, koontaroolkaasi ha noqdo:

i. mid uu kali ku yahay ama ay la wadaagaan shakhsiyaad kale; ama

ii. mid toos ah ama uu u sii marayo hal ama hay'ado kale oo dhextaal ah.

4) Shirkadi Dalka ayey deegaan ku tahay sanad canshuureed haddii:

b) lagu diiwangeliyay, lagu dhisay, lagu abaabulay ama lagu aasaasay Soomaaliya gudaheeda; ama

t) sanadka gudihiisa mar uun maamulkeeda rasmiga ah (effective management) ka howlgalo Soomaaliya.

Qodobka 78-aad
Badalashada Deganaashaha

1) Shakhsi sannad canshuureed Soomaaliya ku ahaa deegaan si waafaqsan Qodobka 77(1)(j) oo keliya, oo aan Soomaaliya degaan ku aheyn sannad canshuureedkii ka horeeyay, waxa loo aqoonsanayaa in uu Dalka degaan ku yahay oo keliya marka mudada boqol sideetan iyo saddex (183) maalmoodka ahi u bilaabato. Haddiise, shakhsigu degaan ku ahaa Soomaaliya sanad canshuureed waxaa loola dhaqmayaa inuu Dalka degaan ku ahaa sanadka oo dhan.

2) Marka shakhsi aan Dalka degaan ku aheyn uu ku noqdo Dalka degaan, qiimaha saafiga ah (cost) ee hantida shakhsigu haysto ka hor inta uusan Dalka degaan ku noqonin waxay la mid tahay qiimaha suuqa ee hantida wakhtigaas. Xeerkani laguma dabaqaayo hantida maxalliga ah ee shakhsigu lahaa ka hor inta uusan Dalka degaan ku noqon.

3) Ka hor inta shakhsi Dalka degaan ku ahaa uusan lumin degenaashihiisa Dalka, shakhsiga waxaa loola dhaqmayaa sidii inuu gacanta-ka-saaray dhammaan hantida uu lahaa (eeg Qodobka 47-aad). Haddii uu shakhsigu lumiyo deganaashihiisa bilowga
sanad canshuureedka (eeg farqadda 1-aad ee Qodobkan), gacan-ka-saaridda hantida waxaa loo arkayaa inay dhacday wax yar ka hor dhamaadka sanad canshuureedkii hore. Gacan-ka-saarista hantida ee faqradan ka hadlayso laguma dabaqaayo hantida maxalliga ah ee shakhsigu leeyahay kadib isla marka uu shakhsigu lumiyo degenaanshahiisa. Markay ku habboonaato, Wasaaraddu waxa ay adeegsan kartaa awoodaha ku qoran Qodobada 39(4) iyo 49-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkooda) si loo dhaqan geliyo waajibka canshuureed oo ay farqaddani keento.

Qodobka 79-aad
Ilaha Dakhliga iyo Lacag-bixinnada

1) Shakhsigu waa in uu dakhliga uu ka helo shaqo, ganacsi ama maalgashi si kala madax banana u xisaabiyaa, gaar ahaan waa inuu si kala madax banana u xisaabiyaa:

b) dakhliga ka yimaada il Soomaaliya gudaheeda ah; iyo

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t) dakhliga ka soo galay il dibadeed; sidaas oo kale

j) shakhsigu waa inuu u xisaabiyaa khasaaraha ka yimaada ganacsi ama maalgashi il Soomaali leh si ka gooni ah khasaaraha il shisheeye leh (eeg Qodobka 85).

2) Dakhliga waxaa laga helay il gudaha Soomaaliya ah marka uu yahay mid kamid noocyada soo socda:

b) lacag-bixinta lagu bixiyo shaqo ama khidmadda lagu bixiyo adeeg, taasoo:

i. laga fuliyay gudaha Soomaaliya; ama

ii. ay bixiso Dawladda Federaalka ama Dawlad Goboleedyada Soomaaliya;

t) kirada ama khidmadaha xuquuqda milkiyadda ee loo bixiyo si loo isticmaalo hanti taala gudaha Soomaaliya;

j) faa'idada saamiga oo ay bixiso shirkad Dalka degaan ku ah;

x) faa'iidada laga-helo qaamaha, khidmadda xuquuqda milkiyadda (royalty), khidmadaha adeegyada farsamo, khidmadaha adeegyada dhijitaalka ah ee otomaatigga ah, dheefta caymiska muddada dheer iyo lacag-bixinnada hawlgabka:

i. ee uu bixiyo shakhsi Dalka degaan ku ah, ee aan ahayn mid loo bixiyay si loo daboolo kharashka ganacsi oo ay fuliso xarun ganacsi oo joogta ah ee dibadeed; ama

ii. uu bixiyay shakhsi aan Dalka degaan ku ahayn si uu u daboolo kharash ganacsi oo ay fuliso xarun ganacsi oo joogta ah ee soomaaliyeed;

kh) khidmada khayraadka dabiiciga ah ee lagala soo baxo Soomaaliya;

d) kororka iyo lacagaha kale ee lagu daro dakhliga kuwaa oo laga helo hantida ama qaanta maxalliga ah;

r) lacagaha lagu iibsado caymiska (premium) iyo dheefta ceymiska ee la xiriirta khataraha laiska caymiyay ee Soomaaliya;

s) lacag-bixinnada uu helo shakhsi ka shaqeeya ganacsi gaadiid dhul, bad ama cir, kana shaqeeya qaadista rakaab, xamuul, fariimo ama hantida kale ee guurtada ah ee la taaban karo ee ku aadan:

i. qaadidda rakaab, xamuul, fariimo ama hantida kale ee guurtada ah ee la taaban karo, kuwaas oo socdaalkooda ka bilaabaya Soomaaliya, balse aan ahayn u kala wareejinta laba gaadiid rakaab, xamuul, fariimo ama hanti (transhipment);

ii. kiraynta konteenarada iyo qalabka la xiriirta ee kaabaha u ah daabulka lagu sheegay farqad hoosaadka (s)(i);

sh) lacag-bixinnada shakhsi Dalka degaan ku ah, ama xarun ganacsi oo joogta ah ee Soomaaliyeed ay siiyaan shakhsi qabta ganacsiga gudbinta farriimaha isagoo adeegsanaaya waayarka, raadiyo, obtikalk faybar ama dayax-gacameed ama isgaarsiinta electarooniga ah taasoo la xiriirta gudbinta fariimo iyadoo la isticmaalaayo qalab ku rakiban Soomaaliya gudaheeda, iyadoon loo eegayn in farriimahaaasi asal ahaan ka yimaadaan Soomaaliya iyo in kale; iyo

dh) haddiyadaha iyo lacagaha maamuuska loo bixiyo ee la xiriira ama laga helo hanti ama qaan maxalli ah ah ama hawl laga qabtay gudaha Soomaaliya;

c) lacagaha magdhowga ee ku xusan Qodobka 35-aad marka sababta magdhowga loo baxshay ay tahay mid kasoo askuntay Soomaaliya.

3) Lacag-bixintu waxa ay sidoo kale kuleedahay il gudaha Soomaaliya haddii loo bixiyo ka tanaasulidda (forbearance of) :

b) fulinta ama qabashada mid kamid ah arimaha lagu sheegay farqadda 2-aad ee Qodobkan; ama

t) helista lacag lagu sheegay faqradda 2-aad ee Qodobkan.

4) Haddii heshiis caalami ah uu Soomaaliya u oggolaanaayo inay canshuurto dakhli (ha ahaato in si toos ah loogu daro dakhliga ama in la diido lacag-goynta la oggolyahay) iyada oo aan lagu saleeynayn deganaasho, xeer-nidaamiye ayaa lagu qeexi doona canshuur soo rogiddaas iyo in dakhligaas loola macaamilayo sidii dakhli laga helay il gudaha Soomaaliya ah.

5) Qaddar lacageed waxaa loo tixgalinayaa inu leeyahay il dibadda ah, haddii aanu xiriir la lahayn ama aan laga soo saarin gudaha Soomaaliya.

QAYBTA II
GANACSIYADA JOOGTADA AH

Qodobka 80-aad
Xarumaha Ganacsi ee Joogtada ah iyo Mulkiilayaashooda

1) Sharcigani waxa uu aqoonsanayaa laba nooc oo xarun ganacsi oo joogto ah:

b) "Xarun Ganacsi oo Joogta ah ee Soomaaliyeed", waxaa:

i. loola jeedo meel cayiman oo Soomaaliya ku taala taas oo uu shakhsi aan Dalka degaan ku aheyn ku ganacsado ama uu awood u leeyahay inuu ku fushado ujeedooyinkiisa ganacsi;

ii. ka mid noqonaya xarumahan soo socda, iyadoo shuruudo tahay inay hawshooda ganacsi ay Soomaaliya ka socotay muddo sagaashan (90) maalmood ama ka badan inta lagu guda jira muddo 12 bilood ah:

B) goob Soomaaliya gudaheeda ah oo uu shakhsi aan Dalka degaan ku ahayn ku haysto, ku isticmaalayo ama ku rakibanayo qalab ama mashiinno ganacsi oo muhiiim;

T) goob Soomaaliya gudaheeda ah oo uu shakhsi aan Dalka degaan ku ahayn uu kaga shaqaynayo dhismo, mashruuc xirxirid qalab ama rakibid oo ay ku jirto goob uu ku samaynayo hawlaha korjoogteynta ee la xiriira mashruucaas;

J) goob Soomaaliya gudaheeda ah ee wakiil uu hawl ugu qabanayo ganacsiga shakhsi uu wakiil ka yahay oo aan Dalka degaan ku ahayn:

i) oo ay ku jiraan, marka ay timaado ganacsiga caymiska, ururinta lacagaha lagu iibsado caymiska (premium) ama cayminta khataraha ka jira Soomaaliya; balse

ii) aysan kujirin marka wakiilku u madax-banaanyahay qabashada howlaha ganacsiga ee noocaasi ah, iyadoo wakiilku aan loo arkayn inuu madax-

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banaanyahay haddii uu wakiilku u xiddid layahy shakhsiga aan Dalka deeganka ku ahayn ama wakiilkun yahay mid qabta oo keliya shaqooyinka shakhsiga aan Dalka deeganka ku ahayn ama shakhsiyaad xiddid la ah shakhsiga aan Dalka deegaanka ku ahayn;

t) Marka la go'aamiyo mudada sagaashanka (90) maalmoodka ah ee lagu sheegay faqrad hoosaadka (b)(ii), waxaa xisaabta lagu darsanayaa wixii hawlo ah oo habboon ee shakhsiga xiddidka la ah shakhsiga aan Dalka deegaan ku ahayn uu ka qabtay Soomaaliya gudaheeda muddadii 12 biloodka aheyd.

j) "Xarun Ganacsi oo Joogta ah ee Dibadeed" waxaa loola jeedo goob cayiman oo ganacsi taas oo shakhsi Dalka degaan ku ah ku leeyahay dal shisheeye halkaasoo uu ganacsigu si joogto uga shaqeynayey ugu yaraan lix (6) bilood, balse kuma jiraan goob kasta oo lagu qabto howlaha dabeecadoodu tahay diyaarinta (preparatory) ama caawinta (auxiliary) hawl kale.

2) "Milkiilaha" xarun gancasiga oo joogto ahi waa shakhsiga qabanaya ganacsiga ay xarunta joogtda ahi ay qeybta ka tahay.

Qodobka 81-aad
Mabaadi'ida Canshuur Qaadista

1) Marka dakhliga shakhsiga ee kasoo gala ganacsiga la xisaabinayo:

b) hawlaha xarun ganacsi kasta oo joogta ah waxa loola dhaqmaa sidii in ay yihiin ganacsi madax banaan, shakhsiguna waa in uu xisaabaadka ganacsigaasi u diyaariyaa si ka gaar ah hawl kasta oo kale ee uu shakhsigu qabtay; iyadoo

t) shakhsiga laga doonaayo inuu xisaabiyo sanad canshuureed kasta dakhliga ama khasaaraha ka dhashaa ganacsi kasta ee gaarka ah.

2) Dakhliga iyo khasaaraha xarun ganacsi oo joogta ah ee Soomaaliyeed waxaa loo xisaabinayaa, loona canshuurayaa si la mid ah sida shirkadaha Dalka degaan ku ah, iyada oo aan loo eegayn in milkiilaheeda aan Dalka deegaanku aheyn uu yahay shakhsi, shuraako, amaano ama shirkad. Inkastoo milkiilaha uu qaadayo mas'uuliyadda, tani waxa loola jeedaa in xarun ganacsi oo joogta

ah ee Soomaaliyeed ay:

b) si milkiilaha ka gaar ah u bixisaa canshuurta lagu qeexay Qodobka 9 (1) (b) (dakhliga canshuurgalka ah) iyo (t) (canshuurta isha lacag-bixinta lagu jaro);

t) canshuurta ka reebto lacagaha ay bixiso si la mid ah sida shirkad Dalka degaan ku ah ay u reebaan;

j) canshuurta ku bixisaa si qeyb-qeyb ah iyo kdib marka qiimeynta lagu sameeyo, si lamid ah sida shirkad Dalka degaan ku ah; sidoo kalana

x) canshuur ka bixisaa dakhlikeeda dibada ka yimaada sida ku cad Qodobka 9 (1) (j) kaasoo:

i. dheeraad ku noqonaya dakhligeeda canshuurgalka ah; walibana

ii. loo bixinayo si qeyb-qeyb ah iyo kdib marka qiimeynta lagu sameeyo si waafaqsan Cutubka IX, taasoo ah si la mid ah sida loo canshuuro dakhligeeda canshuur galka ah.

3) Dakhliga ama khasaaraha xarun ganacsi oo joogta ah ee dibadeed waxaa loo nisbaynayaa milkiilaheeda deegaanka ku ah Dalka, waxay na sii lahaanaysaa sifadeedii, marka ay timaado nuuc iyo il ahaanba. Tan waxa loola jeedaa xarun ganacsi oo joogta ah ee dibadeed waajib kuma ahan iney bixiso canshuur waafaqsan Qodobka 9(1) (b) ama (t), xaqna uma lahan tixgelinta canshuureed (tax credit) oo la xiriirta dakhligeeda oo ka goonida ah milkiilaheeda.

4) Marka arrimaha soo socda laga reebo, macaamilka dhex mara xarun ganacsi oo joogta ah iyo milkiilaheeda lama aqoonsanayo. Macamilaadka laga reebay faqradan waxaa kamid ah:

b) marka ganacsi banki oo leh macnaha lagu sheegay Qodobka 65-aad uu shakhsi aan Dalka degaan ku ahayn uu fulinaayo isagoo isticmaalaya xarun ganacsi oo joogta ah ee Soomaaliyeed:

i. mas'uuliyadda bixinta dayn ee u dhexaysa milkiilaha iyo xarunta ganacsi ee joogtada ah ama xarunta ganacsi ee joogtada ah iyo milkiilaha; iyo

ii. lacagta laga helay ama loo galay daynta lagu sheegay farqad hoosaadka

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(b)(i). Balse waxaa shuruud ah in xarunta ganacsi ee joogtada ah ay ogolaansho qoraal ah ka hesho Wasaaradda, kasoo tilmaamaya in farqaddan 2-aad la dabaqayo islamarkaasina milkiilaha iyo xarunta ganacsi ee joogta ay si isla mid ah ugu xusaan macaamilaadkas diiwanadooda xisaabeed; iyo

t) macaamilkaadka loola dhaqmaayo gacan-kudhigis (acquisition) iyo gacan-ka- saaris si waafaqsan Qodobka 82(5).

5) Marka farqadda (4) (b) la dabaqayo:

b) mas'uuliyadda dayn bixin ee mulkiiluhu u galay shakhsi kale dartiisa looma nisbeyn karo xarun ganacsi oo joogta ah ee Soomaaliyeed si waafaqsan Qodobka 82-aad;

t) faa'idada ka dhalata daynta ee loola dhaqmay inay gashay xarun ganacsi oo joogta ah ee Soomaaliyeed waxa laga rabaa in laga gooyo canshuur sida ay dhigayso Qeybta II ee Cutubka IX ee Sharcigan.

6) Xeerarka macaamilaadka eex la'aanta ah (transfer pricing rules) ee ku cad Qodobka 37-aad ayaa lagu dabaqayaa macaamilaadka lagu xusay farqadda (4)(b) iyo (4)(t) ee Qodobkan iyadoo laga soo qaadayo in xarunta ganacsi ee joogta ah iyo milkiilaheedu ay yihiin shakhsiyaad kala madax-banaan balse xiddid ah.

Qodobka 82-aad
Hawlaha, Hantida iyo Qaamaha Xarunta Ganacsi ee Joogtada ah

1) Hawlaha xarunta ganacsi ee joogtada ah waa howlaha uu milkiiluhu qabtay isaga oo adeegsanaya xarunta ganacsi ee joogtada ah. Waxa intaasi dheer, hawlaha soo socda ayaa loola dhaqmayaa inay qabatay xarun ganacsi oo joogta ah ee Soomaaliyeed (balse aysan qaban xarun ganacsi oo joogta ah ee dibadeed):

b) shaqaaleysiinta shakhsi kasta oo deegan ku ah Soomaaliya ee uu sameeyo milkiilaha;

t) gaddista badeeco ganacsi ee uu sameeyo milkiilaha ama shakhsi xiddid ah ah milkiilaha taasi oo ku nuuc ah ama la mid ah kuwa la iibiyay iyadoo la adeegsanayo xarunta ganacsi ee joogtada ah; iyo

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j) hawlaha kale ee ganacsi ee milkiilaha ama shakhsi xiddid la ah ee laga fuliyo Soomaaliya, kuwaas oo ku nuuc ah ama la mid ah kuwa la fuliyay iyadoo la adeegsanayo xarunta ganacsi ee joogtada ah.

2) Hantida iyo qaanta xarunta ganacsi ee joogtada ah waa kuwa uu leeyahay ama lagu leeyahay milkiilaha ahna:

b) hantida ay leedahay ama loo isticmaalay howlaha xarunta ganacsi ee joogtada ah;

t) hantida aan la taaban karin oo ay abuurtay xarunta ganacsi ee joogtada ah ama la abuuray iyadoo la adeegsanaayo xarunta ganacsi ee joogtada ah;

j) marka ay khuseeyso xarun ganacsi oo joogta ah ee Soomaaliyeed, hantida aan la taaban karin ee lagu isticmaalay gudaha Soomaaliya;

x) iyadoo loo hoggaansamaayo Qodobka 81(5) (ganacsiga baankiyada), mas'uuliyadda dayn bixinta ee lagalay si lacag loo amaahdo, lacagtaas oo loo adeegsaday hawlaha xarunta ganacsi ee joogtada ah ama loo isticmaalay si gacanta- loogu soo dhigo hantida lagu xusay faqrad-hoosadka (2)(b) ee Qodobkan; iyo

kh) qaamaha kale ee sida tooska uga dhalanaaya hawlaha xarunta ganacsi ee joogtada ah.

3) Xarunta ganacsi ee joogtada ah waxa loola dhaqmayaa in ay yeelaneyso hanti ama lagu yeelanaayo qaan marka hantidaaas ama qaantaasi ay noqdaan hanti ay leedahay xarunta ganacsi ee joogtada ah ama qaan lagu leeyahay.

4) Waxaa u dheeri ah xaaladaha lagu tilmaamay Qodobbada 43-aad iyo 44-aad (gacan-ka-saarista hantida iyo qaanta), xarunta ganacsi ee joogtada ah waxa loola dhaqmaa inay gacanta-ka-saartay hanti ay laheyd ama qaan lagu lahaa mark ay hantidaasi ama qaantaasi ay noqdan kuwa aysan lahayn ama lagu lahayn xarunta ganacsi ee joogtada ah.

5) Si la jaan-qaadaysa farqaddaha 3-aad iyo 4-aad ee Qodobkan, wareejinta hanti ama qaan:

b) uu milkiiluhu ku wareejinayo xarunta ganacsi ee joogtada ah waxa loola

dhaqmayaa gacan-ka-saaris hanti ama qaan dhinaca milkiilaha iyo helid hanti ama qaan dhinaca xarunta ganacsi ee joogtada ah; iyadoo marka

t) ay xarunta ganacsi ee joogtada ah ku wareejineyso milkiilaha hanti ama qaan loola dhaqmayo inay ka tahay gacan-ka-saaris hanti ama qaan dhinaca xarunta ganacsi ee joogtada ah iyo helid hanti ama qaan dhinaca milkiilaha.

6) Si waafaqsan faqraddaha (4) iyo (5) (t) ee Qodobkan, haddii xarunta ganacsi ee joogtada ah ay meesha ka baxdo:

b) waxa loola dhaqmayaa sidii inay gacanta-ka-saartay dhammaan hantidii ay lahayd iyo qaantii lagu lahaa, kuna wareejisay milkiilaheeda; iyadoo

t) milkiiluha uu keligii qaadayo mas'uuliyadda dhamaan waajibaadka canshuureed ee taagan iyo tan mustaqbalka ee xarunta ganacsi ee joogtada ah, iyadoo marka ay habboontahay, Wasaaraddu waxa ay adeegsan karto awoodaha ku qoran Qodobbada 39(4) iyo 49-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkooda) si loo dhaqan geliyo waajibkaas canshuureed.

Qodobka 83-aad
Dakhliga iyo Khasaaraha Xarunta Ganacsi ee Joogtada ah

1) Qodobkani wuxuu wax ka badalayaa sida xeerarka caadiga ee uu Sharcigani dejiyay loogu dabaqaayo xisaabinta dakhliga ama khasaaraha xarunta ganacsi ee joogtada ah. Marka ay jiraan meelo aan waxba laga beddelin, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

2) Marka la xisaabinayo dakhliga iyo khasaaraha ka dhasha ganacsiga xarun ganacsi ee joogta ah, waxaa loo nisbeynayaa xarunta ganacsi ee joogtada ah:

b) lacagaha ay soo saartay iyo lacag-bixinnada ay heshay ee la xiriira hantida ay leedahay, qaanta lagu leeyahay ama hawlaha xarunta ganacsi ee joogtada ah; iyo

t) kharashaadka la galay iyo lacagaha loo bixiyay ujeedooyin la xiriira hantida ay leedahay, qaanta lagu leeyahay ama hawlaha xarunta ganaci ee joogtada ah, balse kharashaadkaan iyo lacag-bixinnadaan waxaa laga tixgelinaayaa keliya hadba inta si sax ah loogu qoray xisaabta xarunta ganacsi ee joogtada ah.

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Qodobka 84-aad
Dakhliga Dibada Loo Diray

1) Dakhliga dibada loo diray (repatriated income) sanad canshuureed ee xarun ganacsi oo joogta ah ee Soomaaliyeed waxa loola jeedaa wadarta:

b) dakhliga canshuurgalka ah ee sanadka ee xarunta ganacsi ee joogtada ah kaas oo aan dib loogu maalgalin xarunta ganacsi ee joogtada ah; oo lagu daray

t) dakhliga canshuurgalka ah ee sanad canshuureed hore ee xarunta ganacsi ee joogtada ah ee dib loogu maalgaliyay xarunta ganacsi ee joogtada ah haseyeeshee dib loogala baxay xarunta ganacsi ee joogtada sanadka gudihiisii.

2) Marka la xisaabinayo dakhli dibadda loo diray:

b) dakhliga canshuurgalka ah waxa laga jarayaa canshuurta laga bixiyey dakhligaasi;

t) waxaa isbarbardhig lagu sameynayaa, bilowga iyo dhammaadka sanadka, isbadalada kuyimid ra'sumaalka xarunta ganacsi ee joogtada ah;

j) waxaa la xisaabinayaa ra'sumaalkeeda iyada oo qiimaha saafiga ah (net cost) ee hantida xarunta ganacsi ee joogtada ah laga jarayo wixii lacag qaan saafi ah ee xarunta lagu leeyahey; sidoo kale

x) waxa laga soo qaadayaa in dakhliga canshuurgalka ah ee sanadkan iyo dakhliga canshuurgal ahaa ee dib loogu maalgaliyay sanadihii hore in dib-loo-celiyay (repatriated) ama dib loogala baxay xarunta ganacsi ee joogtada ah ka hor inta saamileyda shirkaddu kala qaadan ra'sumaalka ay ku darsadeen.

3) Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa qeexaya tilmaamaha dheeraad ah oo ku aadan dakhli dibadda loo diro ee xarun ganacsi oo joogta ah ee Soomaaliyeed.

QAYBTA III
DAKHLIGA IYO KHASAARAHA HOWLAHA DIBADDA

Qodobka 85-aad
Lacag Goynta iyo Khasaaraha Howlaha Dibadda

1) Lacag goynta dibadda waxa keliya oo loo isticmaali karaa xisaabinta dakhliga leh ilaha dibadda balse looma isticmaali karo xisaabinta dakhliga leh ilo Soomaaliyeed. Lacag goyn waxaa loo tixgelinaaya inay tahay lacag goyn dibaddeed haddii aysan ahayn lacag goyn Soomaaliyeed. Kuwan soo socda ayaa ah lacaga goyn Soomaaliyeed:

b) lacagaha goyntooda lagu ogolaaday Qodobka 19-aad ama 20-aad:

i. marka ay la xiriiran hanti maxalli ah sida ku cad farqad-hoosaadka (b)(ii); ama

ii. markaa loo eego ganacsiga gaadiidka ee lagu sheegay Qodobka 79(2)(s), lacaga goynta la xiriira hantida guurtada ah ee la taaban karo loona adeegsado in lagu qaado rakaabka socdaalka ah ama xamuulka, fariimaha ama hanti kale ee guurto ah oo la taaban karo kuwaas oo socdaalkooda ka bilaabaya Soomaaliya, balse aan ahayn u kala wareejinta laba gaadiid rakaab, xamuul, fariimo ama hanti (transhipment);

t) khasaare ka yimid gacan-ka-saarista:

i. hanti maxalli ah oo nuuceedu yahay hanti ra'sumaal ee ganacsi ama hanti maalgashi oo canshuurgal ah; ama

ii. qaan maxalli ah ee ganacsi; iyo

j) iyadoo loo hoggaansamaayo faqraddaha (b) iyo (t), lacag goynta la xiriirta kharashka la galay, kaas oo nuuciisu yahay lacag bixin maxalli ah oo leh il Soomaaliyeed;

2) Khasaaraha dibadda ee ganacsi ama maalgashi inta lagu jiro sanad cashuureedka waa xadiga lacagta loo gooyn karo ganacsigaas ama maalgashigaas ilaha dibadeed leh ay ka badan tahay dakhliga dibadeed ee sanadkaas ka soo xarooda ganacsigaas ama maalgashigaas.

3) Marka laga soo tago xaddidaadaha lagu xusay Qodobbada 83-aad (khasaaraha

ganacsiga) iyo 24-aad (lacag goynta iyo khasaaraha maalgashiga), khasaaraha shakhsiga kasoo gaara ganacsigiisa ama maalgashigiisa dibbada:

b) waxa lacag goyn loo samayn karaa oo keliya marka la xisaabinayo dakhliga shakhsiga ee ishiisu tahay dibadda; iyadoo

u) wax lacag goyn ah aan loo saamayn karin marka la xisaabinayo dakhliga shakhsiga ee ishiisu tahay Soomaaliya.

Qodobka 86-aad
Tixgelinta Canshuur Dibadda Lagu Baxshay

1) Shakhsi Dalka deegaan ku ah (ee aan ahayn shuraako) wuxuu codsan karaa in loo tixgeliyo canshuur uu ku bixiyey dibadda ee sanad canshuureedkaas oo ku aaddan wixii canshuur dakhli ah ee uu dibadda ku bixiyay oo la xiriira dakhliga dibadda ee shakhsiga ee qiimeyngalka ah sanadkaas. Ma jirayso tixgelin canshuur, iyadoo loo cuskanaayo xeerarka lagu xusay Qodobka 79-aad, hadii aan dakhliga dibadda laga helin isla wadanka shisheeye ee canshuurta lagu bixiyay.

2) Tixgelinta canshuur dibadda waxa loo xisaabinayaa:

b) si kala gooni ah sanad canshuureed kasta, iyo si kala gooni ah dakhli kasta dibadeed oo qiimeyngal ah ee laga helay shaqo, ganacsi ama maalgashiga; iyadoo

t) markastoo la xisaabinaayo, tixgelinta canshuurta dibbada waa in aysan ka badanin heerka celceliska canshuurta dakhliga Soomaaliya ee shakhsiga sanadkii loogu dabaqaayo dakhliga uu ka helay dibadda ee qiimeyngalka ah.

3) Shakhsigu waxa uu dooran karaa inuu ka tanaasulo tixgelinta canshuur dibaddeed ee sanadkaas ee uu heli karo, waxa uuna codsan karaa in lacag gooyn loo sameeyo canshuurta dakhliga ee uu dibadda ku bixiyay. Haddii aysan taasi dhicin, wax lacag goyn ah looma saamayn karo canshuurta dakhliga ee uu dibadda ku bixiyay.

4) Halkii laga dabaqi lahaa canshuur khafiifinta uu dhigayo Qodobkan, Wasaaraddu waxay go'aansan kartaa in lasoo saaro xeer-nidaamiye waafaqsan

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Sharcigan kaas oo qeexi doona duruufaha iyo xaaladaha keeni kara in laga dhaafo canshuurta dakhli dibadda laga helay ee ka dhashay shaqo dibadda ah, xarun ganacsi oo joogta ah ee dibadeed, ama hanti ma guurto ee dibaddeed.

5) Qodobkan gudihiisa:

b) "heerka celceliska canshuurta dakhliga ee Soomaaliyeed (average rate of Somali income tax)" ee sanad canshuureed ee shakhsi deegaan ku ah Soomaaliya waa boqollayda:

i. canshuurta ku waajibtay shakhsiga si waafaqsan Qodobka 9(1)(b) (oo la xisaabinayo iyada oo aan la tixgelinayn Qodobkan); ee

ii. dakhliga canshuurgalka ah ee shakhsiga ee sannadkaas.

t) "dakhli dibadda oo qiimeyngal ah (assessable foreign income)" waxa loola jeedaa dakhli ishiisu tahay dibadda ee lagu daray dakhliga qiimeyngalka ah ee shakhsi Dalka deegaan ku ah kasoo gala sanad canshuureed shaqo, ganacsi ama maalgashi, kolba siduu xaalku noqdo.

Qodobka 87-aad
Amaanooyinka iyo Shirkadaha Dibaddeed ee La Kontoroolo

1) Haddii dhamaadka sanad canshuureedka amaano ama shirkadi ay tahay shirkad ama ammaano dibaddeed ee la kontoroolo (controlled foreign trust or corporation), ammaanada ama shirkadda waxaa loola dhaqmayaa sidii in ay u qaybisay kahor dhamaadka sanad canshuureedka dakhligeeda aan lakala qoondayn ee sanadkaas xubnaheeda. Qaybinta waxa loo tixgelinayaa in loo sameeyay iyadoo lagu saleeynaayo xubin walba saamiga ay ku leedahay dakhliga aan la qeybin.

2) Qaybta dakhli ee xubin ka heshay ammaano ama shirkad dibaddeed ee la kontoroolo sanad canshuureedka gudahiisa (iyada oo aan la tixgelinayn farqadda 1- aad) waxa laga dhimayaa qeybtii ay xubintu ka heshay qoondooyinkii la sameeyay sanadkii hore si waafaqsan farqadda 1-aad. Dhimistu kama badnaan karto kolba tii yar:

b) inta dheeraadka ka ah dakhliga xubintu lasiiyay marka la barbar-dhigo intii ay ahayd inuu ku helo saamigiisa ee dakhliga amaanada ama shirkadda ee sanadka; ama

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t) qeybintii dakhli ee sanadkii hore oo aan horay loogu saamyn dhimis si waafaqsan faqraddan.

3) Dakhliga kasta oo loola dhaqmay in loo qaybiyay si waafaqsan farqadda 1-aad ee Qodobkan waxa lagu darayaa waqtiga la qaybiyay maalgashiga xubinta uga baxay saamiga amaanada ama shirkadda.

4) Wax kastoo dhimis ah oo loo sameeyo si waafaqsan farqadda 2-aad ee Qodobkan waxa lagu darayaa dheefta xubintu ka heshay saamiga ay ku leedahay amaanada ama shirkadda waqtiga dhimista.

5) Qodobkan gudihiisa:

b) "dakhliga loo nisbeyn karo (attributable income)" ammaano ama shirkad dibaddeed ee la kontoroolo (controlled foreign trust or corporation) sanad canshuureed gudahiisa waa dakhligeeda canshuurgalka ah ee sanadka oo loo xisaabiyay sidii ayadoo Dalka degaan ku ah;

t) "ammaano ama shirkad dibaddeed ee la kontoroolo (controlled foreign trust or corporation)" waxa looga jeedaa amaano ama shirkad aan Dalka degaan ku aheyn taas oo shakhsi Dalka deegan ku ah uu ka yahay xubin wax kuleh, si toos ah ama si dadban isagoo u maraaya shirkad ama dhawr shirkadood oo dhextaal ah oo aan Dalka deegan ku ahayn, iyadoo walibana:

i. shakhsigu xiriirka uu la leeyahay ammaanada ama shirkadda ay tahay mid waafaqsan faqrada (1)(x) ama faqradda (2) ee Qodobka 4-aad; ama

ii. haddii ay jiraan shakhsiyaad u dhaxeeyay hal ilaa afar shakhsi oo kale oo Dalka degan kuwaas oo haddii ay xiddid la ahaan lahaayeen shakhsiga, ay keeni laheyd in shakhsi uu xiddid la noqdo amaanada ama shirkadda;

j) "Saamiga xubin" marka loo eego dakhliga amaano ama shirkad waxa uu:

i. le'eg yahay boqollayda xubintu ay xaq ugu leedahay saamiga dakhliga la qaybsanayo; ama

ii. haddii uusan xaqani hubaal noqon karin, boqollayda ay Wasaaraddu aragto inuu ku habboon tahay duruufaha markaas jira;

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x) "dakhli aan la qeybin" ee ammaano ama shirkad dibaddeed ee la kontoroolo ee sanad canshuureed waa:

i. dakhliga loo nisbeeyn karo in ammaanadu ama shirkaddu heshay sanadkas; oo laga jaray

ii. dakhligii ay qaybisay ammaanadu ama shirkaddu sanadka gudihiisa (iyada oo aan la dabaqayn faqradda 1-aad) ee lagu daray xisaabinta dakhliga xubnaha.

Qodobka 88-aad
Canshuur Khafiifinta La Xiriirta Faa'dada Ka-dhalata Saamiyada

1) Faa'dada saamiga oo ay shirkad dibaddeed ee la kontoroolo siiday (oo ay kujirto iyada oo loo raacayo faqradda 1-aad ee Qodobka 87-aad) saamile muhiim ah waxaa loola dhaqmayaa sidii in:

b) ay leedahay sifo la mid ah nooc iyo il ahaanba dakhliga loo nisabeeyn karo in ay hesho shirkadda dibaddeed ee la kontoroolo; walibana

t) sida u dhiganta looga bixiyay nooca iyo il kasta oo dakhli ah oo loo nisbeyn karo shirkadda dibaddeed ee la kontoroolo. Waxaa muhiim ah in la oggaado in xeerka ku qoran faqradan 1-aad ee Qodobkan aan la dabaqayn haddii faa'idada saamiga oo ay qaybisay shirkadda dibaddeed ee la kontoroolo sanad canshuureedka uu ka badan yahay dakhliga loo nisbeyn karo shirkadda sanadkaas.

2) Saamilaha lagu dabaqayo faqradda 1-aad ee Qodobkaan waxa uu ka faa'idaysanayaa canshuurta dakhliga ee Sharcigan waajibinaayo ama canshuurta dakhliga ee shuruuc dibaddeed waajibanayaan oo ay bixisey ama loola dhaqmay inay bixisay shirkadda dibaddeed ee la kontoroolo oo la xiriira dakhliga loola dhaqmay in la qaybiyay. Saamilaha waxa loo tixgalinayaa inuu bixiyay canshuurtaas waqtigii qaybintu dhacdey, waxa uuna heli karaa tixgelinta canshuur lagu bixiyey dibadda si waafaqsan Qodobka 86-aad.

3) Faqradaha 1-aad iyo 2-aad ee Qodobkan waxaa loogu dabaqayaa dakhliga ay qaybisay shirkad Dalka deegan ku ah oo ay siisay saamile muhiim ah oo aan Dalka deegan ku ahayn sidii in shirkaddu tahay shirkadda dibaddeed ee la kontoroolo, walibana dakhliga shirkadda loo nisbeeynayo ee sanad canshuureedkuna yahay dakhligeedii canshuurgalka ahaa ee sanadka.

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4) Qodobkan gudihiisa:

b) "dakhli la nisbeyn karo" iyo "shirkad dibaddeed ee la kontoroolo" waxa ay yeelanayaan macnaha lagu siiyay Qodobka 87-aad"; iyadoo

t) "saamile muhiim ah" loola jeedo shirkad leh milkiyad mug leh, sida lagu qeexay Qodobka 61-aad ee Sharcigan.

CUTUBKA IX
HABRAACA CANSHUUR BIXINTA
QAYBTA I
WAAJIBAADKA GUUD

Qodobka 89-aad
Hababka Iyo Waqtiga Bixinta

1) Canshuurta loo soo rogay si waafaqsan Qodobka 9-aad waxa lagu bixin karaa canshuurta oo isha lacag-bixinta lagu jaro si waafaqsan Qaybta II, qeyb-qeyb si
waafaqsan Qaybta III ama iyadoo loo hoggaansamaayo qiimeyn la sameeyay si waafaqsan Qaybta IV.

2) Canshuurta waxa la bixinayaa:

b) marka ay tahay canshuurta isha lacag-bixinta lagu jaro, xilliga ku cad Qodobka 93-aad;

t) marka ay tahay canshuurta loo bixiyo qeyb-qeybta, taariikhda ay tahay in qeyb walibaa la bixiyo sida ay dhigayaan Qodobada 97-aad ama 100-aad; iyo

j) marka ay tahay canshuurta la bixinayo iyadoo loo hoggaansamaayo qiimayn, taariikhda ay tahay in xisaab canshuureedka dakhliga loo gudbiyo Wasaaradda ee ku cad Qodobka 101-aad.

QAYBTA II
CANSHUURTA LAGU BIXINAYO HABKA CANSHUUR KAREEBIDDA

Qodobka 90-aad
Canshuurta Loo Shaqeeyuhu Kareebayo Shaqaalaha

1) Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa qeexi doona xilliyada loo shaqeeye Dalka deegan ku ah (oo ay kujirto xarun ganacsi oo joogta ah ee Soomaaliyeed) ay waajib ku tahay inuu canshuurta ka reebo lacag-bixin kasta oo xisaabta lagu darsanaayo marka la xisaabinaayo dakhliga canshuurgalka ah ee shaqaalaha.

2) Waajibaadka canshuur kareebidda ee saaran loo shaqeeyaha ee lagu xusay farqadda 1-aad kuma yaraanaayo ama kuma suulaayo isagoo ku andacoonaaya sababaha soo socda:

b) in loo shaqeeyuhu uu xaq u leeyahay ama waajib ka saaran yahay inuu lacago kale ka jaro lacagta uu bixinaayo; ama

t) in sharci kale oo jiro uu sheegayo in dakhliga qofka shaqaalaha ah aan wax laga reebi karin ama aan loo leexin karin qaansheeg (attachment).

Qodobka 91-aad
Canshuur Ka-jarista Lacagaha Laga-helo Maalgashiga

1) Si waafaqsan farqadda 3-aad ee Qodobkan, shakhsi Dalka deegaanka ku ah (oo ay ku jirto xarun ganacsi oo joogta ah ee Soomaaliyeed) waxaa waajib ku ah inuu ka jaro boqolleyda canshuurta ee lagu qeexay Qodobka 5-aad ee Jadwalka Koowaad, marka:

b) uu shakhsigu siinaayo shakhsi kale faa'ido saami, khidmad khayraad dabiici, kiro, faa'ido ka dhalaty qaan, ama khidmadda xuquuqda milkiyadda; iyo

t) lacagta laga helay ama isheedu tahay Soomaaliya.

2) Marka sanduuq hawlgab ee la aqoonsaday uu bixinayo lacag hawlgab, waa in canshuurta looga jaraa lacag-bixintaas si waafaqsan Qodobka 90-aad, iyadoo loola dhaqmaayo sidii:

b) in lacagtu tahay dakhli laga helay shaqo;

t) in sababta lacag bixinta hawlgabka loo bixiyaynaayo ay tahay sabab la

xiriirta shaqo la qabtay; iyo

j) in sanduuqa hawlgabka ee la aqoonsaday uu yahay loo shaqeeye.

3) Farqadda 1-aad ee Qodobkan laguma dabaqaayo:

b) lacag-bixinnada canshuurta isha lacag-bixinta looga jaro si waafaqsan Qodobka 90-aad (dakhliga shaqada);

t) lacagaha ay bixiyaan shakhsiyaadka, marka laga reebo:

i. lacagaha lagu bixiyay qabashada hawlo ganacsi kaas oo ugu yaraan leh hal shakhsi oo shaqaale ah; ama

ii. marka lacag bixintu tahay kiro hanti ma guurto ah, iyadoo shuruudo tahay in kirada bisha ee la bixiyey ay ka badan tahay heerka uu jaangooyay xeer- nidaamiye dhaqan-gal ah;

j) kirada, faa'idada ka dhalata qaamaha, ama khidmadda xuquuqda milkiyadda ee la siiyay hay'ad Dalka degaan ku ah taas oo leh, isla markaana lacag-bixiyaha siineysa lambarka aqoonsiga canshuurbixiyaha; ama

x) lacagaha la canshuur dhaafay.

Qodobka 92-aad
Canshuur Ka-jarista Khidmadaha Adeegga

1) Iyadoo loo hoggaansamaayo farqadda 3-aad ee Qodobkan, shakhsi Dalka deegaanka ku ah (oo ay ku jirto xarun ganacsi oo joogta ah ee Soomaaliyeed) waxaa waajib ku ah inuu ka jaro boqolleyda canshuurta ee lagu qeexay Qodobka 5-aad ee Jadwalka Koowaad, marka:

b) uu shakhsigu bixinayo khidmad adeeg oo isheeda dakhli ay tahay Soomaaliya, uuna siinayo shakhsi Dalka deegaan ku ah oo aan ahayn shaqaale, sida:

i. midda lagu bixiyo wax dhigidda, cashar-bixinta, imtixaamidda, imtixaan ilaalinta ama imtixaan kormeeridda;

ii. mida komishan ahaan loo siiyo caymis Dalka degaan ku ah, ama wakiil

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iib- gayn;

iii. khidmadda xayaysiinta (endorsement fee); ama

iv. khidmadaha kale ee lagu qeexo xeer-nidaamiye loo soo saaro si waafaqsan Sharcigan; ama

t) uu shakhsigu bixinaayo khidmad adeeg ama lacagaha lagu iibsado caymiska (premium) taas oo ay isheedu tahay Soomaaliya, uuna siinaayo shakhsi aan Dalka deegaan ku ahayn.

2) Iyada loo hoggaansamaayo faqradda 3-aad ee Qodobka, xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa lagu go'aamin karaa:

b) in shakhsi Dalka deegaan ku ah (oo ay ku jirto xarun ganacsi oo joogta ah ee Soomaaliyeed) ay waajib ku tahay inuu canshuurta ka jaro marka uu lacag siinayo shakhsi aan Dalka deegaan ku ahayn, lacag-bixintaas nuuceeduna yahay midda lagu sheegay Qodobka 79 (2) (s) ama (sh) (lacag-bixinnada la xiriira gaadiidka dhulka, badda ama cirka ama adeegyada isgaarsiinta); iyo sidoo kale

t) boqolleyda canshuur oo ay tahay in laga jaro canshuurta lagu soo sheegay faqrad- hoosaadka (b) ee faqradaan.

3) Qodobkani laguma dabaqaayo::

b) lacag-bixinnada canshuurta isha lacag-bixinta looga jaro si waafaqsan Qodobka 90-aad (dakhliga shaqada);

t) lacagaha lagu bixiyay qabashada hawlo ganacsi kaas oo ugu yaraan leh hal shakhsi oo shaqaale ah; ama

j) lacag bixinnada canshuurta laga dhaafay.

Qodobka 93-aad
Warbixinnada iyo Bixinta Canshuurta La-jaray, ama Loola Dhaqmay in La- jaray

1) Cidkasta oo canshuur ka jartaa lacag-bixin ay sameeyanyso (oo balkaan kadib loogu yeeraayo wakiilka canshuur jarista) waa in ay Wasaaraddu ugu soo

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shubtaa canshuurtaas ay jartay muddo afar iyo toban (14) maalmood gudahood ah kadib dhamaadka bil kasta oo canshuurtaas loo jaray si waafaqsan Qaybtaan II ee Cutubkan IX.

2) Waqtiga loo soo shubaayo Wasaaradda lacagta ku xusan faqradda 1-aad, wakiilka canshuur jarista waa inuu usoo gudbiyaa Wasaaradda warbixin u qoran habka ay tilmaamtay Wasaaraddu taas oo tilmaamaysa:

b) lacag-bixinnada uu wakiilka canshuur jarista bixiyay bishii hore kuwaas oo ay ku waajibaysay canshuur ka-jaris waafaqsan Qaybtaan II ee Cutubkan IX;

t) magaca, goobta iyo lambarka aqoonsiga canshuur-bixiyaha ee shakhsiga canshuurta laga jaray;

j) canshuurta laga jaray lacag bixin kasta; iyo

x) macluumaad kasta oo kale oo ay Wasaaraddu go'aamiso.

3) Wakiil kasta ee canshuur jaris oo ku guul darraysta in uu canshuurta u jaro si waafaqsan Qaybtaan waa inuu jeebkiisa ka bixiyaa canshuurtii ay ahayd inuu jaro, isagoo usoo shubaaya Wasaaradda isla waqtigii laga rabay inuu soo shubo canshuurtii ay ahayd inuu jaro, isagoo maraaya qaabkii loo asteeyay soo shubista canshuurtii ay ahayd inuu jaro.

4) Marka wakiil canshuur jaris uu ku guuldareysto inuu canshuurta ka jaro lacagaha uu bixiyay sida ay fareeyso qaybtani:

b) cidda ay ahayd in canshuurta laga jaro waxa ay si wadajir ah iyo si kali ahba (jointly and severally) masuul ugula tahay wakiilka canshuur ka-jarista bixinta canshuurta iyo in loo soo shubo Wasaaradda canshuurtaas; iyo

t) in cidda ay ahayd in canshuurta laga jaro ay waajib kutahay inuu canshuurtaas usoo shubo Wasaaradda muddo afar iyo toban (14) maalmood gudahood ah kadib dhammaadka bisha uu helay lacag-bixinta.

5) Wakiil canshuur jaris ee canshuur jaraa isagoo adeegsanaya Qaybtaan marka uu canshuurta uu jaray siiyo Wasaaradda waxa loola dhaqmayaa sida inuu siiyay shakhsiga uu canshuurta ka jaray lacagtii uu canshuur ahaanta u

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jaray, iyadoo shakhsiga canshuurta laga jaray uusan la imaan karin wax sheegasho ah oo la xiriirta lacagta canshuur ahaanta looga jaray ee loo shubay Wasaaradda.

6) Wakiil canshuur jaris ee ku guul darraysta inuu canshuurta u jaro si waafaqsan Qaybtaan balse siiya Wasaaradda canshuurtii ay ahayd inuu ka-jaro lacag bixinta uu sameeyay si waafaqsan faqradda 3-aad ee Qodobkan waxa uu xaq yeelanayaa inuu lacag la'eg canshuurii uu bixiyay uu kasoo ceshado shakhsiga ay ahayd in canshuurta laga jaro xilliga lacag-bixinta.

(7) Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa dejin doona in shakhsiga lacago ka badan xadka la go'aamiyay ku bixinaaya badeecado ama adeegyo ay ku waajibayso inuu Wasaaradda usoo gudbiyo waqtiga loo cayimay warbixin u qoran sida ay Wasaaraddu tilmaamtay, warbixintaas oo tilmaamaysa:

b) nooca iyo waddarta lacag ee la bixiyay;

t) magaca, goobta iyo lambarka aqoonsiga canshuur-bixiyaha lacagta la siiyey; iyo

j) macluumaad kasta oo kale oo ay Wasaaraddu go'aamiso.

Qodobka 94-aad
Shahaadooyinka Canshuur Ka-jarista

1) Wakiilka canshuur jarista waa inuu u diyaariyaa, lana wadaagaa shakhsiga canshuurta laga jaray shahaado canshuur jaris:

b) oo si gooni ah ula xiriirta waqti walba oo luga xusay faqraddaha 3-aad iyo 4-aad ee Qodobkan;

t) waqtiga lagu cayimay faqraddaha 3-aad iyo 4-aad ee Qodobkan; taasoo

j) loo diyaariyay qaabka la tilmaamay.

2) Shahaadada canshuur jarista waa inay caddaysaa qaddarta lacageed ee la siiyay shakhsiga canshuurta laga jaray iyo canshuurta wakiilka canshuur jarista uu u jaray si waafaqsan Qaybtan.

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3) Iyadoo loo hoggaansamaayo faqradda 4-aad ee Qodobkan, shahaadada canshuur jarista waa in ay daboosha hal bil, waana in lagula wadaagaa shakhsiga canshuurta laga jaray muddo soddon (30) maalmood gudahood ah kadib dhammaadka bisha.

4) Mark ay dhacdo in canshuurta loo jaro si waafaqsan Qodobka 90-aad (dakhliga shaqada), shahaadada canshuur jarista:

b) waa in ay dabooshaa qaybta sanadka kamidka ah ee shakhsigu shaqaalaha ahaa; sidoo kalana

t) waa in lala wadaagaa ugu dambeyn 30-ka Janaayo, kadib dhammaadka sanadka ama, hadii shakhsiga shaqaalaha ah uu joojiyay sanadka gudihiisa la shaqaynta wakiilka canshuur jarista, ugu danbayn soddon (30) maalmood gudahood oo ka bilaabanaysa taariikhdii ay shaqaalenimadiisu joogsatay.

Qodobka 95-aad
Canshuurta Lacag-bixinta Kama Dambaysta ah Laga Jaro

1) Si waafaqsan ujeeddooyinka Sharcigan, lacag-bixinnada soo socda ayaa ah lacag- bixinno ay tahay in canshuurta looga jaro isha lacag-bixinta:

b) faa'idada saamiga oo ay shirkad Dalka deegan ku ah siiso shakhsi Dalka deegan ku ah;

t) faa'idada ka dhalata daymaha (returns on debt claims) oo ay Dawladda Federaalka ee Soomaaliya ay bixiso, ee la xiriirta daymaha Dawladda:

i. taas oo ay siiso shakhsi Dalka deegaan ku ah; balse

ii. aysan kamid ahayn faa'idada ka dhalata daymaha ee uu helo shakhsi ka shaqaynaya ganacsi aan ahayn midka lagu dabaqaayo nidaamka canshuuraha la fududeeyey (eeg faqradda 4-aad ee Qodobka 9-aad);

j) faa'idada ka dhalata daymaha (returns on debt claims) oo ay bixiso haya'd maaliyadeed oo Dalka deegaan ku ah ama xarun ganacsi oo joogta ah ee Soomaaliyeed oo qayb ka ah ganacsi bankiyeed ee hay'ad maaliyadeed oo aan Dalka deegaan ku aheyn (eeg Qodobka 65-aad), taasoo:

i. la siiyo shakhsi Dalka deegaan ku ah, lana xiriirta lacag shakhsigaas u

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dhigtay hay'addaas; balse

ii. aysan kamid ahayn faa'idada ka dhalata daymaha ee uu helo shakhsi ka shaqaynaya ganacsi aan ahayn midka lagu dabaqaayo nidaamka canshuuraha la fududeeyey (eeg faqradda 4-aad ee Qodobka 9-aad);

x) kirada lasiiyo shakhsi Dalka deegaan ku ah oo la xiriirta hanti ma guurtada ah ee ku taala Soomaaliya;

kh) lacagaha la siiyo shakhsiyaadka aan Dalka deegan ku ahayn:

i. kuwaas oo laga rabo in canshuurta looga jaro si waafaqsan Qaybtan ama laga rabi lahaa in canshuurta laga jaro haddii Qodobada 91(3)(t) and 92(3)(t) (lacagaha aan ahayn kuwa ganacsiga oo ay shakhsiyaadku bixiyaan) aan la tixgelin; balse

ii. aysan kujirin lacag bixinnada laga helay xarun ganacsi oo joogta ah ee Soomaaliyeed; iyo

d) wixii kale ee lacag bixin ah oo ay tilmaamaan xeer nidaamiyayaal loo soo saaray si waafaqsan Sharcigan.

2) Canshuuraha soo socda ayaa buuxinaaya waajibaadka canshuureed ee shakhsiga canshuurta looga jarto isha lacag-bixinta si waafaqsan Qodobka 9(1)(t):

b) canshuurta isha lacag-bixinta lagu jartay si waafaqsan Qaybtan; iyo

t) canshuurta la bixiyay ee la xiriirta canshuurta ay ahayd in isha lacag-bixinta lagu jarto si waafaqsan faqradaha 3-aad ama 4-aad ee Qodobka 93 (ku guuldarraysiga canshuur ku-jarista isha lacag-bixinta).

3) Haddii lacag-bixin kama dambays ah aysan ku waajibin in canshuurta isha lacag- bixinta looga jaro sababo la xiriira Qodobka 91(3)(t) ama Qodobka 92(3)(t) (lacagaha aan ahayn kuwa ganacsiga oo ay shakhsiyaadku bixiyaan) ama in lacag-bixiyuhu uusan Dalka deegaan ku ahayn:

b) waajibaadka canshuureed ee shakhsiga lacag-bixinta qaatay ee [illegible] Qodobka 9 (1)(t) ee la xiriirta lacag-bixintaas waxaa loo bixinayaa si qeyb-qeyb ah iyo marka qiimayn lasameeyo kadib; iyadoo

t) si loo dabaqo Qaybaha III (qayb-qayb u bixin) iyo IV (qiimayn ku bixin), waajibaadka canshuureed loola dhaqmayo sidii waajibaadka canshuureed ee ku xusan Qodobka 9(1)(b).

Qodobka 96-aad
Tixgelinta Canshuureed ee Lacag-bixinta Laga-jaray Canshuur Aan Ku Waajibin

1) Shakhsiga laga jaray canshuurta lagu jaro isha lacag-bixinta ee la xiriirta lacag- bixin aysan ku waajibin canshuurta lagu jaro isha lacag-bixinta kama dambaysta ah, waxaa loola dhaqmayaa inuu bixiyay canshuur kasta:

b) oo laga jaray lacag bixintiisa si waafaqsan Qaybtan; ama

t) loo bixiyey si waafaqsan faqradaha 3-aad ama 4-aad ee Qodobka 93 (ku guuldarraysiga canshuur ku-jarista isha lacag-bixinta).

2) Shakhsiga laga jaray canshuurta lagu jaro isha lacag-bixinta waxa uu xaq u leeyahay sanadka canshuureedka uu lacag bixinta helay tixgelin canshuureed (tax
credit) oo qiimeheedu la mid yahay canshuurta loola dhaqmay in la baxshay si waafaqsan faqradda 1-aad ee Qodobkan.

QAYBTA III
CANSHUURTA LOO BIXIYO QAYB QAYBTA

Qodobka 97-aad
Canshuur Ku Bixinta Qayb-qayb Rubucla Ah

1) Shakhsigu (qayb-qayb canshuur u bixiyaha) waa inuu ku bixiyaa canshuurta qayb- qeyb rubacla ah haddii uu shakhsigu ka helo sanad canshuureedka gudihiisa ama uu filayo inuu ka helo dakhli qiimeyngal ah:

b) ganacsi ama maalgashi; ama

t) shaqo taasoo oo loo shaqeeyaha aan laga rabin inuu canshuurta ku jaro isha lacag-bixinta si waafaqsan Qodobka 90-aad.

2) Canshuurta loo bixiyo qayb-qeybta waxaa waajib ah in la bixiyo dhammaadka rubac kasta inta lagu jiro sanad canshuureedka, iyada oo qaybta

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ugu dambeysa ee canshuurtana ay waajib tahay in la bixiyo maalinta ugu dambeysa ee sanadka.

3) Si loo gaaro ujeedooyinka Qodobkan, qadarka qayb kasta oo ay tahay in la bixiyo sanad canshuureedka gudahiisa waxa loo xisaabinayaa si waafaqsan qaacidada lagu qeexi doono xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan.

4) Xeer nidaamiye loo soo saaray si waafaqsan Sharcigan ayaa go'aamin kara in canshuur-bixiye-yaal gaar ah laga rabo inay canshuurta ku bixiyaan si qayb-qayb ah, oo ka duwan habka lagu tilmaamay Qodobkan ama xeer-nidaamiyaasha ka farcama.

5) Shakhsiga qayb-qayb u-bixiya canshuurta waxa uu xaq u leeyahay inuu sannad canshuureedka helo tixgelin canshuureed (tax credit) oo la mid ah canshuurta uu ku bixiyay qayb-qaybta sannadkaas gudahiisa.

Qodobka 98-aad
Warbixinta Qiyaasta Canshuurta La Bixinayo

1) Qof kasta oo canshuur qayb-qayb u bixiyaa sannad canshuureed gudahiisa si waafaqsan Qodobka 97-aad waa in uu Wasaaradda u gudbiyaa qiyaasta canshuurta laga rabo inuu bixiyo sanadkaas. Qiyaasta waa in lasoo gudbiyaa taariikhda la bixinaayo qeyb-qaybta ugu horreysa ee canshuurta. Qodobka 99-aad wuxuu qeexayaa duruufaha aan xeerkani lagu dabaqayn.

2) Qiyaasta lagu sheegay faqradda 1-aad ee Qodobkaan waa in:

b) loo soo gudbiyaa si waafaqsan habka iyo foomka ay Wasaaraddu tilmaamtay, walibana qiyaastaa:

i. dakhliga shakhsiga ee qiimeyn galka ah ee sanad canshuureedka kasoo gala shaqo, ganacsi iyo maalgashi iyo isha dakhligaas; iyo

ii. dakhliga shakhsiga ee sanadka ee canshuurgalka ah iyo canshuurta ay tahay in laga bixiyo akhligaas si waafaqsan Qodobka 9(1)(b); iyo

t) ay ku jiraan, waliba ku lifaaqanaadaan wixii macluumaad kale oo ay Wasaaraddu tilmaamto.

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3) Iyadoo la raacayo faqradaha 6-aad iyo 7-aad ee Qodobkan, canshuurta lagu sheegay faqradda (2)(b)(ii) waa canshuurta la qiyaasay ee uu shakhsigu bixinayo sanad canshuureedka.

4) Marka la qiyaaso canshuurta la bixinayo sanad canshuureedka ee ku cad faqradda (2)(b)(ii), shakhsigu waxa uu xisaabta ku darsan karaa canshuurta uu ku bixiyay dibadda taas ee uu sheegan karo in loo tixgeliyo si waafaqsan Qodobka 86-aad. Hasayeeshee, shakhsigu marka uu samaynayo sidaan lasoo sheegay, waxa uu xisaabta ku darsan karaa oo keliya canshuurta dakhliga ee dibadda haddii shakhsigu uu bixiyay canshuurtaas ama shakhsigu si maangal ah u saadaalinayo in canshuurta uu bixin doono sanadka dhexdiisa.

5) Qiyaasta shakhsiga canshuurta qayb-qaybta ku bixiya ee ku cad faqradda 1-aad ee Qodobkan waxa ay dhaqangal ahaanaysaa sanad canshuureedka oo dhan ilaa uu shakhsigu qiyaas dib-u-eegis lagu sameeyay usoo gudbiyo Wasaaradda.

6) Qiyaasta dib-u-eegista lagu sameeyay ee uu shakhsigu usoo gudbiyo si waafaqsan farqadda 5-aad ee Qodobkaan waa qiyaasta canshuurta shakhsigu uu bixinayo sanad canshuureedka, balse waxaa loo adeegsan karaa oo keliya xisaabinta canshuuraha qayb-qaybta loo bixiyo oo ay tahay in la bixiyo si waafaqsan Qodobka 97-aad kadib taariikhda qiyaasta dib-u-eegista lagu sameeyay loo gudbiyo Wasaaradda.

7) Marka loo gudbiyo Wasaaradda, qiyaasta ama qiyaasta dib-u-eegista lagu sameeyay waxaa loo qadarinayaa is-qiimayn oo waafaqsan Qodobka 48-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa) waxaana dib wax uga badali kara Wasaaradda sida uu tilmaamay Qodobka 50-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa). Wasaaraddu waxa ay ku saleyn kartaa wax-ka-beddelka canshuurta eey tahey in shakhsigu bixiyo iyadoo "sare u qaadis" ku sameeynaysa canshuurtii shakhsiga laga rabay sanad canshuureedkii hore. Shakhsigu dib-u-eegis kuma samayn karo qiyaas canshuureedka si waafaqsan faqradda 5-aad ee Qodobkan haddii ay Wasaaraddu wax-ka-beddel ku sameeysay qiyaasta.

Qodobka 99-aad
Marka Aan La Rabin Warbixinta Qiyaasta ee Canshuurta La B[illegible]

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1) Qayb-qayb canshuur u bixiye (instalment payer) ama koox qayb-qayb canshuur u bixiye-yaal ah loogama baahna inay soo gudbiyaan qiyaasta canshurta ee lagu xusay Qodobka 98-aad haddii waajibaadkaas looga dhaafay:

b) xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan; ama

t) wareegto rasmi ah oo ay soo saartay Wasaaraddu si waafaqsan Qodobka 9-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa) ama wargalin qoraal ah oo si gaar ah ugu socota canshuur-bixiye gaar ah.

2) Hadii qayb-qayb canshuur u bixiye (instalment payer) aan laga rabin inuu soo gudbiyo qiyaas canshuureed siyaabo la xiriira arrimaha ku cad faqradda 1-aad ee Qodobkaan awggeed, Wasaaraddu:

b) waa inay qiyaasta canshuurta shakhsiga uu bixinayo sanad canshuureedka, taas oo lagu saleeyn karo canshuurtii laga rabay inuu bixiyo sanad canshuureedkii hore oo loo kordhiyay si habboon oo ay Wasaaraddu u aragto; iyadoo

t) la wadaagaysa qayb-qayb canshuur u bixiyaha wargelin qoraal ah oo sheegaya qiyaasta Wasaaradda iyo sida loo xisaabiyay.

3) Haddii Wasaaraddu gudbiso wargelinta ku cad faqradda 2-aad ee Qodobkan, si waafaqsan Qodobka 97-aad qiyaasta canshuurta ee uu bixinayo shakhsigu sanad canshuureedka waa inta ay qiyaastay Wasaaraddu.

Qodobka 100-aad
Hal Mar Shubista Canshuurta Waqtiga Wareejinta Ama Lacag Helidda

1) Shakhsi kasta oo milkiyadda hanti ma guurta ah oo kutaalla Soomaaliya iska wareejinaaaya waa inuu sodon (30) maalmood gudahooda kadib marka uu dhaqan- galo heshiiska lagu wareejinayo milkiyadda hantidaas u gudbiyaa Wasaaradda warbixin muujinaysa qiyaasta lacageed ee lagu darayo xisaabinta dakhligiisa canshuurgalka ah ee kasoo galaya hantida uu gacantiisa-ka-saaray. Warbixinta qiyaasta waa inay loo qoraa habka iyo foomka ay Wasaaraddu tilmaamay. Haddii aysan Wasaaraddu ku qancin qiyaasta, dib ayay wax uga badali kartaa iyadoo cuskanaysa Qodobka 50-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa).

2) Marka warbixinta qiyaasta lacagta ee ku cad faqradda 1-aad ee Qodobkan loo gudbinaayo Wasaaradda, waa in shakhsiga hantida iska wareejinaaya bixiyaa canshuur halmar la wada shubaayo oo la eg:

b) marka shakhsigu Dalka degaan kuyahay, boqolkiiba shan (5%) ee lacagta la qiyaasay inay ku darsoontay dakhliga canshuurgalka ah; ama

t) marka shakhsigu aan Dalka degaan ku ahayn, boqolkiiba shan (5%) ee kororka faa'ido ee la qiyaasay.

3) La-wareegaha hantida maguurtada ah waxa uu hal mar bixin karaa canshuurta isaga oo ka wakiil ah wareejiyaha, iyadoo qaddarta lacageed ee uu bixinaayo ay Wasaaraddu go'aaminayso. Qaddarta lacageed ee la sheegay waa in aysan ka badan boqolleyda lagu cayimay faqradda 2-aad ee Qodobkan oo lagu dhuftay boqolkiiba todobaatan (70%) ee lacagta hantida lagu iibiyay. Si arrinkaan loo dhaqangeliyo, la wareeguhu wuxuu canshuurta ka jari karaa lacagta hantida lagu iibiyay ee uu bixinaayo. Faqradaha 5-aad iyo 6-aad ee Qodobka 93 (dib lacag uga helida wareejiyaha) ayaa lagu dabaqaaya canshuur kasta ee uu bixiyo la-wareegaha hantida.

4) Wasaaraddu waa inay siisaa wareejiyaha hantida iyo la wareegahaba shahaado qoraal ah oo caddaynaysa inay u hoggaansameen faqraddaa 2-aad ama 3-aad ee Qodobkan. La-wareeguhu xaq uma lahaanaayo inuu isticmaalo hantida ma guurtada ah, halka milkiyaddiisa ku aadan hantida lagu wareejiyay aan la aqoonsanayn, walibana aan la diiwaan gelin karin iyada oo aan la soo saarin shahaadadaas. Canshuurta loo bixinayo si waafaqsan farqadda 2-aad waa rahan dulsaaran hantida ma guurtada ah si waafaqsan Qodobbada 64-aad, 65-aad iyo 66-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkood).

5) Haddii:

b) hantida ma guurtada ah ee la wareejinayo ay hoostagayso faqrad-hoosaadka (t)(ii) ee qeexitaanka "hanti ma guurto ah" ee ku xusan Qodobka 2-aad; walibana

t) xili ka mid ah labadii sano ee ka horeysay wareejinta uu wareejiyuhu (oo ay weheliyaan shakhsiyaad ay xiddid yihiin) lahaa boqolkiiba labaatan iyo shan (25%) ama in ka badan ee milkiyadda asaasiga ah ee hay'adda heysata

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heshiis kiro macdan qodis, heshiiska wadaagga soo saarista shidaalka ama hanti ma guurta ah ee kutaalla Soomaaliya; hay'addaas waxa ay si wadajir ah iyo si kali ahba (jointly and severally) masuul ugula tahay wareejiyaha iyo la-wareegaha bixinta canshuurta iyo u hoggaansanaanta shuruudaha ku xusan faqraddaha 1-aad, 2-aad iyo 3-aad ee Qodobkan.

6) Haddii:

b) shakhsi aan Dalka degaan ku ahayn ay lacag ka soo gasho ganacsiga hawlgelinta gaadiid dhulka, badda iyo cirka ama kiraynta gaadiidkaas;

t) qayb ganacsigaasi ka mid ahna aan lagu fulinin iyadoo la isticmaalaayo xarun ganacsi oo joogta ah ee Soomaaliyeed ee shakhsigu leeyahay; sidoo kalena

j) lacag-bixintaas laga helay qaadidda iyo kiraynta ku xusan Qodobka 79(2)(s), Wasaaraddu waxa ku waajibin kartaa shakhsigaas inuu bixiyo canshuurta dakhliga oo u dhiganta boqolkiiba shan (5%) lacagaha uu qabtay ee guud (gross payments), isagoo usoo shubaaya canshuurta si halmar ah.

7) Baabuurka, markabka ama diyaaradda loo isticmaalay qaadista ama la kireeyay ee ku xusan faqradda 6-aad ee Qodobkan lagama saari karo goob furdo ah ilaa ay soo bandhigaan shahaado canshuureed oo ay soo saartay Wasaaraddu taas oo sheegaysa in canshuurtii ku waajibtay shakhsiga leh ganacsigaas la bixiyay ama wax canshuur bixin ah in aan laga rabin shakhsiga leh ganacsigaas.

8) Wareejiyaha milkiyadda hanti ma guurta ah ama shakhsiga aan Dalka deegan ku ahayn ee ka ganacsada hawlgelinta ama kiraynta gaadiid dhul, bad ama cir kaas oo ay ku waajibtay in uu halmar shubo canshuurta sida uu dhigayo Qodobkan waxa uu xaq u yeelanayaa u-tixgelin canshuureed (tax credit) oo u dhiganta canshuurta uu halkamar shubay ee sanad canshuureedka waajibaadkiisa canshuureed dhashay.

QAYBTA IV
CANSHUURTA LAGU BIXINAYO QIIMAYNTA

Qodobka 101-aad
Warbixinta Xisaab-canshuureedka Dakhliga

1) Canshuurbixiye kasta waa inuu u soo gudbiyaa Wasaaradda warbixinta

xisaab canshuureedka dakhliga (return of income) ee sanad canshuureedka. Guud ahaan, warbixinta xisaab canshuureedka dakhliga waa in la soo gudbiyaa 31-da Maarso ee sanadka dhamaaday kadib. Haddii sanad canshuureedka canshuurbixiyuhu uu ku beegmi waayo dhamaadka sanadka kalandarka (Janaayo - Diseembar), waa in canshuurbixiyahaas uu soo gudbiyaa warbixinta xisaab canshuureedka dakhliga maalinta 30-aad kadib dhamaadka sanad canshuureedkiisa. Qodobka 102-aad waxa uu dhigayaa wixii ka reebban faqraddan.

2) Warbixinta xisaab canshuureedka dakhliga waa in:

b) loo qoraa qaabka iyo foomka ay Wasaaraddu go'aamiso, kuna caddahay:

i. dakhliga qiimeyngalka ah ee sanad canshuureed shakhsiga ka soo galaa shaqo, gacansi iyo/ama maalgashi kasta iyo isha dakhligaas;

ii. dakhliga canshuurgalka ah ee shakhsiga ee sanadkaas iyo canshuurta ku waajibtay ee la xiriirta dakhligaas si waafaqsan Qodobka 9(1)(b);

iii. canshuur kasta oo uu shakhsigu sanadkaas ku bixiyay nidaamyada ay kamidyihiin canshuur ka-jaris, qeyb-qeyb u-bixin ama qiimayn ku bixin taasoo ku heli karo u-tixgelin canshuur (tax credit) si waafaqsan Qodobbada 96-aad, 97- aad ama 100-aad ee Sharcigan ama Qodobka 49-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa);

iv. qadarta canshuureed ee sanadkaas aan weli la bixin oo loo xisaabinayo wadarta canshuurta lagu sheegay farqad-hoosaadka (ii) oo laga jaray canshuurtii hore loo bixiyay oo lagu sheegay faqrad-hoosaadka (iii); iyo

v. macluumaad kasta oo kale oo ay Wasaaraddu go'aamiso; iyadoo

t) ay ku lifaaqanyihiin:

i. shahaado kasta oo canshuur ka-jaris ee la siiyey shakhsiga si waafaqsan Qodobka 94-aad oo la xiriirta lacagaha uu shakhsigu helay sanadkaas gudahiisa;

ii. bayaan kasta ee shakhsigu la siiyo ee ku cad Qodobka 40(3) ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax-kabeddelkiisa); iyo

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iii. macluumaad kasta oo kale ee ay Wasaaraddu go'aamiso.

Qodobka 102-aad
Shakhsiyaadka Aan Laga Rabin Soo Gudbinta Warbixinta Xisaab Canshuureedka Dakhliga

1) Haddii Wasaaraddu aysan si kale ogaysiis qoraal ah ugu go'aamin ama shakhsigu dooran inuu warbixin xisaab canshuureed dakhli soo gudbiyo, warbixinta xisaab canshuureedka dakhliga ee sanad canshuureed lagama rabo:

b) shakhsi Dalka degaan ku ah:

i. oo aan lahayn ama helin dakhli canshuurgal ah sanadkaas si waafaqsan Qodobka 9(1)(b); ama

ii. oo dakhligiisa canshuurgalka ee sanadka uu yahay oo keliya dakhli ka soo gala shaqo islamarkaasna canshuurta isha lacag-bixinta looga jaro si waafaqsan Qodobka 90-aad; ama

t) shakhsi aan Dalka degaan ku ahayn oo aan lahayn ama helin dakhli canshuurgal ah sanadkaas si waafaqsan Qodobka 9(1)(a).

Qodobka 103-aad
Qiimaynta iyo Canshuur Bixinta

1) Marka la soo gudbiyo iyada oo loo hoggaansamaayo Qodobka 101-aad, warbixinta xisaab canshuureedka dakhliga waxaa loo qadarinayaa is-qiimayn waafaqsan Qodobka 48-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax- kabeddelkiisa) waxaana dib wax uga badali kara Wasaaradda sida uu tilmaamay Qodobka 50-aad ee Sharciga Maamulka Dakhliga ee dhaqan-galka ah (ama wax- kabeddelkiisa).

2) Canshuurta ay tahay in la bixiyo ee ku cad is-qiimeynta lagu sheegay faqradda 1- aad ee Qodobkan waxa la bixinayaa taariikhda ay waajibka tahay in Wasaaradda loo soo gudbiyo warbixinta xisaab canshuureedka dakhliga (eeg Qodobbada 89(2)(j) iyo 101-aad).

CUTUBKA X
BURINTA, KALA GUURKA IYO DHAQAN GALKA SHARCIGAAN

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Qodobka 104-aad
Iswaafajinta Wax Ka- Bedellada

1) Qodobbada, faqradaha iyo jadwallada shuruucda ku xusan Jadwalka Lixaad waa la baabi'iyay, la bedelay gebi ahaanba ama wax-ka-beddelid ayaa lagu sameeyey si loo xaqiijiyo dejinta iyo dhaqan-gelinta Sharcigan.

2) Xeer-nidaamiyeyaasha la xiriira qodobbada, faqradaha ama jadwallada lagu sheegay faqradda 1-aad ee Qodobkan ee dhaqangalka ah marka Sharcigan la ansixiyo waxay sii ahaanayan dhaqangal. Xeer-nidaamiyeyaashaas waxay usii shaqaynayaan sidii in loo soo saaray si waafaqsan Sharcigan ilaa lagu beddelayo ama lagu baabi'inaayo xeer-nidaamiyeyaal loo soo saaray si waafaqsan Sharcigan. Hase yeeshee, waxaa la joojinaaya isticmaalka xeer-nidaamiyeyaasha aan waafaqsanayn Sharcigan. Qodobkan dhexdiisa, xeer-nidaamiyeyaal waxaa ka mid ah xeerarka, go'aannada, amarrada iyo ogeysiisyada.

Qodobka 105-aad
Xilliga Kalaguurka

1) Iyadda oo la raacayo Qodobkan, qodobbada, faqradaha iyo jadwallada shuruucda ku xusan Jadwalka Lixaad (oo halkaan kadib loogu yeerayo "sharcigii hore") waxay u sii shaqaynayaan sidii loo ansixiyay iyada oo aan waxba laga beddelin marka lagu dabaqaayo xilliyada iyo xaaladaha ka horeeyay taariikhda uu Sharcigani dhaqangalay.

2) Foomamka iyo dukumeentiyada kale ee loo isticmaali jiray sharcigii hore waxa loo sii isticmaali karaa Sharcigan. Tixraac kasta oo foomamkaas ah iyo dukumeentiyadaas ku xusan oo la xiriira qodobbo iyo faqrado katirsan sharcigii hore waxaa loo tixgelinayaa inay tixraacayaan qodobbada iyo faqradaha u dhigma ee ku qoran Sharcigan.

3) Sharcigii hore ayaa lagu sii dabaqayaa:

b) waajibaadka canshuureed ee la xiriira sanad canshuureedka dhamaanaya ka hor taariikhda dhaqangalka Sharcigan, oo ay kujiraan soo gudbinta warbixinta xisaab canshuureedka iyo xisaabinta canshuurta waajibtay; iyo sidoo kale

t) hawlaha iyo talaabooyinka maamul iyo sharci, oo ay kujiraan dacwadaha

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maxkamadeed oo bilaawday ka hor taariikhda dhaqangalka Sharcigan.

4) Canshuurta waajibtay ee la xiriirta sanad canshuureed kasta oo dhamaanaya ka hor taariikhda dhaqangalka Sharcigan waxaa lagu soo uruurin karaa talaabooyin maamul iyo sharci oo cusub oo la bilaabay iyadoo la adeegsanaayo Sharcigan. Talaabooyinka maamul iyo sharci ee cusub oo loo bilaabay iyadoo la adeegsanaayo Sharcigan si loo soo uruuriyo canshuur baaqatay ma saamayn doonaan talaabooyinka maamul iyo sharci oo horay loo bilaabay oo lagu soo uruurinaayo canshuuraha baaqday.

5) Haddii xaaladda markaas jirta u baahato, marka Sharcigani tixraacayo "Sharcigan" ama qodobbo ama faqrado ka mid ah "Sharcigan," waxa loo fahmayaa inuu tixraacayo sharcigii hore ama qodobbo ama faqrado ka mid ah sharcigii hore.

6) Haddii kororka faa'ido ee laga helo gacan-ka-saarista hanti jirta taariikhda dhaqangalka Sharcigan aan la canshuuri laheyn haddii gacan-ka-saarista hantidaas ay dhici lahayd xilliga sharcigii hore uu dhaqangalka ahaa balse la canshuuraayo si waafaqsan Sharcigan, hantidaas waxaa loo nisbaynayaa kharash udhigma qiimaha suuqa ay ka joogto hantidaas taariikhda dhaqangalka Sharcigan.

7) Xeer-nidaamiyeyaal loo soo saaray si waafaqsan Sharcigan ayaa go'aamin kara tallaabooyin kalaguur oo dheeri ah oo la xiriira hirgelinta Sharcigan. Tallaabooyinkas waxaa ka mid noqon kara kuwa dib-u-dhigi kara ama wax-ka-beddelli kara habka dhaqan-gelinta qodobbo, faqrado ama jadwallo Sharcigan ka mid ah, balse tallaabooyinkaas kalaguur ah waxa ay jiri karaan oo keliya muddo aan ka badnayn shan (5) sanadood.

Qodobka 106-aad
Dhaqan Galka Sharciga

Sharcigaan waxa uu dhaqan gelayaa marka uu ansixiyo Baarlamaanka Jamhuuriyadda Federaalka Soomaaliya, uuna Saxiixo Madaxweynaha JFS, laguna soo saaro Faafinta Rasmiga ah ee Jamhuuhiyadda Federaalka Soomaaliya.

JADWALLADA
JADWALKA KOWAAD: BOQOLLEYDA CANSHUURTA (TAX RATES)

(Qodobka 9)

Qodobka 1-aad

Boqolleeyda Canshuurta Dakhliga ee Lagu Dabaqaayo Shakhsiyaadka Dabiiciga (Rates of Income Tax for Individuals)

1) Iyadoo loo hoggaansamaayo faqradda 2-aad ee Qodobkaan iyo Jadwalka Labaad ee Sharcigan, dakhliga canshuur-galka ah ee sanad canshuureed soo gala shaksi dabiici ah ee Dalka degaan ku ah waxa lagu canshuuraya boqolleyda ku xusan jaantuska socda:

Lr.	Dakhliga Canshuur-galka ah (Sanadle)	Canshuurta Laga Bixinayo
1.	Dakhliga aan ka badnayn $1,200 USD	Wax canshuur ah lagama rabo
2.	Dakhliga u dhexeeya $1,201 USD ilaa $6,000 USD	Boqolkiiba lix (6%)
3.	Dakhliga u dhexeeya $6,001 USD ilaa $18,000 USD	$288 USD oo lagu daray boqolkiiba laba iyo toban (12%) oo lagu dhuftay inta ka badan $6000 USD
4.	Dakhliga ka badan $18,000 USD	$1,788 USD oo lagu daray boqolkiiba siddeed iyo toban (18%) oo lagu dhuftay inta ka badan $18.000 USD

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2) Dakhliga canshuur-galka ah ee sanad canshuureed soo gala shakhsi dabiici ah ee Dalka degaan ku ah oo ay da'diisu ka-yar tahay siddeed iyo toban (18) sanno dhamaadka sanadka waxa lagu canshuurayaa boqolkiiba labaatan (20%) oo ah boqolleey siman, marka laga reebo markii Wasaaraddu:

b) ku qanacdo in dhammaan lacagaha xisaabta lagu darsaday (si toos ah ama si dadban) marka la xisaabinaayay dakhligaas ay yihiin kuwa u hoggaansan nidaamka eex la'aanta ah (arm's length standard) (eeg Qodobka 37-aad); walibana

t) ay qoraal ahaan ku xaqiijisay in shuruuda ku qoran farqad-hoosaadka (b) lasoo buuxiyay.

3) Marka dakhliga canshuur-galka ah ee sand canshuureed soo gala shakhsi dabiici ah ee Dalka degaan ku ah ay ku jiraan kororka faa'ido (gains) ee shakhsigu ka helay gacan-ka-saarista hanti maalgashi ee canshuur-gal ah ama lacag-bixin hawlgab oo halmar si duuduub ah looga helay sanduuqa hawlgab ee la aqoonsanyahay:

b) dakhliga canshuur-galka ah ee aan ka badnayn $18,000 USD waxaa lagu canshuurayaa boqoleyda ku xusan faqradda 1-aad ee Qodobkan; iyadoo

b) dakhliga canshuur-galka ah ee ka badan $18,000 USD lagu canshuurayo:

i. boqolkiiba shan iyo toban (15%), iyada oo aysan ka badan karin cadadka dhabta ah ee kororka faa'ido (gain) ama lacag-bixinta hawlgab ee la helay; halka

ii. wixii dakhli ah ee intaas kabadan lagu canshuuraayo boqolkiiba siddeed iyo toban (18%).

4) Dakhliga canshuur-galka ah ee shakhsi dabiici ah ee aan Dalka degaan ku aheyn sanad canshuureed waxaa lagu canshuurayaa boqolkiiba siddeed iyo toban (18%) oo ah boqolleey siman.

Qodobka 2-aad
Boqolleeyda Canshuurta Dakhliga ee Lagu Dabaqaayo Ammaanooyinka (Rate of Income Tax for Trusts)

Dakhliga canshuur-galka ah ee Ammaanooyinka ee sanad canshuureed waxa lagu canshuuraya boqolkiiba labaatan iyo lix (26%) oo ah boqolleey

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siman.

Qodobka 3-aad
Boqolleeyda Canshuurta Dakhliga ee Lagu Dabaqaayo Shirkadaha (Rate of Income Tax for Corporations)

Dakhliga canshuur-galka ah ee Shirkaddaha ee sanad canshuureedka waxa lagu canshuuraayaa boqolkiiba shan iyo toban (15%) oo ah boqolleey siman.

Qodobka 4-aad
Boqolleeyda Canshuurta Dakhliga ee Lagu Dabaqaayo Xarun Ganacsi oo Joogta ah ee Soomaaliyeed (Rates of Income Tax for Somali Permanent Establishments)

1) Dakhliga canshuur-galka ah ee sanad canshuureed soo gala xarun ganacsi oo joogta ah ee Soomaaliyeed waxaa lagu canshuuraya mid lamid ah boqolleeyda canshuurta dakhliga Shirkaddaha ee ku cad Qodobka 3-aad ee Jadwalkaan.

2) Dakhliga dibadda loo diray sanad canshuureed ee xarun ganacsi oo joogta ah ee Soomaaliyeed waxaa lagu canshuuraya boqolleeyda canshuureed ee ku cad faqradda (1)(t)(i) ee Qodobka 5-aad ee Jadwalkan.

Qodobka 5-aad
Boqolleeyda Canshuurta Isha Lacag-bixinta Lagu-jaro (Rates of Withholding Tax)

1) Boqolleyda canshuurta isha lacag-bixinta lagu jaro ee la xiriirta lacag-bixinnada ku xusan Qeybta II ee Cutubka IX ee Sharciga waa sidaan:

b) lacag-bixinnada lagu dabaqaayo Qodobka 90-aad ee Sharciga (dakhliga shaqada):

i) haddii uu yahay canshuur-laga-jare (withholdee) Dalka degaan ku ah, waxaa lagu canshuurayaa boqolleeyda canshuurta dakhliga ee lagu dabaqo shakhsiyaadka dabiiciga ah ee lagu cadeeyay faqradda 1-aad ee Qodobka 1- aad ee Jadwalkaan; iyadoo

ii) haddii uu yahay canshuur-laga-jare (withholdee) aan Dalka degaan ku ahayn lagu dabaqaayo boqolleeyda canshuurta dakhliga ee lagu dabaqo shakhsiyaadka dabiiciga ah ee lagu cadeeyay faqradda 1-aad ee

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Qodobka 1- aad ee Jadwalkaan.

t) lacag-bixinnada lagu dabaqaayo Qodobka 91-aad (investment returns):

i. haddii ay tahay faa'idada saamiga (dividend), waxaa lagu canshuurayaa boqolkiiba shan (5%);

ii. haddii ay tahay faa'idada ka dhalata qaamaha (returns on debt claims), waxaa lagu canshuurayaa boqolkiiba toban (10%);

iii. haddii ay tahay kiro uu shakhsi Dalka degaan ku ah ka helo hanti maguurta ee Soomaaliya kutaala, waxaa lagu canshuurayaa boqolkiiba shan (5%); iyo

iv. haddii ay tahay kiro nooc kale ah, waxaa lagu canshuurayaa boqolkiiba toban (10%); sidoo kalana

v. hadii ay tahay khidmadda kheyraadka dabiiciga ah ama khidmadda xuquuqda milkiyadda (royalty), waxaa lagu canshuurayaa boqolkiiba shan iyo toban (15%); iyadoo

j) lacag-bixinnada lagu dabaqaayo Qodobka 92-aad (service fees):

i. haddii ay tahay khidmadaha adeegga ee lagu sheegay Qodobka 92(1)(b), waxaa lagu canshuurayaa boqolkiiba toban (10%);

ii. haddii ay tahay khidmadaha adeegga ee lagu sheegay Qodobka 92(1)(t), waxaa lagu canshuurayaa boqolkiiba toban (10%); sidoo kalana

iii. haddii ay tahay lacagaha lagu iibsado caymiska (premium) ee lagu sheegay Qodobka 92(1)(t), waxaa lagu canshuurayaa boqolkiiba shan (5%).

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JADWALKA LABAAD: CANSHUURAHA LA-FUDUDEEYEY (SIMPLIFIED TAXATION)

(Faqradda 4-aad ee Qodobka 9-aad)

Qodobka 1-aad

Mabaadi'da Habraaca Canshuuraha La-fududayeyay

1) Jadwalkani waxa uu dejinayaa saldhiga Sharci ee ogolaanaya in wax laga beddelo, iyadoo loo maraayo xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan, habraaca canshuurista shakhsiyaad Dalka deegaan ku ah ee u qalma, isagoo:

b) ogolaanaya in canshuur xisaabinteeda lagu saleeyay qiyaas dakhliyeed (presumptive tax -) lagu soo rogi karo shakhsiyaadka dakhligooda canshuur-galka ah uu ku jiro dakhli ka yimid noocyo ganacsi ee lagu cayimay xeer-nidaamiye; walibana sidoo kale

t) ogolaanaya in la dabaqo hab-xisaabeedka caddaanka ah ee wax laga beddelay (modified cash basis) marka la xisaabinayo dakhliga ka soo xarooda ganacsiyadda lagu cayimay xeer-nidaamiye.

2) Marka ay jiraan meelo aan waxba laga beddelin iyadoo loo maraayo xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan oo dhaqan-gelinaaya ujeedooyinka Jadwalkaan, xeerarka caadiga ah ee uu Sharcigani dejiyay ayaa la dabaqayaa.

Qodobka 2-aad

Xeer-nidaamiyaha Habraaca Canshuuraha La-fududayeyay

1. Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan oo dhaqan-gelinaaya ujeedooyinka Jadwalkaan ayaa lasoo saari doona, kaas oo dejinaaya arrimo ay ka mid yihiin, balse aan ku ekayn:

b) shakhsiyaadka iyo ganacsiyada u qalma iyo kuwa aan u qalmin; shuruudaha daruuriga ah, iyo habraaca canshuuraha oo ay u hoggansaamayaan; iyo

t) shuruudaha ay tahay in loo hoggaansamo, wax-ka-beddellada la oggolyahay, iyo sida loogu dabaqayo hab-xisaabeedka caddaanka ah ee wax laga beddelay (modified cash basis) shakhsiyaadkaad ay ka midyihiin shakhsiyaadka Dalka deegaanka ku ah iyo shuraakooyinka.

JADWALKA SADDEXAAD: DAKHLIGA LA CANSHUUR DHAAFAY (EXEMPT AMOUNTS)

(Qodobka 15)

1) Dakhliga Dowladda Federaalka, Dowlad Goboleedyada iyo Dowladaha Hoose, oo aysan kujirin dakhliga ay ka helaan howlaha si dadban ula xiriira shaqadooda Dowladeed.

2) Ilaa iyo inta uu waajibinaayo heshiiska caalami ah oo Soomaaliya looga baahanyahay inay u hoggaansanto:

b) dakhliga hay'adaha iyo ururada caalamiga ah;

t) mushaharka iyo gunooyinka kale ee wakiilada dublamaasiyadda iyo qunsuliyaddaha dawladaha shisheeye ku helaan hawlaha la xiriira shaqooyinkooda; iyo

j) mushaharka iyo gunooyinka saraakiisha iyo shaqaalaha Qaramada Midoobay iyo hay'adaheeda gaarka ah iyo sidoo kale kuwa hay'adaha caalamiga ah ka helaan hawlaha la xiriirta shaqooyinkooda.

JADWALKA AFARAAD: HANTIDA QIIMO-DHACDA (DEPRECIABLE ASSETS)

(Qodobka 20
Qodobka 1-aad)
Ujeedooyinka Jadwalkan

Jadwalkani waxa uu dejinayaa saldhiga Sharci ee ogolaanaya in xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan, uu si waadix ah u faah-faahiyo xeerarka canshuureed ee hagaya kala soocida, isu gaynta, iyo qiimo dhaca hantida loo isticmaalo ganacsiga.

Qodobka 2-aad
Xeer-nidaamiyaha Ku-aadan Sida Loola-dhaqmaayo Hantida Qiimo Dhacda

1. Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan iyo dhaqan-gelinaaya ujeedooyinka Jadwalkaan ayaa lasoo saari doona, kaas oo qeexi doona xeerarka la xiriira sida loola dhaqmaayo hantida qiimo dhacda. Xeer-nidaamiyahan ayaa nidaamin doona arrimo muhiim ah oo ay ka mid yihiin:

b) kala soocidda iyo isu geynta hantida qiimo-dhacda (classifying assets);

t) xisaabinta iyo oggolaanshaha qaddarta qiimo dhaca loo ogol yahay (depreciation calculation);

j) go'aaminta qiimaha hoos u dhaca ee ee koox hanti ah oo isku nooca (depreciation basis); iyo

x) sida loola dhaqmaayo gacan-ka-saarista hantida qiimo-dhacda (asset disposal).

JADWALKA SHANAAD: QIIMAYNTA DHEEFAHA (QUANTIFICATION OF BENEFITS)
(Qodobka 32)
Qodobka 1-aad
Ujeedooyinka Jadwalkan

Jadwalkani waxa uu dejinayaa saldhiga Sharci ee ogolaanaya in xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan, uu si waadix ah u faah-faahiyo xeerarka canshuureed ee hagaya qiimaynta (quantification) dheefaha la siiyo shaqaalaha ama xubnaha kale ee katirsan hay'ad, oo ay ku jiraan gaadiid, deymo, iyo hoy.

Qodobka 2-aad
Xeer-nidaamiyaha La-xiriira Sida Loo Qiimeeyo Dheefaha

1. Xeer-nidaamiye loo soo saaray si waafaqsan Sharcigan iyo dhaqan-gelinaaya ujeedooyinka Jadwalkaan ayaa lasoo saari doona, kaas oo qeexi doona xeerarka la xiriira sida loo qiimaynaayo (quantification) manfacyada/dheefaha

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la siiyo shaqaalaha ama xubnaha kale ee katirsan hay'ad. Xeer-nidaamiyahan ayaa nidaamin doona arrimo muhiim ah oo ay ka mid yihiin:

b) qiimaynta dheefaha gaadiid ee la siiyo shaqaalaha ama xubnaha kale ee katirsan hay'ad;

t) qiimaynta dheefaha daymeed ee la siiyo shaqaalaha ama xubnaha kale ee katirsan hay'ad;

j) xisaabinta dheefta hoy ee la siiyo shaqaalaha ama xubnaha kale ee katirsan hay'ad; iyo

x) qeexidda shaqaalaha u qalmda dheefta hoy.

JADWALKA LIXAAD: ISWAAFAJINTA WAX KA- BEDELLADA (CONFORMING AMENDMENTS)

(QODOBKA 104)

Qaybta I
Sharciga Canshuurta Toosan (Sharci Lr. 5 ee 5-ta Noofambar 1966)

Sharciga Canshuurta Toosan (Sharci Lr. 5 ee 5-ta Noofambar 1966) dhamaantiis ayaa la nasakhay.

Qaybta II
Wax-ka-bedelka Sharciga Maamulka Dakhliga (Sharci Lr. 13 ee 27-ka Oktoobar 2019)

Faqradaha Qodobka 3-aad waxaa lagu bedelay kuwaan soo socda:

1) Shuruucda dakhliga waxaa loo maamulayaa si waafaqsan Sharcigan.

2) "Sharci dakhli" waxa loola jeeda:

a) shuruucda soo socda:

i) Sharcigan;

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ii) Sharciga Wax-ka-bedelka Sharciga Canshuuraha Furdooyinka (Sharci Lr. 21 ee 5-ta Febraayo 2020);

iii) Sharciga Canshuurta Dakhliga ee 2025;

iv) Sharciga Canshuurta Wadomarista (Sharci Lr. 4 ee 28 December 1965);

v) Sharciga Canshuurta Stambada (Sharci Lr. 6 ee 6 Disembar 1966);

vi) Sharci Canshuurta Gadidda (Sharci Lr. 2 ee 7 Janaayo 1984);

vii) Sharci Canshuurta Canshuurta Wax Soo Saarka (Sharci Lr. 3 ee 23 May 1985);

viii) Sharciga Lagu Hagayo Nidaam Maaliyadeedka Khayraadka Dhulka Hoostiisa (Sharci Lr. 10 ee 20-ka Maarso 2023); iyo

ix) Sharci kasta oo kale oo lagu daro liiska, iyadoo loo maraayo xeer-nidaamiye;

b) Hishiis kasta oo caalami ah oo lagu qeexay Qodobka 5-aad; iyo

c) Xeer-nidaamiye kasta oo loo soo saaray si waafaqsan Qodobka 6-aad ee Sharcigan ama mid kamid ah shuruucda ku xusan xaraf (b) ee faqradaan.

Farqadda 1(a) ee Jadwalka Labaad waxaa loo beddelay sidaan soo socota:

a) marka ay timaado canshuurta dakhliga:

i) warbixinta canshuurta isha lacag-bixinta lagu jaro ee loo soo gudbiyo si waafaqsan Qodobka 93-aad ee Sharciga Canshuurta Dakhliga ee 2025;

ii) warbixinta qiyaasta dakhliga canshuur-galka ah ama warbixinta qiyaasta lacageed ee laga helay hantida gacanta-laga-saaray ee loo soo gudbiyo si waafaqsan Qodobbada 98-aad ama 100-aad ee Sharciga Canshuurta Dakhliga ee 2025; iyo

iii) warbixinta xisaab-canshuureedka dakhliga ee loo soo gudbiyo si

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waafaqsan Qodobka 101-aad ee Sharciga Canshuurta Dakhliga ee 2025;

Qaybta III
Is-waafajinta Sharciga Lagu Hagayo Nidaam Maaliyadeedka Khayraadka Dhulka Hoostiisa (Sharci Lr. 10 ee 20-ka Maarso 2023) iyo Sharciga Canshuuraha Dakhliga

Wasiirka Maaliyadda waxa halkaan awood loogu siiyay inuu soo saaro Xeer-nidaamiye faah-faahsan oo la'isku waafijinaayo Sharciga Cashuuraha Dakhliga iyo Sharciga Lagu Hagayo Nidaam Maaliyadeedka Khayraadka Dhulka Hoostiisa (Sharci Lr. 10 ee 20-ka Maarso 2023) kadib marka la ansixiyo Sharciga Cashuuraha Dakhliga.

Qaybta IV
Sharciyada Kale

Qodobada ku jira sharci kasta oo kale oo ka hor imaanaya qodobada Sharcigani waa la baabi'yay.

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XAFIISKA MADAXWEYNAHA

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مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

SHARCI LR.38 **TAARIIKH: 11-DA MAAJO 2025**

SHARCIGA HAY'ADAHA MAALIYADDA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY:	Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.
MARKUU ARKAY:	Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.
MARKUU ARKAY:	Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.
MARKUU ARKAY:	Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/0720/B11/25**, ku taariikheysan **11/05/2025**, ujeeddaduna tahay Soo Gudbin Ansixinta''Hindise Sharciyeedka Hay'adaha Maaliyadda.
MARKUU TIXGELIYAY:	Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Hay'adaha Maaliyadda.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 JUL 2025
BY: Faduma Mohamed Dhaqe Saalihi
AAACAD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud

Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-051-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA

HINDISE-SHARCIYEEDKA SHARCIGA HAY'ADAHA MAALIYADDA

MAARSO 11, 2025

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CUTUBKA KOWAAD
QODOBBO GUUD
Qodobka 1aad:
Magaca Sharciga

"Sharcigan waxaa lagu magacaabaa "Sharciga Hay'adaha Maaliyadda".

Qodobka 2aad:
Qeexitaan

Sharcigan gudihiisa haddii aan si kale loogu qeexin, ereyada soo socda wuxuu mid walba yeelanayaa macnaha ku hor qoran:

"Xiriirka la leh" waxaa loola jeedaa - marka loo eego hay'ad maaliyadeed - shirkad hoos timaadda hay'ad maaliyadeed ama shirkad ay hay'adda maaliyadeed hoos timaaddo ama shirkad ay si guud u wada hoos yimaaddaan hay'adda maaliyadeed;

"Raasamaal la qoondeeyay" marka loo eego banki ka yagleelan meel ka baxsan Soomaaliya oo laan ama shirkad hoos timaadda ku leh gudaha Soomaaliya, waxaa loola jeedaa raasamaal maaliyadeed oo loo qoondeeyay laantaas, iyo lacagaha kale ee uu sidaas u tixgeliyo Bankiga Dhexe;

"Bah-wadaag"

a) marka loo eego shirkad ama shirkado waxaa loola jeedaa:

i. shirkadda milkiyadda guud leh ama shirkaddeeda hoos timaadda;

ii. shirkadda hoos timaadda shirkadda milkiyadda guud leh;

iii. shirkadda leh milkiyadda guud shirkadda hoos timaadda;

iv. shirkadda milkiyadda guud leh ee aan u hawlgelayn sida shirkad hoos timaadda;

v. shirkad hoos timaadda shirkadda aan hawlgalka ahayn ee milkiyadda leh.

vi. Shirkad bah-wadaag la ah shirkadda milkiiyaddeeda leh oo aan hawlgal ahayn

vii. Shakhsi kasta oo si keligiis ah ama si wadaag ah gacanta ugu haya shirkad ama midowga shirkado ama bah- wadaagtooda marka loo eego shakhsi ahaan, waxaa loola jeedaa -1

viii. xubin kasta oo qoyskiisa ah;

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ix. shirkad kasta ama shirkado kasta oo kale oo uu u maamulo si toos ah ama si dadban, isagoo keligii ah ama isaga iyo shurakadiisa; iyo

b) Qofkana waxa loo aqoonsanayaa inuu yahay xubin qoyska ah haddii uu yahay waalid, lammaane, walaal, ilmo, adeer, abti, eeddo, habaryar, ilmo waalid loo yahay (walaalku ama walaashu dhashay), aayo, adeer (hooyada qaba), ilmo waalid loo yahay (waalidkiis la qabo ama wax qaba), ilmaha uu korsaday/kafaalo-qaaday (sifo sharci ah lagu kafaalo-qaaday balse uusan jirin xiriir dhiig oo kala dhexeeya) qofka ay khusayso iyo haddii uu jiro ilmo la kafaalo-qaaday, labada waalid ee kafaalo-qaaday.

"Banki" waxaa loola jeedaa shirkad haysata shati ay ku qaban karto shaqo banki balse uusan ku jirin Bankiga Dhexe;

"Ganacsiga bankiyada" waxaa loola jeedaa ganacsiga:

- ka guddooma xubnaha dadweynaha lacag dhigaal ah oo ay dib ula bixi karaan marka ay rabaan ama dhammaadka muddo go'an ama ogeysiis ka dib;
- ka guddooma xubnaha dadweynaha lacag dhigaal ah iyo kala-bixid koontada socota (Current Account), aqbalaadda jeegagga; iyo furidda koontada maalgalinta (Investment Account)
- Ka shaqaysiiya lacagta lagu hayo bankiga ama koontada Socota, ama lacag kasta oo kale, iyadoo lagu bixinayo maalgalin ama qaab kasta oo kale oo aan Shareecada kahor-imanaynin, iyadoo masuuliyadda khatartuna ay saaran tahay sida hishiiska labada-dhinac uu qeexayo;

"Kooxda Bankiyada" waxaa loola jeedaa hay'ad maaliyadeed oo shati leh iyo shirkadaha hoos yimaadda, shirkadaha milkiyadda guud leh ee aan hawlgalka ahayn iyo shirkadaha hoos yimaadda shirkadaheeda milkiyadda guud leh ee aan hawlgalka ahayn;

"Buug" waxaa loola jeedaa diiwaan kasta, dokumenti ama diiwaan kale oo macluumaad iyo diiwaanka xisaabaadka, si kastaba ha loo ururiyee, oo la diiwaan-geliyay ama la keydiyay, ha ahaato qoraal, foom daabacan, muuqaal, habka elektaroonigga ah ama si kale;

" Hantiilaha Haa'idada" waxaa loola jeedaa shakhsiga -

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- maamula adeeg-bixiyaha maaliyadeed ama shakhsiyad sharci ama isfahan; ama
- leh ama maamula macmiilka ama qofka wax kala iibsiga loo samaynayo iyo marka laba qof ama in ka badan ay wadaagaan lahaanshaha saamiyo isku shirkad ah, qof kastana uu noqdaa milkiile faa'iido ku leh tirada wadarta guud ee saamiyada shirkadda;

"Guddiga Maamulka Sare" waxaa loola jeedaa guddiga maamulka sare ee hay'ad maaliyadeed;

"Laan" waxaa loola jeedaa xarun kasta oo joogto ah oo aan ahayn xafiiskeeda guud, isla markaasna ay hay'adda maaliyadeed ku qabsato hawlaheeda gaancsiga ee gudaha ama dibadda Soomaaliya ;

"Banki aan lahayn faracyo" waxaa loola jeedaa adeegyadaa bankiga ama adeegyada hay'adaha maaliyadeed ee ay hay'ad maaliyadeed bixiso iyadoo aysan jirin dhisme xarun-laameed oo muuq ahaan u jira;

"Xarun-maaliyadeed Bulsho" waxaa loola jeedaa adeegyada xarun loo sameeyay in qaaraan rukumasho ah lagaga ururiyo xubnaha, ama sanduuq lacag horumaris ah laga siiyo xubnaha;

"Ganacsiga Xarun-maaliyadeed Bulsho" waxaa loola jeedaa:
- ganacsiga xubnaha laga ururiyo lacag rukumasho, ama sanduuqa lacago horumaris ah laga siiyo xubnaha; iyo
- arrimaha kale ee lagu qeexo Xeer-nidaamiyayaasha;

"Raasamaal" waxaa loola jeedaa raasamaal saamiyeed la bixiyay, ama haddii ay tahay hay'ad maaliyadeed oo lagu yagleelay meel ka baxsan Soomaaliya, raasamaalkeeda loo qoondeeyay;

"Bankiga Dhexe" waxaa loola jeedaa Bankiga Dhexe ee Soomaaliya oo lagu aasaasay Sharciga Bankiga Dhexe ee Soomaaliya;

"Shirkad" waxaa loola jeedaa -

- shirkad kasta oo lagu qeexay sharci qoran oo la xiriira shirkadaha oo wakhtigan dhaqan-gal ah, iyo shirkad kasta oo lagu yagleelay

  sama ku diiwaan-gashan sharci qoran oo dhaqan-gal ka ah Soomaaliya waxaana ka mid ah; shirkad kasta, ha ahaato mid lagu yagleelay, lagu sameeyay ama lagu aasaasay meel ka baxsan Soomaaliya; iyo

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- hay'ad kasta oo lagu sifeeyay hay'ad maaliyadeed oo hoos timaadda sharcigan;

"Macmiil" waxaa loola jeedaa –

- cid kasta ama qof kasta oo isticmaala, isticmaalay ama laga yaabo inuu ku fikiro isticmaalka si toos ah ama si dadban mid ka mid ah alaabta ama adeegyada ay bixiso hay'ad maaliyadeed; iyo
- macmiilka hay'ad maaliyadeed;

"Xakameyn" waxaa loola jeedaa –

(a) Awood u lahaanshaha inuu, si toos ah ama si dadban, u saameeyo dhismaha xubnaha guddiga maamulka sare ee shirkad ama shirkado;
(b) haysashada, si toos ah ama si dadban, shakhsi ahaan ama iyadoo loo marayo shirkad milkiyad guud leh ama shirkado hoos yimaadda, ama si kaleba, wadarta guud ee boqolkiiba labaatan (%20) ama ka badan ee awoodda cod-bixinta ee shirkad ama shirkado, keligiis ha ahaado ama ha weheliyaan shuraako ama la-hawlgalayaasha kale ee shirkadda ama shirkadaha; ama
(c) iyadoo loo eegayo go'aaminta Bankiga Dhexe, marka qofku uu awood u leeyahay inuu saamayn weyn ku yeesho maamulka ama siyaasadda shirkad ama shirkado ku salaysan heshiis ama hab kasta oo kale, iyadoo aan loo eegin qaddarka lahaanshaha rasmiga ah, ama xuquuqda cod-bixinta;

"Raasamaalka Asaasiga ah" waxaa loola jeedaa saamileyda joogtada ah ee la soo saaray iyo saamiyada guud ee si buuxda loo bixiyay, ama xaaladda bankiyada lagu yagleelay dhul shisheeye, raasamaalka loo qoondeeyey, oo lagu daray dhammaan keydadka la shaaciyay, lagana jaray hantida aan la taaban karin;

"Amaah" macnaheedu waa ballan kasta oo lagu bixinayo qaddar lacag ah oo aan dulsaar lahayn ama kharashyada kale ee kadhalanaya qaddarkaas, sida dammaanad kasta oo la bixiyo, ama xuquuq kale oo lagu bixinayo qaddar lacag ah oon dulsaar lahayn;

"Maalgalin" macnaheedu waa bixinta lacag horudhac ah, ama heshiis qaab-kasta u dhexmara macaamilka iyo haya'ada maaliyadeed oo lagu sameeyay si waafaqsan Shareecada Islaamka, kaas oo ka mid ah heshiis iib ama iibsasho iyo bixinta dammaanadeeda, heshiis shuraako, ama heshiis kale oo u maalgelin

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ah;

"Hay'adda Tixraaca Amaahda" waxaa loola jeedaa hay'ad si gaar ah ugu xilsaaran ururinta, isku-dhafka, isu-geynta iyo iibinta xogta halbeegga amaah-celinta ee shakhsiyaadka iyo shirkadaha;

"Ganacsiga Hay'adda Tixraaca Amaahda" waxaa loola jeedaa –

a) Ganacsiga ururinta, isku-xirka, isu-geynta iyo faafinta xogta halbeegga amaah-celinta ee shakhsiyaadka iyo shirkadaha; iyo
b) Hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Koontada Socota" waxa loola jeedaa koonto uu bankigu ku hayo magaca, ama magaca uu u qoondeeyay macmiilka bankiga, kaas oo lacag lagu bixiyo ama faa'iido ugu jirto macmiilkaas, iyo jeegagga, kambiyaalaha, xawilaadaha iyo dhaqdhaqaaqyada kale ee bankiyeed ee lagu sameeyo amarka macmiilka:

"Lacag-dhigasho" macnaheedu waa lacag la aqbalo ama la bixiyo si waafaqsan Shareecada

1. oo ku saleysan shuruudo aan dulsaar lahayn oo lagu soo celin doono codsiga macmilka ama waqti dambe ama xaalado lagu heshiiyay; ama
2. lacag-dhigasho maalgalin, macmilka dhigtay hay'ada maaliyadeed ayadoo ujeedadu tahay in laqaybsado faa'ido iyo khasaaro; iyo
3. aan la xiriirin bixinta hantida ama adeegyada hoos yimaadda qandaraaska maalgalinta iibka, kiraynta, ama amniga dhigaalka fulinta qandaraaska maalgalinta; iyo tixraac kasta oo ku jira sharcigan oo la xiriira qaadashada ama samaynta lacag-dhigasho waa in loo macneeyaa si tan waafaqsan;

"Ganacsiga Maal-gelinta Horumarka" waxaa loola jeedaa –

a) Ganacsiga bixiya raasamaal halis badan geli kara oo la xiriira mashaariicda horumarinta dhaqaale ee aan macaash-doonka ahayn;

iyo

b) Hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Madaxa" waxaa loola jeedaa qof kasta oo haya jagada agaasinka shirkadda magac kasta ha loogu yeero e, waxaana ka mid ah qofka guddiga maamulka sare ay siiyeen awoodda ah inuu ku-sime noqdo haddii agaasimuhu awoodi waayo tegitaanka kulammada;

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"Keydadka la shaaciyey" waxaa loola jeedaa dhammaan keydka lagu abuuray ama lagu kordhiyay saami-kororka, faa'idada la hayo (ka dib marka laga jaro dhammaan kharashyada, lacagta dhitada ah ee loo dhigay si loogu daboolo karashaadka ama dhacdooyinka maaliyadeed ee mustaqbalka dhici kara, canshuuraha iyo faa'iida- qeybsiga sannadlaha ah) iyo keydka guud, haddii keydka la shaaciyay uu yahay mid joogto ah oo saafi ah sidaas awgeedna awood u leh inuu daboolo khasaaraha;

"Urur" waxaa loola jeedaa shirkad, shirkado, hay'ad kheyri ah, iskaashato, xarun- maaliyadeed bulsho, sanduuq, urur ama qof kasta oo kale;

"Khatarta maaliyadeed" waxaa ku jira adeega maalgalinta, deymaha, hormarrinnada, lacag la-bixidda xad-dhaafka ah, haysashada waraaqaha iyo sidoo kale ballan-qaadyada xaanshida xisaabxirka ka baxsan sida aqbalaadaha, dammaanadaha, caymiska, saxiixyada, iibinta saamiyada, warqadda ballan-qaadka bixinta, damiin-ka- noqoshada heshiiska, iyo deymaha kale ee mustaqbalka iman kara;

"Hay'ad maaliyadeed" waxaa loola jeedaa shirkad shati u haysata inay ka waddo ama ka fuliso ganacsiga hay'adaha maaliyadeed gudaha dalka Soomaaliya, waxaana ka mid ah banki, bankiga maalgelimaha yar-yar, shirkadda maalgelinta dhismayaasha, xafiiska sarifka lacagaha qalaad, xawaaladaha; hay'adda tixraaca amaahda; xarun maaliyadeed-bulsho, iskaashatooyinka kaydinta iyo amaahda (SACCO), bankiga kaydka xafiiska boostada, adeeg-bixiyaha kiraynta raasamaalka, adeeg-bixiyaha hafto-ku-gadashada, hay'ad maalgelin oo horumarin ama hay'ad kasta oo Xeer-nidaamiyayaasha Bankiga Dhexe ku qeexaan inay tahay hay'ad maaliyadeed si waafaqsan Shareecada Islaamka;

"Ganacsiga Hay'adaha Maaliyadeed" waxaa loola jeedaa –

a. ganacsiga bankiyada;
b. ganacsiga hay'adaha maal-gelineed ee yar-yar;
c. ganacsiga xafiiska sarifka lacagaha qalaad;
d. ganacsiga maal-gelinta dhismayaasha;
e. ganacsiga lacag dirista;
f. ganacsiga xafiiska tixraaca amaahda;
g. ganacsiga xarun-maaaliyadeed bulsho;
h. ganacsiga iskaashatada keydinta iyo amaahda (SACCO);
i. ganacsiga kireynta raasamaalka;

j. ganacsiga haftada;
k. ganacsiga maal-gelinta horumarka; iyo
l. ganacsiyada kale ee uu Bankiga Dhexe ku qeexo Xeer- nidaamiyayaal;

" Ganacsiga Kireynta Raasamaalka" waxaa loola jeedaa –

a) ganacsiga maal-gelinta hanti la kireeyay oo uu kireystuhu ku siiyo kiro milkiilaha ama cidda maal-gelinaysa, marka ay dhammaato amminta kirada, kiraystuhu wuxuu leeyahay ikhtiyaar uu ku yeelan karo hantida; iyo
b) hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Warbixinnada Maaliyadeed" waxaa loola jeedaa xaashida xisaab-xirka, xaashida dakhliga, xaashida susunta caddaanka iyo lifaaqyada bayaannada xisaabaadka;

"Qof Ceeb-ka-saliim ah" waxa loola jeedaa qof fiyow sida lagu go'aamiyey shuruudaha ku xusan Xeer-nidaamiyayaasha Bankiga Dhexe;

"Banki Shisheeye" waxaa loola jeedaa banki lagu yagleelay meel ka baxsan Soomaaliya oo si sharci ah shati loogu siisay inuu ka fuliyo ganacsi banki gudaha dalka iyadoo ay kor-joogteynayso hay'adda u xilsaaran kormeerka bankiyada;

"Xafiiska Sarrifka Lacagaha Qalaad" waxaa loola jeedaa shirkad uu Bankiga Dhexe siiyay shati ay ku qaban karto ganacsiga sarrifka lacagaha qalaad;

"Ganacsiga Sarrifka Lacagaha Qalaad" waxaa loola jeedaa ganacsiga

a. iibsashada iyo iibinta lacagaha qalaad,
b. adeegyada xawilaadda; iyo
c. hawlaha kale ee uu Bankiga Dhexe jaangoyn karo;

"Koox" waxaa loola jeedaa shirkadaha milkiyadda guud leh ee aan hawlgalka ahayn, shirkadaha hoos yimaadda iyo dhammaan shirkadaha la xiriira shirkadda milkiyadda leh iyo shirkadaha hoos yimaadda;

"Ganacsiga Haftada" waxaa loola jeedaa –

a) Ganacsiga uu gatuhu siiyo lacag horumaris ah milkiilaha hantida oo uu la wareego milkiyadda iyo isticmaalka hantida, ka dibna uu haraaga qiimaha iyo faa'idada qayb-qayb u bixiyo, marka uu si buuxda u bixiyo qiimahana uu la wareego gebi ahaan milkiyadda hantida.
b) maal-gelinta gadashada kirada; iyo

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c) hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Hay'ad Kormeer oo maxalli ah" waxaa loola jeedaa hay'adda kormeerka ee dalka hooyo, halkaas oo uu ku yaal xafiiska xarunta dhexe ee shirkadda milkiyadda leh;

"Shakhsi" waxaa loola jeedaa qof caadi ah;

"Daneeye Gudeed" waxaa loola jeedaa agaasime ama qof leh awood fulineed ama saamile hay'ad maaliyadeed oo uu ku jiro qof kasta oo xiriir la leh iyo dan kasta oo khusaysa qofkaas;

" Musallafid" waxaa loola jeedaa xaalad uu adeeg-bixiyaha maaliyadeed –
a) awoodi waayo inuu bixiyo deymaha marka ammintii bixinta la gaaro;
b) leeyahay hanti aan ku filnayn inay daboolaan deymaha; ama
c) leeyahay raasamaal waajib ah oo ka hooseeya inta ugu yar ee loo qoondeeyay;

"Banki Islaami ah" waxaa loola jeedaa ganacsi banki oo u shaqeeya si waafaqsan Shareecada

"Khatar Maaliyadeed Weyn" waxaa loola jeedaa deyn ay qof ama koox dad ah ku leedahay hay'ad maaliyadeed, taas oo u bandhigan halis daran, si waafaqsan qeexidda Bankiga Dhexe ee Xeer- nidaamiyayaasha;

"Shati" waxaa loola jeedaa shati uu Bankiga Dhexe ku bixiyay si waafaqsan sharcigan;

"Maal-gashiga Aqlabiyadda" waxaa loola jeedaa milkiyadda ay hay'ad maaliyadeed ku leedahay shirkad ugu yaraan boqolkiiba toban (%10) raasamaalka hay'adda ama saami ka badan boqolkiiba toban
(%10) raasamaalka waajibka ah ee hay'adda maaliyadeed;

"Xubnaha" Dadweynaha" waxaa loola jeedaa shakhsiyaadka, shuraakada, hay'adaha, maamulayaasha hay'adaha kheyriga ah, hawlgabka, iyo lacagaha hawlgabka ama lacagaha kale ee la midka ah;

"Maamule" waxaa loola jeedaa maamule sare oo hay'ad maaliyadeed, kaasoo awood u leh inuu xakameeyo, jiheeyo ama saameyn ku yeesho, go'aan-qaatista arrin la xiriirta ganacsiga hay'adaha maaliyadeed;

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"Bankiga Maal-gelimaha Yar-yar" waxaa loola jeedaa shirkad shati u haysata inay sii waddo, qabato, gasho ama ka baayac-mushtarto ganacsiga maal-gelimaha yar-yar ee Soomaaliya.

"Ganacsiga hay'adaha maalgelimaha yar-yar" macneheedu waa ganacsiga aan aqbalayn lacag dhigashada iyo amaah aan dulsaar lahayn iyo maalgalinta muddada gaaban shirkadaha yar-yar iyo qoysaska dakhligoodu hooseeyo, badanaana waxaa astaan u ah isticmaalka beddelka curaarta, sida dammaanad kooxeedyada;

"Wasiir" waxaa loola jeedaa Wasiirka Maaliyadda;

"Ganacsiga Xawilaadda Lacagta" waxaa loola jeedaa-

a) ganacsiga qabashada lacag caddaan ah, jeegag, habab kale oo lacageed ama wax kale oo qiimo leh iyo siinta lacag caddaan ah ama foom kale oo u dhigma macmiilka loo diraha ah, iyadoo la adeegsanayo isgaarsiin, farriin, wareejin loona marayo shabakad hufan; iyo
b) hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Lacag-dhaqid" waxaa loola jeedaa beddelka ama wareejinta hanti kasta oo ay ku jirto lacag, iyadoo la ogyahay inay ka timid fal-dembiyeed, ujeeddaduna tahay qarinta ama daboolidda asalkeeda sharci- darrada ah ama ku caawinta qof kasta oo ku lug leh fal- dembiyeedka inuu ka baxsado cawaaqibka sharci ee falalkeeda; ama la wareegidda, haysashada ama isticmaalka hantida iyadoo la ogyahay wakhtiga la helayo inay ka timid fal- dembiyeed;

"ganacsiga maalgelinta dhismayaasha"

a) Macnaheedu waa ganacsiga maalgelinta dhismaha iyo iibka guryaha deegaanka ah ama kuwa ganacsiga; iyo
b) waxaa ka mid ah hawlaha kale ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal;

"Shirkadda Milkiyadda Guud leh ee aan Hawlgalka ahayn" waxaa loola jeedaa shirkad, aan ahayn hay'adda maaliyadeed, taasoo oggolaatay inay maamusho hay'ad maaliyadeed, oo hawlaheeda ay ku kooban yihiin maal-gelinta shirkadaha hoos yimaadda, haynta hantida ay isticmaalaan xubnaha kooxdu; ururinta lacagaha lagu maal-geliyo ama lagu taageero shirkadaha hoos yimaadda

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ururinta lacag ay ku qabtaan hawlahooda xaddidan, maal-gelinta iyadoo kooxda metalaysa qabashada waxqabadyada looga baahan yahay hawlahooda xaddidan, iyo bixinta adeegyada maamulka, maareynta khatarta iyo maaliyadda si ay u taageeraan taabbagalnimada shaqada kooxda;

"Maamulka Fulinta" marka loo eego hay'ad maaliyadeed, waxaa loola jeedaa agaasime ama qof kale, magaca uu doono ha lahaado, kaasoo fuliya ama awood u leh inuu fuliyo hawlo la xiriira jiheynta guud ee hay'addaas maaliyadeed ama ka qeyb-qaata maamulkeeda guud;

"Qof" waxaa loola jeedaa shaqsi kasta, wakiil gaar ah, shirkad, shuraako, hay'ad kheyri, sanduuq, mu'asaso ama ganacsi meel kasta oo uu ku yaal ama lagu sameeyay;

"Rug Ganacsi" waxaa loola jeedaa dhisme, oo ay ku jiraan xafiiska guud, laan, laan-hoosaad, unug suuq-geyneed, xarunta iibka, unug guurguura, dhisme wakiil, dhismaha qolo saddexaad ama dhismayaal kale ee uu Bankiga Dhexe aqoonsado, oo ah hay'ad maaliyadeed oo baayac- mushtar ku hawlan, dadweynahana u furan;

"Hay'ad Dadweyne" waxaa loola jeedaa Dawlad, Degmo ama Hay'ad Dawladeed oo uu go'aamiyay Wasiirku inay tahay hay'ad dadweyne iyadoo la tixraacayo sharcigan;

"Raasamaal Waajib ah", iyo qaybaheeda, sida uu Bankiga Dhexe ku qeexo Xeer- nidaamiyayaal;

" Xigto" marka loo eego hay'ad maaliyadeed, waxaa loola jeedaa -

a) qofka dan weyn ka leh hay'adda maaliyadeed ama hay'adda ay dan ka leedahay qofka;
b) agaasime ama maamul sare oo ka tirsan hay'adda maaliyadda ama shirkado oo gacanta ku haya hay'adda maaliyadeed;
c) lammaanaha, ilmaha, waalidka ama asalka iyo faraca qofka lagu sheegay xarfaha (a) iyo (b);
d) hay'ad uu gacanta ku hayo qof lagu tilmaamay xarfaha (a) ilaa (c); ama
e) qof ama dabaqad dad ah oo uu Bankiga Dhexe ku magacaabay daneeye isaga oo u aanaynaya dan hore, mid hadda ah, ama xiriir uu la leeyahay hay'adda maaliyadeed oo ah mid si maangal ah loo filayo inuu saamayn ugu yeesho go'aan-gaaris kasta oo ku aaddan dhaqdhaqaaqa ganacsi ee hay'adda maaliyadeed;

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"Iskaashatooyinka Keydinta iyo Deymaha (SACCO)" waxaa loola jeedaa hay'ad maaliyadeed oo ganacsigeeda ugu muhiimsan uu yahay inay dhiirri- geliso horumarka xubnaheeda iyo inay xubnaheeda u abuurto il amaah;

"Ganacsiga "Iskaashatooyinka kaydka iyo deymaha (SACCO)" –

a. Macnaheedu waa ganacsiga hawshiisa ugu muhiimsani ay tahay in lagu dhiirrigaliyo horumarka xubnihiisa iyo inuu ilo maalgalin u abuuro xubnihiisa; iyo
b. waxaa ka mid ah hawlaha kale ee uu Bankiga Dhexe ku ku qeexo Xeer-nidaamiyayaal;

"Maamulka Fulinta" waxaa loola jeedaa qofka maamula ama gacanta ku haya hay'ad maaliyadeed oo sharcigan uu shati siiyay, waxaana ka mid ah-

a) madaxa fulinta Maamulka, ku-xigeenka madaxa fulinta Maamulka, madaxa hawlgelinta maamulka, madaxa maaliyadda maamulka, xoghayaha guddiga maamulka, khasnajiga, madaxa hanti-dhawrka gudaha, ama maareeyaha qeyb muhiim ah oo ka mid ah hay'ad maaliyadeed oo sharcigani shati siiyay;
b) qof haya jago ama leh mas'uuliyad la mid ah sida qofka lagu tilmaamay faqradda (a);

"Saamile Muhiim ah" waxaa loola jeedaa qof, aan ahayn dawladda ama hay'ad dadweyne, oo leh, si toos ah ama si dadban, faa'ido maaliyadeed oo ah boqolkiiba shan (%5) ama ka badan saamiga raasamaal ee hay'ad maaliyadeed ama shirkad raadinaysa inay noqoto hay'ad maaliyadeed;

"Raasamaalka Kaabista" waxaa loola jeedaa dhito guud oo loo dhigay in lagu daboolo khasaaraha aan weli la aqoonsan ee mustaqbalka dhici kara, iyo dheeriga dib-u-qiimeynta dhismayaasha ganacsi ee ka soo baxa qiimeyn madax-bannaan oo dhismayaashaas lagu sameeyo, iyo nooc kasta oo kale oo raasamaal ah, sida hadba markaaas Bankiga Dhexe go'aamiyo;

"Raasamaalka Guud" waxaa loola jeedaa wadarta guud ee raasamaalka iyo raasamaalka kaabista;

"Wadarta Lacagta taal" waxaa loola jeedaa wadarta lacagta dhigaalka, ee gudaha ama dibadda Soomaaliya, dhigaal kasta oo ay qabato hay'ad maaliyadeed oo dib loo bixinayo marka la dalbado ama ka dib muddo go'an ama ogeysiis ka dib;

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"Dhimmanaan Raasamaal" waxaa loola jeedaa hay'ad maaliyadeed oo aan si buuxda ugu hoggaansamin shuruudaha raasamaalka ee ku xusan sharcigan ama Xeer-nidaamiyayaasha.

Qodobka 3aad:
Ujeeddooyinka Sharcigan

Ujeeddooyinka sharcigani waa-

a) in qaab-dhismeed loo sameeyo shati-bixinta, nidaaminta iyo kor- joogtaynta hay'adaha maaliyadda; iyo

b) in la dejiyo halbeegyo iyo xeerar ka-hortag oo ay hay'adaha maaliyadeed u hoggaansamaan si loo horumariyo loona ilaaliyo nidaam maaliyadeed oo ammaan ah, xasilloon oo sugan kuna saleesan Shareecada Islaamka.

Qodobka 4aad:
Baaxadda

Sharcigan waxaa lagu dabbaqayaa dhammaan hay'adaha maaliyadeed ee lagu tilmaamay sharcigan iyo hay'adaha kale ee maaliyadeed ee uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaal.

CUTUBKA LABAAD:
SHATI- SIIN

Qodobka 5aad:
Awoodda Shati- siinta

Awoodda shati-siinta, nidaaminta iyo kormeerista hay'adaha maaliyadda waxaa leh Bankiga Dhexe.

Qodobka 6aad:
Noocyada Shatiyada

1) Shatiyada waxaa loo kala saarayaa sida soo socota:
   a) shatiga ganacsiga bankiyada;

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b) shatiga ganacsiga ee hay'adaha maal-gelinnada yar-yar;
c) shatiga ganacsiga ee xafiiska sarrifka lacagaha qalaad;
d) shatiga ganacsiga ee maal-gelinta dhismayaasha;
e) shatiga ganacsiga xawaaladaha;
f) shatiga ganacsiga ee hay'adaha tixraaca amaahda;
g) shatiga ganacsiga xarun-maaaliyadeed bulsho;
h) shatiga ganacsiga ee iskaashatooyinka keydinta iyo deymaha (SACCO);
i) shatiga ganacsiga kireynta raasamaalka;
j) shatiga ganacsiga haftada;
k) shatiga ganacsiga ee maal-gelinta horumarka; iyo
l) nooc kasta oo kale ee uu Bankiga Dhexe ku qeexo Xeer- nidaamiyayaal.

2) Qofka waxaa la siin karaa hal ama in ka badan oo shatiyo ah, marka la eego codsiga ku habboon ee uu Bankiga Dhexe u soo gudbiyo iyo markuu buuxiyo shuruudaha loo dejiyay shati kasta.
3) Hay'adda maaliyadeed waa inay qabato oo keliya ganacsiga ama ganacsiyada ku qeexan shatiga la siiyay.
4) Shatiga waa la beddeli karaa si loogu daro ama looga saaro qeybo shaqooyinka shatiga ka mid ah.
5) Bankiga Dhexe wuxuu soo saarayaa Xeer-nidaamiyayaal u gaar ah oo lagu nidaaminayo mid kasta oo ka mid ah qeybaha ganacsi ee lagu sheegay faqradda (1) ee qodobkan.

Qodobka 7aad:
Mamnuucidda Ganacsi Shati La'aan ah

Qofna ma qaban karo ganacsiga hay'adaha maaliyadeed isagoo aan shati ka haysan Bankiga Dhexe.

Qodobka 8aad:
Codsiga Shatiga

1) Qof kasta oo doonaya inuu sameeyo ganacsi hay'ad maaliyadeed waa inuu Bankiga Dhexe ka codsado shati.
2) Codsiga waa in lagu sameeyaa foomka loogu talagalay oo ay la socdaan dokumentiyada, macluumaadka, khidmadda codsiga iyo khidmadda shatiga si

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waafaqsan sida Bankiga Dhexe uu ku qeexo Xeer-nidaamiyayaal.

3) Codsigu waa inuu qeexaa nooca shatiga la codsaday.
4) Hay'adda maaliyadeed ee shisheeye ee codsata inay shati u hesho laan ama shirkad hoos timaadda, marka laga yimaaddo macluumaadka looga baahan yahay faqradda (2), codsadaha shisheeye waa inuu buuxiyaa shuruudaha soo socda:
   a) codsadaha shisheeye waa inuu shati hay'ad maaliyadeed ka haysto dalkiisa;
   b) Codsadaha shisheeye waa inuu dhigaa qoondadii raasamaal ee loogu talagalay hawlihiisa ganacsi ee Soomaaliya, qoondadaas raasamaal marna lagama saari karo gudaha Soomaaliya;
   c) Codsadaha shisheeye waa inuu caddeyn diidmo-la'aan ka haysto kormeeraha dalkiisa;
   d) kormeeraha dalka codsadaha shisheeye waa inuu sameeyaa kormeer koobaya dhammaan laamaha codsadaha;
   e) Codsadaha shisheeye waa inuu keeno caddeynta oggolaanshaha kormeeraha dalkiisa ee la-wadaagga macluumaadka iyo la-shaqaynta Bankiga Dhexe; iyo
   f) shuruudaha kale sida uu Bankiga Dhexe soo saaro.

5) Bankiga Dhexe ayaa dejinaya shuruudaha shati-siinta hay'adaha maaliyadeed, kuwaas oo shuruudo kala duwan ku xiraya noocyada kala duwan ee ganacsiyada hay'adaha maaliyadeed.

Qodobka 9aad:
Bixinta Shatiga

1) Marka la helo codsiga shatiga, Bankiga Dhexe wuxuu hubinayaa codsiga, haddii ay jiraan macluumaad ka maqan codsiga, wuxuu ogeysiinayaa codsadaha kana dalbanayaa macluumaadka dheeraadka ee loo baahan yahay.
2) Marka uu codsaduhu soo gudbiyo codsi dhammeystiran, Bankiga Dhexe ayaa ka baaraandegaya codsiga isaga ayaana go'aan ka gaaraya.
3) Bankiga Dhexe wuxuu siinayaa shati codsadaha haddii uu ku qanco arrimaha soo socda-
   a) dhammeystirnaanta iyo ansaxnimada dokumentiyada iyo macluumaadka loo soo gudbiyay;
   b) codsaduhu inuu haysto raasamaalkii loo baahnaa inuu bixiyo, ilaha raasumaalkuna ay yihiin kuwo sharci ah oo hufan;
   c) saamilayda codsaduhu inay leeyihiin tab iyo tabar ku filan oo ay ku bixiyaan raasamaal dheeraad ah, marka loo baahdo;

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d) aqoonta, kartida iyo waayo-aragnimada xubnaha la soo jeediyay ee guddiga maamulka sare iyo xubnaha maamulka fulinta ee codsadha inay shaqada xiriir la leeyihiin, iyo in dhammaan shakhsiyaadkaasi ay yihiin kuwo waxgal ah si waafaqsan shuruudihii loo dejiyay;

e) guddiga maamulka sare in uu leeyahay aqoon wanaagsan oo wadajir ah oo ku saabsan hawlaha muhiimka ah ee codsaduhu doonayo inuu fuliyo iyo khataraha ku gedaaman;

f) milkiyadda iyo qaab-dhismeedka maamulka codsadaha-

   i) waa inuu u daah-furan yahay si ku filan oo suurta-gelin karta taxaddar iyo kormeer wadajir ah oo wax-ku-ool ah; iyo

   ii) inuusan hor is-taagi doonin hirgelinta tallaabooyinka sixitaan ee mustaqbalka;

g) saamilayda ku leh saami muhiim ah codsadaha oo ay ku jiraan milkiilayaasha kama-danbeysta ah ee faa'idada leh inay yihiin kuwo habboon oo lagu kalsoonaan karo, si loo hubiyo in codsaduhu uusan ku lug lahayn lacag-dhaqid, maal-gelin argagixiso ama falal- dembiyeedyo kale;

h) oddoroska ku saabsan xaaladda maaliyadeed ee codsadaha inay muujinayaan ififaale maaliyadeed oo quman oo lagu hirgelin karo ganacsiga la cayimay ee hay'adda maaliyadeed;

i) nidaam habboon oo maamul shirkadeed, maareynta khatarta iyo

j) halbeegyada dhawrista gudaha ah, oo ay ku jiraan kuwa la xiriira

k) ogaanshaha iyo ka-hortagga fal-dembiyeedka, iyo sidoo kale kor- joogtaynta hawlaha la soo jeediyay in qolo saddexaad loo xilsaaran doono;

l) qaab-dhismeedka, shaqada, siyaasadaha iyo sidoo kale halbeegyada dhawrista gudaha ee codsadaha inay ku habboon yihiin hawlaha ama ganacsiga la filayo; iyo

m) Shuruudaha kale ee lagu qeexay Xeer-nidaamiyayaasha.

4) Bankiga Dhexe waa inuu ku caddeeyaa shatiga nooca ganacsiga ee lagu bixiyay.

5) Shatiga waxaa lagu bixin karaa shuruud ama shuruud la'aan, shuruudahana wax waa laga beddeli karaa sida uu go'aamiyo Bankiga Dhexe ama codsi ka yimid hay'ad maaliyadeed ka dib.

6) Bankiga Dhexe waa inuu, afar iyo toban maalmood gudahood, laga bilaabo taariikhda shatiga la soo saaray ku daabaco Faafinta Rasmiga ah ama mareegtiisa, magaca hay'adda maaliyadeed ee shatiga leh, nooca shatiga iyo taariikhda shatiga.

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7) Bankiga Dhexe shati ma siinayo banki qalfoof ahaan u jira (shell bank).

Qodobka 10aad:
Muddada Shatiga

Shatiga lagu bixiyay sharcigan wuxuu ansax ahaanayaa muddada lagu qeexi doono Xeer-nidaamiyayaasha.

Qodobka 11aad:
Diidmada Codsiga

1) Haddii codsaduhu uusan buuxin dhammaan shuruudaha shatiga ama xogta uu soo gudbiyay ay kala dhimmanaato, Bankiga Dhexe wuxuu diidayaa codsiga, go'aanka diidmada oo ay weheliyaan sababaha loo diidayna waxaa la gaarsiinayaa codsadaha toban maalmood gudahood laga bilaabo taariikhda go'aanka.
2) Codsadaha codsigiisa la diiday wuxuu racfaan u qaadan karaa Bankiga Dhexe si dib-u-eegis loogu sameeyo codsigiisa.
3) Racfaanka loo qaatay Bankiga Dhexe sida ku cad faqradda (2), Bankiga Dhexe wuxuu dhisayaa koox maamulayaal sare ah oo aan ka qeyb-qaadan qiimayntii codsiga shati-siinta, si loo go'aamiyo racfaanka.
4) Habraaca la xiriira diidmada codsiga waxaa lagu qeexayaa Xeer-nidaamiye.

Qodobka 12aad:
Soo-bandhigidda Shatiga

Hay'adda maaliyadeed waa inay had iyo jeer ku soo bandhigtaa nuqulka shatiga meel laga arki karo oo gudaha goobteeda ganacsiga ka mid ah.

Qodobka 13aad:
Diiwaanka Hay'adaha Maaliyadda

1) Bankiga Dhexe wuxuu mar kasta diyaarinayaa, haynayaana diiwaanka dhammaan hay'adaha maaliyadeed ee shatiga haysta iyo xafiisyada wakiillada hay'adaha maaliyadda ee shisheeye.
2) Diiwaanka lagu sheegay faqradda (1) ee qodobkan, waa in lagu daabacaa mareegta Bankiga Dhexe iyo habkii kale ee Bankigu go'aamiyo.

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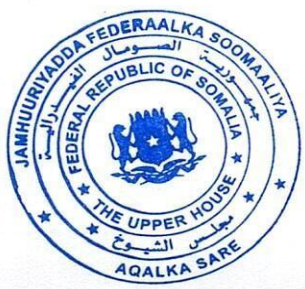
Qodobka 14aad:
Awoodda Baarista Ganacsiga Sharci-darrada ah

1) Marka uu Bankiga Dhexe si maangal ah uga shakiyo in qofku uu ku hawlan yahay ganacsi hay'ad maaliyadeed oo aan shati haysan si waafaqsan sharcigan, Bankiga Dhexe isagoo maraya hay'adaha sharci fulinta-
   a) Wuxuu gelayaa dhisme kasta isagoo samaynaya baaritaan;
   b) Wuxuu baarayaa dokumenti kasta, macluumaad, diiwaan, nidaamka kombiyuutarada ama shay kasta oo kale oo khuseeya baaritaanka;
   c) Wuxuu qaadanayaa dukumeenti kasta, nuqulkiisa asalka ah ama koobiga ah; iyo shay kasta oo kale oo loogu baahan karo baaritaanno dheeraad ah;
   d) Wuxuu ka codsanayaa qof kasta inuu soo saaro dukumeenti, xog, diiwaan, ama shay kasta oo kale oo qofka baarista wada u baahan karo;
   e) Wuxuu waraysi la xiriira xog kasta oo ganacsiga ku saabsan la yeelan karaa qof kasta;
2) Wuxuu farayaa qofka ganacsiga samaynaya inuu isla markiiba joojiyo sii wadidda ganacsiga si ku-meel-gaar ah ilaa inta baaritaannada la dhammeystirayo ama si kama-dambays ah; iyo Wuxuu qaadayaa tallaabo kasta oo kale oo lagama-maarmaan ah si uu u sii wado baaritaanka.Bankiga Dhexe, halkii uu baaris ku sameyn lahaa arrin qodobkan hoos imanaysa,

   wuxuu arrinta u gudbin karaa hay'ad sharci-fulineed si ay baaris iyo tallaabo ku habboon uga qaaddo.

Qodobka 15aad:
Xafiiska Wakiil Banki Shisheeye

1) Bankiga Dhexe wuxuu u oggolaanayaa banki shisheeye inuu xafiis wakiil ka ah ka sameysto Soomaaliya.
2) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa shuruudaha oggolaansho-siinta, hawlgelinta iyo warbixin-siinta ee xafiiska wakiilka bankiga shisheeye ama hay'adaha maaliyadeed ee kale ee shisheeye.
3) Xafiiska wakiilku ma samyn karo wax ganacsi ah ama hawl kasta oo u baahan shati si waafaqsan sharcigan.



Qodobka 16aad:
Bankiyada Islaamiga ah

1) Bangi kasta oo shati kuqaata xeerkan waa inuu ganacsigiisu waafaqsanyahay Shareecada Islaamka.
2) Bankigii doonaya inuu sameeyo ganacsi banki Islaami ah waa in uu oggolaansho ka helo Bankiga Dhexe.
3) Bankiga Dhexe waxa uu Xeer-nidaamiyayaal ku qeexayaa qaabka ay bankiyada Islaamiga ah iyo ganacsiga kale ee hay'adaha maaliyadeed ugu hawlgeli karaan si waafaqsan Shareecada Islaamka.
4) Ganacsi kasta oo hay'ad maaliyadeed oo lagu sameeyo si waafaqsan Mabaadi'da Shareecada Islaamka waa inay u hoggaansamaan qodobbada Sharcigan iyo Xeer-nidaamiyayaashiisa, haddii aysan Xeer- nidaamiyayaashu si kale go'aamin.

CUTUBKA SADDEXAAD
XEERARKA TAXADDARKA IYO XADDIDAADDA KU DABBAQMAYA HAY'ADAHA MAALIYADEED

Qodobka 17 aad:
Shaqooyinka loo oggol yahay Bankiga

1) Bankigu wuxuu qaban karaa shaqooyinka soo socda:
a) qabashada dhigaalka;
b) bixinta deynta, haddii ay dammaanad leedahay iyo haddii kaleba;
c) kireynta raasamaalka;
d) wakiil ka noqoshada lacagta Soomaaliya iyo lacagaha qalaad;
e) sarrifka lacagaha qalaad;
f) bixinta adeegyada lacag-dirista;
g) bixinta iyo maamulidda kaararka lacag-bixinta, deynta ama kuwa lacag-dhigashada, jeegagga, ballan-qaadyada lacag- bixineed iyo, iyadoo lala kaashanayo adeeg-bixiyeyaasha, hawlgelinta nidaamyada kaararka lacag-bixinta, deynta iyo kuwa lacag- dhigashada;

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h) u dhaqmidda sidii dammaanad-bixiye, fuliye ama maamule hanti dad kale;
i) dillaalidda lacagta;
j) u dhaqmidda sidii wakiil maaliyadeed;
k) adeegyada tixraaca amaahda;
l) adeegyada ilaalinta iyo keydinta; iyo maamulka alaabta qaaliga ah, oo ay ku jiraan shahaadooyinka maal-gashiyada;
m) bixinta adeegyada bankiyada ganacsiga, oo ay ku jiraan qaabaynta iyo dammaanad-siinta saamiyada, maal-gelinta ganacsiga, maal- gelinta shirkadaha iyo bixinta talo maaliyadeed;
n) iibsashada iyo gadashada saamiyada iyaga oo ka wakiil ah macaamiisha
o) maamulka iyo talo ka bixinta maal-gashiyada;
p) talabixin ku saabsan qaab-dhismeedka raasamaalka, istaraatiijiyadda warshadaha, iyo su'aalaha iyo talada la xiriirta, iyo sidoo kale adeegyada la xiriira isku-biirista iyo iibsashada ganacsiyada;
q) wakiil ka noqoshada maal-gashiyada macaamiisha;
r) bixinta adeegyo banki oo aan laan lahayn;
s) bixinta dammaanad-qaadka iyo ballan-qaadyada;
t) maal-gelinta horumarka;
u) maal-gelinta dhismaha guryaha;
v) gelitaanka heshiisyada hafto-ku-gadashada;
w) ka ganacsiga koontadiisa gaarka ah ee hawlaha maamulka khasnadda
x) ka ganacsiga koonto u gaar ah ama koontooyinka macaamiisha:
y) agabyada suuqa lacagta sida jeegagga, biilasha, iyo shahaadooyinka lacag-dhigashada;
z) sarifka lacagaha qalaad;
aa)heshiisyada maaliyadeed ee ka ganacsiga saamiyada mustaqbalka;
bb) agabyadaa sarifka iyo faa'iidada;
cc) maal-gashiyo la wareejin karo; iyo
dd) hawl kasta oo kale si waafaqsan qeexitaanka ama ansixinta Bankiga Dhexe.

2) Bankiga Dhexe wuxuu xeer-nidaamiye ku qeexayaa hawlaha loo oggol yahay hay'adaha kale ee maaliyadeed.
3) Hay'ad maaliyadeed waxay ku lug yeelan kartaa iyadoo u dhex- maraysa shirkad hoos timaadda samaynta ganacsiga caymiska ama ka qeyb-qaadashada arrimaha dammaanadda saamiyada iyo bixinta adeegyada la xiriira hawlahan.

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Qodobka 18 aad:
Raasamaalka ugu yar ee la bixinayo

1) Bankiga Dhexe, ayaa xeer-nidaamiye ku qeexaya raasamaalka ugu yar ee ay tahay inay bixiyaan hay'adaha maaliyadeed.
2) Bankiga Dhexe isagoo raacaya xeer-nidaamiyayaasha wuxuu marmarka qaar kordhin karaa raasamaalka ugu yar ee ay tahay in la bixiyo, wuxuuna dammaanad dhigaal ku soo rogi karaa hay'adaha maaliyadeed.

Qodobka 19 aad:
Raasamaalka Waajibka ah

Bankiga Dhexe waxuu xeer-nidaamiye ku qeexayaa qaabka uu noqonayo raasamaalka waajibka ah ee hay'adaha maaliyadda.

Qodobka 20 aad:
Hal-beegyada ku filnaanshaha raasamaalka waajibka ah

1. Hay'adda maaliyadeed waa inay ilaalisaa halbeegga shuruud ahaan looga baahan yahay inay buuxiso si waafaqsan qaddarka raasamaalkeeda, sida uu Bankiga Dhexe ku qeexo xeer-nidaamiyeyaasha, si keligeed ah ama si wadajir ah.
2. Bankiga Dhexe wuxuu hay'ad maaliyadeed uga baahan karaa, si keligeed ah ama si wadajir ah, joogtaynta hal-beeg sare oo la jaanqaadaya raasamaalkeeda, taasi oo ku xirnaan doonta heerka khatarta maaliyadeed ee ay waajahayso.

Qodobka 21 aad:
Shuruudaha raasamaalka waajibka ah

Bankiga Dhexe soo rogi karaa, isagoo digreeto soo saaraya ama isaga oo u maraya xeer-nidaamiyeyaal, shuruudaha raasamaalka waajibka ah oo ku salaysan khatarta gaarka ah ee ay waajahayso hay'adda maaliyadeed.

Qodobka 22 aad:
Shuruudaha hantida naqad-galka ah

1) Hay'adda maaliyadeed waa in ay buuxisaa, si keligeed ah ama si wadajir ah, waajibaadka hantideeda, deymaaheeda, iyo masuuliyadaha ka baxsan xaanshiha xisaab-xirka si ay u awooddo in ay u gudato waajibaadkeeda maaliyadeed marka

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ammintooda la gaaro.

2) Hay'adda maaliyadeed waa inay keydisaa, si keligeed ah ama si wadajir ah, hanti naqad-gal ah oo ku filan si ay si habsami leh ugu gudato waajibaadkeeda maaliyadeed wakhtiga ku habboon, marka ammintooda la gaaro.
3) Bankiga Dhexe wuxuu xeer-nidaamiyeyaal ku soo saari karaa xaddiga hantida naqad-galka ah ee ay tahay inuu haysto Banki ama Hay'ad kasta oo kale oo maaliyadeed, waxaa kale oo xeer-nidaamiyeyaashu caddayn doonaan xaddiga ugu yar ee hantida naqad-galka ah iyo shuruudaha kale ee la xiriira.

Qodobka 23 aad:
Keydka lacagta caddaanka ah ee la dhigayo Bankiga Dhexe

1) Bankigu waa in uu dhigaa Bankiga Dhexe keyd lacageed oo caddaan ah si waafaqsan hal-beegga uu Bankiga Dhexe markaas ku qeexo digreetooyin.
2) Xaddiga keydka lacagta caddaanka ah waa in uu noqdaa hal-beegga wadarta guud ee lacagaha dhigaalka ah oo loo xisaabiyay hab gaar ah iyo wakhti cayiman oo sannad gudihiis ah, si waafaqsan qeexitaannada uu soo saarayo Bankiga Dhexe.
3) Bankiga Dhexe wuxuu digreetooyin ku qeexayaa-

a) qeybaha kale ee hay'adaha maaliyadeed ee keyd lacageed oo caddaan ah dhigaya Bankiga Dhexe; iyo
b) Halbeegga keydka lacagaha caddaanka ah ee qeybaha kala duwan ee hay'adaha maaliyadeed.

Qodobka 24 aad:
Xaddidaadda milkiyadda saamiga ee hay'ad maaliyadeed

1) Qofku waa in uusan si toos ah ama si dadban u yeelan ama si kale ugu yeelan dano faa'iido ah in ka badan boqolkiiba shan iyo labaatan saamiga bankiga.
2) Bankiga Dhexe wuxuu codsi ka dib qofka ka dhaafi karaa xaddidaadda faqradda (1) si waafaqsan xaaladaha iyo muddada uu Bankiga Dhexe cayimo.
3) Xadka saami-qeybsiga ee ku xusan faqradda (1) laguma dabbaqi doono hay'adaha soo socda:
   a) Dawladda Soomaaliya;
   b) Dawlad shisheeye.
   c) hay'ad dadweyne;

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d) hay'ad caalami ah; iyo
e) shirkad aan hawlgal ahayn oo leh milkiyad guud oo uu ansixiyay Bankiga Dhexe.

4) Bankiga Dhexe waa inuu xeer-nidaamiyeyaal ku qeexaa xadka saamiga milkiyadda ee hay'adaha kale ee maaliyadeed, waxaana xeer- nidaamiyeyaashu ka dhaafi karaan shuruudaha qaarkood, iyadoo la tixgelinayo dabeecadda, iyo khatarta hay'adahaas u gaarka ah.

Qodobka 25 aad:
Shirkad milkiyad guud leh oo aan hawlgal ahayn

1) Bankiga Dhexe wuxuu shirkad deynteedu ku xaddidan tahay hantideeda "limited liablity" u aqoonsan karaa shirkad milkiyad guud leh oo aan hawlgal ahayn.
2) Shirkad looma aqoonsan karo shirkad milkiyad guud leh oo aan hawlgal ahayn ilaa uu Bankiga Dhexe ku qanco-

a) kala duwanaanshaha qaab-dhismeedka saami-lahaanshaheeda ama kan kooxdeeda;
b) diiwaankeeda ganacsi ama diiwaanka ganacsi ee saamilaydeeda;
c) xaaladda maaliyadeed iyo taariikhda shirkadda ama saamilaydeeda;
d) dabeecadda maamulkeeda;
e) ku-habboonaanta saamilaydeeda muhiimka ah ee tooska ah iyo kuwa dadban oo ay ku jiraan ka-faa'iideystayaasha ugu dambeeya ee saamiga muhiimka ah ku leh shirkadda;
f) Xaddiga qaab-dhismeedkeeda raasamaal iyo fursadaheeda faa'idada;
g) awood u lahaanshaheeda inay wakhti kooban raasamaal dheeri ah ugu biirin karto hay'ad maaliyadeed oo ay ku leedahay saami, haddii loo baahdo; iyo
h) shuruudaha kale ee lagu qeexi doono xeer-nidaamiyeyaasha.

3) Shirkad leh milkiyad guud oo aan hawlgal ahayn lana ansixiyay waxay yeelan kartaa gebi ahaan ama qeyb ahaan hay'ad maaliyadeed.
4) Bankiga Dhexe wuxuu xeer-nidaamiyeyaal ku qeexayaa qaabka ansixinta iyo hawlgelinta shirkadaha leh milkiyadda guud ee aan hawlgalka ahayn iyo arrin kasta oo la xiriirta.

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Qodobka 26 aad:
Shaacinta Saamileyda

Saami kasta oo ay leedahay shirkad, qof loo magacaabay, ama wakiil metalaya qof kale ee hay'ad maaliyadeed, kolba sida xaalku yahay, hay'adda maaliyadeed waa inay usoo bandhigtaa Bankiga Dhexe warbixin buuxda oo ku saabsan milkiilayaasha iyo ka faa'idayaasha u danbeeya ee saamiga.

Qodobka 27 aad:
Shuruudda iibsiga ama wareejinta saamiga muhiimka ah ee hay'ad maaliyadeed

1) Ma jiro qof si toos ah ama si dadban u yeelan kara ama u wareejin kara saami muhiim ah ee hay'ad maaliyadeed iyadoooo aan ka hor oggolaansho laga helin Bankiga Dhexe.
2) Bankiga Dhexe wuxuu xeer-nidaamiyeyaal ku qeexayaa shuruudaha looga baahan yahay si loo yeesho ama loo wareejiyo saami muhiim ah ee hay'ad maaliyadeed.
3) Qof kasta oo iibsada ama wareejiya saami muhiim ah ee hay'ad maaliyadeed si aan waafaqsaneyn faqradda (1)-

a) wuxuu luminayaa xuquuqda faa'iidada, midda codaynta iyo xuquuqda kale ee ku xiran saamiyadaas;
b) waxaa laga xannibayaa xuquuqda cod-bixinta ee hay'adda maaliyadda si waafaqsan muddada uu Bankiga Dhexe cayimo; ama
c) waxuu luminayaa dhammaan xuquuqdiisa cod-bixinta ama xuquuq kasta oo kale oo uu ku lahaa maamulka hay'adda maaliyadeed, Bankiga Dhexena wuxuu qaadayaa tallaabooyin uu saamiga saamilaha ay khusayso ugu wareejinayo saamile kale oo ka tirsan hay'adda, ama mid cusub.

4) Hay'adda maaliyadeed waa inay muddadiiba mar ogeysiisaa Bankiga Dhexe wixii wareejin ama la wareegid ah ee la xiriira saamiyada hay'adda maaliyadeed, kuwaas oo ka hooseeya xaddiga saamiga muhiimka ah.
5) Hay'adda maaliyadeed waa inay ogeysiisaa Bankiga Dhexe isla marki ay ogaato xog kasta oo saamayn taban ku yeelan karta sumcadda saamilaha muhiimka ah.

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Qodobka 28 aad:
Sababaha diidmada soo jeedinta kordhinta, iibsiga ama wareejinta saamiyada

1. Bankiga Dhexe wuxuu diidi karaa codsiga kordhinta, iibsiga ama wareejinta saamiyada ee hay'ad maaliyadeed haddii uu-wax u dhimayo tayada maamulka hay'adda maaliyadda ama bed- qabkeeda dhaqaale;
   a) khatar-gelinayo danaha dadka lacagaha dhigtay hay'adda maaliyadeed, waa haddii ay tahay hay'ad maaliyadeed oo aqbasha lacag-dhigashada; ama
   b) caqabad ku yahay kormeerka wax-ku-oolka ah ee hay'adda maaliyadda.

Qodobka 29 aad:
Shaacinta ku xad-gudubka qodobbo la xiriira saami muhiim ah

Haddii uu xogteeda helo, xubin kasta oo ka tirsan guddiga maamulka sare, madaxa maamulka fulinta iyo hanti-dhawrka dibadda ee hay'ad maaliyadeed waa inay si degdeg ah u ogeysiiyaan Bankiga Dhexe xaddi kasta oo lagu kordhiyay, lala wareegay ama laga wareejiyay saamile muhiim ah ee hay'ad maaliyadeed iyada oo aan oggolaansho hore laga helin Bankiga Dhexe.

Qodobka 30 aad:
Waajibaadka kordhinta ama dhimista saamiga muhiimka ah ee hay'ad maaliyadeed

Bankiga Dhexe wuxuu fari karaa saamile kasta oo muhiim ah ama qof kasta oo saami mug leh ku leh hay'ad maaliyadeed inuu kordhiyo ama dhimo saamigiisa haddii arrintaasi lagama-maarmaan u tahay hay'adda maaliyadeed.

Qodobka 31 aad:
Oggolaanshaha Iibsashada ama Mideynta Hay'adaha Maaliyadda

1) Iyadoo aan waxba loo dhimayn qodobbada sharciga lagu maamulayo shirkadaha, Bankiga Dhexe wuxuu bixin karaa oggolaanshaha-
   a) Midowga ama isku-biirista laba ama in ka badan oo hay'ado maaliyadeed ah; ama
   b) In hay'ad maaliyadeed ay iibsato dhammaan ama qeyb ka mid ah hanuda iyo

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deymaha hay'ad maaliyadeed oo kale.

2) Bankiga Dhexe wuxuu xeer-nidaamiyeyaal ku qeexayaa qaabka iyo shuruudaha codsiga iyo ansixinta wareejinta, iibsiga, midaynta iyo isku- biirista.

Qodobka 32 aad:
Dhaqan-galka wareejinta, iibsiga ama midowga

1) Marka uu dhaqan-galo macaamil ganacsi oo saamaynaya wareejinta, la wareegidda ama midaynta hay'ad maaliyadeed oo ay samaynayso hay'ad kale oo maaliyadeed, ama ku wareejinta ay hay'ad maaliyadeed ugu wareejinayso dhammaan ama qeybka mid ah hantideeda iyo deymaheeda hay'ad maaliyadeed oo kale

a) dhammaan hantida iyo deymaha hay'adaha midoobay, ama haddii la wareejinayo hanti iyo deyn, hantidaas iyo deymahaas hay'adda maaliyadeed ee wareejinta samaynaysa ee lagu wareejiyay habka wax kala iibsiga, waa in ay masuuliyaddooda qaaddo hay'adda maaliyadeed ee la- midowga samaysay, ama, sida xaaladdu noqon karto, hay'adda maaliyadeed ee wax lagu wareejiyay;

b) Hay'adaha maaliyadeed ee midoobay ama marka la wareejinayo hantida iyo deymaha, hay'adda maaliyadeed ee wax la wareegaysa, waxay yeelanaysaa xuquuq iyo waajibaad la mid ah kuwii hay'adda maaliyadeed ee la-midowga samaysay ama, sida xaalku noqon karo, isla kuwii ay lahayd hay'adda wax wareejisay, ama xitaa kuwii ay hay'addaasi guddoontay ka hor midowga ama wareejinta;

c) dhammaan heshiisyada, ballamaha, macaamilka iyo dukumeentiyada la galay, la sameeyay, la fuliyay, ama lagu taageeray mid ka mid ah hay'adaha maaliyadeed ee midoobay ama, sida ay xaaladdu noqon karto, hay'adda maaliyadeed ee wareejinta samaysay oo la dhaqan- geliyay isla markiiba ka hor midowga , iibsashada ama wareejinta, marka laga reebo heshiisyada, ballamaha, macaamilka iyo dukumentiyada, iyada oo la raacayo shuruudaha midowga, iibsiga ama wareejinta ee lagu heshiiyay inaan la dabbaqin, waxay ahaanayaan kuwo si buuxda u shaqaynaya oo saamaynaya oo loo fasirtay ujeeddooyin kasta sidii in lagu soo galay, lagu sameeyay ama

lagu fuliyay, ama lagu taageeray hay'adda maaliyadeed ee midowga samaysay ama, sida ay xaaladdu noqon karto, hay'ad maaliyadeed ee wax lagu wareejiyay ama qofka hantida iyo deymaha lagu wareejiyay; iyo qaan-sheegad, ballan, dammaanad ama agab kasta oo lagu sugayo macaamilka mustaqbalka, tashiilaad ama adeegyada

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mid ka mid ah hay'adaha maaliyadeed ee midoobay ama, sida ay xaaladdu noqon karto, hay'adda maaliyadeed ee wareejinta samaysay, kuwaas oo dhaqangal ahaa ka hor midowga ama wareejinta, waa inay si buuxda dhaqangal usii ahaadaan, waxaana loo fasiran doonaa inay yihiin qaan-sheegad, ballan, dammaanad ama agab la siiyay ama lagu taageerayo hay'adda maaliyadeed ee midowga samaysay ama, sida ay xaaladdu noqon karto, hay'adda maaliyadeed ee wax lagu wareejiyay ama qofka hantida iyo dayntaas lagu wareejiyay, waxaana sidaas la mid ah dammaanadda macaamilka mustaqbalka, tashiilaadka ama adeegyada hay'addaas maaliyadeed ama qofkaas marka laga reebo in heshiiska wareejinta aanay qeyb ka ahayn qodob waajibinaya arrimahaas.

2) Midowga, la wareegidda ama wareejinta hantida iyo deymaha waa in lagu ansixiyo shirka guud ee saamilayda mid kasta oo ka mid ah hay'adaha maaliyadeed ee ay khusayso.
3) Midowga, la wareegidda ama wareejinta hantida iyo deymuhu ma hirgelayaan ilaa lagu faafiyo mareegta Bankiga Dhexe.
4) Markii uu Bankiga Dhexe ku faafiyo mareegtiisa wareejinta, la wareegidda ama midowga, dhammaan dadka oo ay ku jiraan hay'adaha dawliga ahi waa inay si toos ah u aqoonsadaan-

a) sharcinnimada wareejinta, iibsiga ama midowga; iyo
b) xuquuqda iyo waajibaadka hay'adaha maaliyadeed ee ku lug leh wareejinta, iibsiga ama midowga, si waafaqsan qodobbada iyo shuruudaha ku xusan heshiiska wareejinta, iibsiga ama midowga.

5) Diiwaan-hayaha Shirkadaha iyo Diiwaan-hayaha Milkiyadaha, iyo maamul fulinta sare ama qof kasta oo mas'uul ka ah diiwaan-gelinta milkiyadaha ama xafiis kasta oo kale oo ay khusayso, waa in marka uu soo saaro wax kasta oo la xiriira milkiyad, dammaanad, qaan-sheegad, saamiyo, keyd saamiyeed, shahaado, warqad ballan, shati ama dokumeenti kale oo uu saameeyay midowga, iibsiga ama wareejintu, uu wax ka beddelka lagama- maarmaanka ah ku sameeyo diiwaankiisa si loo diiwaan-geliyo wareejinta qaan-sheegadka hantida ee khuseysa ama xuquuq kale, saami, curaar, deyn
, warqad ballan ama shati iyo wixii xuquuq ah ee hoos yimaada hay'adda maaliyadeed ee ka dhalatay midowga ama, sida ay xaaladdu tahay, hay'adda maaliyadeed ee wax la wareegtay.
6) Ma jiro wax kharash kala-wareejin, cashuur, khidmad diiwaangelin, cashuur-shati

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ama kharashyada kale oo laga bixinayo:-

a) wareejinta hantida iyo deymaha; ama
b) meel-marin ama wax-ka-beddel kasta oo la sameeyo si loo diiwaan- geliyo wareejinta noocaas ah, marka loo gudbiyo Diiwaan-hayaha Shirkadaha, Diiwaan-hayaha Milkiyadda, ama qof kasta oo kale oo lagu sheegay faqradda (5).

Qodobka 33 aad:
Xaddidaadda Bixinta, Deymaha iyo Dammaanadaha

1) Hay'ad maaliyadeed waa in aanay siin qofna lacag, amaah ama aanay bixin wax dammaanad maaliyadeed ah, ama aanay aqbalin deyn iyadoo ka wakiil ah qof, iyada oo wadarta qiimaha lacagta, denta, dammaanadaha maaliyadeed iyo deymaha kale ee khuseeya ay ka badan tahay boqolley cayiman oo ku salaysan raasamaalka waajibka ah, ama qeyb ka mid ah, sida uu Bankiga Dhexe ku qeexo Xeer-nidaamiyeyaaa;
2) Bankiga Dhexe wuxuu hay'ad maaliyadeed ka dhaafi karaa xadiddaadaha ku xusan faqradda (1) ee qodobkan, iyadoo lagu salaynayo xaaladaha uu Bankiga Dhexe arrintan u arki karo lagama-maarmaan.
3) Ka dhaafidda lagu xusay faqradda (2) ee qodobkan, waxay ahaanaysaa dhaqangal inta lagu jiro muddada uu Bankiga Dhexe cayimo.
4) Si waafaqsan ujeeddooyinka faqradda (1) ee qodobkan, tixraaca qof kasta waxaa ku jira qofkaas iyo bah-wadaagtiisa; iyo-

a) Lacagta, amaahda, dammaanad-qaadyada maaliyadeed iyo deymaha kale ee qofkaas iyo bah-wadaagtiisa waa in la isu geeyo si loo xisaabiyo wadarta qiimahooda; iyo
b) Xaddidaadaha lagu soo rogay faqradda (1) ee qodobkan, ayaa lagu dabbaqi doonaa lacagta, amaahda, dammaanad-qaadka maaliyadeed iyo deymaha khuseeya qofkaas iyo bah-wadaagtiisa.

Qodobka 34 aad:
Xaddidaadaha Bixinta Faa'iidada Saamiyada

1) Bankiga Dhexe wuxuu xeer-nidaamiye ku xaddidayaa bixinta faa'iidada, iyadoo loo eegayo halbeegga raasamaalka waajibka ah ee hay'adda

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maaliyadeed.

2) Ma jirto Hay'ad maaliyadeed oo ku dhawaaqi karta, biirin karta, bixin karta ama dibadda u wareejin karta wax faa'ido ah ama samayn karta wareejin kasta oo la xiriirta faa'idadii la sameeyay ilaa -

a) La gudo dhammaan kharashaadkii dib loo dhigay, oo ay ku jiraan kharashaadka hordhaca ah iyo kuwa la xiriira aasaaska shirkaddda, faa'idada iibinta saamiyada, dullaalnimada, khasaaraha dhacay iyo shay kasta oo kale oo kharash ah oo aan loo hayn hanti la taaban karo;
b) La tixgeliyo kharashaadka iyo lacagta dheeriga ah ee lagu biirinayo raasamaalkeeda;iyo
c) Loo diyaariyo qoondo ku filan deymaha xumaaday ama shakiga leh ama hantida kale, taas oo ku qanacsan yahay Bankiga Dhexe, marka laga hadlayo hay'ad maaliyadeed oo bixisa deymo ama tashiilaad amaah.

3) Loo tixgeliyo soo saarista saamiyada dhiirrigelinta ah oo ka imanaya macaashka bixinta faai'idada saamiyada.

Qodobka 35 aad:
Xadiddaadda wax kala iibsiga ka dhexeeya hay'ad maaliyadeed iyo dhinac xiriir la leh

1) Dhammaan wax kala iibsiga ay hay'ad maaliyadeed la yeelato dhinac xiriir la leh waa in loo fuliyaa si waafaqsan shuruudaha u degsan macaamilka u dhexeeya hay'ad maaliyadeed iyo xubin ka mid ah dadweynaha.
2) Bankiga Dhexe waxuu xeer-nidaamiyeyaal ku qeexayaa shuruudaha lagu dabbaqi karo wax kala iibsiga ka dhexeeya hay'ad maaliyadeed iyo dhinac xiriir la leh ama dhinacyo isku xiran, wuxuuna caddaynayaa xaaladaha ka reebban qodobkan iyadoo lagu salaynayo waxyaabaha lagama-maarmaanka u ah nooca xiriirka ama wax kala iibsiga.

Qodobka 36 aad:
Xaddidaadda u Isticmaalka Saamiyada Rahan ahaan

Hay'adda maaliyadeed waa in aanay wax tashiilaad deymeed ah siinin qofna iyadoo rahan iyo dammaanad ahaan loo isticmaalayo saamiyadeeda.

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Qodobka 37 aad:
Xaddidaadda Maal- gashiga

1) Hay'ad maaliyadeed ma sameyn karto maal-gashi weyn iyadoo aan oggolaansho hore laga helin Bankiga Dhexe.
2) Marka la qiimaynayo codsiga maal-gashi weyn, Bankiga Dhexe waa in uu xaqiijiyaa in maal-gashiga hay'adda maaliyadeed ee la soo jeediyay aanay:
   a) hoos u dhigayn maamulka hay'adda maaliyadda iyo bed- qabkeeda maaliyadeed;
   b) khatar gelinayn danaha dadka lacagta dhigtay, saamilayda ama dayn-bixiyeyaasha, iyadoo lagu salaynayo xaaladda markaas;
   c) caqabad ku ahayn kormeerka wax-ku-oolka ah ee hay'adda maaliyadda;
   d) caqabad ku ahayn fulinta tallaabooyinka sixitaanka mustaqbalka; iyo
   e) Inaanay u bandhignayn hay'adda maaliyadeed khataro xad-dhaaf ah.
3) Bankiga Dhexe ma oggolaan karo maal-gashi la soo jeediyay haddii uusan ku qanacsanayn in hay'adda maaliyadeed ay haysato ilo dhaqaale, maamul iyo khibrad ku filan oo ay ku maarayso maal-gashiga.
4) Bankiga Dhexe wuxuu xeer-nidaamiyeyaal ku qeexayaa shuruudaha maal-gashiyada waaweyn ee hay'ad maaliyadeed.

Qodobka 38 aad
Xaddidaadda Dhaqdhaqaaqyada Ganacsiga iyo Iibsashada Hantida Ma Guurtada Ah

1) Hay'ad maaliyadeed ma samayn karto, si keligeed ah ama iyadoo kaashanaysa cid kale, ganacsi jumlo ama tafaariiq ah, oo uu ku jiro ka ganacsiga soo dejinta ama dhoofinta, marka laga reebo inay u qaadanayso deymo ka maqan.
2) Hay'ad maaliyadeed ma yeelan karto hanti ma guurto ah, marka laga reebo in ay u qaadanayso deyn ka maqan.
3) Hay'ad maaliyadeed waa ay iibsan kartaa hanti ma guurto ah ama xuquuq la mid marka ay taasi lagama-maarmaan u tahay hawlgelinta ganacsigeeda ama marka ay shaqaalaheeda siinayso adeegyo, waxaase shardi ah in qiimaha hantidu aanu ka badnayn boqolley ka mid ah raasamaalka waajibka ah ee hay'adda maaliyadeed, ama qeybo ka mid ah, sida uu Bankiga Dhexe qeexi doono
4) Bankiga Dhexe waxuu go'aaminayaa muddada hantida lagu [illegible]

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waafaqsan faqradda (1) ee qodobkan lagu iibinayo.

5) Mamnuucidda ku xusan qodobkan laguma dabbaqi karo hay'ad maaliyadeed oo ganacsi u samaynaysa si waafaqsan mabaadi'da shareecada Islaamka.

Qodobka 39 aad:
Xaddidaadaha lacag-dhigashada u dhexaysa bankiyada

1) Bankiga Dhexe wuxuu Xeer-nidaamiyeyaal ku qeexi doonaa boqolkiiba inta raasamaalka waajibka ah ee bankiga, ama qeybihiisa, ee ay hay'ad maaliyadeed dhigan karto ama ku shuban karto hay'adaha kale ee maaliyadeed.
2) Lacag-dhigashada u dhexaysa hay'adaha maaliyadeed ee xiriirka leh waxaa loo tixgalinayaa inay tahay wax kala iibsi gudaha ah, waxayna ku dabbaqmaysaa qodobbada Sharcigan iyo Xeer-nidaamiyayaasha.

Qodobka 40 aad:
Xeerarka Taxaddarka iyo Hagayaasha

Bankiga Dhexe wuxuu dejinayaa xeerar taxaddar iyo hagayaal ku habboon qeybaha kala duwan ee hay'adaha maaliyadeed iyadoo lagu salaynayo nooca ganacsigooda, hawlahooda iyo heerka khatarta ay wajahayaan.

Qodobka 41 aad:
Hannaanka maareynta khataraha

1) Hay'adda maaliyadeed waa inay, si keligeed ah ama si wadajir ah, u meelmariso siyaasad dhammaystiran oo maareyn khatareed ah si loo aqoonsado, loo cabbiro, loo qiimeeyo, loo kormeero, looga warbixiyo, loona xakameeyo, ama si joogto ah loogu yareeyo dhamman khataraha.
2) Siyaasadda waa inay qeyb ka tahay kormeer wax-ku-ool ah oo ay samaynayaan guddigeeda maamulka sare iyo maamulkeeda fulinta.
3) Hay'adda maaliyadeed waa inay si keligeed ah ama si wadajir ah u qiimeysaa xaddiga raasamaalkeeda waajibka ah iyo shuruudaha hantida naqad-galka ah ee la xiriira heerkeeda khatar, xaaladaha suuqa iyo dhaqaalaha guud.
4) Siyaasadda maaraynta khatarta waa in ugu yaraan lagu tixgeliyo khataraha soo socda:
   a) khatarta waafaqsanaan la'anta shareecada islaamka;

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b) khatarta hantida naqad-galka ah;
c) khatarta hawlgelinta;
d) khatarta suuqa;
e) khatarta dalka;
f) khatarta istaraatiijiga ah;
g) khatarta tignaloojiyadda;
h) khatarta sharci;
i) khatarta u hoggaansanaanta sharci
j) khatar kasta oo kale oo hay'ad maaliyadeed u tixgelin karto lagama maarmaan.

5) Siyaasadda maaraynta khatarta ee lagu xusay faqradda (4) waa inay tixgelisaa dabeecadda ganacsiga iyo heerka khatar ee hay'adda maaliyadeed u gaarka ah.
6) Siyaasadda maaraynta khatarta ee hay'ad maaliyadeed waa inay u hoggaansanaato xeerar ama habraacyo kasta oo uu soo saaro Bankiga Dhexe.

Qodobka 42 aad:
Kala soocidda deynta iyo ka soo kabashadeeda

1) Hay'adda maaliyadeed ee ganacsigeeda ay ku jirto bixinta deymuhu waa inay kala soocdaa noocyada deymaha ay bixiso oo ay ku ilaalisaa mar walba heer ay ka soo kaban karto.
2) Bankiga Dhexe waxuuu Xeer-nidaamiyeyaal ku go'aaminayaa shuruudaha kala soocidda deymaha iyo heerarka ka soo kabashadeeda ee hay'adaha maaliyadeed ee kala duwan.

CUTUBKA AFARAAD
MAAMULKA

Qodobka 43 aad:
Waajibaadka saamilayda

1) Iyadoo aan waxba loo dhimayn qodobbada sharciga ee khuseeya shirkadaha, saamilayda hay'adda maaliyadeed waa inay si wadajir ah u ilaaliyaan, u dhowraan oo ay si firfircoon u isticmaalaan awoodda ugu sarraysa ee hay'ad maaliyadeed marka ay qabsanayaan shirarka guud.
2) Waajibaadka saamilayda waxa ka mid ah-
   a) hubinta in dad amaano iyo karti leh loo doorto xubnaha guddiga maamulka sare;
   b) hubinta in guddiga maamulka sare si joogto ah loogula xisaabtamo inay si

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hufan oo wax-ku-ool ah u gutaan maamulka hay'adda maaliyadda;

c) wax ka beddelidda xubnaha guddiga maamulka sare haddii ay dhacdo wax-qabad la'aan ama si waafaqsan siyaasadda la ansixiyay ee hay'adda maaliyadeed;
d) hubinta in xubnaha guddiga maamulka sare ay yihiin kuwo u qalma shaqada ay hayaan lehna xirfado kala duwan; iyo
e) mas'uuliyadaha kale ee la qeexi doono.

Qodobka 44 aad:
Guddiga Maamulka Sare

1) Hay'ad kasta oo maaliyadeed waa inay dhistaa guddi maamul sare oo awoodda ugu danbaysa u leh maaraynta hay'adda maaliyadeed.
2) Guddiga maamulka sare ee bankigu wuxuu ka kooban yahay ugu yaraan(5) shan xubnood,(3) saddex meelood laba meelna aysan lahayn awood fulin.
3) Guddoomiyaha Bankigu wuxuu noqonayaa xubin aan fulin lahayn, halka madaxa fulinta ee xubnaha maamulka sare uu noqon doono xubin fulin leh.
4) Bankiga Dhexe wuxuu Xeer-nidaamiyeyaal ku qeexayaa shuruudaha kala duwan iyo xubnaha ay ka koobnaanayaan guddiga maamulka sare ee
5) noocyada kala duwan ee hay'adaha maaliyadeed.
6) Bankiga Dhexe qof uusan baarin isla mar ahaantaana ansixinin looma magacaabi karo xubin ka tirsan guddiga maamulka sare ee hay'ad maaliyadeed.

Qodobka 45 aad:
Masuuliyadaha Guddiga Maamulka Sare

1) Guddiga maamulka sare ee hay'ad maaliyadeed waxay yeelanayaan masuuliyadaha soo socda:

a) in uu kormeero hawlaha hay'adda maaliyadda isla markaana kor- joogteeyo maamulka hay'adda maaliyadda si loo hubiyo bedqabkeeda;
b) in uu ansixiyo jihada istiraatijiyadeed ee hay'adda maaliyadeed, xaddiga khatarta iyo siyaasadaha, in uu saameeyo oo baahiyo dhaqanka iyo qiyamka shirkadda, iyo in uu diyaariyo siyaasadda danaha is-diiddan iyo jawi xakamayn oo xooggan hadba markii loo baahdo;
c) in uu hubiyo maamul wanaagga hay'adda maaliyadda;

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d) in uu hubiyo in ganacsiga hay'adda maaliyadeed loo fuliyo si waafaqsan dhammaan sharciyada, xeer-nidaamiyeyaasha, hab- raacyada, awaamiirta Bankiga Dhexe, siyaasadaha la ansixiyay iyo in uu la jaanqaadayo hab-dhaqannada sugaya badbaadada iyo sammaanta;

e) in uu hubiyo in xubnaha maamulka fulintu ay qaadaan tallaabooyinka lagama-maarmaanka u ah aqoonsiga, cabbirka, kor-joogtaynta iyo xakamaynta khataraha;

f) in uu magacaabo oo beddelo markii loo baahdo xubnaha maamulka fulinta iyo in uu go'aamiyo qorshaha ku habboon maamul-dhaxlidda;

g) in uu kormeero maamulka fulinta ee hay'adda maaliyadda taasi oo qeyb ka ah isla-xisaabsanka iyo is-dheellitirka;

h) in uu ilaaliyo danaha sharciga ah ee saamilayda, dhigtayaasha, deyn-bixiyeyaasha, macaamiisha iyo daneeyayaasha kale ee la xiriira hay'adda maaliyadeed

i) in uu ansixiyo qaab-dhismeedka maamulka hay'adda, xisaab-xirrada iyo faaida-qeybsiga;

j) in uu uga warbixiyo saamilayda marka la gaaro shir sanadeedka guud, waxqabadka, xakamaynta gudaha iyo nidaamyada; iyo habraacyada maaraynta macluumaadka ee hay'adda maaliyadeed;

k) in uu uga warbixiyo Bankiga Dhexe wixii isbeddel saamayn leh ee ku yimaada hawlaha, qaab-dhismeedka maamulka iyo xaaladda maaliyadeed ee hay'adda maaliyadda;

l) in uu uga warbixiyo Bankiga Dhexe arrimaha saamayn kara sumcadda saamilayda, guddiga maamulka sare iyo xubnaha maamulka fulinta iyo arrimaha kale ee looga baahan yahay in uu guddigu u gudbiyo Bankiga Dhexe.

m) in uu hubiyo in hay'adda maaliyadeed ay sii waddo xiriirrada wax- ku- oolka ah oo ay la leedahay kormeerayaasheeda; iyo

n) masuuliyadaha kale ee uu jideeyay sharci kasta oo kale iyo Xeer-nidaamiyayaasha kale ee ka soo baxa Bankiga Dhexe.

Qodobka 46 aad:
Xilkasnimada laga rabo xubnaha

1. Xubintu waa in, marka loo eego hay'adda maaliyadeed ee uu u shaqaynayo, uu muujiyo xilkasnimo lana yeesho xiriir daacad ah hay'adda maaliyadda iyo saamilaydeeda isagoo gudanaya waajibaadka soo socda.

a) in uu u dhaqmo si daacad iyo niyad-wanaag ku dheehan tahay;
b) in uu u dhaqmo sida ay ku jirto danta ugu wanaagsan oo ay faa'iidadu ugu jirto hay'adda maaliyadda
c) in uu u dhaqmo si madax-bannaan, oo xor ka ah saamaynta aan habboonayn ee qof kale; iyo
d) in uu helo macluumaadka lagama-maarmaanka ah si ay ugu suurtagasho inuu guto mas'uuliyaddiisa.

Qodobka 47 aad:
Guddi-hoosaadyada Guddiga Maamulka Sare

1) Guddiga maamulka sare ee hay'adda maaliyadeed waa in ay dhisaan guddi-hoosaadyada lagama-maarmaanka ah iyada oo la tixgelinayo baaxadda, nooca ganacsiga iyo khataraha uu la kulmi karo.
2) Iyadoo aan waxba loo dhimayn faqradda (1) ee qodobkan, Bankigu waa inuu dhiso guddiyada soo socda ee guddiga maamulka sare:
   a) Guddiga Amaahda;
   b) Guddiga Hanti-dhawrka;
   c) Guddiga Maaraynta Khatarta;
   d) Guddiga Maamulka Shaqaalaha
   e) Guddiga Mushaaraadka (kan sugan iyo kan aan sugnayn); iyo
   f) Guddiyada kale ee uu Bankiga Dhexe ku qeexo Xeer- nidaamiyeyaasha ama bankigu ku jideeyo xeer-hoosaadkiisa guddiga maamulka sare, ama hab kale.
3) Masuuliyadaha guddi kasta oo lagu xusay faqradda (2) waxaa lagu qeexayaa Xeer-nidaamiyayaal.
4) Bankiga Dhexe wuxuu Xeer-nidaamiyeyaal ku qeexi doonaa nooca guddi-hoosaadyada ay tahay inay dhisaan guddiga maamulka sare ee hay'adaha kale ee maaliyadeed iyo awoodahooda.

Qodobka 48 aad:
Kulammada Guddiga Maamulka Sare

1) Guddigu wux uu qaban karaa tiro cayiman oo shirar ah sannad gudihii si waafaqsan sida la go'aamiyay ama sida ganacsiga hay'adda maaliyadeed u baahan karo.
2) Bankiga Dhexe wuxuu amri karaa in ay guddigu ku kulmaan wakhti iyo goob cayiman iyo in ay ka tashadaan arrimaha uu bankiga Dhexe cayimo

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3) Bankiga Dhexe wuxuu u magacaabi karaa shirka guddiga korjooge, korjooguhuna wuxuu qaadan karaa qoraallada lagama-maarmaanka u ah ujeeddooyinka Bankiga Dhexe.
4) Marka ay guddigu ku guul-darraystaan inay fuliyaan awaamiirta Bankiga Dhexe si waafaqsan faqradda (2), Bankiga Dhexe wuxuu qaadi karaa tallaabada ku habboon si uu u ilaaliyo hufnaanta nidaamka maaliyadeed, danaha hay'adda maaliyadeed iyo macaamiisheeda.
5) Bankiga Dhexe wuxauu Xeer-nidaamiyeyaal ku qeexayaa kooramka loo baahan yahay, qaabka go'aan-qaadashada, isticmaalka tiknoolajiyada sida shirarka guddiga ee habka fogaan-aragga ah iyo shuruudaha kale, si loo suurta-geliyo wada-tashiyo guddi oo wax-ku-oolka ah, loona sugo habka go'aan-gaarista.

Qodobka 49 aad:
War-bixinta waajibka ah ee guddiga maamulka sare iyo fulinta

1) Guddiga maamulka iyo xubin kasta, shakhsi ahaan, waa inay isla markiiba qoraal ahaan ugu soo gudbiyaan Bankiga Dhexe haddii ay jirto sabab ay ku rumaystaan in hay'adda maaliyadeed-
   a) Aysan awoodin in ay sii waddo ganacsigeeda;
   b) u muuqato ama ay u badan tahay in mustaqbalka dhow aanay awoodin inay ka soo baxdo dhammaan ama mid kasta oo ka mid ah waajibaadkeeda marka ammintooda la gaaro; iyo
   c) aysan awoodin in ay buuxiso shuruudaha raasamaalka waajibka ah sida ku qeexan Sharcigan ama Xeer-nidaamiyayaasha.

2) Bankiga Dhexe wuxuu qaadayaa tallaabo ka dhan ah xubinta guddiga ama fulinta ka tirsan ee ay masuuliyadeeda tahay, haddii guddiga ama fulintu ay ku guul-darraystaan in ay usoo gudbiyaan warbixinta Bankiga Dhexe si waafaqsan faqradda (1), oo ay ku jirto shaqo ka joojin ama ka saarista guddiga ama xil-kaqaadista xubinta fulinta.

Qodobka 50 aad:
Shaacinta bah-wadaagta iyo danaha

1) Xubinta fulintu waa inay qoraal ugu gudbisaa hay'adda maaliyadeed iyo guddigeeda maamulka sare:

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a) dhammaan bah-wadaagteeda;
b) dhammaan danaha ay ka leedahay hay'ad maaliyadeed ama bah- wadaagta hay'ad maaliyadeed; iyo
c) arrin kasta oo keeni karta dano is-diiddan haddii ay ka qeyb-qaadato habka go'aan-qaadashada ku aaddan arrinta.

2) Shaacinta ku cad faqradda (1) waa in lagu wargeliyaa Bankiga Dhexe iyadoo la raacayo habka loogu talagalay.

Qodobka 51[aad]:
Mas'uuliyadaha xubnaha maamulka fulinta ee hay'ad maaliyadeed

1) Xubnaha maamulka fulinta ee hay'ad maaliyadeed, oo hoos imaanaya agaasinka guddiga maamulka sare, waa inay xaqiijiyaan in hawlaha hay'adda maaliyadeed ay waafaqsan yihiin istiraatijiyaddeeda, u adkaysigeeda khatarta iyo siyaasadaha ay ansixiyeen guddiga maamulka sare.
2) Madaxa maamulka fulinta ee Bankiga wuxuu leeyahay masuuliyadaha soo socda-
   a) hubinta in siyaasadaha uu guddigu qeexay ee ku jira istaraatiijiyadda guud ee bankiga la hirgeliyay;
   b) hubinta u hoggaansanaanta sharcigan, shuruucda kale ee qoran ee dhaqangalka ah, Xeer-nidaamiyayaasha, habraacyada, tilmaamaha, shuruudaha iyo amarrada uu soo saaro Bankiga Dhexe;
   c) xulidda iyo kula-talinta guddiga, si waafaqsan siyaasadda shaqaalaha, xubno maamul oo karti u leh inay maareeyaan hawlaha bankiga;
   d) isku xirka hawlaha waaxyaha kala duwan ee Bankiga dhexdiisa;
   e) samaynta iyo hawlgelinta habab wax-ku-ool ah oo la xiriira nidaamyada xakamaynta ee gudaha;
   f) naqshadaynta iyo hirgelinta hababka lagama-maarmaanka ah ee maamulka xogaha si gudaha Bankiga looga fududeeyo isgaarsiin hufan oo waxtar leh;
   g) hubinta in guddigu si joogta ah oo ku filan u qiimeeyo hawlaha Bankiga iyadoo loo soo bandhigayo waraaqaha guddiga ee khuseeya; iyo
   h) mas'uuliyadaha kale ee la qeexi doono.

3) Bankiga Dhexe wuxuu ku qeexayaa Xeer-nidaamiyeyaal, mas'uuliyadaha xubnaha maamulka fulinta ee hay'adaha kale ee maaliyadeed.

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Qodobka 52 aad:
Mamnuucidda Jagooyinka Badan

1) Qofna ma noqon karo xubin ka mid ah Guddiga Maamulka Sare ama xubin ka mid ah Maamulka Fulinta in ka badan hal hay'ad- maaliyadeed oo shati lagu siiyay Sharcigan marka laga reebo in ay yihiin shirkado hoos yimaadda ama shirkadda milkiyadda guud leh.
2) Ma jiro saamile muhiim ah oo loo magacaabi karo guddoomiyaha Guddiga Maamulka Sare ama madaxa Maamulka Fulinta ee banki.
3) Qofna iskuma hayn karo jagooyinka guddoomiyaha guddiga maamulka sare iyo waajibaadka madaxa maamulka fulinta ee hay'ad maaliyadeed.
4) Bankiga Dhexe wuxuu ka dhaafi karaa hay'ad maaliyadeed oo lacag qabasho aan ka shaqayn qaar ka mid ah waxyaabaha lagu mamnuucay qodobkan, iyadoo la raacayo shuruudaha uu Bankiga Dhexe ku qeexo ka- dhaafidda.

Qodobka 53 aad:
Ceeb-ka-saliimnimada guddiga maamulka sare, maamulka fulinta iyo saamilayda muhiimka

1) Qofna looma magacaabi karo xubin ka tirsan guddiga maamulka sare ama maamulka fulinta ee hay'ad maaliyadeed, iyadoo aan oggolaansho laga helin Bankiga Dhexe.
2) Bankiga Dhexe wuxuu qiimayn ku samaynayaa ka gun-gaarista ceebaha qofka la soo jeediyay in loo magacaabo xubin guddiga maamulka sare ama maamulka fulinta ka tirsan, waana in uu caddeeyaa in uu yahay ceeb- ka- saliim si loogu magacaabo maamulidda ama xakamaynta hay'ad maaliyadeed.
3) Qiimaynta ceeb-ka-saliimnimada waa in loo fuliyaa si waafaqsan shuruudaha u Bankiga Dhexe ku qeexo Xeer-nidaamiyeyaasha.
4) Qofka waxaa loo magacaabi karaa maamulka fulinta si tijaabo ah, iyadoo la sugayo qiimaynta ceeb-ka-saliimnimada ee Bankiga Dhexe, magacaabis kasta oo noocaas ahna waa in isla markiiba la ogeysiiyaa Bankiga Dhexe.
5) Qofna ma noqon karo saamile muhiim ah oo hay'ad maaliyadeed ilaa Bankiga Dhexe uu caddeeyo inuu yahay qof ceeb-ka-saliim ah.
6) Ceeb-ka-saliimnimada iyo qiimaynta ku xusan faqradda (5) waa in loo sameeyaa

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si waafaqsan shuruudaha Bankiga Dhexe.

7) Qof kasta oo lagu helo in aanu ahayn ceeb-ka-saliim ma noqonayo saamile muhiim ah, xubin ka tirsan guddiga maamulka sare ama maamulka fulinta ee hay'ad maaliyadeed, hadba sida ay noqoto.

Qodobka 54 aad:
Dib-u-baarista guddiga maamulka sare, maamulka fulinta iyo saamilayda muhiimka ah

1) Bankigaa Dhexe wuxuu hadba, marka uu u arko inay lagama-maarmaan tahay waa inuu , qiimayn ku samaynayaa ceeb-ka-saliimnimada qof hore loogu ansixiyay inuu noqdo xubin ka tirsan guddiga maamulka sare, maamulka fulinta, ama saamile muhiim ah.
2) Qiimayntu, sida ay dhigayso faqradda (1) ee qodobkan, waa in ay ahaataa mid waafaqsan shuruudaha loo dejiyay.
3) Marka la sameeyo qiimaynta faqradda (1) ee qodobkan ka dib, Bankiga Dhexena ku qanco in qofku yahay ceeb-ka-saliim u qalma maamulidda ama xakamaynta hay'adda maaliyadeed, wuxuu aqbalayaa in uu u shaqeeyo hay'addaas.
4) Marka qiimaynta ceeb-ka-saliimnimada qofka, ka dib uu Bankiga Dhexe gaaro go'aan ah in qofkaasi aanu ahayn ceeb-ka-saliim aan u qalmin maamulidda ama maaraynta hay'adda maaliyadeed, Bankiga Dhexe wuxuu shaqada ka xayuubinayaa qofkaas isagoo ku wargelinayaa hay'adda maaliyadeed.
5) Qofka uu Bankigu ka xayuubiyey xilka sida ay dhigayso faqradda (4) ee qodobkan wuxuu joojinayaa in uu guto xilka hay'adda maaliyadda, dibna wax xil ah ugama qabanayo hay'ad maaliyadeed ugu yaraan (5) shan sano, laga bilaabo taariikhda xilka laga qaaday, marka uu yahayse saamile muhiim ah-
   a) Bankiga Dhexe wuxuu ku amrayaa in uu hoos u dhigo saamiga uu ku leeyahay hay'adda maaliyadeed oo uu ka hoos mariyo heerka sharcigu cayimay muddo jaango'an; sida la qeexi doono;
   b) Bankiga Dhexe wuxuu ku amrayaa in uu ku gado dhammaan saamiyadii uu ku lahaa hay'adda maaliyadda muddo cayiman gudahood;
   c) Bankiga Dhexe wuxuu amrayaa in dhammaan saamigiisa ama qeyb ka mid ah laga iibiyo cid saddexaad; ama
   d) Bankiga Dhexe wuxuu ka hor istaagayaa in uu isticmaalo xuquuqdiisa cod-bixinta ee hay'adda maaliyadda; ama
   e) Bankiga Dhexe wuxuu kusoo rogi karaa shuruudo kale sida [illegible]

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awaamiirta ama Xeer-nidaamiyeyaasha.

Qodobka 55aad:
Mabaadi'da iyo Qaab-Dhismeedka Maamul ee Waafaqsan Shareecada Islaamka (Islamic principle for Sharia Governance Framework)

1) Bankiga Dhexe waxa uu xeernidaamiye ku qeexayaa Qaab-dhismeedka Maamulka Shareecada iyo mucaamalaadkooda ee hay'adaha maaliyadda si waafaqsan mabaadi'da guud ee Guddiga Adeegyada Maaliyadeed ee Islaamiga ah (Islamic Financial Service Board).
2) Bankiga Dhexe waxa uu xeernidaamiyayaal ku qeexaya qaabka ay hay'adaha bixiya adeegga maaliyadeed ee ku dhisan shareecada u dajinayaan xisaabaadookda si waafaqsan Hay'adda Xisaabaadka iyo Dabalgalka Hay'adaha Maaliyadeed ee Islaamiga ah (Accounting and Auditing Organization for Islamic Financial Institutions).

CUTUBKA SHANAAD
XISAABAADKA, SHAACINTA WARBIXINNADA MAALIYADEED IYO HANTI- DHAWRKA DIBADDDA

Qodobka 56 aad:
Halbeegyada diyaarinta warbixinta maaliyadeed

Warbixinnada maaliyadeed ee hay'ad maaliyadeed waa inay u hoggaansamaan Halbeegyada Warbixinta Maaliyadeed ee Caalamiga ah ama halbeegyada kale ee caalamiga ah ee ku habboon ee uu ansixiyay Bankiga Dhexe.

Qodobka 57 aad:
Waajibaadka ilaalinta xisaabaadka

1) Hay'adda maaliyadeed waa in ay xisaabteeda u ilaaliso si waafaqsan mabaadi'da xisaabaadka ee uu qeexayo Bankiga Dhexe.
2) Shirkad hoos-timaadda ama laan ka mid ah hay'ad maaliyadeed oo shisheeye, ganacsina ka wadda gudaha Soomaaliya waa inay u ilaalisaa xisaabaadkeeda sida madax-bannaan tan hay'adda maaliyadeed ee milkiyadda guud leh.

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3) Waxa waajib ku ah hay'adda maaliyadeed-
   a. in la xafido buugaag xisaabeedka saxda ah iyo diiwaanka maaliyadeed ee dhabta ah ee la xiriira xisaabaadka kuwaas oo si dhammaystiran oo run ah u muujinaya xaaladda maaliyadeed ee hay'adda; iyo
   b. in la diyaariyo warbixin xisaabeed sannadle ah oo muujinaysa xaaladda, dakhliga iyo kharashka hay'adda maaliyadeed.

Qodobka 58 aad:
Soo gudbinta iyo shaacinta warbixin maaliyadeedka hay'adda maaliyadeed

1) Hay'adda maaliyadeed waa inay u soo gudbisaa Bankiga Dhexe warbixinnada maaliyadeed ee hanti-dhawrku hubiyay muddo saddex bilood gudahood ah ka dib dhammaadka sannad maaliyadeedka;
2) Sannad maaliyadeedku wuxuu ka bilaabanayaa 1-da Janaayo wuxuuna dhammaanayaa 31-ka Diseemba ee isla sannadkaas.
3) Lama daabici karo warbixinnada maaliyadeed ee hay'adda maaliyadeed ee hanti-dhawrku hubiyay ilaa uu Bankiga Dhexe fasaxo.
4) Bankiga Dhexe wuxuu dib u eegis ku samaynayaa warbixinnada maaliyadeed ee la soo gudbiyay, markaas ayuuna-

a. fasaxayaa warbixinnada maaliyadeed si loo daabaco;
b. ku amrayaa hay'adda maaliyadeed iyo hanti-dhawrkeeda dibadda inay wax ka beddelaan ama saxaan warbixinta maaliyadeed haddii ay

   jiraan arrimo, walaac, khaladaad ama waxyaabo laga tagay;
c. diidayaa warbixinta maaliyadeed kuna amrayaa hay'adda maaliyadeed iyo hanti-dhawrkeeda dibadda inay dib u soo saaraan oo dib u hubiyaan warbixinnada maaliyadeed; ama
d. ka dalbanayaa hay'adda maaliyadeed iyo hanti-dhawrkeeda dibadda wixii macluumaad dheeraad ah ee loo baahdo.

5) Warbixinnada maaliyadeed ee hanti-dhawrku hubiyay ee hay'ad maaliyadeed waa in lagu soo daabacaa afar (4) bilood gudahooda ka dib dhammaadka sannad maaliyadeedka.
6) Bankiga Dhexe wuxuu sabab macquul ah awgeed iyo codsi ka yimi hay'adda maaliyadeed ka dib kordhin karaa muddada soo gudbinta warbixinnada maaliyadeed ee la hubiyay ama daabacaadda warbixinnada maaliyadeed, muddo kordhintuna waxa ay noqon kartaa wakhtiga uu bankiga Dhexe go'aamiyo.

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muddo kordhintu marna waa in aysan ka badan lixdan (60) maalmood laga bilaabo taariikhda la qeexay.

7) Hay'ad kasta oo maaliyadeed waa inay ku daabacdaa mareegaheeda Internet- ka, warbixinnada maaliyadeed ee la hubiyay iyo xog kasta oo uu Bankiga Dhexe qeexo.
8) Warbixinnada maaliyadeed ee la hubiyay ee hay'ad maaliyadeed waa in si furan loogu soo bandhigaa goobaheeda ganacsi sannadka oo dhan.
9) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa xogta ay tahay in laga helo warbixinnada maaliyadeed ee la hubiyay, shaacinnada kale, qaabka iyo habka loo daabacayo warbixinnada maaliyadeed ee khusaysa qeyb kasta oo ka mid ah hay'adaha maaliyadeed iyo arrin kasta oo kale oo la xiriirta.

Qodobka 59 aad:
Daabacaadda warbixinta sannadlaha ah

Iyada oo aan waxba loo dhimayn qodobbada Sharciga ee la xiriira shirkadaha, hay'adda maaliyadeed waa in ay daabacdaa warbixin sannadle ah oo ka tarjumaysa shuruudaha raasamaalkeeda waajibka ah, u bandhignaanta khatarta iyo istaraatijiyadda maaraynta khatarta.

Qodobka 60 aad:
Xisaabinta wadajirta ee hay'ad maaliyadeed iyo shirkado hoos- yimaadda

1) Hay'ad maaliyadeed oo leh shirkado hoos-yimaadda waa in ay u diyaarisaa warbixinnada maaliyadeed si goonni ah iyo si wadajir ahba.
2) Marka la go'aaminayo heerka raasamaalka waajibka ah ee hay'ad maaliyadeed, hay'adda maaliyadeed waa in ay u hoggaansantaa Xeer- nidaamiyayaasha uu qeexay Bankiga Dhexe.
3) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa shuruudaha warbixinnada maaliyadeed ee wadajirka ah ee hay'adaha maaliyadeed ee kale ee u shaqeeya koox ahaan.

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Qodobka 61[aad]:
Magacaabidda, xil ka qaadista iyo muddada xil- haynta hanti- dhawraha dibadda

1) Hay'adda maaliyadeed waa inay sannad-maaliyadeed kasta soo magacawdaa hanti-dhawre dibadeed oo aqoon iyo karti leh, shaqadiisuna tahay hubinta iyo ka-warbixinta xisaabxirka sannadka, faa'idada iyo khasaaraha hay'adda maaliyadeed.
2) Warbixin kasta oo noocaas ah waa inuu ku jiraa aragti qeexaysa in xisaabaadka xisaabxirka sannadka, faa'idada iyo khasaaruhu ay si dhab ah uga turjumayaan xaaladda hay'adda maaliyadeed iyo natiijada ka soo baxday muddada dhammaatay, oo ay qeyb ka yihiin arrimo kale iyo macluumaadka kale ee Bankiga Dhexe uu ku qeexo Xeer- nidaamiyayaashiisa.
3) Bankiga Dhexe wuxuu u magacaabayaa hanti-dhawraha dibadeed ee hay'adda maaliyadeed, marka hay'adda maaliyadeed ay ku guul- darraaysato inay soo magacawdo hanti-dhawre dibadeed ama inay
4) buuxiso boos bannaan sabab kasta ha ahaatee, dhammaan kharashaadka hanti-dhawrahana waxaa bixinaya hay'adda maaliyadeed.
5) Hanti-dhawre lama magacaabi karo iyadoo aan oggolaansho laga helin Bankiga Dhexe.
6) Hanti-dhawraha dibadda wuxuu hubin karaa hay'ad maaliyadeed muddo saddex (3) sano ah oo xiriir ah, waxaana xilka loo cusboonaysiin karaa si waafaqsan shuruudaha lagu qeexi doono Xeer-nidaamiyayaasha.
7) Bankiga Dhexe wuxuu u fari karaa hanti-dhawraha in uu qabto hawlahan soo socda, marka laga yimaaddo kuwa lagu xusay faqradda (1).
   a) In uu u soo gudbiyo Bankiga Dhexe macluumaadka dheeraadka ah ee la xiriira hanti-dhawrkiisa, si waafaqsan sida uu Bankiga Dhexe u arko lagama-maarmaan;
   b) in uu sameeyo hubin kasta oo kale oo khaas ah ama hanti-dhawr; iyo
   c) in uu soo gudbiyo warbixin ku saabsan mid ka mid ah arrimaha lagu sheegay faqrad-hoosaadyada (a) iyo (b) ee faqradda (6) ee qodobkan; hay'adda maaliyadeed ee ay khusayso ayaana bixinaysa dhammaan kharashka.

8) Haddii hanti-dhawraha hay'ad maaliyadeed, isagoo ku guda-jira gudashada waajibaadkiisa ku cad Sharcigan, uu ku qanco:-
   a) In ay dhacday jebin culus ama ku-dhaqan la'aan la xiriirta qodobbada Sharcigan, Xeer-nidaamiyayaasha, habraacyada, digreetooyinka, shuruudaha lagu soo

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rogay ama amarrada uu soo saaray Bankiga Dhexe ama jebinta sharciyo kale oo qoran oo xiriir la leh;

b) Fal-dembiyeedyo ku lug leh khiyaamo ama daacad-darro kale oo ay gashay hay'adda maaliyadeed ama mid ka mid ah xubnaha maamulkeeda fulinta ama shaqaalaheeda;

c) khasaare dhacay kaas oo hoos u dhigaya raasamaalka bud-dhigga ah boqolkiiba konton ama wax ka badan

d) khaladaad ba'an oo dhacay kuwaas oo khatar gelin kara bedqabka dhigtayaasha ama deyn-bixiyayaasha hay'adda maaliyadeed; ama

e) in uu xaqiijin kari waayo in qaan-sheegadka dhigtayaasha ama deyn-bixiyayaasha hay'adda maaliyadeed laga daboolki karo hantida hay'adda maaliyadeed, waa in uu si degdeg ah arrinka ugu gudbiyo Bankiga Dhexe.

9) Bankiga Dhexe wuxuu qabanqaabinayaa shirar saddex geesood ah oo uu la yeesho hay'adda maaliyadeed iyo hanti-dhawraheeda wakhti ka wakhti, si ay uga wada hadlaan arrimaha khuseeya mas'uuliyadaha kormeerka ee Bankiga Dhexe ee ka dhashay baaritaanka sharciga ah ee hay'adda maaliyadda oo ay ku jiraan arrimaha khuseeya hay'adaha ganacsiga ee hay'adda maaliyadda, hab xisaabeedka, xakamaynta iyo warbixinta sannadlaha ah.

10) Hanti-dhawrku waa inuu si buuxda galaangal ugu yeelan karo goob kasta, dukumeenti, macluumaad, diiwaan, kombiyuutar, qalab kasta, iyo sidoo kale xubin kasta oo ka tirsan guddiga maamulka sare, maamulka fulinta, shaqaale, wakiil, shirkad bah-wadaag ah ama xiriir la leh hay'ad maaliyadeed.

11) Qofku uma qalmayo in loo magacaabo hanti-dhawraha hay'ad maaliyadeed haddii uu yahay:-

a) xubin ka tirsan guddiga maamulka sare, maamulka fulinta ama shaqaalaha hay'addaas maaliyadeed;

b) qof ay shuraako yihiin xubin ka tirsan guddiga maamulka, maamulka fulinta ama shaqaalaha hay'addaas maaliyadeed;

c) qof ah loo-shaqeeye ama shaqaalaha xubin ka tirsan guddiga maamulka sare, maamulka fulinta ama shaqaalaha bah-wadaagta hay'addaas maaliyadeed;

d) qof ah xubin ka tirsan guddiga maamulka sare, maamulka fulinta ama shaqaale ka tirsan shirkadaha bah-wadaagta la ah hay'adda maaliyadeed; ama

e) qof, isaga, shuraakadiisa ama shaqaalihiisu, si joogto ah u gutaan waajibaadka xoghaye ama buug-haye ee hay'addaas maaliyadeed; ama

f) shirkad ama xubin ka mid ah shirkad hanti-dhawr oo shuraaka la ah ama

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shaqaale kasta oo qeybaha kore lagu xusay qeyb ka ah.

12) Bankiga Dhexe ayaa Xeer-nidaamiyayaasha ku qeexaya shuruudaha kale ee la xiriira hanti-dhawrka dibadda iyo shaqadooda.

Qodobka 62 aad:
Ku-wargelinta beddelidda hanti-dhawrka ee Bankiga Dhexe

1) Ma jirto hay'ad maaliyadeed oo xilka ka qaadi karta ama beddeli karta hanti-dhawraheeda iyada oo aan oggolaansho qoraal ah ka helin Bankiga Dhexe.
   a) Hanti-dhawraha hay'adda maaliyadeed waa in uu isla markaaba ogeysiis qoraal ah siiyaa Bankiga Dhexe haddii uu: -xafiiska iska casilo;
   b) uusan doonayn in dib loo magacaabo;
   c) kusoo daro warbixintiisa ama qabyo-qoraalka warbixintiisa ku saabsan xisaabaadka hay'adda maaliyadda aragti cusub oo aan ku jirin warbixin maaliyadeedkii sannadkii hore.

Qodobka 63 aad:
Waajibka kalsooni-siinta hanti-dhawrka

1) Xadgudub ka dhan ah hay'ad maaliyadeed laguma eedayn karo hanti- dhawre iyadoo lagu sababaynayo in uu si daacad ah ula wadaagay Bankiga Dhexe, isagoo ka jawaabayo codsi uu u gudbiyay iyo haddii kaleba, xog

   kasta ama ra'yi kasta oo ku saabsan arrin gaar ah taasoo khusaysa shaqo kasta oo uu Bankiga Dhexe qabto si waafaqsan Sharcigan.

2) Qodobkani wuxuu khuseeyaa arrin kasta oo uu hanti-dhawrku ku ogaado xilkiisa hanti-dhawraha ah ama gudashada waajibaadkiisa Sharcigan ee la xiriira ganacsiga ama arrimaha hay'adda maaliyadeed ama cid kasta oo la xiriirta hay'addaas maaliyadeed.

Qodobka 64 aad:
Xayiraadda ka dhanka ah hanti-dhawrka dibadda

1) Haddii uu hanti-dhawraha dibaddu-
   a) ku guul-daraysto in uu u hoggaansamo shuruudaha Sharcigan ama Xeer

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nidaamiyayaal;

b) ku guul-darraysto inuu si waafi ah oo habboon u fuliyo hawlaha iyo waajibaadka hanti-dhawrayaasha dibadda uu Sharcigan ama Xeer-nidaamiyayaashu ku waajibinayaan;
c) uu buuxin waayo shuruudaha ceeb-ka-saliimnimada ee qofka ee ku qeexan Sharcigan;
d) uu haysto sababo macquul ah oo uu ku aamino in hay'adda maaliyadeed ay tahay mid musallaftay, ama ay jirto khatar weyn oo ay hay'adda maaliyadeed ku noqon karto mid musallaftay; ama hay'adda maaliyadeed ay ku guul-darraysatay inay u hoggaansanto shuruudaha ka-taxaddarka ee ku qeexan Sharcigan; ama ogaanshaha xaqiiqo jirta oo ku saabsan hay'adda maaliyadeed oo laga yaabo inay wax u dhinto danaha dhigtayaasha, deyn-bixiaeyaasha
e) ama daneeyayaasha kale, ama ku guul-darraysiga u warbixinta Bankga Dhexe;
f) lagu xukumay dembi la xiriira daacadnimo darro;
g) yahay mid aan karti u lahayn ama aan ku habboonayn inuu qabto hawlaha hanti-dhawraha dibadda; ama
h) ku guul-darraystay inuu shaaciyo dano toos ah ama kuwo dadban oo dhalind kara dano is-diiddan oo khuseeya hawlaha hanti-dhawraha;

Bankiga Dhexe wuxuu;

I. amar ku siinayaa hay'adda maaliyadeed in ay xilka ka qaaddo hanti-dhawraha;
II. ka mamnuucayaa in uu hawl-gal hanti-dhawr ka fuliyo hay'adda maaliyadda;
III. ka mamnuucayaa in uu u qabto adeegyada hanti-dhawrka hay'ad kale oo maaliyadeed ilaa laga gaarayo muddada uu Bankiga Dhexe go'aamiyo; ama
IV. ku soo rogayaa ganaax lacageed oo kale, sida Bankiga Dhexe go'aamiyo.

2) Bankiga Dhexe wuxuu siinayaa hanti-dhawraha ay khusayso mid ka mid ah arrimaha ku xusan faqradda (1) fursad uu isku difaaco ka hor inta aan go'aan laga gaarin.

Qodobka 65 [aad]:
Hanti-dhawraha Gudaha

1) Hay'adda maaliyadeed waa in ay dhistaa waax hanti-dhawr oo madax banaan.

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ayna magacawdaa hanti-dhawre gudeed si uu u fuliyo hawlaha ay farto ama u xilsaarto hay'adda maaliyadeed.

2) Hanti-dhawraha gudaha xilka lagama qaadi karo, iyadoo aan oggolaansho laga helin Bankiga Dhexe.
3) Hanti-dhawrka dibadda iyo hanti-dhawraha gudaha waa inay si joogto ah u wada tashadaan.
4) Bankiga Dhexe ayaa Xeer-nidaamiyayaal kusoo saaraya shuruudo dheeraad ah oo khuseeya hanti-dhawrka gudaha.

CUTUBKA LIXAAD
KORMEERKA BANGIGA DHEXE EE HAY'ADAHA MAALIYADDA

Qodobka 66 aad:
Awoodaha Kormeerka ee Bankiga Dhexe

1. Bankiga Dhexe wuxuu kormeeraa hay'adaha maaliyadda iyo kooxahooda, isagoo adeegsanaya farsamooyinka iyo agabka kormeerka ee ku habboon, si loo hubiyo in hay'adaha maaliyadda iyo kooxahooda ay u hoggaansamaan qodobbada Sharcigan, sharciyada kale ee Dalka ee dhaqan-galka ah, Xeer- nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudaha la soo rogay iyo amarrada ka soo baxa Bankiga Dhexe.
2. Bankiga Dhexe wuxuu isticmaalayaa awooddiisa kormeerka, si uu u qiimeeyo u hoggaansanaanta hay'adaha maaliyadeed ee Sharciga ka Hortagga Lacag-dhaqidda iyo Maal-gelinta Argagaxisada iyo Xeer-nidaamiyeyaasha dhaqan-galka ah.
3. Bankiga Dhexe wuxuu galaangal buuxa u yeelanayaa diiwaannada guddiga mamulka sare, maamulka fulinta iyo shaqaalaha hay'adda maaliyadeed, si uu dib ugu eego u hoggaansanaanta xeerarka iyo xanydaabyada gudaha iyo sidoo kale sharciyada dibadda iyo Xeer- nidaamiyeyaasha.
4. Bankiga Dhexe wuxuu qaadan karaa hab ku salaysan khatarta oo lagu kormeerayo hay'adaha maaliyadda iyo kooxahooda iyadoo la tixgelinayo muuqooda khatareed iyo muhiimadda ay leeyihiin iyo hababka yaraynta khatarta kala duwan ee jira.
5. Isagoo ku dhaqmaya awooddiisa kormeer ee Sharcigan, Bankiga Dhexe ma hoos iman karo cid kale.
6. Bankiga Dhexe wuxuu isticmaalayaa cid saddexaad oo madax-bananan, haddii ay taasi dhacdo:-

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a) waa in uusan ku wareejin mas'uuliyaddiisa taxaddar cid saddexaad; iyo
b) wuxuu qiimaynayaa in natiijada la isugu hallayn karo ilaa heerka loogu talagalay iyo in kale, wuxuuna tix-gelinayaa eexaha saameyn kara dhinacyada saddexaad.

Qodobka 67 aad:
Baaritaanka Rugta

1. Bankiga Dhexe wuxuu mar kasta ama marmarka qaar go'aansan karaa in qof uu u igmaday uu hubin ku sameeyo hay'ad kasta oo maaliyadeed iyo wakiilladeeda.
2. Qofka hubinta samaynaya wuxuu xaq aan xaddidnayn u yeelanayaa in uu galo goob kasta oo ganacsi oo ka mid ah hay'adaha maaliyadeed, wuxuuna baari karaa hawlaheeda ganacsi oo ay ku jiraan buugaagta, xisaabaadka, diiwaannada, lacagta caddaanka ah ee taal, dammaanadaha iyo qiimayaasha maal-gashiyada kale, warbixinnada kulammada, waraaqaha la is- dhaafsaday, bayaannada, rasiidada, nidaamka kombiyuutarka, qalabka, agabka iyo sidoo kale wixii kale ee dukumeenti ah ama alaabaha loo baahan yahay in la baaro.
3. Hay'ad maaliyadeed, maamulkeeda fulinta, shaqaalaheeda iyo wakiilladeedu waa inay soo saaraan oo ay u bandhigaan qofka hubinta samaynaya dukumeenti, macluumaad ama wax kasta oo kale oo uu u baahan karo, waana inay, si buuxda u helaan xarumahaas iyo nidaamyada muddadaas ay hawsha wadaan.
4. Baare kasta waxaa la siinayaa dukumentiga asalka ah ama nuqulka rasiid kasta, haddii la codsado in falanqayn dheeraad ah lagu soo sameeyo, iyadoo la geynayo xarunta Bankiga Dhexe.
5. Awoodaha kormeerka ee Bankiga Dhexe ee qodobkan ku xusan, waxay daboolayaan shirkad kasta ama hay'ad kasta oo xisaabaadkeeda lagu daray hay'addaas maaliyadeed iyo cid kasta oo kale oo la xiriirta hay'adda maaliyadeed.
6. Xog kasta oo la helo inta lagu guda-jiro hubinta waa in loo maareeya, si sir qarin leh, loona isticmaalo oo keliya ujeeddooyinka Sharcigan, Sharciga Bankiga Dhexe ee Soomaaliya iyo ujeeddo kasta oo kale oo sharci ah oo uu leeyahay Bankiga Dhexe.

Qodobka 68 aad:
Kormeer Wadajir ah

1. Bankiga Dhexe wuxuu si wadajir ah ugu soo rogayaa halbeegyo taxaddar, ururinayaa oo falanqaynayaa warbixinnada maaliyadeed iyo macluumaadka kale ee kooxda Bankiyada ama kooxda hay'adaha maaliyadeed, kuwaasi oo koobaya

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qeybaha ay ka midka yihiin ku filnaanshaha raa'sumaalka waajibka ah, naqadka, u bandhignaanta khatarta, xadka ugu badan ee amaahda, qaab- dhismeedka kooxda iyo meelaha kale ee la qeexi doono.

2. Bankiga Dhexe wuxuu kormeer wadajira ku samayn karaa hay'ad kasta oo maaliyadeed iyo kooxdeeda ama bah-wadaagteeda ama kuwa ku- sidkan, waxaana laga yaabaa in uu dalbado macluumaadka uu Bankiga Dhexe uga maarmi waayo ujeeddooyinka kormeeridda wadajirka ah.
3. Bankiga Dhexe wuxuu awood u leeyahay inuu xaddido hawlaha kala duwan ee koox wadajirta ay qaban karto iyo goobaha lagu qabanayo hawlaha oo ay ku jiraan xiritaanka xafiisyada shisheeye haddii ay go'aamiso in:-
   a) Badbaadada iyo bedqabka hay'adda maaliyadeed iyo kooxdeeda khalkhal la geliyay, ayna hawlahaasi hay'adda maaliyadeed iyo kooxdeeda u bandhigayaan khatar xad-dhaaf ah oo aysan jirin wax tallaabo ah oo lagaga hor-tegayo;
   b) Kormeerka kormeereyaasha kale uusan ku filnayn marka la eego hawlaha markaas socda; ama
   c) Marka samaynta kormeer wax-ku-oolka ah ee wadajirka ah la hor- istaago.
4. Bankiga Dhexe wuxuu soo rogi karaa shuruudo taxaddar oo xooggan oo loogu talagalay hay'adaha maaliyadeed ee gaarka ah iyo bah- wadaagtooda, iyadoo lagu salaynayo xaaladdooda khatareed iyo muhiimadda nidaamkooda.

Qodobka 69 aad:
Kormeerka Shirkadaha Hoos-yimaada Shirkadda Milkiyadda Guud leh, Laamaha iyo Xafiisyada Wakiillada ee Hay'adaha Maaliyadda Soomaaliyeed ee laga Hirgeliyey Dal Shisheeye

1. Bankiga Dhexe wuxuu kormeerayaa faracyada, laamaha iyo xafiisyada wakiillada ee hay'adaha maaliyadda Soomaaliyeed ee lagu yagleelay waddan shisheeye, iyadoo aan waxba loo dhimayn awoodaha maamulka kormeerka ee Dalka laga hirgeliyey.
2. Kormeerka lagu sheegay faqradda (1) ee qodobkan, waxaa lagu samaynayaa heshiis wada-shaqayn oo dhex-mara Bankiga Dhexe iyo hay'adda kormeerka ee dalka martida loo yahay.
3. Bankiga Dhexe oo ah kormeeraha maxalliga ah, wuxuu qabanqaabinayaa iskaashi kormeer oo uu la samaynayo hay'adaha kormeerka ee dalka martigeliya ah, kaasi oo lagu samaynayo hay'adaha maaliyadeed ee Soomaaliyeed ee ka hawlgala dalalka shisheeye.

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Qodobka 70 aad:
Baaritaannada Gudaha Soomaaliya ee Hay'adda Kormeerka ee Waddan Shisheeye

Iyadoo aan waxba loo dhimayn ku dhaqanka heshiis kasta oo iskaashi oo ka dhaxeeya hay'adda kormeer ee dalka uu asal ahaan ka soo jeedo, kormeereyaasha ka socda hay'adda kormeerka ee Dal shisheeye waxay gudaha Soomaaliya ka gudan karaan shaqadooda la xiriirta kormeerka faracyada, laamaha iyo xafiisyada wakiillada hay'adahooda maaliyadeed marka ay ogeysiis qoraal ah iyo codsi ay usoo gudbiyaan Bankiga Dhexe.

Qodobka 71 aad:
Warbixinta Baaritaanka

1. Marka la dhammeeyo hubinta hay'ad maaliyadeed, Bankiga Dhexe wuxuu diyaarinayaa warbixinta baaritaanka oo uu:-
   a) ku muujinayo xadgudub kasta oo loo geystay Sharcigan, Xeer-nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudaha, amarrada, tilmaamaha ama sharci kasta oo la xiriira sida Sharciga Ka- hortagga lacag-dhaqida iyo La-dagaallanka Maal-gelinta Argagixisada;
   b) ku muujinayo bedqabka maaliyadeed ee hay'adda maaliyadda;
   c) ku muujinayo wixii gaabis ah ee jira;
   d) ku samaynayo wixii tala-bixin ah ee ku saabsan sida xadgudubyada ama meelaha gaabisku ka jiro wax looga qabanayo;
   e) ku sameynayo wixii tala-bixin ah ee ku saabsan ciqaab kasta ama tallaabo maamul oo laga qaadayo hay'adda maaliyadda, maamulkeeda fulinta, shaqaalaheeda, wakiillada ama qof kasta oo kale.
   f) ku sameynayo indho-indhayn ama tala-bixin kasta oo kale haddii ay lagama-maarmaan noqoto.

2. Bankiga Dhexe wuxuu warbixinta baaritaanka iyo talooyinka la wadaagayaa guddiga maamulka sare ee hay'adda maaliyadeed ee la kormeeray, waxaana nuqul ka mid ah loo dirayaa maamulka fulinta ee hay'adda maaliyadda.
3. Bankiga Dhexe, haddii uu u arko in ay habboon tahay, wuxuu la wadaagayaa nuqul ka mid ah talooyinka hanti-dhowraha dibadda ee
4. hay'adda maaliyadeed ee la baaray.

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5. Hay'adda maaliyadeed ee la baaray waxay u gudbinaysaa Bankiga Dhexe qorshe-hawleed lagu fulinayo dhammaan talooyinka ku xusan warbixinta kormeerka, qorshe-hawleedkuna, waa inuu muujiyaa wakhtiga kama- dambaysta ah ee talo kasta la fulinayo.
6. Fulin la'aanta talooyinka Bankiga Dhexe waxay horseedaysaa in Bankiga Dhexe uu qaado tallaabo sixitaan ah ama xayiraad ka dhan ah hay'adaha maaliyadeed ee ay khusayso si waafaqsan qodobbada Sharcigan iyo Xeer- nidaamiyeyaasha.
7. Talooyinka Bankiga Dhexe ee ku xusan qodobkan, waa in loo tixgeliyo inay yihiin awaamiir ka soo baxday Bankiga Dhexe, waxayna waajib ku yihiin oo lagula xisaabtamayaa hay'adda maaliyadeed, maamulkeeda fulinta, shaqaalaheeda iyo wakiilladeeda.

Qodobka 72 aad: Warbixinada Bankiga Dhexe

1. Hay'adda maaliyadeed waa in ay u soo gudbisaa dukumeentiyada, warbixinnada maaliyadeed, warbixinada kale iyo macluumaad kasta oo uu Bankiga Dhexe uga baahdo, si uu u guto shaqadiisa.
2. Dukumeentiyada, warbixinnada maaliyadeed, warbixinada kale iyo macluumaad kasta oo kale; wixii caddayn ah ee arrintaas khuseeyana waa in loogu soo gudbiyaa Bankiga Dhexe qaabka iyo muddada uu cayimo.
3. Bankiga Dhexe haddii uu uga baahdo wakiil kasta, bah-wadaagta, shirkadda milkiyadda guud leh ee aan hawlgalka ahayn ama shirkad hoos-timaadda shirkad milkiyad guud leh ama qof kasta oo saami muhiim ah ku leh hay'ad maaliyadeed, waa in uu siiyo Bankiga Dhexe ama wakiilkiisa la magacaabay macluumaadkaas ama dukumentiyadaas, oo ay ku jiraan warbixinnada maaliyadeed iyo diiwaannada xisaabeed ee kale, haddii loo arko inay lagama- maarmaan tahay, si loogu go'aamiyo in qodobbada Sharcigan iyo Xeer- nidaamiyeyaasha la raacay iyo in la hubiyo:-
   a) qaab-dhismeedka sharci, maamul iyo hawleed ee kooxda;
   b) xaalada khatareed ee kooxda iyo shirkadahooda hoos-yimaadda;
   c) habka maaraynta khatarta gudaha looga agaasimay loogana fuliyay kooxda dhexdeeda; iyo
   d) shirkadaha, dhaqaalaha iyo xiriirrada kale ee ka dhexeeya xubnaha kooxda.
4. Hay'adda maaliyadeed waa in ay ogeysiisaa Bankiga Dhexe isbeddel kasta oo la taaban karo oo ku yimaadda hawlaheedaa, qaab- dhismeedkeeda iyo xaaladdeeda

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guud ama isla marka ay ogaadaan isbeddel kasta oo oo soo kordhay, oo ay ku jiraan jebinta shuruudaha Sharciga ama kuwa taxaddarka.

5. saamile, xubin ka mid ah guddiga maamulka sare, maamulka fulinta, shaqaale, wakiil ama adeeg-bixiye saddexaad ee hay'ad maaliyadeed midkoodna uma cuskan karo waajibaadka sir-qarinta ama ilaalinta sir- mihnadeedka, si uu ugaga hortago shaacinta macluumaadka uu u baahan yahay Bankiga Dhexe.

Qodobka 73 aad:
Daabacaadda Xaaladda Maaliyadeed ee Hay'adda Maaliyadda

1. Bankiga Dhexe wuxuu daabacayaa, gebi ahaan ama qeyb ahaan, xaaladda maaliyadeed ee hay'adaha maaliyadeed si wadajir ah.
2. Daabacaaddu sida ku cad faqradda (1) ee qodobkan, waa in aysan shaacin arrimaha maaliyadeed ee hay'ad maaliyadeed ama macaamiisheeda marka laga reebo: -
   a) in ay si toos ah ugu dirto hay'adda maaliyadeed ama macaamiisheeda;
   b) in ay u dirto cid saddexaad laakiin haysata oggolaansho qoran oo ka yimid hay'adda maaliyadeed ama macaamiisheeda;
   c) in uu oggolaanayo sharci qoran;
   d) in ay amarto maxkamad sharci ah;
   e) in la ilaalinayo danaha Bankiga Dhexe;
   f) iyadoo la raacayo qaabka wadaagista macluumaadka amaahda ee uu Sharcigani oggolaanayo; ama
   g) marka uu Bankiga Dhexe la wadaagayo macluumaadka hay'ad maaliyadeed ee ku saabsan hawlaha deynta iyo culaysyo haysta lacag- bixinta hay'ad maaliyadeed kale ama macaamiisheeda.

3. Marka laga reebo sida uu dhigayo Sharcigani, qofna daaha kama qaadi karo mana daabici karo wax xog ah oo soo galay gacantiisa taasoo ka dhalatay gudashada waajibaadkiisa ama masuuliyadihiisa uu Sharcigani siiyay.

Qodobka 74 aad:
Wada-shaqayn iyo Iskaashi

1. Iyadoo aan loo eegin Qodobkan, Bankiga Dhexe wuxuu u bandhigi karaa macluumaad kasta hay'ad lacageed, hay'ad maamusha hay'adaha maaliyadeed, hay'adda ilaalinta dhigaalka, xafiiska tixraaca amaahda ama wakaaladda

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cashuuraha ama hay'adda sharci fulinta ee gudaha ama dibadda Soomaaliya, taasoo macluumaadka noocaas ah, si macquul ah ugu baahan yahay, si sax ah loogu fuliyo hawlaha Bankiga Dhexe ama hay'adda lacagta ee codsiga samaysay, hay'ad maamusha hay'adaha maaliyadeed, hay'adda ilaalinta dhigaalka, xafiiska tixraaca amaahda ama wakaaladda cashuuraha ama hay'adda sharci fulinta.

2. Marka lala wadaagayo macluumaadka hay'ado ka baxsan Soomaaliya waxaa shardi ah inuu jiro heshiis xog is-weydaarsi oo labada dhinac u dhexeeya.
3. Bankiga Dhexe wuxuu heshiis la gelayaa Hay'adaha kale ee kormeerka, iyadoo ujeeddadu tahay fulinta hawlo wadajir ah iyo wadaagista macluumaadka kormeerka, si waafaqsan shuruudo cayiman kuwaas oo hubinayaa:-
   a) ilaalinta sirta macluumaadka la wadaagayo;
   b) in macluumaadka la wadaagayo loo isticmaalo keliya ujeeddada la cayimay; iyo
   c) in oggolaansho la raadsaday oo la helay ka hor inta aan xogta lala wadaagin ama la siin cid saddexaad.

Qodobka 75 aad: Tallaabo Sixitaan oo Degdeg ah

1. Marka uu Bankiga Dhexe go'aamiyo in:-
   a) hay'ad maaliyadeed ku xad-gudbtay ama ku guul-darraysatay inay u hoggaansanto qodob kasta oo ka mid ah Sharcigan, Xeer- nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudda ama amar uu soo saaray Bankiga Dhexe;
   b) hay'ad maaliyadeed ku hawlan tahay hab-dhaqan aan bedqab iyo badbaado lahayn ama dhaqdhaqaaqyo u keeni kara khatar hay'adda maaliyadda ama nidaamka maaliyadda;
   c) heerka raa'sumaalka waajibka ah ee hay'adda maaliyadeed uu hoos u
   d) dhacay oo ka hooseeyo ugu yaraan intii loogu talagalay; ama
   e) uu jiro gaabis weyn oo la xiriira ganacsiga hay'adda maaliyadda; Bankiga Dhexe wuxuu u baahanayaa hay'adda maaliyadeed inay:-
      I. Qaaddo tallaabo sixitaan oo degdeg ah, si wax looga qabto xad-gudubyada, ka-tegidda, hab-dhaqannada aan bedqabka iyo badbaadada lahayn; gaabisyada kale; ama
      II. Inay u soo gudbiso qorshaha dib-u-soo-celinta raa'sumaalka waajibka ah muddo shan iyo afartan (45) maalmood gudahood ah, kaasi oo

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faahfaahinaya tallaabooyinka ay hay'adda maaliyaddu qaadi doonto, si ay dib ugu soo celiso raa'sumaalkii waajibka ahaa ugu yaraan heerkii loogu talagalay.

2. Bankiga Dhexe wuxuu u magacaabayaa, iyada oo ay kharashka bixinayso hay'adda maaliyadeed, qof ku habboon, kartina leh, si waafaqsan aragtida Bankiga Dhexe, si uu ugala taliyo, ugana caawiyo hay'adda maaliyadda qaabaynta iyo hirgelinta qorshaha soo-celinta raa'sumaalka ama qorshe- hawleedyada kale ee sixitaanka; qofka la magacaabay waa inuu si joogto ah u siiyaa Bankiga Dhexe warbixin ku saabsan halka uu marayo qorshuhu.
3. Haddii hay'ad maaliyadeed uu Bankiga Dhexe ku amro inay qaaddo tallaabooyin sixitaan oo cayiman, hay'adda maaliyadeed waa inay u soo gudbisaa Bankiga Dhexe warbixin xilliyeed ku saabsan hirgelinta tallaabooyinka sixitaanka, waana inay hubisaa in tallaabooyinka sixitaanka,

si dhammaystiran loo fuliyo inta lagu jiro muddadaas cayiman.

Qodobka 76 aad:
Awoodda Bankiga Dhexe ee Talasiinta iyo Jihaynta

1. Haddii Bankiga Dhexe uu helo sabab uu ku rumaysto in: -
   a) ganacsiga hay'ad maaliyadeed loo maray hab ka soo horjeeda ama aan waafaqsanayn Sharcigan, Xeer-nidaamiyeyaasha, habraacyada, ama amarrada ka soo baxa Bankiga Dhexe ama wax kasta oo wax u dhimaya ama aysan dani ugu jirin dhigtayaasheeda, deyn- bixiyeyaasheeda ama xubnaha dadweynaha, ama
   b) mid ka mid ah maamulka fulinta, shaqaalaha ama wakiillada hay'ad maaliyadeed uu ku hawlan yahay dhacdo ay u badan tahay inay ka hor imanayso mid ka mid ah qodobbada Sharcigan, xeer- nidaamiyeyaasha, habraacyada, shuruudaha ama amarrada uu soo saaray Bankiga Dhexe.

   Bankiga Dhexe wuxuu:-

   I. talo iyo soo-jeedin siinayaa hay'adda maaliyadeed taasoo ku aaddan sidii ay guud ahaan u maarayn lahaayeen ganacsigooda.

   II. soo saarayaa tilmaamo ku saabsan tallaabooyinka sixitaanka ee la qaadayo, si loo hagaajiyo maamulka ama hababka ganacsiga ee hay'adda maaliyadeed ama si loo sugo ama loo hagaajiyo u hoggaansanaanta shuruudaha Sharcigan, xeer- nidaamiyeyaasha, habraacyada, shuruudaha

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ama amarrada uu soo saaray Bankiga Dhexe, ama si waafaqsan sharci kasta oo Dalka ama Xeer- nidaamiyeyaasha; ama si wax looga qabto gaabis kasta oo jira;

III. xaalad kasta oo faqradda (1)(b) ee qodobkan, ay khusayso wuxuu soo saarayaa tilmaamaha hay'adda maaliyadeed, maamulka fulinta, shaqaalaha, wakiilka ama qof kale si ay u joojiyaan dhaqankaas;

IV. magacaabayaa qof ku habboon, kartina u leh sida uu qabo Bankiga Dhexe, si uu ugala taliyo oo u caawiyo hay'adaha

maaliyadeed guud ahaan ama gacan uga siiyo fulinta ujeeddooyinka tilmaamaha hoos yimaadda faqradda (1)(b)(ii)(iii) ee qodobkan, talada qofka magacaabanna waxay yeelanaysaa awood iyo saamayn la mid ah tilmaanta lagu caddeeyay faqradda (1)(b)(ii) (iii) ee qodobkan, waxaana loo aqoonsanayaa inuu yahay jihada Bankiga Dhexe ee qaybtan.

2. Haddii Bankiga Dhexe uu Go'aamiyo:-
   a) in xubin ka tirsan koox aan ahayn hay'ad maaliyadeed ay ku kacday wax xadgudub ah oo ka dhan ah Sharcigan, Xeer- nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudaha ama amarrada ka soo baxa Bankiga Dhexe, ama
   b) in hawlaha xubin noocaas ah ay saamayn taban ku yeelanayaan hay'adda maaliyadeed ama ay khatar gelin karaan danaha dhigtayaasha. Bankiga Dhexe wuxuu xubinta ku amrayaa in ay meesha ka saarto hab- dhaqankaas inta lagu guda-jiro muddada uu go'aamiyay.

3. Bankiga Dhexe wuxuu magacaabayaa hay'ad karti u leh ama qof khibrad u leh arrimaha ay khusayso, si uu u qabto fulinta tilmaamaha lagu caddeeyay faqradda (2) ee qodobkan.
4. Bankiga Dhexe wuxuu, marka laga yimaaddo talaabooyinka lagu sheegayfaqradda (3) ee qodobkan, go'aaminayaa in uu tilmaamo dheeraad ah siiyo cidda ay khusayso si loo:-
   a) hakiyo maal-gashi kasta oo dheeri ah oo ay hay'adda maaliyadeed ku samaynayso shirkad hoos-timaadda;
   b) joojiyo awoodda shirkad milkiyad guud leh oo aan hawlgal ahayn ay ku leedahay hay'ad maaliyadeed;
   c) hakiyo wax kala iibsiga ka dhexeeya hay'adaha bah-wadaagta ah iyo hay'adda maaliyadeed; ama
   d) hakiyo ka qayb-galka qof kasta ee arrimaha hay'adda maaliyadda

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5. Bankiga Dhexe ka hor inta uusan soo saarin tilmaamaha ku xusan faqradda (1) ee qodobkan, gaarsiinayaa hay'adda maaliyadda, maamulkeeda fulinta, shaqaalaheeda, wakiilkeeda ama qof kale, ogeysiis ujeedkiisu yahay caddaynta sababaha, kuna waajibinaya hay'adda maaliyadda, maamulka fulinta, shaqaalaha, wakiilka ama qof kale soo bandhigidda sababta ay tahay in aan loo soo saarin tilmaamo, muddada lagu cayimay ogeysiiska gudaheed.
6. Hay'adda maaliyadeed ee hesha tilmaanta sida uu dhigayo qodobkan, waa in ay ugu hoggaansantaa muddada lagu cayimay, haddii loo baahdana waa in ay soo bandhigtaa caddaynta in ay sidaas samaysay.
7. Bankiga Dhexe wuxuu soo saarayaa awaamiir ku waajahan hay'adaha guud ahaan, si ay u gutaan waajibaadkooda ku xusan Sharcigan iyo gaar ahaan, iyadoo la eegayo:-
   a) halbeegyada ay tahay in ay u hoggaansanto hay'adda maaliyadeed marka ay ku guda-jirto ganacsigeeda Soomaaliya ama waddan kasta oo ay ku taal laan ama shirkad hoos-timaadda hay'adda maaliyadeed; iyo
   b) habraacyada ay tahay in ay raacaan hay'adaha maaliyadeed, si loo xaqiijiyo nidaam maaliyadeed oo bedqaba, badbaado leh, xasilloon oo hufan.

Qodobka 77 aad:
Awoodaha Bankiga Dhexe ee Joojinta Shaqooyinka Hay'ad Maaliyadeed

1. Haddii ay jiraan sababo macquula oo Bankiga Dhexe ku rumaysto in hawlaha hay'ad maaliyadeed ay waxyeelaynayaan xasilloonida, bedqabka, shaqada ama nidaamsanaanta hay'adda maaliyadeed ama hannaanka maaliyadeed, wuxuu joojinayaa dhammaan hawlaha ama hawlaha qaarkood ee hay'adda maaliyadeed.
2. Joojintu waxay dhaqan-gal ahaanaysaa muddada uu Bankiga Dhexe cayimo.
3. Ka dib markay dhammaato muddada lagu xusay faqradda (2) ee qodobkan, Bankiga Dhexe wuxuu qaadayaa tallaabo kasta oo kale si waafaqsan Sharciga.

Qodobka 78 aad:
Nidaamka Caymiska Dhigaalka

1. Bankiga Dhexe wuxuu dejinayaa isla markaana haynayaa, sida lagu qeexo Xeer-nidaamiyeyaasha, nidaam caymis dhigaal, kaasoo lagaga hor- tegayo khasaaraha ku iman kara qeyb ama gebi ahaan dhigaalka Bankiga ama hay'adaha maaliyadeed.

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ee kale ee qabta dhigaalka, isagoo u maraya hab sare u qaadaya xasilinta nidaamka maaliyadeed ee Soomaaliya iyo yaraynta u bandhignaantooda khasaaraha.

2. Iyadoo aan waxba loo dhimayn guud ahaan faqradda (1) ee qodobka, Xeer-nidaamiyeyaasha hoos yimaadda faqradda (1) ee qodobkan, ayaa qeexaya shuruudaha nidaamka oo ay ka mid yihiin: -
   a) maal-gelinta nidaamka caymiska dhigaalka, iyadoo loo marayo sanduuqa caymiska, kaasoo lagu salaynayaa khidmadaha laga qaado Bankiyada iyo hay'adaha kale ee qabta dhigaalka, waxaana lagu dallicayaa dhammaan kharashyada la xiriira bixinta dhigaalka, dib-u- qaabayn kasta oo lagu sameeyo hay'adaha maaliyadeed ee ay khusayso, si loo dhimo ama looga hortago khasaare halis ah oo ku yimaadda nidaamka ama in la bixiyo kharashka xaraashkooda;
   b) noocyada dhigaalka la daboolay iyo xadka daboolidda;
   c) qaddarka lacagta caymiska ee uu bixiyo banki kasta ama hay'ad maaliyadeed oo qabata dhigaalka
   d) awoodaha Bankiga Dhexe ee maamulidda nidaamka;
   e) maamulka nidaamka; iyo
   f) Shuruud kasta oo kale oo uu Bankiga Dhexe qeexo.

3. Bankiga Dhexe wuxuu horumarinayaa lacagta sanduuqa caymiska dhigaalka, isagoo ku salaynaya shuruudaha dib-u-bixin ee uu u arko inay ku habboon yihiin maamulka nidaamka caymiska dhigaalka.

CUTUBKA TODDOBAAD
TALLAABOOYINKA MAAMULKA IYO GANAAXYADA
Qodobka 79 aad:
Ganaaxyada ka Dhanka ah Day'ad Maaliyadeed

1) Haddii hay'ad maaliyadeed-
   a) ku xadgudubto ama ku guul-darraysato in ay u hoggaansantanto qodob ka mid ah Sharcigan, Xeer-nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudda ama go'aannada uu soo saaray Bankiga Dhexe;
   b) ku hawlan tahay hab-dhaqan aan bedqad iyo badbaado lahayn ama dhaqdhaqaaqyo keeni kara khataro ku wajahan hay'adda maaliyadda ama nidaamka maaliyadeed, ama marka danaha dhigtayaasha ama dey-

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bixiyeyaasha ay si kale khatar u soo wajahdo; ama

c) ay ku sugan tahay dhimmanaan raa'sumaal; Bankiga Dhexe wuxuu ku soo rogayaa mid kasta oo ka mid ah ganaaxyada soo socda ee ka dhanka ah hay'adda maaliyadeed, iyadoo ku xiran culayska xadgudubka, khaladka ama xaaladda:-

I. digniin qoraal ah;
II. soo-saarista amar joojin iyo soo afjarid;
III. joojinta dhammaan taageerada Bankiga Dhexe;
IV. mamnuucidda ku dhawaaqidda sama bixinta faa'idada saamiga;
V. mamnuucidda laamo cusub ama rugo kale oo ganacsi;
VI. mamnuucidda ku lug yeelashadahawlo cusub ama ballaarinta hawlaha jira;
VII. joojinta amaahda, maal-gashiga, ama hawlaha fidinta amaahda;
VIII. mamnuucidda iibinta hantida ama ku kasbashada hanti dheeraad ah iibsi, kiro muddo gaaban ama kiro muddo dheer;
IX. mamnuucidda in la aqbalo dhigaal kale ama noocyada kale ee deymeed;
X. mamnuucidda bixinta nooc kasta oo mushaar ah, xirmooyinka shaqo ka-goynta, khidmadaha maamulka ama magdhowga kale ee ku meel- gaarka ah ee guddiga maamulka sare;
XI. mamnuucidda bixinta nooc kasta oo ka mid ah gunnooyinka mushaharka, khidmadaha maamulka ama magdhowga kale ee ku habboon maamulka fulinta iyo shaqaalaha;
XII. amridda in hay'adda maaliyadeed ay joogtayso xaddi sare oo taxaddar sida uu qeexo Bankiga Dhexe;
XIII. joojinta adeegyada wakiilka ama adeeg-bixiye dhinac saddexaad ah;
XIV. kala noqoshada shatiga; ama
XV. xayiraad kasta oo kale sida uu qeexo Bankiga Dhexe.

2) Marka la go'aaminayo xayiraadaha ku habboon in lagu soo rogo, Bankiga Dhexe wuxuu tixgelinayaa arrimaha soo socda-

a) Dabeecadda xukunka Sharcigan, Xeer-nidaamiyayaasha, habraacyada, digreetooyinka, shuruudda ama go'aanka lagu xadgudbay ama aan la raacin;
b) culayska ama khatarta xadgudubka;
c) dabeecadda ganacsiga ee hay'adda maaliyadeed;
d) tallaabo kasta oo sixitaan oo ay qaadday hay'adda maaliyadeed;
e) xaaladda maaliyadeed ee hay'adda maaliyadeed; ama
f) haddii hay'adda maaliyadeed ay diyaar u tahay baaritaan.

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Qodobka 80 aad:
Sababaha kala noqoshada shatiga

1) Bankiga Dhexe wuxuu kala noqonayaa shatiga la siiyay hay'ad maaliyadeed wakhti kasta haddii hay'adda maaliyadeed:
   a) aanay bilaabin shaqada lix (6) bilood gudahood laga bilaabo taariikhda shatiga la siiyay;
   b) ay shaqada joojisay in ka badan hal bil iyadoo aan loo soo bandhigin sabab macquul ah Bankiga Dhexe ee Soomaaliya.
   c) ku heshay shatiga hab ku salaysan xog been ah ama qaab khiyaano ah;
   d) ay si weyn ugu xadgudubtay qodobbada Sharcigan,
   e) Xeer- nidaamiyeyaasha ama habraacyada uu soo saaray Bankiga Dhexe;
   f) ay marar badan ku guul-darraystay in ay u hoggaansanaato shuruudo, tallaabooyin sixitaan ama amar kasoo baxay Bankiga Dhexe;
   g) ay buuxin weydo shuruudaha shatiga ee dhaqan-galka ah;
   h) ay bixin kari weydo deyntii lagu lahaa, lagala wareego maamulka ama la xaraasho hantideeda si deyn loogu gudo; ama ay soo saarto go'aan xiritaan oo ikhtiyaari ah;
   i) ay ku hawlan tahay lacag-dhaqid ama maal-gelinta argagixisada;
   j) ay ku kacdo hab-dhaqan aan bedqad iyo badbaado lahayn, ama fuliso hawlo wax u dhimaya ama awood u leh inay wax u dhimaan bedqabkaqaybta maaliyadda, ama qayb-hoosaadkeeda;
   k) ay u diiddo Bankiga Dhexe ama maamulkiisa fulinta ama wakiilkiisa awoodda u leh inay galaan rugahooda ganacsi, oo helaan buugaagta, xisaabaadka, nidaamka, dukumenti ama macluumaad.
   l) ay ku guul-darraysto in ay bixiso ganaax lacageed oo uu amray Bankiga Dhexe; ama
   m) ay shirkadda milkiyadda guud leh la kulanto musallafid, xayiraad sharci ama xaraash.
2) Shatiga lagama qaadi karo sida uu dhigayo qodobkan haddii aan hay'adda maaliyadda la siin ogeysiis maangal ah oo aan ka yarayn kow iyo labaatan maalmood (21) si ay u soo bandhigto sababta aan shatiga loogala noqon karin oo ay ku qoran tahay sababaha la doonayo in loogala noqdo.
3) Bankiga Dhexe waa in uu tixgeliyaa wixii la-tashi sharci ah ee [illegible] adda

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maaliyadeed ka hor inta uusan go'aan ka gaarin.

Qodobka 81 aad:

Saamaynta ay Yeelanayso Shati kala Noqoshada

1) Hay'ad maaliyadeed oo shatiga lagala noqday waxa la gelinayaa xaraash khasab ah sida ku cad sharcigan iyo Xeer-nidaamiyeyaasha.
2) Iyadoo aan loo eegin faqradda (1) ee qodobkan, Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku caddaynayaa habraacyo kale oo lagu soo afjarayo ganacsiga hay'ad maaliyadeed oo aan lacag-qabasho samayn oo shatigii lagala noqday, taasoo dabciga ganacsigeeda iyo duruufteeda awgeed aysan waajib ku ahayn in lagu khasbo xaraash hanti sida ku cad Sharcigan.

Qodobka 82 aad:
Xayiraadaha ka Dhanka ah Xubnaha Guddiga Maamulka Sare, Maamulka Fulinta iyo Shaqaalaha

1) Haddii Bankiga Dhexe uu caddeeyo in xubin ka mid ah Guddiga maamulka sare, maamulka fulinta ama shaqaalaha hay'ad maaliyadeed uu-
   a) ku xadgudbay ama ku guul-darraystay in ay u hoggaansamaan qodobbada Sharcigan, sharci kale oo qoran, xeer-nidaamiyeyaal, habraacyo, digreetooyin, shuruud ama amar ka soo baxay Bankiga Dhexe; ama
   b) ku hawlan yahay hab-dhaqan aan bedqad iyo badbaado lahayn; Bankiga Dhexe wuxuu ku soo rogayaa mid ka mid ah xayiraadaha soo socota, iyadoo ku xiran culayska xadgudubka ama dhaqan-xumada.
      I. digniin;
      II. amar joojin iyo soo afjarid oo ku aaddan inay joojiyaan hawsha ama dhaqankaas;
      III. amar ah in uu bixiyo ganaax lacageed oo la qeexay iyada oo lacag- bixintu ay ka imanayso ilaha dhaqaale ee qofka;
      IV. ka joojinta xafiiska ama shaqada; ama
      V. ka qaadista xilka ama shaqada.

2) Qofna laguma soo rogi karo xayiraad haddii aan qofka la siin ogeysiis maangal ah oo aan ka yarayn kow iyo labaatan (21) maalmood si uu u caddeeyo sababta aas tahay inaan xayiraada loogu soo rogin, waana in lagu caddeeyaa sababaha loo

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cuskaday xayiraadda.

3) Bankiga Dhexe wuxuu tixgelinayaa la-tashi sharci oo kasta oo uu qofku sameeyo ka hor inta uusan go'aan ka gaarin.
4) Qofka laga eryay xafiiska ama shaqada sida ku cad faqradda (1) ee qodobkan, waa-
   a) in aanu xaq u yeelan in uu ka shaqeeyo hay'ad kasta oo maaliyadeed ugu yaraan shan sano laga bilaabo taariikhda la eryay; iyo
   b) in aan la shaqaaleysiin shanta sano ka dib iyada oo aan oggolaansho laga helin Bankiga Dhexe.

Qodobka 83 aad:
Ganaaxyada Lacageed

1) Bankiga Dhexe wuxuu Xeer-nidaamiyeyaal ku qeexayaa ganaaxa lacageed oo ay bixinayaan hay'adaha maaliyadeed, maamulka sare, shaqaalaha ama wakiillada hay'adaha maaliyadeed ee ku xadgudbay ama ku guul-darraystay inay u hoggaansamaan qodob kasta oo ka mid ah Sharcigan, xeer- nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudaha ama go'aan uu soo saaray Bankiga Dhexe; ama ku hawlan yihiin hab-dhaqan aan bedqab iyo badbaado lahayn, waa in aan ganaaxiisu ka badan USD 100,000, (boqol kun oo dollar Markeynka ah ama Lacag Shilin Soomaali u dhiganta) marka ay hay'ad maaliyadeed tahay ama USD 5,000 (Shan kun oo dollar Markeynka ah ama Lacag Shilin Soomaali u dhiganta) marka uu shakhsi yahay, iyadoo ay ku xiran tahay culayska xadgudubka.
2) Bankiga Dhexe wuxuu ku soo rogayaa ganaax lacageed oo maalinle ah oo dhan USD 1,000 (kun oo doollar Markeynka ah ama Lacag Shilin Soomaali u dhiganta), hay'addii maaliyadeed ama USD100, (boqo doollar Markeynka ah ama Lacag Shillin Soomaali u dhiganta) shakhsigii sii wada ku xadgudubka ama u hoggaansami la'aanta qodob kasta oo ka mid ah Sharcigan, Xeer-nidaamiyeyaasha, habraacyada, digreetooyinka, shuruudaha
3) ama go'aanka uu soo saaray Bankiga Dhexe, ka dib marka lagu wargeliyay xadgudubka.
4) Wax ganaax lacageed ah lama qaadi karo haddii aan hay'adda maaliyadeed ama qofka ay khusayso la siin ogeysiis maangal ah oo aan ka yarayn kow iyo labaatan (21) maalmood si ay u soo bandhigto sababta aan xayiraadda loogu soo rogi karin hay'adda maaliyadeed ama qofkuna waa inay caddeeyaan sababaha aanu ugu

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waajibin ganaaxa lacageed.

5) Bankiga Dhexe waxa i uu tixgelinayaa la-tashi kasta oo uu qofku sameeyo ka hor inta uusan go'aan ka gaarin.

6) Ganaaxa lacageed waa lagu oogi karaa iyadoo lagu beddelayo mid kale ama lagu kordhinayo xayiraad kasta oo kale oo lagu cayimay Sharcigan ama Xeer- nidaamiyeyaal.

7) Ganaax kasta oo lacageed oo la siinayo Bankiga Dhexe si waafaqsan Sharcigan ama Xeer-nidaamiyeyaasha-
   a) waxaa si toos ah u bixinaya hay'adda maaliyadeed ama qofka ay khusayso;
   b) Bankiga Dhexe wuxuu si toos ah uga saari karaa koonto kasta oo ay leedahay hay'adda maaliyadeed oo ka furan Bankiga Dhexe; ama
   c) Ganaaxa waxaa lagu soo ceshan karaa dacwad madani ah, iyadoo loo marayo wado kasta oo sharci ah.

CUTUBKA SIDDEEDAAD
QORSHAYAASHA SOO-KA-BASHADA EE HAY'ADAHA MAALIYADDA

Qodobka 84 aad:
Soo-gudbinta qorshaha soo kabashada

Marka ay baahidu keento, Bankiga Dhexe wuxuu farayaa hay'adda maaliyadeed in ay u soo gudbiso qorshe soo kabasho si loo ansixiyo.

Qodobka 85 aad:
Nuxurka qorshaha soo kabashada

1) Qorshaha soo kabashada wuxu ka koobnaanayaa waxyaabahan soo socda:
   a) tallaabooyinka ay tahay in la qaado wakhti cayiman si loo soo celiyo ama loo xoojiyo bedqabka maaliyadeed ee hay'ad maaliyadeed;
   b) samaynta sahay ama keyd;
   c) joojinta bixinta faa'idada saamiga;

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d) kordhinta ra'sumaalka waajibka ah ilaa heerka uu Bankiga Dhexe jaangoyn karo;
e) tallaabooyinka ay tahay in la qaado si dib loogu habeeyo qaab- dhismeedka shaqo ee hay'adda maaliyadda si kor loogu qaado tayada hawlaheeda iyo maamulkeeda; ama
f) tallaabo kasta oo kaleee loo baahan yahay si wax looga qabto meelaha gaabisku ka jiro.

2) Haddii uu Bankiga Dhexe ku qanci waayo ku filnaanshiyaha, macquulnimada ama wax-ku-oolnimada qorshaha dib-u-soo-kabashada, Bankiga Dhexe wuxuu;
   a) tilmaamayaa tallaabooyinka dheeraadka ah ee ay tahay in lagu daro qorshaha soo kabashada; ama
   b) diidayaa in la ansixiyo qorshaha soo kabashada, wuxuuna magacaabayaa maamule gaar ah.

Qodobka 86 [aad]:
Sababaha magacaabista maamule gaar ah

1. Bankiga Dhexe wuxuu u magacaabayaa mid ka mid ah maamulkiisa sare ama qof kasta oo kale maamule gaar ah oo ka tirsan hay'ad maaliyadeed sababaha soo socda awgood:

a) ku xad-gudub loo geysto qodobbada Sharcigan, Xeer- nidaamiyayaasha, awaamiirta ama go'aannada uu soo saaro Bankiga Dhexe;
b) u-hoggaansanaan la'aanta shuruud kasta oo ku xiran shatiga;
c) hay'adda maaliyadeed oo la kulanta culaysyo u baahan in ay kasoo kabato;
d) haddii hay'adda maaliyadeed ay ku guul-darraysato inay gudato waajibaadka maaliyadeed, marka muddeeda la gaaro oo ay ku jirto waajibka inay bixiso lacagta dhigtayaasha ama deyn-bixiyayaasha;
e) xaaladda maaliyadeed oo ay ku jirto ra'sumaalka waajibka ah, ama mid ka mid ah qeybaha xaaladda maaliyadeed oo sii xumaada;
f) hay'adda maaliyadeed oo ku guul-darraysata inay soo gudbiso qorshaha dib- u-soo-celinta ra'sumaalka ama ku guul-darraysata inay fuliso qorshaha dib-u- soo-celinta ra'sumaalka ee la ansixiyay;
g) khasaare dhacay kaas oo hoos u dhigaya ra'sumaalka waajibka ah ee hay'adda maaliyadda boqolkiiba konton ama ka badan;
h) hay'adda maaliyadeed oo ku kacda dhaqamo ganacsi oo khatar ah;

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i) hay'adda maaliyadeed oo looga shakiyo inay ku lug leedahay lacag- dhaqid ama maal-gelinta argagixisada;

j) Hay'adda maaliyadeed iyadaoo sheeganeysainay u-hoggaansantay shuruud kasta oo ku xusan Sharcigan, si bareer ah ama ka fiirsasho la'aan ah Bankiga Dhexe u siisa xog been-abuur ama marin-habaabin ah oo gaar ah;

k) Hay'adda maaliyadeed oo caqabad ku noqota hawlihii kormeerka ee Bankiga Dhexe;

l) hay'adda maaliyadeed oo caqabad ku noqota shaqadii hanti-dhawraha dibadda;

m) xaaladda hay'adda maaliyadeed oo halis gelin karta danaha dhigtayaasha;

n) shatigii la siiyay hay'adda maaliyadda oo lagala noqday; ama

o) sabab kasta oo kale oo u horseedi karta magacaabistiisa ama magacaabisteeda.

Qodobka 87 aad: Awoodaha maamulaha gaarka ah

1) Maamule gaar ah ayaa awood u leh inuu-

a) fuliyo dhammaan hawlaha maamulka ee hay'adda maaliyadda, iyadoo ay ku xiran tahay kormeerka Bankiga Dhexe;

b) kala noqdo qof kasta, kalana wareego dhammaan hantida hay'adda maaliyadeed;

c) hubin ku sameeyo ama hanti-dhawr geliyo hay'ad maaliyadeed iyo kooxdeeda;

d) oggolaansho ka bixiyo go'aannada, tilmaamaha, macaamillada iyo hawlaha kale ee hay'adda maaliyadeed;

e) dib u habeeyo hay'adda maaliyadeed;

f) shaqaalaysiiyo ama shaqada ka cayriyo shaqaalaha;

g) magaca hay'adda maaliyadeed ku soo saaro dukumeenti kasta ama agab kasta;

h) magaca hay'adda maaliyadeed ku bilaabo ama ku difaaco dacwad kasta oo sharci ah;

i) fuliyo awoodaha guddiga maamulka sare si wadajir ah iyo si gaar ah, oo ay ku jiraan awoodaha guddiga ee daadajinta maamulka iyo isticmaalka tiimbarada;

j) iibiyo wax kasta oo ka mid ah hantida hay'adda maaliyadeed inta lagu guda-jiro habka caadiga ah ee ganacsiga hay'adda maaliyadeed;

k) joojiyo ama xaddido bixinta waajibaadka hay'adda maaliyadeed, tallaabadaasna kama turjumi karto fal musallafid ama kicid;

l) baabi'iyo heshiis kasta oo amaah ama deyn ah oo ay gasho hay'adda maaliyadeed ama wax bixin kasta haddii, ra'yiga maamulaha gaarka ah, ...

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yahay in bixintan, deyntan ama amaahdani aysan ahayn mid sugan ama aan dib loogu bixin karin si waafaqsan shuruudaha, iyadoo oo maamulaha gaarka ahi sidaas ku qanacsan yahay ama haddii hay'adda maaliyadeed aysan haysan dhaqaalaha lagama-maarmaanka u ah fulinta waajibaadkeeda ku aaddan heshiis noocan ah ama haddii

aysan sidaas ku jirin danta hay'adda maaliyadeed;

m) joojiyo ama dhimo xaqa deyn-bixiyayaasha hay'adda maaliyadeed si ay u dalbadaan ama u helaan faa'ido lacag kasta oo ay ku leeyihiin hay'addaas maaliyadeed;

n) qabto shir-sannadeedka iyo shir kasta oo kale oo ay yeeshaan saamileyda hay'adda maaliyadeed ee uu qabo sharciga nidaaminaya shirkadaha;

o) kulan isugu yeero deyn-bixiyayaasha hay'adda maaliyadeed si loo xaddido deymaha hay'adda maaliyadeed;

p) xafido diiwaannada xisaabaadka oo diyaariyo warbixinnada maaliyadeed e sanadlaha ah, warbixinnada ku meel-gaarka ah iyo warbixinnada maaliyadeed ee sannadlaha ah ee ku meel-gaarka ah sida hay'adda maaliyadeed uu ku waajibinayo Sharcigan, xeer- nidaamiyayaasha, sharci kasta oo kale ama Bankiga Dhexe;

q) hubiyo u-hoggaansanaanta hay'adda maaliyadeed ee waajibaadkeeda si waafaqsan Sharcigan; iyo

r) sameeyo arinl ama walax kasta oo lagama-maarmaan u ah oo waxtar u leh fududaynta fulinta arimaha loogu idmaday qaybta sare.

2) Bankiga Dhexe wuxuu warqad magacaabis ah ku qeexayaa awoodaha iyo waajibaadka shaqo ee maamulaha gaarka ah iyo ujeeddada magacaabista, awoodaha iyo waajibaadka wax baa laga beddeli karaa ama waa ay kala duwanaan karaan, hadba sida Bankiga Dhexe u arko lagama-maarmaan.
3) Maamulaha gaarka ahi waa in uu si aan xad lahayn oo aan xaddidnayn u helaa xog kasta oo uu uga baahdo hay'adda maaliyadeed, guddiga maamulka sare, shaqaalaheeda, wakiilladeeda, bah-wadaagteeda ama qof kasta oo kale oo laga yaabo in uu xogta hayo, qofna waa in aanu marmarsiiyo ka dhigan ilaalinta sir mihnadeed si uu macluumaadka ugu diido maamulaha gaarka ah.
4) Hay'ad maaliyadeed, maamulkeeda fulinta, shaqaalaheeda, wakiilladeeda iyo bah-wadaagteeda waa inay taageero buuxda iyo wada-shaqayn buuxda siiyaan maamulaha gaarka ah si uu u fuliyo awoodihiisa una guto waajibaadkiisa, waana inay siiyaan dhammaan xogta, dukumentiyada, kartida aadanaha, agabka iyo wax kasta oo kale oo uu u baahan karo.
5) Marka shaqada maamulaha gaarka ah ay ka mid tahay bixinta oggolaansho la

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xiriira go'aannada, tilmaamaha, wax kala iibsiga iyo hawlaha kale, Bankiga Dhexe ayaa ku qeexaya warqadda magacaabista, noocyada go'aannada, tilmaamaha, macaamilka iyo hawlgallada u baahan inuu ansixiyo maamulaha gaarka ah.

6) Go'aan kasta oo uu sameeyo, macaamil ama hawlgal uu fuliyo maamule gaar ah oo jebinaya awaamiirta gaarka ah ee Bankiga Dhexe ee faqradda (5) waxa waajib ah in uu baabi'iyo Bankiga Dhexe, hanti kasta oo lagu wareejiyay ama uu helayna waa la soo celinayaa ama dib ayaa loo gudayaa.

Qodobka 88 aad:
Maaraynta hay'ad maaliyadeed ee maamule gaar ah

1) Marka maamule gaar ah loo magacaabo inuu maamulo hay'ad maaliyadeed-
   a) Bankiga Dhexe wuxuu ku daabacayaa magaacista mareegtiisa;
   b) Bankiga Dhexe wxuu xaddidayaa ama laalayaa awoodaha maamulka sare, guddiga maamulka iyo golaha guud ee saamilayda hay'adda maaliyadda;
   c) awooddiisu waxa ay gaaraysaa bah-wadaagta iyo dhinacyada kale ee saddexaad ee la macaamilaya hay'adda maaliyadeed;
   d) wuxuu joojinayaa gebi ahaan ama qeyb ahaan, lacag kasta, wareejinta hantida, fulinta qandaraaska ama wax kala iibsiga ee hay'adda maaliyadeed haddii uu u arko inay lama-huraan tahay oo aan la fulin wax lacag, wareejin hanti, fulin qandaraas ama wax kala iibsi ah iyadoo aan oggolaansho laga helin maamulaha gaarka ah.

2) joojin kasta oo lagu sameeyo ama lagu fuliyo faqradda (1) (d) ee qodobkan waa in lagu daabacaa mareegaha hay'adda maaliyadeed.
3) Inta lagu jiro joojinta, deyn-bixiyeyaashu lama wareegi karaan wax hanti oo ay hay'ad maaliyadeed leedahay, dacwad ka dhan ah hay'adda maaliyadeedna uma gudbin karaan maxakamad sharci ah, dhammaan tallaabooyinka helidda ama dib u soo celinta deyn kasta oo ka imaanaysa hay'adda maaliyadeed waa in la joojiyaa.
4) Marka uu xilkiisa gudanayo, maamulaha gaarka ahi waa inuu si joogto ah ula tashadaa Bankiga Dhexa.

Qodobka 89 aad:
Waajibaadka maamulaha gaarka ah ee soo kabashada hay'ad maaliyadeed

1) Haddii xilka maamulaha gaarka ahi uu yahay dib-u-habaynta, dib-u- qaabaynta ama dib-u-soo-kabashada hay'ad maaliyadeed, waa inuu falanqeeyaa kaalmada

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maaliyadeed ee hay'adda maaliyadda, qaab- dhismeedka maamul iyo xaaladaha ay ku shaqayso, wuxuuna uu u gudbinayaa Bankiga Dhexe warbixin la xiriirta rajada soo celinta bed-

qabka maaliyadeed ee hay'adda ama hagaajinta qaab-dhismeedkeeda shaqo.

2) Marka uu helo warbixinta maamulaha gaarka ah, Bankiga Dhexe wuxuu go'aan ka gaarayaa rajada laga qabo in dib loo soo celiyo bed-qabka maaliyadeed ee hay'adda maaliyadeed ama dib u habaynta maamulkeeda ama qaab-dhismeedka shaqo, ka horna wuxuu Bankiga Dhexe la kulmayaa Guddiga maamulka sare, maamulka fulinta, saamilayda iyo deyn- bixiyayaasha hay'adda.

Qodobka 90 aad:
Qaababka dib u soo kabashada hay'ad maaliyadeed

1) Haddii uu Bankiga Dhexe qabo ra'yiga ah in la soo celin karo bed-qabkii maaliyadeed ee hay'adda maaliyadeed ama ay tahay in la hagaajiyo qaab-dhismeedkeeda maamul ama xaaladdeeda shaqo, Bankiga Dhexe wuxuu ku wargelinayaa hay'adda maaliyadda, maamulkeeda fulinta, guddiga maamulka sare, saamilayda ama deyn-bixiyayaasha hababka soo kabashada ee la rabo in la qaato.
2) Hababka dib loogu soo kabayo hay'ad maaliyadeed ee uu Bankiga Dhexe adeegsanayo waxaa ka mid ah kuwan soo socda.
   a) baabi'inta qaar ama dhammaan deymaha caadiga ah ee hay'adda maaliyadeed;
   b) iibsashada dhammaan ama qayb ka mid ah hantida iyo deymaha hay'adda maaliyadeed ee hay'ad maaliyadeed oo kale;
   c) deymaha oo loo beddelo saamiyo;
   d) ka iibinta deymaha bixintoodu daahday hay'ad maal-gashi ama hay'ad kasta oo kale oo u qalanta sida uu u ansixiyo Bankiga Dhexe;
   e) ku biirinta ama la wareegidda hay'adda maaliyadeed ee liidata ee hay'ad maaliyadeed oo xooggan ama maaliyad ahaan fayo-qabta;
   f) dib-u-qaabeynta habka saami lahaanshaha, maamulka ama hawlgelinta hay'adda maaliyadeed;
   g) sameynta banki ku-meel-gaar si uu si ku-meel-gaar ah ula wareego banki liita;
   h) Taageeridda Bankiga Dhexe ee ku aaddan xaraash degdeg ah oo la geliyo hay'ad maaliyadeed iyadoo lagu salaynayo shuruudaha uu Bankiga Dhexe ku soo rogi karo oo ay ka mid noqon karaan bixinta dammaanad;
   i) Qaramaynta ama la wareegidda hay'ad maaliyadeed oo liidata ee

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Dawladdu samayso; ama

j) samaynta macaamil ama hawlgal kasta oo soo celin kara bed-qabka maaliyadeed ee hay'adda maaliyadeed;

3) Awoodaha Bankiga Dhexe ee farqaddiisa (2) ee qodobkan waxaa la fulinayaa iyadoo ujeeddadu tahay inuu qaado tallaabada ugu habboon xaalad kasta.
   a) inuu ilaaliyo oo kor u qaado xasilloonida nidaamka maaliyadeed ee Soomaaliya;
   b) inuu ilaaliyo oo kor u qaado kalsoonida ay shacabku ku qabaan xasilloonida nidaamka maaliyadeed ee Soomaaliya; iyo
   c) inuu ilaaliyo dhigtayaasha.

4) Bankiga Dhexe wuxuu Xeer-nidaamiyaal ku qeexayaa qaab-dhismeedka hirgelinta hababka soo kabashada ee lagu xusay qodobkan ama hababka kale ee dheeraadka ah ee uu cayimi karo.

Qodobka 91aad:
Raadsashada khubaro

Marka uu gudanayo waajibaadkiisa, maamulaha gaarka ah wuxuu raadsanayaa adeegyada khubarrada oo ay ku jiraan xisaabiyayaasha, hanti-dhawrka dibadda iyo qareennada.

Qodobka 92 aad:
Mushaharka maamulaha gaarka ah iyo khubarrada

Gunnada maamulaha gaarka ah iyo kharash kasta ama kharashaad kasta oo uu si sharci ah u galo oo ay ku jiraan kuwa shaqaalaysiinta khabiir waxa bixinaysa hay'adda maaliyadeed.

Qodobka 93 aad:
Dhammaystirka waajibaadka maamulaha gaarka ah

1) Marka uu dhammeeyo shaqadiisa, maamulaha gaarka ah waa inuu u soo gudbiyaa warbixin dhammaystiran Bankiga Dhexe oo ka kooban talooyin gaar ah oo ku saabsan tallaabooyinka la qaadayo.
2) Maamulaha gaarka ah waxaa ku waajib ah ilaalinta sir-mihnadeedka ku saabsan xog kasta oo uu helo ee la xiriirta shaqadiisa.

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Qodobka 94 aad:
Iskaashiga hawlaha soo kabashada

Bankiga Dhexe wxuu la shaqaynayaa oo uu kaashanayaa masuuliyiinta ay khusayso ee gudaha iyo dibadda labadaba si loo xaqiijiyo soo kabashada nidaamsan ee hay'adda maaliyadeed.

CUTUBKA SAGAALAAD
XARAASH

Qodobka 95 aad:
Xaraash ikhtiyaari ah

1) Hay'adda maaliyadeed waxay si ikhtiyaari ah u soo afjari kartaa hawlaheeda ganacsi.
2) Ma dhici karo xaraash ikhtiyaari ah iyadoo aan oggolaansho laga helin Bankiga Dhexe.
3) Codsiga oggolaanshaha xaraashka ikhtiyaariga ah waa in loo gudbiyaa Bankiga Dhexe iyadoo ay la socdaan dokumentiyada ama macluumaadka soo socda-
   a) qorshaha xaraashka ikhtiyaariga ah;
   b) faahfaahinta xaraashka la soo jeediyay;
   c) warbixin uu soo saaray hanti-dhawr madax-bannaan oo caddaynaysa in hay'adda maaliyadeed ay tahay mid is-bixin karta oo awood u leh inay si degdeg ah u xalliso dhammaan sheegashooyinka ka dhanka ah oo ay ku jiraan qaan-sheegashooyinka dhigtayaasha iyo deyn- bixiyeyaasha kale, hadba sida xaaladdu tahay.

4) Bankiga Dhexe wuxuu tixgelinayaa codsiga isagoo go'aan kaga gaarayaa lixdan maalmood gudahooda laga bilaabo taariikhda la helo macluumaadka oo dhammaystiran.
5) Ka hor inta aan la bixin oggolaanshaha xaraashka ikhtiyaariga ah, Bankiga Dhexe waa inuu ku qancaa in hay'adda maaliyadeed ay haysato hanti ku filan oo diyaar ah si dhakhso ah ugu debbarto dhammaan qaan- sheegashooyinka.
6) Bankiga Dhexe wuxuu ogolaanayaa isaga oo ku salaynaya shuruudaha lama-huraanka u ah in dhammaan qaan-sheegashooyinka ay si degdeg ah u xalliso hay'adda maaliyadeed oo ay ku jiraan deymanaha xaraashka ka dib.
7) Haddii xaraashka ikhtiyaariga ah aan loo fulin si waafaqsan qorshaha xaraashka ikhtiyaariga ah ee la ansixiyay, Bankiga Dhexe wuxuu la wareegayaa hay'adda

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maaliyadeed isaga oo gelin kara xaraash khasab ah.

8) Bankiga Dhexe wxuu Xeer-nidaamiyayaal ku qeexayaa shuruudaha xaraashka ikhtiyaariga ah ee hay'adaha maaliyadeed guud ahaan ama noocyada gaarka ah ee hay'adaha maaliyadeed, iyadoo Xeer- nidaamiyayaashu ay faahfaahin doonaan-
   a) meeleynta, caddeynta iyo bixinta qaan-sheegashooyinka uu sameeyay xaraashaha;
   b) hawlaha uu ansixinayo Bankiga Dhexe;
   c) awoodaha xaraashaha;
   d) xal u helidda dhigaalka iyo lacagaha kale ee aan la sheegan; iyo
   e) arrin kasta oo kale ee lagama-maarmaan u ah suurtagelinta hirgelinta wax- ku-oolka ah ee xaraashka ikhtiyaariga ah iyo bixinta dhammaan sheegashooyinka.

Qodobka 96 aad:
Qorshaha xaraashka ikhtiyaariga ah

1) Qorshaha xaraashka ikhtiyaariga ah waa inuu ka kooban yahay-
a) warbixin dhammaystiran oo la xiriira hantida iyo qiimahooda;
   b) warbixin dhammaystiran oo la xiriira deymaha oo qeexaya qaddarka deyn kasta, nooceeda, iyo haddii lagu muransan yahay iyo in kale;
   c) faahfaahinta dhigtayaasha ama deyn-bixiyayaasha, sida hadba xaalku yahay, oo ay ku jiraan magacyadooda, dokumentiyada aqoonsiga iyo qaan-sheegashooyinkooda ka dhanka ah hay'adda maaliyadeed.

2) Marka la ansixiyo qorshaha xaraashka ikhtiyaariga ah, xaraashaha hay'adda maaliyadeed waa inuu toddobaad walba, saddex toddobaad oo xiriir ah, ku soo daabacaa wargeys si fiican ugu baahsan Soomaaliya iyo marin kasta oo kale ee ku habboon, oo ay ku jiraan mareegaha hay'adda maaliyadda, ogeysiis ku saabsan xaraashka ikhtiyaariga ah iyo ku wargelinta qaanlayaasha soo gudbinta qaan-sheegashooyinkooda ku aaddan xaraashaha.

Qodobka 97 aad:
Meelaynta iyo bixinta Qaan-sheegashada

1) Qof kasta oo danaynaya wuxuu dacwad u gudbinayaa xaraashaha saddex bilood gudahood laga bilaabo taariikhda la daabacay ogeysiiska ku wargelinta qaan-sheegtayaasha inay soo gudbistaan qaan- sheegashooyinkooda.
2) Xaraashuhu wuxuu ka codsanayaa codsade kasta soo gudbinta dokumentiyada taageeraya qaan-sheegashadiisa ama wxuu adeegsanayaa dokumentiyada ama macluumaadka gacanta ugu jira hay'adda maaliyadeed.

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3) Xaraashuhu waa inuu bixiyaa qaan-sheegashooyinka sida buuxda loogu qancay, loona caddeeyey.
4) Bixinta qaan-sheegashooyinka waa in loo sameeyaa loona kala horumariyaa sida soo socota -
   a) kharashaadka bixintooda uu waajibinaayo Sharcigani ama sharci kale oo qoran;
   b) lacag-dhigtayaasha;
   c) deyn-bixiyayaasha kale. iyo
   d) mushaharka iyo gunooyinka shaqaalaha.

Qodobka 98 aad:
Dhammaystirka xaraashka ikhtiyaariga ah

1) Xaraashuhu markuu dhammeeyo xaraashka ikhtiyaariga ah, waa inuu soo diyaariyo oo u soo gudbiyaa Bankiga Dhexe warbixin dhammaystiran oo faahfaahinaysa hawlihiisa, baaxadda fulinta qorshaha xaraashka ikhtiyaariga ah ee la ansixiyay, xallinta cabashooyinka, heerka maaliyadeed ee hay'adda maaliyadeed iyo wixii kale ee aan weli la xallin.
2) Bankiga Dhexe waa inuu turxaan bixiyaa warbixinta oo uu ka codsadaa xog ama caddayn dheeri ah xaraashaha, haddii uu ku qanco dhammaystirka hannaanka xaraashkana wuxuu fasaxayaa xaraashaha.

Qodobka 99 aad:
Sababaha xaraashka khasabka ah

1) Bankiga Dhexe wuxuu ku wargelinayaa hay'ad maaliyadeed xaraash khasab ah isagoo cuskanaya mid ka mid ah sababahan soo socda-
   a) qorshaha dib u soo kabashada oo ay diyaarisay hay'adda maaliyadeed oo aan la fulin ama khatar gelinaya danaha dhigtayaasha ama dayn- bixiyeyaasha kale, hadba sida ay xaaladdu tahay;
   b) hay'adda maaliyadeed oo ku xadgudubta Sharcigan ama Xeer-nidaamiyayaasha;
   c) hay'adda maaliyadeed oo awoodi weyda ama ay u badan tahay inay awoodi weydo, inay bixiso deymaheeda;
   d) hay'adda maaliyadeed oo ku guul-darraysata ama ay u badan tahay inay ku guul-darraysato, inay u buuxiso shuruudaha ra'sumaalka waajibka ah.

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waafaqsan Sharcigan;

e) maamulaha gaarka ah oo keena caddayn ah in xaraashiddu tahay lagama-maarmaan
f) hay'adda maaliyadeed oo musallifta, aysanna jirin suurtagalnimo soo kabasho;
g) hay'adda maaliyadeed ee ay ka soo farcantay ama shirkadda milkiyadda guud leh oo xaraash gasha;
h) Hay'adda maaliyadeed oo shatiga lagala noqdo; ama
i) hay'adda maaliyadeed oo fududaysa lacag-dhaqidda ama maal-gelinta argagixisada;

2) Marka lagu dhawaaqo xaraashka khasabka ah ee hay'ad maaliyadeed, Bankiga Dhexe waa inuu qaadaa tallaabooyin iyo tilmaamo lagu hubinayo ilaalinta hantida hay'adda maaliyadeed iyo ilaalinta danaha kuwa lacagta dhigtay iyo deyn-bixiyeyaasha, hadba sida uu markaas xaalku yahay.
3) Haddii uu jiro u qeybsane idman oo magacaawnaa, awoodaha u qebysanaha idman ee hay'adda maaliyadeed waa in la xayiro isla marka uu Bankiga Dhexe ku soo rogo hay'adda maaliyadeed xaraash khasab ah.

Qodobka 100 aad:
Hay'adda mas'uulka ah xaraashka khasabka ah

1) Bankiga Dhexe ayaa noqonaya hay'adda mas'uulka ka ah xaraashka khasabka ah ee hay'adaha maaliyadeed.
2) Bankiga Dhexe ayaa u magacaabaya xaraashe hay'ad maaliyadeed oo lagu soo rogay xaraash khasab ah, mar kastana wuxuu xilka ka qaadi karaa qofka loo magacaabay xaraashaha.
3) Awoodaha guddiga maamulka sare, maamulka fulinta iyo saamilayda hay'adda maaliyadeed waxa ay is-taagayaan marka la magacaabo xaraashe.
4) Mushahaarka xaraashaha iyo kharashyada kale ee la xiriira xaraashka khasabka ah ee hay'ad maaliyadeed waxa bixin doonta isla hay'adda maaliyadeed.
5) Inta lagu guda-jiro xaraashka, hay'adda maaliyadeed waa in ay hoos timaaddaa kormeerka Bankiga Dhexe.
6) Bankiga Dhexe waa inuu soo saaraa Xeer-nidaamiyayaal lagu maamulayo hab-socodka xaraashka khasabka ah, waana inuu fuliyaa dhammaan [illegible] khuseeya oo ay ku jiraan, laakiin aan ku koobnayn kuwan soo socda.

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a) waajibaadka iyo hawlaha xaraashaha;
b) meelaynta, caddaynta iyo bixinta qaan-sheegashooyinka;
c) la kulanka deyn-bixiyayaasha, lacag-dhigtayaasha iyo saamilayda;
d) awoodaha kormeerka ee Bankiga Dhexe;
e) warbixinta uu Bankiga Dhexe u soo gudbiyay xaraashuhu;
f) magacaabista khubarada;
g) kala mudnaanta bixinta qaan-sheegashooyinka;
h) ilaalinta diiwaannada iyo hubinta buugaagta xisaabaadka inta lagu guda- jiro hannaanka xaraashka;
i) arrin kasta oo kale oo lagama-maarmaan u ah habsami u socoshada xaraashka hay'adda maaliyadeed.

7) Bankiga Dhexe ayaa Xeer-nidaamiyeku go'aaminayaa hay'adaha maaliyadeed ee si khasab ah loogu xaraashayo si waafaqsan Sharcigan;
   a) Waa haddii bankiyada, bankiyada maal-gelimaha yar-yar iyo hay'adaha kale ee dhigaalka ay si toos ah ugu dabbaqmayaan xaraashka khasabka ah ee ku xusan Sharcigan.

Qodobka 101 aad:
Faafinta go'aanka xaraashka khasabka ah

Bankiga Dhexe waa inuu laba maalmood gudahood laga bilaabo maalinta uu hay'ad maaliyadeed ku amro xaraashka khasabka ah, ku daabaco mareegaha Internet-ka, ogeysiis ku saabsan xaraashka khasabka ah ee lagu soo rogay hay'adda maaliyadeed iyo magacaabista xaraashe.

Qodobka 102 aad: Saamaynta magacaabista xaraashaha

1) Laga bilaabo taariikhda magacaabista xaraashaha-
   a) dhammaan bixinta deymaha nooc kasta oo ay yihiin ee ka soo baxa hay'adda maaliyadeed ee la siinayo qof kasta waa la joojinayaa; iyo
   b) wax fal ah oo ka dhan ah hay'adda maaliyadeed laguma qaadi karo, lama sii wadi karo ama lama dacwayn karo, wax xukun ahna laguma soo oogi karo hantida hay'adda maaliyadeed iyadoon fasax laga helin maxkamadda.
2) Lama iibin karo wax hanti ah oo ay leedahay hay'ad maaliyadeed ka dib taariikhda shaacinta xaraashka khasabka ah;
3) Wax kasta oo iib hanti ah oo ay leedahay hay'ad maaliyadeed oo la samaynayay lix bilood gudahood ka hor taariikhda xaraashka khasabka ah waxay noqonaysaa mid

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aan waxba ka jirin oo ka dhan ah hay'adda maaliyadeed.

4) Dhammaan lacag-bixinta iyo falalka kale ee ay fuliso hay'adda maaliyadeed ee xaraashku ku socdo iyo lacag-bixinnada la siiyo hay'adda maaliyadeed ee xaraashka ku jirta, iyadoo lagu xad-gudbayo amarka la wareegidda ee saamaynaya, laguma dacwayn karo deyn-bixiyeyaasha hay'adda maaliyadeed.
5) Qodobkani ma khusayn doono hab kasta oo hanti ama lacag-bixin kasta ama heshiis loo fuliyay si waafaqsan xeerarka nidaamka lacag-bixinta iyo sida uu oggol yahay sharciyada khuseeya Nidaamka Lacag-bixinta.
6) Hay'adda maaliyadeed ee la xaraashayo waa in ay sii lahaato shakhsiyaddeeda sharciga ah ilaa laga dhammaynayo hannaanka xaraashka oo la baabi'inayosi waafaqsan sharciga la xiriira xiritaanka shirkadaha.
7) Dhammaan xiriirrada u Dhexeeya xaraashaha iyo dhinac saddexaad, xaraashuhu waa inuu ogeysiiyaa dhinacyada saddexaad in hay'adda maaliyadeed la xaraashayo.

Qodobka 103 aad: Awoodaha xaraashaha

1) Xaraashuhu waa inuu lahaadaa awoodo uu:
   a) ku bilaabi karo dacwado sharci ah isaga oo ka wakiil ah hay'adda maaliyadeed ee xaraashku ku socdo ama ka difaaco dacwad kasta oo sharci ah;
   b) ku maaraynayo hay'adda maaliyadeed;
   c) ku helayo adeegyada Qareennada, Nootaayooyinka, Xisaabiyayaasha, qiimeeyayaasha iyo La-taliyayaasha kale ee Xirfadlayaasha ah;
   d) ku sameeyo tanaasul kasta ama heshiis kasta oo u dhexeeya hay'adda maaliyadeed iyo deyn-bixiyayaasha, dadka sheeganaya inay yihiin deyn-bixiyayaal ama shakhsiyaad sheeganaya inay leeyihiin qaan- sheegashooyin taagan, kuwo mustaqbalka ah ama qaan- sheegashooyin xaraash;
   e) ku sameeyo tanaasul ku saabsan codsiyada lacagaha, khataraha la xiriira codsiyada lacagaha, bandhigyada laga yaabo inay keeni karaan deymo, nooc kasta oo qaan-sheegasho oo taagan ama mustaqbalka ah oo laga yaabo inay keento sheegashada magdhaw iyo khataraha jira ama ay u badan tahay inay ka dhex jiraan hay'adda maaliyadeed ee xaraashka ku socdo iyo qolo saddexaad;
   f) ku ururiyo ama kusoo celiyo dhammaan hantida iyo qaan- sheegashooyinka kale ee hay'adda maaliyadeed
   g) ku iibiyo hantida guurtada ah iyo tan ma guurtada ah ee hay'adda maaliyadeed

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isagoo u maraya xaraash dadweyne ama heshiis wadaag ah, hal ama dhowr qeybood ;

h) ku iibiyo dhammaan ama qeyb ka mid ah hantida hay'adda maaliyadeed si uu dib ugu gudo deyn-bixiyayaasha;

i) ku dhawaaqo inuu buray oo uu waxb-kama-jiraan yahay fal kasta oo ay samaysay hay'adda maaliyadeed muddo sannad gudaheed ah oo

ka bilaabmaysa taariikhda uu Bankiga Dhexe ka soo baxay go'aanka uu ku magacaabay xaraashaha, haddii ay hay'adda maaliyadda iyo dhinac saddexaad ogaayeen ama ay ahayd inay ogaadaan in falalkaasi ay khatar gelinayaan danaha hay'adda maaliyadeed, lacag- dhigtayaasheeda ama dayn- bixiyeyaasheeda, hadba sida xaalku noqdo;

j) saxiixo oo fuliyo dhammaan falalkaisagoo ka wakiil ah hay'adda maaliyadeed ee uu ku socdo xaraashku;

k) wakiil uga ahaado hay'adda maaliyadeed ee la xaraashayo dacwadaha musallifiddda ee la xiriira shirkad kale ama shirkad ay hay'adda maaliyadeed dan ku qabto;

l) soo saaro ama ayido, isagoo wakiil ka ah hay'adda maaliyadeed ee la xaraashayo, warqad kasta oo ganacsi oo ku dhex jirta xayndaabka awoodaha xaraashaha;

m) ururiyo lacagaha lagama-maarmaanka ah iyadoo la adeegsanayo dammaanadaha hay'adda maaliyadeed ee la xaraashayo;

n) magacaabo qof kasta oo isaga metalaya;

o) aqoonsado deynta shakhsiga ah ee saamile kasta, xubin ka mid ah guddiga maamulka sare iyo maamulka fulinta hay'adda maaliyadeed ee la xaraashayo;

p) meesha ka saaro faa'idooyinka la siiyo saamilayda;

q) heshiis ka galo, ka wada xaajoodo, oo soo gebagebeeyo fal kasta oo ay dani ugu jirto lacag-dhigtayaasha hay'adda maaliyadeed ee la xaraashayo;

r) qoraal wax kaga codsado qof kasta oo ah ama ahaa maamule fulin, maareeye, shaqaale ama hanti-dhawraha dibadda ee hay'adda maaliyadeed ee la xaraashayo, ama qof kasta oo kale oo haysta lacagaha ama hantida kale ee hay'adda maaliyadeed ee la baabi'inayo-

I. caawiyo xaraashaha inta lagu jiro habka xaraashka;
II. u bandhigo xaraashaha si uu u tixgeliyo wax kasta oo khuseeya xaraashka;
III. soo saaro dokumenti kasta oo la xiriira hawlaha hay'adda maaliyadeed ee la xaraashayo.

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2) Xaraashuhu waa inuu baaritaan ku sameeyo -
   a) ka sal-gaaridda sababaha keenay musallifaadda;
   b) warbixin ku saabsan wax kala iibsiga kala duwan ee la xiriira:

      I. dhinacyada xiriirka la leh;
      II. ku xadgudubka shuruucda iyo Xeer-nidaamiyayaasha;
      III. dabeecadda wax kala iibsiga iyo hababka amaahinta, marka ay khuseyso; ama
      IV. siyaasadaha iyo habraacyada hay'adda maaliyadeed ee la la xaraashayo.

Qodobka 104 aad:
Gudbinta Qaan-sheegashooyinka

1) Shan iyo afartan maalmood ka dib markii la daabacay ogeysiiska ku saabsan xaraashka khasabka ah ee hay'ad maaliyadeed, xaraashuhu waa in uu ku daabacaa ogeysiis mareegaha hay'adda maaliyadda iyo kanaallada kale, isaga oo ka codsanaya dhammaan dadka qaba wax qaan- sheegasho ah oo ka dhan ah hay'adda maaliyadeed inay xaraashaha u soo gudbiyaan qaan- sheegashadooda.
2) Cabashada waa in loogu gudbiyaa xaraashaha lixdan maalmood gudahooda laga bilaabo taariikhda ogeysiiska codsiga ee xaraashaha ee lagu sheegay faqradda (1) laakiin xaraashuhu wuxuu kordhin karaa muddadan haddii uu u arko lagama-maarmaan.
3) Cabashada lagu soo gudbiyay faqradda (1) waa in lagu sheegaa-
   a) tafaasiil buuxda iyo faahfaahinta aqoonsiga ee dacwoodaha;
   b) nooca qaan-sheegashada iyo sida ay ku timid;
   c) wadarta cadadka la sheeganayo; iyo
   d) Faahfaahinta kale sida xaraashuhu ku shaacin karo ogeysiiska codsi soo gudbinta ama sida lagu caddayn karo Xeer- nidaamiyayaasha.

4) Nuqullada dkumenti kasta oo la heli karo oo taageeraya qaan-sheegasho kasta waa in loo gudbiyaa xaraashaha iyadoo lagu lifaaqay qaan- sheegashada.
5) Xaraashuhu wuxuu u oggolaanaya qaan-sheegtaha ku guul-darraystay in uu ku xareeyo dacwadddiisa mudada lagu cayimay farqada (2) inuu ku soo gudbiyo wakhtiga dheeraadka ah ee uu xaraashuhu cayimay.

Qodobka 105 aad:
Lacag-siinta dhigtayaasha iyo deyn-bixiyayaasha kale

1) Lix bilood gudahood laga bilaabo taariikhda la guda-galay xaraashka khasabka ah ee hay'ad maaliyadeed, xaraashuhu waa inuu bilaabo bixinta

lacagta dhigtayaasha iyo deyn-bixiyayaasha, hadba sida xaalku yahay, isagoo u kala horraysiinaya sida soo socota-

a) lacagaha sharciga ah;
b) kharashyada xaraashka;
c) dhigtayaasha la sugay ama la ilaaliyay;
d) dhigtayaasha aan la sugin;
e) deyn-bixiyayaasha kale ee loo habeeyay si siman; iyo
f) mushaharka shaqaalaha iyo mushaharka saafiga ah ee ka baxsan wixii deyn ah ee hay'adda maaliyadeed lagu leeyahay; saamilayda.

2) Lacagaha la siiyo dhigtayaasha iyo deyn-bixiyeyaasha kale waa inay ahaaadaan kuwa laga saafi yeelay deymaha ay iyagu hay`adda maaliyadda ku leedahay.

Qodobka 106 aad:
Luminta u-qalmitaanka hawlaha maamul ee hay'ad maaliyadeed

Qof kasta, oo baaritaan ka dib lagu helo inuu ku xadgudbay Sharcigan, Xeer-nidaamiyayaasha, siyaasadaha ama habraaca hay'ad maaliyadeed oo la xaraashayo ama ka qayb-qaatay musallafkeedda wuxuu waayayaa xuquuqda in loo magacaabo maamulka ama maaraynta hay'ad maaliyadeed oo ka jirta Soomaaliya ugu yaraan shan sano ka dib taariikhda go'aankaas.

Qodobka 107 aad:
Guddiga maamulka sare waa inay bixiyaan deymaha hay'adaha maaliyadeed

1) Marka xaraashka hay'ad maaliyadeed uu muujiyo in hantida hay'addu aysan ku filnayn gudista deymaheeda, Bankiga Dhexe wuxuu, codsi kaga yimid xaraashaha, ka dalban karaa maxkamadda sharciga ah amar ku waajibinaya xubin ama xubno ka tirsan guddiga maamulka sare ama maamulka fulinta ee hay'adda maaliyadda inay bixiyaan qayb ama gebi ahaanba deymaha hay'adda maaliyadeed.

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2) Amarka maxkamada ee lagu xusay faqradda (1) wuxuu oggolaanayaa ku xiridda iyo iibinta hantida gaarka ah ee xubin ama xubnaha guddiga maamulka saare ama maamulka fulinta ee hay'adda maaliyadeed.

Qodobka 108 aad:
Muddada uu xaraashku soconayo iyo ka warbixinteeda

Muddada xil-haynta xaraashuhu waa laba sano, laakiin waxaa dib ugu cusboonaysiin kara Bankiga Dhexe ilaa inta lagama- maarmaanka ah.

Qodobka 109 aad:
Haynta iyo hubinta buugaagta xisaabaadka ee xaraashaha

1) Xaraashuhu waa inuu;
   a) hayo buugaag xisaabeed sax ah iyo diiwaanka maaliyadeed ee dhabta ah ee la xiriira xisaabaadka kuwaas oo si dhammeystiran oo run ah uga turjumaya arrimaha hay'adda maaliyadeed ee la xaraashayo;
   b) diyaariyo saddexdii biloodba mar warbixin xisaabeed muujinaysa xaaladda arrimaha hay'adda maaliyadeed ee la xaraashayo;
   c) hubiyo in dhammaan xisaabaadka iyo diiwaannada maaliyadeed ay u hoggaansamaan Hal-beegyada Warbixinta Maaliyadeed ee Caalamiga ah;
   d) 6-dii biloodba mar soo kiraysto adeegyada hanti-dhawrka si uu u hubiyo xisaabaadka hay'adda maaliyadda, si sharci ah; iyo
   e) u gudbiyo Bankiga Dhexe warbixinnada xisaabaadka la hubiyay.

2) Marka xaraashuhu ogaado dhammaan hantida hay'adda maaliyadeed, ama in badan oo ka mid ah, sida uu qabo, lana xaqiijiyay iyadoo aan loo baahnayn in la sii daahiyo xaraashka, oo uu u qeybiyo lacagaha dhammaan dhigtayaasha iyo deyn-bixiyayaasha, isaga ama iyadu waa in uu amraa ama amartaa diyaarinta warbixinnada maaliyadeed oo si kama- dambays ah loo hubiyay, una gudbiyo Bankiga Dhexe.

Qodobka 110 aad:
Fasixidda xaraashaha

1) Haddii uu Bankiga Dhexe ku qanco in warbixinnada maaliyadeed ee la hubiyay

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ay soo bandhigayaan xaalad sax ah oo ku saabsan xaraashka, isla markaana uu ku qanco hawl-qabadkii xaraashaha, Bankiga Dhexe wuxuu fasixi karaa xaraashaha, isagoo ka qaadaya dhammaan mas'uuliyaddii saarnayd ee uu u gutay ama u sameeyay si daacadnimo ah taasi oo ku aaddan maamulka arrimaha hay'adda maaliyadeed; marka laga reebo in fasixidda noocaas ah lagu burin karo caddaynta in lagu helay khiyaano ama xakamaynta ama qarinta wax kasta oo xaqiiqo ah.

2) Fasixidda xaraashuhu waxay ka dhigan tahay in xilkii xafiiska laga qaaday.

Qodobka 111 aad:
Habka xaraashka kala- duwan

1) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa hannaan gaar ah oo lagu soo afjaraayo ganacsiga qeyb gaar ah oo aan dhigaal ahayn ee hay'adaha maaliyadeed, isagoo tixgelinaya -
   a) dabeecadda ganacsi ee hay'adaha maaliyadeed ee hoos yimaadda qaybtaas;
   b) Dabeecadda danta deyn-bixiyayaasha ama dadka kale ee u baahan in la ilaaliyo;
   c) waxyeellada suurtagalka ah ee loo geysan karo hay'adda maaliyadeed ama dadka kale;
   d) Kharashka ay u badan tahay inuu ka dhasho khasab ku xaraashka hay'adda maaliyadeed.

2) Marka uu Bankigaa Dhexe u qoondeeyo hannaan u gaar ah qayb kasta oo ka mid ah hay'adaha maaliyadeed, habkaas waa in lagu dabbaqaa beddelka hannaanka khasabka ah ee xaraashka ee ku xusan Sharcigan.

CUTUBKA TOBANAAD
QODOBBO CIQAABEED
Qodobka 112 aad:
Dembiyada

1) Qof kasta oo sameeya ganacsi hay'ad maaliyadeed oo aan shati ka haysan Bankiga Dhexe wuxuu gelayaa dembi, waxana uu mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 3(saddex) sano ama ganaax lacageed aan ka badnayn Shilin Soomali u dhigma 100,000, boqol kun dolarka mareykanka ah ama labadaba iyadoo ku xiran sida dembigu u kala culus yahay.
2) Qof kasta oo isticmaala ereyga "Banki", "Hay'ad Maaliyadeed", "Maaliyad" ama

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erayada laga soo dhanbalay oo u isticmaala magaca shirkaddiisa, magac ganacsi, magac mareeg, calaamad ama xayaysiis, isaga oo aan haysan shati ka soo baxay Bankiga Dhexe wuxuu gelayaa dembi waxana uu muteysanayaa marka lagu xukumo xabsi aan ka badnayn1 (ha)l sano ama ganaax lacgeed aan ka badnayn Shilin Soomali u dhigma USD 20,000, laabtan kun dolarka mareykanka ah ama labadaba.

3) Qof kasta oo lacag dhigaal ah ka qaata xubnaha dadweynaha isaga oo aan haysan shati u fasaxaysa inuu qaato dhigaal lagu soo saaray Sharcigan wuxuu gelayaa dembi waxana uu mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 3 (saddex) sano ama ganaax lacageed aan ka badnayn Shilin Soomali u dhigma USD 100,000, boqolkun dolarka mareykanka ah ama labadaba iyo in uu celiyo dhigaalkii uu qaatay.
4) Sidaas oo kale:

   a) Qof kasta oo ah xubin ka tirsan guddiga maamulka sare, maamulka fulinta, shaqaale, wakiil ama xiriiriye hay'ad maaliyadeed oo xog been ah siiya Bankiga Dhexe;
   b) Qof kasta oo ku lug yeesha maamulka ama qaadashada go'aannada ku saabsan hay'ad maaliyadeed iyadoo uu shaqo fariisin ku sameeyay bankiga Dhexe ama hay'adda sharciyeynta ama lagu dhawaaqay inuu shakhsi ahaan ku musallafay gudaha Soomaaliya ama dibadda;
   c) Qof kasta oo ka qayb-qaatay xubinnimada guddiga maamulka sare ama maamulka fulinta ee hay'ad maaliyadeed oo uu guud ahaan ama qayb ahaan uga qayb-qaatay musallafidda hay'adda maaliyadeed; Wuxuu gelayaa fal-dembiyeed waxaana uu ku mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 3 (saddex) sano ama ganaax lacageed aan ka badnayn Shilin Soomali u dhigma USD 50,000, konton kun oo dolarka mareykanka ah ama labadaba iyadoo ku xiran sida dembigu u kala culus yahay.

5) Qof kasta oo:
   a) Aan u hoggaansamin shuruudaha xaraashaha inta lagu jiro xaraashka hay'ad maaliyadeed;
   b) Hor istaaga xaraashaha xilliga uu gudanayo waajibaadkiisa;
   c) Siiya xaraashaha war been ah ama si bareer ah u sheega hadallo been- abuur ah ama marin-habaabin ah;
      I. Wuxuu gelayaa dembi wuxuuna mutaysanayaa, marka lagu xukumo, xabsi

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aan ka badnayn 2 (laba) sano ama ganaax lacageed aan ka badnayn Shilin Somaali u dhigama USD 10,000, toban kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran sida dembiga u kala culus yahay.

6) Xubin kasta oo ka mid ah guddiga maamulka sare ee hay'ad maaliyadeed ama qof kasta oo kale oo u shaqeeya hay'ad maaliyadeed, kaas oo:
   a) ka jawaabi waaya codsiyada Bankiga Dhexe ama bixiya xog been- abuur ah;
   b) si uun u hor is-taaga hawlaha kormeerka ee Bankiga Dhexe;
   c) hor is-taaga hanti-dhawraha dibadda, maamulaha gaarka ah ama hawlaha xaraashaha ama diida inuu mid ka mid ah siiyo helitaanka dhammaan dukumeentiyada ama macluumaadka la xiriira gudashada waajibaadkiisa;
      I. Wuxuu gelayaa dembi waxaana uu mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 2 (laba) sano ama ganaax lacageed aan ka badnaynShilin Soomaali u dhigma USD 30,000, sodon kun oo doolarka mareykanka ah ama labadaba.

7) Xubin kasta oo guddiga maamulka sare kamid ah oo ku guul-darraysta in uu u soo warbixiyo Bankiga Dhexe marka uu helo sabab uu ku aamino ama ay tahay inuu rumaysto in hay'ad maaliyadeed -
   a) Aysan awoodin in ay qabato ama sii waddo hawlaheeda ganacsi;
   b) Aysan awoodin, u muuqato ama ay u badan tahay mustaqbalka dhow inaysan awoodi doonin in ay daboosho dhammaan ama qayb ka mid ah waajibaadkeeda marka ammintooda la gaaro.
   c) Ama aysan awoodin inay buuxiso shuruudaha raasamaalka waajibka ah sida lagu qeexay Sharcigan ama Xeer- nidaamiyayaasha.
      I. Wuxuu gelayaa fal-dambiyeed waxaana uu mutaysanayaa, marka lagu xukumo, xarig aan ka badnayn hal sano ama ganaax lacageed aan ka badnayn Shilin Soomaali u dhigma USD 10,000, Toban kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran sida dembiga u kala culus yahay.

8) Hanti-dhawre kasta oo dibadda ah oo ku guul-darraysta inuu u warbixiyo Bankiga Dhexe marka uu ogaado in -
   a) in ay dhacday jebin weyn ama ku dhaqmid-la'aan la xiriirta qodobbada Sharcigan, Xeer-nidaamyayaasha, hab-raacyada, digreetooyinka, shuruudaha lagu soo rogay ama amarrada ka soo baxay Bankiga Dhexe ama ku xadgudubka sharciyo kale oo qoran oo khuseeya hay'ad maaliyadeed oo ay

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hanti-dhawrku ku jiro;

b) In uu jiro dembi ku lug leh khiyaamo ama daacad-darro kale oo ay gashay hay'adda maaliyadeed ama mid ka mid ah maamulkeeda sare ama shaqaalaheeda;
c) inuu dhacay khasaare hoos u dhigaya ra'sumaalka waajibka ah, iyo qeyb kasta oo ka mid ah, ee hay'adda maaliyadda boqolkiiba konton ama ka badan;

9) Wuxuu gelayaa dembi, wuxuuna mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 1 (hal) sano ama ganaax lacageed aan ka badnayn Shilin Soomaali u dhigma USD 20,000, labaatan kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran culayska dembiga.

10) Xubin kasta oo maamulka fulinta ah oo ku guul-darraysatay in ay ku wargeliso hay'ad maaliyadeed iyo guddiga maamulkeeda sare-
a) Dhammaan bah-wadaagteeda;
b) Dhammaan danaha ay ka leedahay hay'ad maaliyadeed ama bah- wadaagta hay'addaas maaliyadeed;
c) Iyo arrin kasta oo keeni kara dano is-diiddan haddii uu ka qayb- qaato habka go'aan-qaadashada ee arrintaas.

I. Wuxuu gelayaa dembi, wuxuuna mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 1(hal) sano ama ganaax lacageed aan ka badnayn Shilin Soomaali u dhigma USD 10,000, toban kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran culayska dembiga.

11) Qof kasta oo Bankiga Dhexe ku helo in aanu ahayn ceeb ka-saliim si uu u noqdo ama u sii ahaado agaasime, maamul sare ama saamile muhiim ah oo ka tirsan hay'ad maaliyadeed, wuxuu gelayaa dembi haddii uu sharciyaysto in uu sii ahaado agaasime, maamul sare ama saamile muhiim ah oo ka tirsan hay'addaas maaliyadeed, wuxuuna mutaysan doonaa marka lagu xukumo, xabsi aan ka badnayn 1(hal) sano ama ganaax lacageed aan ka badnayn Shilin Soomaali u dhigma USD 20,000, labaatan kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran sida dembiga u culus yahay.

12) Maamulka fulinta, shaqaale ama wakiil kasta oo ka tirsan, hay'ad maaliyadeed iyo cid kasta oo si aan sharciga waafaqsanayn u soo bandhigta xog kasta oo uu helo isaga oo gudanaya waajibaadkiisa ama masuuliyadihiisa si waafaqsan Sharcigan, wuxuu gelayaa dambi marka la xukumo, wuxuuna mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 1(hal) sano ama ganaax lacageed aan ka badnayn

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Shilin Soomaali u dhigma USD 20,000, labaatan kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran culayska dembiga.

13) Qofka u hoggaansami waaya awaamiirta Bankiga Dhexe ee ku soo baxay Sharcigan ama Xeer-nidaamiyayaasha lagu soo saaray Sharcigan wuxuu gelayaa dembi, waxaana uu mutaysanayaa, marka lagu xukumo, xabsi aan ka badnayn 1 (hal) sano ama ganaax lacageed aan ka badnayn Shilin Soomaali u dhigma USD 10,000, toban kun oo doolarka mareykanka ah ama labadaba iyadoo ku xiran culayska dembiga.

14) Ciqaab kasta oo lagu fuliyo hay'ad maaliyadeed, maamulka fulinta, shaqaale ama wakiil kasta sida ku cad qodobkan waxa ay ka madax- bannaanaan doontaa ciqaab kasta ama tallaabo maamul oo kale oo uu Bankiga Dhexe ku soo rogi karo hay'ad maaliyadeed, maamulka fulinta, shaqaale ama wakiil sida uu dhigayo Sharcigan.

CUTUBKA KOW IYO TOBONAAD
QODOBBO KMA-DAMBEYS AH
Qodobka 113 aad:
Furitaanka, raridda, iyo xiritaanka rugaha ganacsiga

1) Hay'ad maaliyadeed waa in ay oggolaansho ka heshaa Bankiga Dhexe ka hor inta aan la furin, rarin ama la xirin goobaha ganacsiga ee soo socda-
   a) Xafiiska guud; iyo
   b) laamaha.

2) Bankiga Dhexe wuxuu diidayaa in uu ansixiyo furitaanka, raritaanka ama xiritaanka rug ganacsi sida ay dhigayso faqradda (1)-
   a) Haddii hawlgalku wax u dhimi karo tayada maamulka ama bedqabka maaliyadeed ee hay'adda maaliyadeed;
   b) Haddii ay khatar gelinayso danaha macaamiisha hay'adda maaliyadeed, ama
   c) haddii ay caqabad ku noqon doonto kormeerka wax-ku-oolka ah hay'adda maaliyadeed.

3) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa shuruudaha furitaanka, raritaanka iyo xiritaanka rugaha kale ee ganacsiga.

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Qodobka 114 aad:
Isticmaalka tignoolajiyadda marka ganacsiga la fulinayo

1) Hay'adda maaliyadeed waxay isticmaali kartaa tignoolajiyad si ay u qabato ganacsigeeda ama u bixiso adeegyo.
2) Tignoolajiyadda lagu sheegay faqradda (1) waxa ku jira, balse aan ku koobnayn, isticmaalka-
   a) kanaallada elektaroonigga ah;
   b) makiinadaha xisaabaadka (ATM-yada);
   c) barta iibka (POS);
   d) kaararka sida kaararka iibsiga, kaararka deynta, kaararka keyda
   e) iyo qalabka kale ee lacag-bixinta;
   f) internet-ka;
   g) aaladaha gacanta sida taleefanka gacanta; iyo
   h) siyaabo ama habab kale sida uu Bankiga Dhexe ku ansixin karo codsiga hay'ad maaliyadeed.

3) Hay'adaha maaliyadeed waxa ay la heshiinaysaa bixiyayaasha adeegga lacag-bixinta, bixiyeyaasha qalabka lacag-bixinta ama hawl-wadeennada shabakadda adeegga teleefannada, si ay adeegyada u siiyaan macaamiishooda iyagoo isticmaalaya adeegyada ama qalabka ay bixiyaan dhinacyadan saddexaad.
4) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa qaab- dhismeedka ama shuruudaha isticmaalka mid ka mid ah tignoolajiyadda ama kanaallada ku xusan faqradda (2), Xeer-nidaamiyayaashu waxa ay jidayn karaan shuruudo kala duwan oo loogu talagalay teknoolojiyadda kala duwan si waafaqsan qeexitaanka Bankiga Dhexe.

Qodobka 115aad:
Xadididda faa'iidada laga soo ceshanayo Maalgalinta bixintoodu daahday

1) Hay'ad maaliyadeed oo ganacsigeeda uu qayb ka yahay bixinta tashiilaadka maalgalinada waa in la xaddidaa waxa ay ka soo ceshan karto maalgalin- qaataha marka loo eego maalgalinada daahay ilaa qadarka ugu badan ee soo socda-
   a) haraaga aan la bixin ee raasamaalka marka maalgalinta noqoto mid daahday;
   b) ribxiga, iyadoo la raacayo heshiiska u dhexeeya maalgalin-qaataha iyo hay'adda maaliyadeed ama sharci kasta oo khuseeya, waana in aanu ka badnayn raasamaalka lagu leeyahay marka deyntu noqoto mid daahday; iyo

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c) kharashyada ku baxay dib u soo celinta wax kasta oo lagu leeyahay maalgalin-qaataha.

2) Haddii maalgalinta noqoto mid daahday ka dibna maalgalin-qaatuhu dib u bilaabo bixinta maalgalinta ka dibna maalgalinta noqoto mid daahday mar kale, xaddidaadda cutubyada (a) iyo (b) ee faqradda (1) waa in la go'aamiyaa iyada oo la eegayo markii ugu dambeysay ee amaahdu noqotay mid daahday
3) Xaddidaadda lagu sheegay qodobkani ma khusayso lacag ay amartay maxkamad sharci ah ilaa inta xaddigii hore dacwadda maxkamadda loogu sheegtay aanu ka hor imanayn xaddidaadaha ku xusan qodobkan.
4) Bankiga Dhexe waxa uu Xeer-nidaamiyayaal ku qeexayaa-
   a) wakhtiga maalgalinta noqoto mid aan la filayn in dib loo gudo marka loo eego qaybaha kala duwan ee hay'adaha maaliyadeed, nooca maalgalinta iyo maalgalin-qaataha; iyo
   b) habka xisaabinta iyo muujinta faa'iidada ama celceliska faa'idad.

Qodobka 116 [aad]:
Faragelinta celceliska faa'idada

1) Bankiga Dhexe waxa uu faragelinayaa oo uu nidaaminayaa celceliska faa'iidada ee ay hay'adaha maaliyadeed saartaan maalgalinta iyo dhigaalka maalgalinta mudaysan haddii ay dani ugu jirto macaamiisha ama dhaqaalaha. Marka uu farageliyo, Bankiga Dhexe waxa uu tixgelinayaa arrimaha soo socda:
   a) habsami u socodka heerka dhaqaalaha ee markaas;
   b) Baahida loo qabo in la dardargeliyo helista maalgelin ee inta badan shacabka oo ay ku jiraan ganacsatada yar-yar iyo kuwa dhexe, haweenka iyo dhallinyarada,;
   c) heerka maalgalinta bixinteedu daahday guud ahaan; ama
   d) baahida loo qabo in la kordhiyo qaadashada maalgalinta guud ahaan;

2) Faragelin kasta oo hoos timaada faqradda (1) waa in lagu daabacaa mareegta Bangiga Dhexe, waana in lagu qeexaa heerka faa'iidada ama celceliska faa'iidada la isticmaalayo ama qaacidada loo isticmaalayo in lagu xisaabiyo heerka ama celceliska faa'iidada.

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Qodobka 117 aad:
Gelitaanka nidaamyada onlaynka ah

1) Hay'adda maaliyadeed waa in ay siisaa Bankiga Dhexe marin ammaan ah oo onlayn ah, isla markaana akhris-keliya ah si uu ula socdo, wax kala iibsiga wakhtiga dhabta ah iyo diiwaannada lagu hayo nidaamka.
2) Hay'adda maaliyadeed waa inay samaysaa hab ku habboon oo awood u siinaya Bankiga Dhexe inuu yeesho galaangalka ku xusan faqradda (1).
3) Iyadoo aan loo eegin faqradda (1), Bankiga Dhexe ama cidda uu magacaabayo waxa ay hanti-dhawr ku samaynayaan nidaamka rugta hay'adda maaliyadeed.

Qodobka 118 aad:
Xasaanadda

1) Ma jiro wax tallaabo ah oo laga qaadayo Xukuumadda, Bankiga Dhexe, Maamulka Fulinta, Shaqaale ama Wakiil ka tirsan Bankiga Dhexe ama cid kasta oo ku shaqaysa amarka Bankiga Dhexe oo ku aaddan wax kasta oo loo sameeyo ama looga tago si daacadnimo ku dheehan tahay oo ku aaddan maaraynta Sharcigan iyo Xeer-nidaamiyayaasha; ama fulinta wax kasta oo

   awood ama waajibaad ah oo la oggolaaday ama looga baahan yahay sharci kasta oo kale oo la xiriira Sharcigan.
2) Bankiga Dhexe waa in uu magdhaw ka bixiyaa xubin ka tirsan maamulka fulinta, shaqaale, wakiil ama qof kale oo la magacaabay iyada oo lagu salaynayo kharashaadka lagu difaacayo falkiisa ama gefafka uga dhacay si daacadnimo ku jirto isaga oo gudanaya waajibaadkiisa.

Qodoboka 119 aad:
Shaqo-u-xilsaarasho

1) Hay'adda maaliyadeed waxay u xilsaaran kartaa qayb ka mid ah hawlaheeda shaqo ama waajibaadkeeda adeeg-bixiye dhinac saddexaad oo awood u leh, iyadoo la raacayo shuruudaha la qeexi doono.
2) Hay'adda maaliyadeed waa in aysan cidna u xilsaaran hawlaha maaraynta asaasiga ah ee soo socda-
   a) qorshaynta;
   b) qaab-dhismeedka hay'adda;
   c) maamulka iyo hanti-dhawrka; iyo

d) hawlaha go'aan qaadashada sida go'aaminta u hoggaansanaanta shuruucda iyo qawaaniinta dhaqangalka ah, go'aanka bixinta amaahda iyo maareanta galalka maal-gashiga ee hay'adda maaliyadeed.

3) Bankiga Dhexe wuxuu Xeer-nidaamiye ku qeexayaa shuruudo dheeraad ah oo ku saabsan shaqo u xilsaarashada oo ay ku jiraan hawlaha muhiimka ah ee hay'adda maaliyadeed ee ay tahay in uu ansixiyo Bankiga Dhexe, ka hor inta aan cid kale loo xilsaaran.

Qodobka 120 aad:
Isticmaalka wakiillada

1) Hay'ad maaliyadeed waxa ay qandaraas siin kartaa wakiil si uu u bixiyo adeegyo cayiman isagoo iyada metalaya.
2) Magacaabista hawl-wadeennada iyo wakiilladu waa inay waafaqdaa shuruudaha uu Bankiga Dhexe ku qeexo Xeer-nidaamiyayaasha.
3) Hay'adda maaliyadeed ayaa mas'uul ka ah wixii khasaare ama dhaawac ah ee soo gaara macmiilka ee ka dhasha falalka ama gefafka wakiilladeeda, haddii falalka ama gefafku ay la xiriiraan waajibaadka wakiilka ee ku aaddan macmiilka.
4) Qandaraaska u dhexeeya hay'ad maaliyadeed iyo wakiilku waa in uu noqdaa mid aan gaar ahayn, wakiilkuna waa inuu xor u yahay inuu bixiyo adeegyada hay'adaha kale ee maaliyadeed;
   a. Haddii wakiilku leeyahay awood, tashiilaad iyo agab uu si badbaado leh oo ku habboon ugu bixiyo adeegyada in ka badan hal hay'ad oo maaliyadeed.

Qodobka 121 aad:
Diiwaannada iyo keydka

1) Hay'adda maaliyadeed waa in ay haysaa diiwaanno dhammaystiran oo sax ah oo la xiriira hawlaheeda ganacsi.
2) Diiwaannada waa in lagu xafidaa qaab cayiman oo uu ku jiro foomka dhijitaalka ah ee ay hay'adda maaliyadeed go'aamin karto, ilaa inta diiwaannadaasi ay yihiin kuwo dib loo soo saari karo qayb ahaan iyo guud ahaanba, iyada oo asalkooda aan wax loo dhimayn.
3) Diiwaannada mar walba waa in si dhijitaal ah loogu keydiyaa wakhtigooda dhabta ah iyo meel aamin ah oo ka fog goobaha ganacsiga ee hay'adda maaliyadeed.

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4) Dhammaan diiwaannada ay ku jiraan waraaqaha la xiriira ganacsiga hay'ad maaliyadeed waa in la hayaa ugu yaraan shan sano.

Qodobka 122 aad:
U hoggaansanaanta ka hortagga lacag-dhaqidda iyo la- dagaallanka maal-gelinta argagixisada

1) Hay'adda maaliyadeed, maamulkeeda fulinta, shaqaalaheeda, wakiilladeeda iyo adeeg-bixiyayaasha dhinac saddexaad ee shaqada loo xilsaartay waa in ay mar walba u hoggaansamaan sharciga iyo Xeer- nidaamiyayaasha jira ee la xiriira ka hortagga lacag-dhaqidda iyo la- dagaallanka maal-gelinta argagixisada.
2) Hay'adda maaliyadeed waa in ay yeelataa hab ku salaysan khatarta si ay wax uga qabato halista ka hortagga lacag-dhaqidda iyo la-dagaallanka maal- gelinta argagixisada ee la xiriira ganacsigeeda.
3) Iyada oo aan waxba loo dhimayn guud ahaan faqradda hore, hay'adda maaliyadeed waa inay-
   a) dhaqangelisaa hababka aqoonsiga macmiilka kaas oo xaqiijinaya in la sugo aqoonsiga dhabta ah ee macmiilka iyo dabeecaddiisa ganacsi;
   b) samaysaa habab ku habboon iyo tallaabooyinka xakamaynta gudaha ah oo la xiriira la socodka iyo hubinta macmiilka; iyo aqoonsiga dhaqdhaqaaqyada ganacsi ee shakiga leh;
   c) lagula xisaabtamaa oo ay mas'uul ka noqoto u hoggaansanaanta wakiilladeeda ee sharciga iyo Xeer-nidaamiyayaasha ka hortagga lacag- dhaqidda iyo la-dagaallanka maal-gelinta argagixisada ee jira;
   d) horumarisaa barnaamijka u hogaansanaanta ka hortagga lacag- dhaqidda iyo la-dagaallanka maal-gelinta argagixisada ee habboon, lana magacaabo maadaxa u hoggaansanaanta sharciga ee maamulka si loo hubiyo u hoggaansanaanta sharciga iyo Xeer-nidaamiyeyaasha ka hortagga lacag- dhaqidda iyo la-dagaallanka maal-gelinta argagixisada;
   e) siisaa tababarro joogto ah shaqaalaha iyo wakiillada si loo hubiyo in la baray horumarrada cusub, lacagaha la dhaqay iyo farsamooyinka maal- gelinta argagixisada, hababka iyo isbeddellada;
   f) uga warbixisaa Xarunta Warbixinnada Maaliyadeed dhaqdhaqaaqyada shakiga leh iyo macaamilka lacagta caddaanka ah ee waaweyn iyo inay u hoggaansanto habraacyada ay soo saarto Xarunta Warbixinnada Maaliyadeed.

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g) si joogto ah u samayso dib u eegis madax-bannaan oo ku saabsan waxtarka barnaamijka ka hortagga lacag-dhaqidda iyo la-dagaallanka maal-gelinta argagixisada; una gudbiso warbixinnadaas Bankiga Dhexe.

4) Dhammaan hay'adaha maaliyadeed ee shatiga haysta waa inay si wax-ku- ool ah u hirgeliyaan hannaan aqoonsi oo wax-ku-ool ah si waafaqsan shuruudaha uu Bankiga Dhexe jideeyay ee Xeer-nidaamiyayaasha, iyaga oo u adeegsanaya aqoonsiga macaamiishooda dukumentiyo la ansixiyay oo gaar ah ama hab kasta oo kale oo ku habboon, ha ahaato elektaroonig ama si kale; oo xaqiijinaya aasaaska aqoonsiga dhabta ah ee macaamiisha.

Qodobka 123 aad:
Tartanka furan

1) Hay'adaha maaliyadeed kuma lug yeelan karaan dhaqamo ka soo horjeeda tartanka furan, qandaraasyada, qabanqaabada ama hawlo ay u badan tahay inay si weyn u carqaladeeyaan tartanka suuqa.
2) Hay'adda maaliyadeed waa in aysan takoorin qof kasta oo adeeg u doonta marka laga reebo tuhunka la xiriira maal-gelinta argagixisada.

Qodobka 124 aad:
Xaddidaadda isticmaalka ereyga "banki"

1) Marka laga reebo qeexitaanka Sharcigan, qofna ma adeegsan karo erayga “banki” ama mid ka mid ah erayada kale ee la micne ah ee luuqad kasta ama magaca uu qofkaasi ganacsi kaga samaynayo Soomaaliya, ama uu ku sameeyo isagoo adeegsanaya astaan kasta oo caynkaas ah kuna qorto boor, warqad, xaashi, ogeysiis, xayaysiis ama qaab kasta oo kale.
2) Iyadoo la raacayo faqradda (3), cid aan banki ahayn, laguma aasaasi karo ama iskuma diiwaangelin karto magac ama summad, qofka aan banki ahaynna waa inaanu magaciisa u beddelin magac ama summad uu ku jiro ereyga "banki" ama mid ka mid ah asalkiisa oo ku qoran luuqad kasta.
3) Qodobkan laguma dabbaqi karo -
   a) Hay'ad lagu yagleelay sharci kasta oo kale;
   b) Hay’ad kasta oo lagu yagleelay ama aan lagu yagleelin, lagu sameeyay ama ku diiwaangashan waddan kasta oo aan Soomaaliya ahayn, iyadoo adeegsanaysa

magac ama summad ay ku jiraan ereyga "Bankiga" ama wax kasta oo la micne ah oo uu Bankiga Dhexe u fasaxay adeegsiga ereygaas ama erayada la micne ah oo la xiriirta yagleelidda ama ka shaqaynta bankiga ama xafiiska wakiilka ee Soomaaliya;

c) Qayb kasta oo hoos timaadda banki shati leh kaas oo uu Bankiga Dhexe u fasaxay inuu isticmaalo ereyga "banki" ama mid ka mid ah asalkiisa; iyo
d) Ururo guud oo ka kooban bankiyada ama shaqaalaha bankiga, oo loo sameeyay ilaalinta dantooda guud.

4) Iyadoo aan loo eegin faqradda (1), Bankiga Dhexe wuxuu, marka la tixgeliyo shuruudaha hadba sida loo arko inay ugu habboon yihiin, u oggolaanayaa shirkad banki oo milkiyad guud leh inay isticmaasho ereyga "banki" ama mid kasta oo ka mid ah erayada la micne ah ee luuqad kasta.
5) Isticmaalka ereyga "maaliyad" ama "hay'ad maaliyadeed" waxay u xaddidan tahay si la mid ah sida uu isticmaalka ereyga "banki" u xaddidan yahay marka la joogo Qodobkan, qofna ma isticmaali karo ereyga "maaliyadeed" ama "hay'ad maaliyadeed" ama asalkiisa haddii aan la raacayn shatiga uu bixiyo Bankiga Dhexe; ama marka laga reebo marka isticmaalku uu hoos imanayo arrimaha lagu xusay faqradda (3).

Qodobka 125 aad:
Koontooyinka fadhiidka ah

1) Koontooyinku wuxay noqdaan fadhiid haddii aan wax hawl ah lagu qabanin muddo lix bilood ah oo xiriir ah.
2) Wax kharash ah lagama qaadi doono koonto fadhiid ah.
3) Hay'adda maaliyadeed waa inay xirtaa koontooyinka macaamiisha ee fadhiidka noqday oo aan wax dhaqdhaqaaq ah lagu samaynin muddo laba sano ah oo xiriir ah.
4) Lacag kasta oo ku jirta koonto fadhiid ah waa in loo hayaa si aammin ah iyadoo la sugayo raadinta macmiilka ama dib u hawlgelinta koontada.
5) Hay'adda maaliyadeed waa in ay samayso dadaal kasta oo ay ku raadinayso macmiilka koontadiisu noqotay mid fadhiid ah, waana in ay isticmaalaan dhammaan xiriirrada la heli karo iyo kuwa la yaqaan oo ay ku jiraan dadka qaraabadiisa ah, dadaalladaasna waa in la diiwaangeliyaa.
6) Marka la furayo koontada, hay'adda maaliyadeed waa inay si buuxda u diiwaangelisaa xogta macmiilka sida qaraabada iyo dadka kale ee la

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7) xiriira.
8) Hay'adda maaliyadeed waa in ay macaamiisheeda ku waajibiso in ay cusboonaysiiyaan diiwaankooda gaarka ah iyo faahfaahinta dadka lagala xiriirayo ugu yaraan labadii sannaba mar.
9) Bankiga Dhexe wuxuu soo saarayaa shuruudo dheeraad ah oo ku saabsan koontooyinka fadhiidka ah.

Qodobka 126 aad:
Lacagaha laga tagey

1) Lacagaha ku jira koontada macmiilka ee loo xiray fadhiidnimo awgeed waa in lagu wareejiyo Bankiga Dhexe iyada oo ay la socoto faahfaahinta milkiilayaasha lacagaha.
2) Lacag kasta oo lagu soo wareejiyo Bankiga Dhexe waxaa loo sii deynayaa milkiilaha ama wakiilkiisa sharciga ah marka la sugo aqoonsigiisa dhabta ah iyo sheegashadiisa lacagaha.
3) Bankiga Dhexe wuxuu samaynaya Xeer-nidaamiyayaal lagu maamulo la macaamilka iyo maaraynta lacagaha laga tegay.
4) Hay'adda maaliyadeed waxaa ka degaya mas'uuliyadda ka saaran lacagaha ay ku wareejisay Bankiga Dhexe, laakiin waxay mas'uul ka ahaan doontaa ku- darid kasta ama ka-dhaafid kasta oo la xiriirta lacagahaas ka hor inta aan lacagahaas lagu wareejin Bankiga Dhexe.

Qodobka 127 aad:
Sir-qarin

1) Hay'adda maaliyadeed iyo wakiilladeeda waa inay xafidaan macluumaadka sirta ah ee macaamiisha.
2) In kasta oo ay jirto mamnuucidda faqradda (1), haddana hay'adda maaliyadeed waa in ay siiso macluumaadka macaamiisha-
   a) macmiilka ay khusayso;
   b) Bankiga Dhexe;
   c) qof kale, oo haysta oggolaansho cad ama oggolaanshaha macmiilka ay khusayso oo qoraal ah;
   d) sida uu jideeyo sharci qoran, oo uu ku jiro Sharcigan; ama
   e) si ay amartay maxkamad awood u leh.

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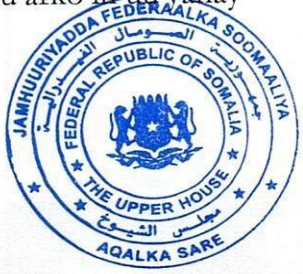
Qodobka 128 aad:
Ilaalinta macaamiisha

1) Hay'adda maaliyadeed waa in ay meelmarisaa oo ay qaadataa siyaasad guud oo ku saabsan hawlgallada sugidda bedqabka, sirta macluumaadka macaamilka, adeeg la isku hallayn karo oo tayo leh, daah-furnaanta adeegyada, u xaqsooridda, ka falcelinta degdegga ah ee cabashooyinka, weyddiimaha iyo xallinta degdegga ah ee cabashooyinka.
2) Bankiga Dhexe wuxuu horumarinayaa oo uu dhiirigalinayaa barnaamijyada iyo hindisayaasha, isagoo la kaashanaya hay'adaha maaliyadeed ama hay'adaha metalaya hay'adaha maaliyadeed, si loogu baraarujiyo oo wax looga baro macaamiisha ama macaamiisha suurtagalka ah ee badeecadaha iyo adeegyada maaliyadeed.
3) Hay'adda maaliyadeed waa inay magacawdo maamul sare oo wax ka qabta cabashooyinka iyo waxyaaabaha ay tirsanayaan macaamiishoodu.
4) Macmiil kasta oo ka tirsan hay'ad maaliyadeed oo ka xumaada fal kasta ama tacaddi kasta ee uu kala kulmo hay'adda maaliyadeed wuxuu u caban karaa hay'adda maaliyadeed si ay wax uga qabato.
5) Bankiga Dhexe wuxuu Xeer-nidaamiye ku qeexayaa hannaan dhammaystiran oo ku saabsan ilaalinta macaamiisha.

Qodobka 129 aad:
Xayeysiiska marin-habaabinta lacag-dhigashada

1) Hay'ad maaliyadeed ama qof kale midna ma samayn karo xayeysiis, buug- yare, wareegto ama dukumeenti kale oo uu qof ku martiqaadayo inuu sameeyo lacag-dhigasho kaas;
   (a) si been-abuur ah u muujinaya inuu oggolaansho u haysto inuu lacag qabto ama uu shati u haysto si waafaqsan Sharcigan; ama
   (b) lagu soo saaray si ka soo horjeedda tilmaam kasta oo uu bixiyay Bankiga Dhexe oo ku xusan faqradda (2).
2) Bankiga Dhexe wuxuu wakhti kasta farayaa qof kasta in uu ka noqdo, wax ka beddelo ama ka waantoobo soo saarista xayeysiis, buug-yare, wareegto ama dukumeenti kale oo la xiriira lacag-dhigasho oo go'aankiisa uu u arko in uu yahay mid marin-habaabin ah.



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Qodobka 130 aad:
Dokumentiyada elektaroonigga ah, isgaarsiinta iyo macluumaadka

1) Bankiga Dhexe, hay'ad maaliyadeed, macmiil, wakiil ama qof kasta oo kale oo uu saameynayo ama uu khuseeyo Sharcigani wuxuu u isticmaalayaa hab elektaroonig ah si uu-
   a) u curiyo u soo saaro dokumenti, diiwaangelin ama macluumaad kasta oo kale;
   b) macluumaad ugu gudbiyo qof;
   c) xiriir uga helo qof; ama
   d) u keydiyo dukumeenti, diiwaan ama macluumaad kale;

2) Isticmaal kasta oo dukumeenti elektaroonig ah, isgaarsiin ama macluumaad waa inay buuxiyaan arrimaha soo socda-
   a) asalka dukumeentiga, isgaarsiinta ama macluumaadka in la xifdiyey mar walba;
   b) asalka iyo qoraaga dukumeentiga, isgaarsiinta ama macluumaadka in si xooggan loo sugay;
   c) Dhammaan khataraha la xiriira dukumeentiyada elektaroonigga ah, isgaarsiinta iyo macluumaadka in la aqoonsaday, la qiimeeyay, la maareeyay, la xakameeyay oo la yareeyay;
   d) dukumeentiga, isgaarsiinta ama macluumaadka in lagu keydiyay hab si habboon loogu soo celin karo qaabkeedii asalka ahaa markii loo baahdo;
   e) farriimaha elegtaroonigga ah inay ku jiraan tafaasiil buuxa oo ku saabsan isha, qoraaga, taariikhda iyo wakhtiga la daabacay; iyo qaataha ama meesha uu u socdo; iyo
   f) Shuruudaha kale ee uu Bankiga Dhexe qeexo.

3) Dukumeentiyada elektaroonigga ah, diiwaannada, isgaarsiinta ama macluumaadka iyo soosaarkooda waa in lagu oggolaadaa caddayn maxkamad ama caddaaladeed halkaas oo dokumeentiyada, diiwaannada, isgaarsiinta ama macluumaadka looga baahan yahay.
4) Ilaa inta la hubinayo dukumeentiyada elektaroonigga ah, diiwaannada, isgaarsiinta ama macluumaadka inay yihiin qaabkoodii asalka ahaa ama la soo saari karo ama lagu soo celin karo qaabkoodii asalka ahaa.
5) Bankiga Dhexe wuxuu Xeer-nidaamiyayaal ku qeexayaa shuruudo dheeraad ah oo

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ku saabsan dukumeentiyada elektaroonigga ah, isgaarsiinta iyo macluumaadka.

Qodobka 131 aad:
Habka xallinta cabashooyinka

1) Hay'adda maaliyadeed waa inay diyaarisaa hab fudud, habboon, oo la heli karo oo cabashooyinka lagu gudbiyo.
2) Cabashooyinka ama murannada waa in si degdeg ah loo xalliyaa, haddii aanay taasi suurtagal ahayn, waa in lagu furdaamiyo wakhti macquul ah ama muddada kale ee uu Bankiga Dhexe qeexo.
3) Macmiilka waa in si joogto ah loogu wargeliyaa horumarka laga sameeyay xallinta cabashadiisa.
4) Hay'adda maaliyadeed waa inay xallisaa cabashada si uu maacmiilku ugu qanco, haddii macmiilku aanu ku qanacsanayn natiijada xallinta, wuxuu isticmaalayaa jidadka kale ee la heli karo oo ay ku jirto in isla cabasho la mid ah uu u gudbiyo Bankiga Dhexe.

Qodobka 132 aad:
Xalliyaha cabashooyinka

1) Marka uu maqan yahay wakiilka qaranka ee ilaalinta macaamiisha, Bankiga Dhexe wuxuu u magacaabayaa mid ka mid ah maamulkiisa fulinta inuu noqdo xalliyaha cabashooyinka hay'adaha maaliyadda.
2) Bankiga Dhexe waa inuu dejiyaa Xeer-nidaamiye kasta oo loo baahdo oo-

   a) Ku saabsan hawlaha, waajibaadka iyo awoodaha xalliyaha cabashooyinka; iyo
   b) Wax ka qabashada cabashooyinka ka dhanka ah hay'adaha maaliyadeed ee macaamiishooda.

Qodobka 133 aad:
Warbixin-siinta Bankiga Dhexe

1) Bankigu waa inuu Bankiga Dhexe uga warbixiyaa, iyada oo keli ah iyo iyagoo

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wadajir ahba, xaaladdiisa maaliyadeed, waxqabadkiisa iyo khatartiisa, marka loo baahdo iyo si joogto ahba.

2) Warbixinnada lagu xusay faqradda (1) waa inay bixiyaan macluumaadka sida hantida iyo deymaha ku jira ama aan ku jirin xaanshida xisaabxirka, faa'iidada iyo khasaaraha, ku filnaanta raasamaalka, ku filnaanta xaraashka, u bandhignaanta khatarta, ururSanaanta khatarta (oo ay ku jiraan qaybta dhaqaalaha, juqraafiga iyo lacagta), tayada hantida, bixinta deynta luntay, wax kala iibsiga dhinacyada xiriirka leh, heerka faa'idada deynta, khatarta suuqa iyo arrimaha kale sida Bankiga Dhexe uu ku qeexo Xeer- nidaamiyayaasha.
3) Bankiga Dhexe wuxuu Xeer-nidaamiye ku qeexayaa warbixinnada hay'adaha kale ee maaliyadeed looga baahan yahay in ay u soo gudbiyaan marka uu dalbado Bangiga Dhexe iyo wakhtiyo cayiman oo joogto ah.

Qodobka 134 aad:
Wadaagga macluumaadka amaahda

1) Hay'adaha maaliyadeed ee Sharcigan ku shatiyaysan waa in ay wadaagaan macluumaadka daynta ee togan iyo kuwa taban ee macaamiishooda si waafaqsan Xeer-nidaamiyayaasha.
2) Bankiga Dhexe wuxuu shati u siinayaa xafiisyada tixraaca amaahda si ay u ururiyaan, u lafaguraan oo ula wadaagaan macluumaadka deynta macaamiisha hay'adaha maaliyadeed iyo qof kasta oo kale oo idman.
3) Macmiilka waa in la siiyaa-
   (a) ogeysiis ka hor inta aan xogta deynta loo gudbin xafiiska tixraaca amaahda; iyo
   (b) ogeysiis ka dib markii macluumaadkiisa amaahda loo gudbiyo hay'ad.
   (c)
4) Bankiga Dhexe waa in uu sharciyeeyaa hab-dhismeedka wadaagga macluumaadka amaahda iyo hawlgelinta xafiisyada tixraaca amaahda.

Qodobka 135 aad:
Isku- xiranka

1) Hay'adda maaliyadeed waa inay isticmaashaa nidaamyo tigaadlayadeed oo

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awood u leh inay la shaqeeyaan nidaamyada kale ee dalka iyo kuwa caalamiga ah, si loo fududeeyo wada-shaqayn buuxda.

2) Hay'adda maaliyadeed waxa ay la geli kartaa wada-shaqayn ama heshiis isku- xiran hay'adaha kale ee maaliyadeed si ay awood ugu siiso wax kala

iibsiga dhammaan shabakadaha, nidaamyada ama goobaha ganacsiga iyada oo aan wax xaddidnaan ama xanibaad ah jirin.

3) Bankiga Dhexe wuxuu soo saarayaa tilmaamo ku saabsan hirgelinta wada-shaqaynta noocan ah.

Qodobka 136aad: Hal-abuur

1) Si loo horumariyo hal-abuurka iyo horumarka nidaamka maaliyadeed, hay'adda maaliyadeed waxa ay maal-gelinaysaa cilmi-baaris ay ku soo saarto badeecooyin ama adeegyo cusub si gaar ah ama iyadoo kaashanaysa cid kale, oo loo marayo hab tijaabo ah ama "Tijaabi oo Baro", kaasoo aan ku dabbaqmi doonin qodobbada Sharcigan iyo Xeer- nidaamiyayaasha inta lagu jiro marxaladda tijaabada.
2) Iyadoo lala tashanayo lagana helayo oggolaansho Bankiga Dhexe, lana fulinayo shuruudaha uu jideeyo Bankiga Dhexe, hay'adda maaliyadeed waxay degaan la ilaaliyay ku samayn kartaa tijaabo horudhac ah oo ku saabsan badeecad ama adeeg cusub, waana inay la socodsiisaa Bankiga Dhexe horumarka laga gaaro tijaabadaas.
3) Khatar kasta oo la xiriirta badeecadda ama adeegga hal-abuurka leh ee la tijaabinayo waa in la aqoonsadaa, la qiimeeyaa, la maareeyaa, lana yareeyaa, warbixinnada qiimaynta khatarta leh waa in loo gudbiyaa Bankiga Dhexe.

Qodobka 137 aad:
Fasaxa bankiga

1) Bankiga Dhexe wuxuu markasta ogeysiis ku bixinayaa boggiisa internet- ka, marka uu ku dhawaaqayo xilliga fasaxa bankiga.
2) Hay'adda maaliyadeed waa in aanay dadweynaha u furnaan maalinta fasaxa bankiga.
3) Fasaxa bankiga ee lagu xusay faqradda (1) ee qodobkan khasab maahan uu noqdo.

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fasax guud, nuxurka qodobkan looma qaadan karo in uu saamaynayo qodobbada xeer kasta oo dhaqangal ah ee la xiriira maalmaha ciidaha.

4) Iyada oo aan waxba loo dhimayn faqradda (1), Bankiga Dhexe wuxuu marka uu codsi uga yimaado hay'ad maaliyadeed ama qayb ka mid ah hay'ad maaliyadeed, haddii uu ku qanco in ay lagama-maarmaan tahay, u oggolaanayaa hay'adda maaliyadda ama laanta inay xirnaanto maalin ama gelin ka mid ah, ama maalmo sida lagu qeexo oggolaanshaha, iyadoo la raacayo shuruudaha iyo shuruucda uu Bankiga Dhexe jideeyo.

Qodobka 138 aad:
Ururka hay'adaha maaliyadeed

1. Hay'adaha maaliyadeed waxay samayn karaan ururro ujeeddkoodu yahay-

a) horumarinta naftooda iyo ganacsigooda;
b) dejinta xeer-dhaqan dhammaan hay'adaha maaliyadeed ee hoos yimaadda qayb gaar ah ay ku dhaqmi doonaan;
c) fududaynta qabanqaabada wada-shaqaynta dhexdooda ah ama midda ay la leeyihiin hay'adaha kale ee maaliyadeed;
d) horumarinta halbeegyada warshadaha iyo tilmaamaha loogu talagalay bixinta adeegyada badbaadada, bedqabka iyo hufnaanta leh;
e) qaadashada halbeegyada caalamiga ah iyo hababka ugu wanaagsan ee la xiriira ganacsigooda;
f) uga qareemidda danahooda Bankiga Dhexe ama hay'ad kale oo dawladeed ama urur kale;
g) horumarinta qaab-dhismeedka xallinta khilaafaadka ee looga dan leeyahay furdaaminta khilaafaadka dhexdooda ah; iyo
h) qaadashada siyaasadaha iyo hab-dhaqanka wadajirka ah ee ku wajahan ilaalinta macaamiisha.

Qodobka 139 aad:
Xiriirka Shuruucda kale

Haddii ay is-khilaafaan qodobbada Sharcigan iyo qodobbada xeer kale oo qoran oo dhaqangal u ah hay'ad maaliyadeed oo Sharcigani shati siiyay, qodobbada Sharcigan ayaa lagu dhaqmayaa ilaa xadka khilaafka sharciga;

Qodobka 140 aad:
Qoraallada farsamada

Bankiga Dhexe wuxuu wareegto ku soo saarayaa qoraallo farsamo si uu u sharraxo eray kasta ama jumlad kasta oo lagu isticmaalay Sharcigan ama Xeer-nidaamiyayaasha si loo fududeeyo maaraynta Sharciga iyo Xeer- nidaamiyayaasha.

Qodobka 141 aad:
Soo saarista wareegtooyinka iyo habraacyada

1) Bankiga Dhexe wuxuu soo saarayaa wareegtooyin ku saabsan ku dhaqanka ama hirgelinta qodob kasta oo ka mid ah Sharcigan ama Xeer- nidaamiyayaasha.
2) Bankiga Dhexe wuxuu soo saarayaa habraacyo khuseeya-
   a) tallaabooyinka ay tahay inay qaadaan hay'adaha maaliyadeed ee la xiriira ku dhaqanka ama hirgelinta Sharcigan iyo Xeer- nidaamiyayaasha;
   b) halbeegyada ay tahay in ay u hoggaansanto hay'adda maaliyadeed marka ay ku guda-jirto ganacsigeeda Soomaaliya ama waddan kasta oo ay ku taal laan ama qayb ka mid ah hay'adda maaliyadeed;
   c) tallaabooyinka iyo halbeegyada ay tahay in ay raacaan hay'adaha maaliyadeed si loo hirgeliyo nidaam-maaliyadeed xasilloon, bedqaba, oo hufan; ama
   d) qaadashada halbeegyada caalamiga ah, mabaadi'da ama dhaqammada la xiriira ganacsiga hay'adaha maaliyadeed.

3) habraac kasta oo lagu soo saaro Sharcigan ama Xeer-nidaamiyayaal wuxuu noqonayaa mid ansax ah oo la fulin karo, haddii la jebiyo ama aan la raacin waxaa lagu mutaysanayaa ganaax lacageed ama tallaabo kale oo maamul sida uu go'aamiyo Bankiga Dhexe.

Qodobka 142 aad:
Xeer- nidaamiyayaasha

1) Bankiga Dhexe wuxuu samaynayaa Xeer-nidaamiyayaasha uu u arko inay ku habboon yihiin ujeeddooyinka ama hirgelinta qodob kasta oo Sharcigan ka mid ah;
2) Bankiga Dhexe wuxuu ku jideynayaa Xeer-nidaamiyayaal-
   a) in la dejiyo qaab-dhismeedka iyo shuruudaha kale ee shati-siinta hawlgalka, kormeerka iyo dardargelinta hawlaha ganacsi ee qayb kasta oo ka mid ah

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hay'adaha maaliyadeed ee hoos yimaadda Sharcigan.

b) in la dejiyo foomamka codsiyada, shatiyada, oggolaanshaha, diiwaanka, ogeysiisyada, amarrada iyo dokumentiyada kale ee looga baahan yahay ujeeddooyinka Sharcigan;

c) in la qeexo xogta lagu bixinayo warbixinnada, soo celinta iyo dokumentiyada kale ee la keenay ama loo sameeyay ujeeddooyinka Sharcigan;

d) in uu qeexo khidmadaha iyo kharashaadka laga rabo inay bixiyaan hay'adaha maaliyadeed;

e) in uu jideeyo dembiyada iyo ciqaabaha ka dhasha ku xadgudubka Sharciga iyo Xeer-nidaamiyayaasha;

f) in la qaato halbeeg kasta oo caalami ah, mabaadi'da ama hababka ugu wanaagsan ee laga yaabo inay faa'iido u leeyihiin hay'adaha maaliyadeed ama nidaamka maaliyadeed;

g) in la caddeeyo arrin kasta oo aan si cad loogu qeexin Sharcigan balse lagama-maarmaanka u ah badbaadada, xasilloonida iyo wanaagga hay'adaha maaliyadda, nidaamka maaliyadeed ama danta guud.

h) Sababaha kale ee uu Bankiga Dhexe u arko inay ku habboon yihiin.

Qodobka 143 aad: Qodobada dhaqangalka ku meel-gaarka ah

1) Shatiyada lagu bixiyay Sharciga Hay'adaha Maaliyadda (2012) ee dhaqan- galka ahaa ilaa taariikhda bilawga Sharcigan, way sii jiri doonaan waxaana loo qaadanayaa in lagu bixiyay Sharcigan.
2) Fal kasta, nidaamin iyo habraac kasta oo lagu sameeyay Sharciga Hay'adaha Maaliyadda 2012, wuxuu ahaanayaa mid ansax ah waxaana loo qaadan doonaa in lagu sameeyay Sharcigan.
3) Xuquuq kasta oo la bixiyay ama waajibka lagu soo rogay, si waafaqsan Sharciga Hay'adaha Maaliyadeed 2012, qof ama ka dhan ah qof waa inay sii ahaadaan dhaqan-gal si la mid ah in lagu bixiyay ama lagu soo rogay Sharcigan oo kale.
4) Codsi kasta oo hakad ku jira, si waafaqsan Sharciga la baabi'iyay, waxaa loo qaadanayaa in loo sameeyay si waafaqsan qodobbada Sharcigan. Waxaana loogu

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dhaqmayaa si waafaqsan Sharcigan.

5) Xuquuq kasta ama faa'iido kasta oo la helay ama mas'uulliyad ka ratibmatay, si waafaqsan Sharciga la baabi'iyay, waa inay u sii jirtaa si waafaqsan Sharcigan.
6) Amar kasta, ogeysiis ama tilmaamo la bixiyay ama la sameeyay oo dhaqan- gal ah, si waafaqsan sharciga la baabi'iyay waa in, haddii aysan waafaqsanayn Sharcigan, ay u sii ahaadaan dhaqan-gal ilaa inta looga noqonayo si waafaqsan Sharcigan.
7) Dhammaan Xeer-nidaamiyayaasha Bankiga Dhexe ee lagu soo saaray Sharciga Hay'adaha Maaliyadda 2012 oo dhaqan-gal ahaa ka hor inta aan la fulin Sharcigan, way sii jiri doonaan haddii aan dib loo eegin ama lagu beddelin Xeer-nidaamiyayaal lagu soo saaray Sharcigan.
8) Qodob kasta oo ka mid ah Xeer-nidaamiyayaasha dhaqan-galka ah ee lagu soo saaray Sharciga Hay'adaha Maaliyadda 2012 ee aan waafaqsanayn qodob kasta oo Sharcigan ka mid ah waa in loo fasiraa si waafaqsan qodobbada Sharcigan.

Qodobka 144 aad:
Baabi'in

Sharcigani wuxuu baabi'inayaa Sharciga Hay'adaha Maaliyadda ee 2012.

Qodobka 145aad:
Dhaqan-gal

Sharcigan wuxuu dhaqan-gelayaa markuu ansixiyo baarlamaanka Federaalka ah, Madaxweynaha JFS uu saxiixo, laguna soo saaro Faafinta Rasmiga ah ee Dawladda.

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SHARCI LR.39 **TAARIIKH: 11-DA MAAJO 2025**

SHARCIGA SHIRKADAHA CEYMISKA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY: Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.

MARKUU ARKAY: Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/0721/B11/25**, ku taariikheysan **11/05/2025**, ujeeddaduna tahay Soo Gudbin Ansixinta''Hindise Sharciyeedka Shirkadaha Ceymiska.

MARKUU TIXGELIYAY: Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Shirkadaha Ceymiska.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
BY: Fadumo Mohamed Omar Saalah
GAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud

Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-050-2025
TAARIIKH : 09-09-2025
SAXIIX :
AVV Ahmed Isse Guuleh
Hantidhowraha Guud ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA MAALIYADDA

HINDISE-SHARCIYEEDKA SHIRKADAHA CAYMISKA

Waxaa diyaariyay Wasaaradda Maaliyadda Xukuumadda JFS, 2023

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CUTUBKA KOWAAD
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Qodobka 1aad
Magaca Sharciga

1. Sharcigan waxaa lagu magacaabaa "Sharciga Shirkadaha Caymiska".
2. Sharcigan waxaa tixraac u ah sharciyada soo socda
   b) Sharci lr. 69 ee 30/09/1972 (Abuuritaanka Caymiska Qaranka Soomaaliyeed)
   t) Sharci lr.20 ee Janaayo 1973 sharciga caymiska khasabka ah.
   j) Sharci lr.8 ee 26ka Jannaayo 1989, oo u oggolaanayay shirkadaha caymiska gaarka loo leeyahay ee dalka iyo kuwa shisheeye inay ka shaqeeyaan dalka.
   x) Sharci lr.37 ee 23 Nofeembar 1989, Xeerarka hay'adda maaliyadeed ee Soomaaliya.

Qodobka 2aad
Ujeeddooyinka

1. In la sameeyo nidaam lagu maamulo laguna kormeero dhammaan arrimaha Caymiska;
2. Qaab-dhismeedka iyo kobcinta Caymiska;
3. Ilaalinta xuquuqda iyo danaha macaamiisha Caymiska;
4. Taageeridda iyo horumarinta xirfadeed ee suuqa Caymiska; iyo
5. Taageerida jawi tartan oo wanaagsan oo dhexmara Shirkadaha Caymiska.

Qodobka 3aad
Eray-bixinno

Sharcigan dhexdiisa, ereyadan iyo tibaaxyadaba waa inay lahaadaan macnaha ku hor qoran:

1. **"Akjuweeri"**(Actuary) waxaa loola jeedaa xirfadle aqoon durugsan u leh odoroska khasaaraha ku dhici kara ganacsiga iyo hantida maaliyadeed ee shirkad, banki ama hay'ad ku hawlan ganacsi dhaqaale.

2. **"Wakiil Shirkad Caymis"** Waxaa loola jeedaa shakhsi fulinaya ganacsi caymis isagoo matalaya shirkad caymis rukhsad haysata, waxaana la macna noqonaya "Wakiil Caymis", kaas oo Bankigu siiyey oggolaanshiyo

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3. **"Qodobbada Xeerka Ururka"** waxaa loola jeedaa dokumenti sharci ah oo qeexaya xeerarka lagu maamulayo hawl-wadeennada Shirkadaha caymiska/takaful maamulkiisa gudaha iyo hawlaha.

4. **"Banka-takaful"** Waxaa loola jeeddaa iibinta, suuq-geynta, iyo qeybinta adeegyada caymiska/takafulka ee uu banki u qabanayo isagoo ka wakiil ah shirkadda caymiska/ takaful.

5. **"Bankiga"** waxaa loola jeedaa Bankiga Dhexe ee Soomaaliya, oo lagu dhisay Xeerka Bankiga Dhexe ee Soomaaliya, 2012. Isla markaana sii maamulaya shikadaha Caymiska ilaa inta dib loo soo celinayo Hay'addii Caymiska Qaranka.

6. **"Xuquuqlaha"**waxaa loola jeedaa qofka helay xuquuqda shahaadada Caymiska ama ku helay wareejin sharci ah.

7. **"Golaha Maamulka"** waxaa loola jeedaa Guddiga Maamulka loo xilsaaray, kaas oo kormeera habka maamul ee Shirkaddaha Caymiska.

8. **"Wakiil dallaal"** Waxaa loola jeedaa shaqsi fuliya ganacsi caymis isaga oo matalaaya dallaal caymis oo rukhsad haysta kaas oo Bankigu siiyey ogolaansho.

9. **"Dalaalka"** waxaa loola jeedaa hawlaha ay ka mid yihiin dhexdhexaadinta, diyaarinta, iyo gorgortanka Hishiiska Caymiska ama cusbooneysiintiisa ama kordhinta ka qeyb- galayaasha.

10. **"Heerarka Adeegyada"** waxaa loola jeedaa kala soocida adeegyada layska caymiyo ee ay fulinayso shirkada caymiska/takaful.

11. **"Shirkad"** waxaa loola jeedaa shirkad kasta oo lagu qeexay sharci kasta oo qoran waqtigan la joogo ee la xiriira shirkadaha iyo shirkad kasta oo lagu daray ama ka diiwaan gashan Soomaaliya;

12. **"La-taliyaha"**waxaa loola jeedaa qof uu Bankigu shati u siiyay in uu bixiyo adeegyada la-talinta ee Shirkadda Caymiska, oo ay ku jiraan laakiin aan ku xaddidnayn la-talinta Shareecada iyo Qiimaynta khatarta Caymiska.

13. **"Khabiir"** waxa loola jeedaa qof karti u leh oo loo magacaabay si waafaqsan sharcigan si uu ula taliyo shirakada caymiska talaabooyinka muhiimka u baahan

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ama sixitaanka ee bankigu ka doonayo.

14. **"Caymiska Qoyska"** waxa uu bixiyaa caymiska haddii ay timaado dhimashada ama naafanimada ka-qeyb-qaataha ama Xuquuqlaha u diiwaan-geshan ama xilliga heshiiska caymiska dhamaado, iyo bixinta lacag kabidda ee maaliyadeed.

15. **"Sannad Maaliyadeed"** waxaa loola jeedaa sanadka xisaab-xirka ee dhammaan dadka shatiga u haysta sharcigan.

16. **"U-qalmid"**waxaa loola jeedaa halbeeg loo isticmaalo in lagu go'aamiyo qofka daacadnimadiisa iyo sumcadiisa si loo xaqiijiyo in uu ku haboon yahay doorkiisa.

17. **"Shirkadaha Caymiska ee Ajnabiga ah"** waxaa loola jeedaa hawl-wadeen takaaful oo shati u haysta shuruucda dal shisheeye loona oggolaaday in uu ka shaqeeyo hawlaha caymiska si waafaqsan sharcigan.

18. **"Caymiska Guud"**waxaa loola jeedaa Caymiska sanadlaha ah, oo aan ahayn Caymiska qoyska.

19. **"Baaraha Madax-banaan"** waxaa loola jeedaa qof karti u leh oo loo magacaabay si waafaqsan sharcigan si uu baaris u sameeyo isagoo ka wakiil ah Bankiga

20. **"Dhexdhexaadiye"** waxaa loola jeedaa qofka qabanaya hawlaha dulaalnimada, wakiilnimada ama qiimeeyaha khasaare ama bankigu u go'aamin karo dhexdhexaadiye takaaful ah.

21. **"Maal-gashiyada"**waxaa loola jeedaa waxqabadka maal-gashiga, sameynta raasu- maalka shirkadda Caymiska iyadoo laga fili karo faa'iido.

22. **"Shatiga"** waxaa loola jeedaa oggolaansho lagu fulinayo ganacsi caymis/takaful ama dhexdhexaadin Takaful ah oo uu soo saaray Bankigu si waafaqsan sharcigan.

23. **"Khasaare qiimeeye"**waxaa loola jeedaa qof Bankigu shati u siiyay inuu qiimeeyo dacwad Caymis oo uu go'aamiyo cadadka Magdhawga ee la siinayo qofka cabanaya.

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24. **"Guddiga Maamulka"** waxaa loola jeedaa koox mas'uuliyiin sare ah oo u xilsaaran maamulka shirkadda caymiska.

25. **"Raasa-maal ugu Yar"**waxaa loola jeedaa raasa-maalka ugu yar ee loo baahan yahay in uu si joogto ah u ilaaliyo hawl-wadeenka Caymiska ah sida uu farayo sharcigu.

26. **"Habraaca Caymiska"**waxaa loola jeedaa hannaan waafaqsan shareecada oo qeexaya xiriirka iyo waajibaadka ka dhexeeya Shirkadda Caymiska iyo Ka-qeyb-galayaasha.

27. **"Ka qeyb-qaataha"**waxaa loola jeedaa qof haysta Shahaadada Caymiska ee Heshiiska la saxiixday shirkadda Caymiska oo ay ku waajibtay bixinta khidmadda Caymiska.

28. **"Sanduuqa Caymiska ka qeyb-qaateyaasha"**waxaa loola jeedaa sanduuq qaraanka la bixiyo u gaar ah.

29. **"Dib-u-Caymiska"**waxaa loola jeedaa hab shirkad caymis oo lagu kalsoonyahay la gasho heshiis shirkad Dib-u- Caymiska ee la wadaagida cadad ka mid ah qaaraanka, isla markaana la qeybsata hadii uu qaan-sheegad ku yimaado shirkadda.

30. **"Xeer-nidaamiye"** waxaa loola jeedaa xeerar iyo hab-raacyo lagu saleeyey sharcigan.

31. **"Golaha Saamileyda"**waxaa loola jeedaa hay'ad u taagan danaha dhammaan saamileyda.

32. **"Sanduuqa Saamileyda"**waxaa loola jeedaa akoonka haya raasu-maalka la bixiyay oo ay bixiyaan saamilayda shirkadda Takaful halkaasoo kharashaadka maamulka iyo hawlaha kale lagu bixiyo si waafaqsan sharcigan.

33. **"Guddiga Sare ee Shareecada"**waxaa loola jeedaa guddi khubaro ah oo ku takhasusay Shareecada oo uu sameeyay Bankigu Dhexe hay'ad la-talin iyo siyaasad- dejineed oo ku saabsan mabaadi'da shareecada ee.

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xiriirta hawlaha Caymiska.

34. **"Shareecada"**waxaa loola jeedaa Shareecada Islaamka.

35. **"Sharci-dhawrka Shareecada"**waxaa loola jeedaa qiimayn xilliyeed oo la sameeyo waqti ka waqti si loo sameeyo qiimayn madax-bannaan oo lagu fulinayo awaamiirta Shareecada ee sharcigan iyo xeerarka Caymiska, ee Guddiga Shareecada iyo Guddiga Sare ee Shareecada.

36. **"Sharci-dhawraha Shareecada"**waxaa loola jeedaa qof Bankigu u oggolaaday inuu sameeyo baaris shareecada ah ee la xiriita hawlaha Caymiska.

37. **"Guddiga Shareecada"**waxaa loola jeedaa guddi xeel-dheereyaal shareecada islaamka ah oo ay soo agaasintay Shirkadda Caymiska ah si loo hubiyo ku dhaqanka Shareecada ee hawlaha Caymiska.

38. **"Aqbalka Akjuweeri"**waxaa loola jeedaa qof haysta shatiga Bankiga kaasoo fulinaya waajibaadka wax lagu aqbali karo ama dib-u-eegista lagu smaeyn karo.

39. **"Qasaare qiimeeye"**waxaa loola jeedaa qof Bankigu shati u siiyay inuu baaro khasaaraha iyo inuu hubiyo xaaladda khasaaraha sida burburka baabuurta, adeegyada caymiska, qalabka, ama hantida.

40. **"Caymiska"**waxaa loola jeedaa nidaam caymis oo waafaqsan shareecada ujeedadiisuna tahay in la helo wada-shaqeyn dhex marta koox ka mid ah ka qeyb-galeyaasha si ay wadajir iskaga caawiyaan hadii midkood ku timaado khatar lama filaan ah, ayagoo markaas ku heshiiyey inay bixiyaan qaaraanka isla markaasna shirkadda caymisku u maamusho si waafaqsan shareecada.

41. **"Shahaadada Caymiska"** waxaa loola jeedaa dokumenti caddeynaya jiritaanka heshiis caymis/takaful.

42. **"khidmada Qaaraanka Caymiska"** waxaa loola jeedaa lacagta uu ka qeyb-qaataha caymiska ka bixiyo shahaadada caddeynta ka mid ahaanshaha caymiska.

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43. **"Sanduuqa Maal-gelinta ee caymiska"** macneheedu waa Keyd sanduuq oo u gaar ah ka qeyb-galeyaasha oo loogu tala-galo maal-gelin.

44. **"Hawl-wadeenka Caymiska"**waxaa loola jeedaa shirkadda uu Bankigu u oggolaado in ay qabato hawlaha Caymiska.

45. **"Diiwaanka Heshiiska Caymiska"**waxaa loola jeedaa diiwaanka heshiiska oo qoraal ah una dhaxeeya hawl-wadeenka Caymiska iyo caymis-qaataha,wuxuu ka kooban yahay shuruudaha cayminta, xuquuqda iyo heshiisyada labada dhinac, isla markaana lagu bixiyo shahaadada Caymiska.

46. **"Sanduuqa Magdhawga Caymiska"** waa sanduuqa qaaraanka kaqeyb-qaatayaashu dhigtaan si loogu bixiyo caawinaadda kharashaadka khatarta imaan karta.

Qodobka 4aad
Baaxadda Sharciga

1. Sharcigani wuxuu khuseeyaa dhammaan Shirkadaha Caymiska, oo ay ku jiraan shirkadaha gudaha iyo kuwa ajnabiga ah ee ka hawl-gala Soomaaliya ee ka shaqeeya ganacsiga Caymiska iyo dhammaan Shirkadaha Caymiska.
2. Sharcigani wuxuu saameynayaa arrimaha la xiriirta shirkadaha dib-u-caymiska ee ku salaysan heshiiska shirkadda Caymiska oo ah shirkad leh dalbashada la- qeybsiga khatarta iyo dib-u-caymiska oo oggolaata la-qeybsiga khatarta.

Qodobka 5aad
Shahaadada Caymiska ee Reeban

1. Shakhsi ama hay'ad kama qaadan karto shahaado Caymis meel ka baxsan Soomaaliya, marka laga reebo in Shirkadaha Caymiska gudaha aysan dabooli karin khatarta.
2. Qof kasta ee doonaya inuu ka soo qaato shahaado Caymis meel ka baxsan Soomaaliya waa inuu marka hore oggolaansho ka helaa Bankiga Dhexe ee Soomaaliya.

Qodobka 6aad
Mabaadi'da Guud ee Caymiska

1. Dhinacyada ganacsiga Caymiska waxaa looga baahan yahay inay ...

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hoggaansamaan mabaadi'da guud ee soo socota:

b) ku-dhaqanka shareecada iyo shuruucda kale ee degsan
t) Iskaashiga;
j) daacadnimo;
x) ku-daneysasho ku salaysan Caymiska;
kh) oggaanshaha xaqiiqda sababta dhabta ah;
d) qiimo-ridka;
r) magdhawyada; iyo
s) u-hogaansanaanta nidaamka dib-u-caymiska

CUTUBKA LABAAD
MAAMULKA SHARCIYEYNTA IYO KORMEERKA

Qodobka 7aad
Awoodda Rukhsadda Sharciyeynta iyo Kormeerk

Awoodda shati-siinta, sharciyeynta iyo ilaalinta hawlaha Caymiska iyo kuwa qabta shaqadaas ee ka diiwaan-gashan Soomaaliya, waxaa leh Bankiga dhexe ee Soomaaliya

Qodobka 8aad
Sharciyada iyo Ujeeddooyinka Kormeerka ee Bankiga

1. Bankigu waa inuu u gutaa awoodihiisa uu sharcigan siinayo si uu u arko inay ugu habboon tahay inuu u fuliyo ujeeddooyinka xeer-nidaamiye iyo kormeer ee soo socda-

b)ilaalinta ka-qeyb-galayaasha caymiska iyo ka-faa'iidaystayaashooda
t) in kor loo qaado ilaalinta hufnaanta, bed-qabka, iyo habsami-u-socodka shaqada caymiska
j) ka-qeyb-qaadashada xasiloonida maaliyadeed; iyo
x)inuu qabto hawlaha kale ee uu sharcigani u oggolyahay iyo sharciyada kale ee dalka.

Qodobka 9aad
Awoodaha iyo Xilalka Guud ee Bankiga

1. Bankigu wuxuu leeyahay xilalka iyo awoodaha soo socda:

b) dejinta, fulinta iyo ilaalinta siyaasadaha, habraacyada, qorshaynta iyo iyo kuwa horumarineed ee la xiriira Caymiska.

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t) in la dejiyo barnaamijyada horumarinta mustaqbalka Caymiska ee dalka.

j) jiheynta, qiimaynta, xisaabinta iyo kormeeridda hawlaha Shirkadaha Caymiska, laamaha Shirkadaha Caymiska iyo hawl-wadeennada Caymiska.

x) soo-saarista, cusboonaysiinta, joojinta, wax-ka-beddelka, iyo kala noqoshada shatiyada Shirkadaha Caymiska, laamaha Shirkadaha Caymiska iyo hawl- wadeenka Caymiska

kh) helitaanka iyo isdhaafsiga xogta kormeerka ee hay'adaha kale ee Caymiska ee ku saabsan Shirkadaha Caymiska ee dalka ama Shirkadaha Shisheeye ee Caymiska ka hawl-gala dalka ama hay'adahooda sharciga ah.

d) dejinta iyo dhaqan-gelinta xeer-nidaamiyeyaal, habraacyo, wareegtooyin ku saabsan arrimaha Caymiska iyo hab-dhaqanka, anshaxa, maamulka, hanti- dhawrka, maaraynta khatarta, maamulka shareecada iyo u-hoggaansanaanta, bed- qabka, habka Keydka iyo noocyada Keydka Shirkadaha Caymiska, xuquuqda iyo faa'iidooyinka ka qeyb-galayaasha iyo xeerarka kale ee lagu sheegay sharcigan.

r) qabashada warbixinnada, macluumaadka iyo dukumentiyada Shirkadaha Caymiska iyo Xirfadlayaasha Caymiska xilli kasta iyo marka loo baahdaba.

s) helitaanka iyo tallaabo ka-qaadidda cabashooyinka iyo in la caddeeyo dembiilayaasha iyo Shirkadaha ku xad-gudbay qodobbada Sharcigan iyo shuruudaha ku cad rukhsadooda ganacsi.

sh) Daabacaadda warbixinnada iyo macluumaadka hawlaha la xiriira Shirkadaha Caymiska.

dh) in la fuliyo dhammaan waxbixinada shareecada ee ka soo baxda guddiga sare ee shareecada.

c) in la helo oggolaanshaha Guddiga Sare ee Shareecada dhammaan noocyada caymis ee cusub iyo arrimaha shareecada ee ay soo gudbiyaan Shirkadaha Caymiska.

g) shaqaalaysiinta, tababaradda xirfadlayaasha Caymiska iyo khabiirrada Caymiska.

f) Sameynta waajibaadyada kale ee ku qeexan sharcigan.

Qodobka 10aad

Awoodaha Kormeerka iyo Hanti-dhawrka

1. Bankigu waa inuu lahaadaa awoodaha soo socda si uuu kormeero oo u

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xisaabiyo hawlaha Caymiska:

b) inuu kormeero oo uu baaro Shirkadaha Caymiska xagga u-hoggaansanaanta iyo dhinacyada la xiriira khataraha ayadoo lagu fulinayo kormeerka ka baxsan

goobta iyo kan goobta iyo kormeerka ku salaysan khatarta si loo baaro hawlaha Shirkadaha iyo Xirfadlayaasha Caymiska, qiimeynta xaaladahooda iyo kormeeridda tayada iyo wax-ku-oolnimada maamulkeeda ka shirkad ahaan iyo u-hoggaansanaantooda sharciga khuseeya iyo shuruudaha kormeerka.

t) Samaynta Sharci-dhawrka shareecada ee Shirkadaha Caymiska.

j) In hanti-dhawrayaashu ay u soo gudbiyaan qorshahooda Sharci/hanti-dhawrka rubuca hore ee sannad-maaliyadeed kasta Bankiga.

x) In la sameeyo oo la hirgeliyo halbeegyada daahfurnaanta ee hawlaha ay qabtaan Shirkadaha Caymiska iyo Hawl-wadeenka Caymiska.

kh) Qiimaynta iyo ilaalinta tayada iyo heerka saxda ah ee saamilayda, xubnaha Guddida Shareecada, xubnaha Guddida Maamulka, maamulka, iyo shaqaalaha muhiimka ah ee Shirkadaha Caymiska si gaar ah iyo si wadajir ah.

d) inuu kormeero Shirkadaha Caymiska ganacsigooda, kuna dhaqma xirfaddooda, daryeelka iyo hawl-karnimo, ulana dhaqmaan ka-qeyb-galayaasha si caddaalad ah, ka hor inta aan la gelin heshiiska Caymiska iyo ilaa heer ay dhammaan waajibaadka Heshiiska Caymiska ku jiraan lagu qanco.

r) oggaanshaha, kormeerka iyo falanqaynta suuqa iyo horumarka maaliyadeed iyo arrimaha kale ee deegaanka ee saameeya hawlaha Caymiska.

s) qaadashadatallaabooyinka degdegga ah ee lagama maarmaanka ah haddii ay jiraan xaalado aan caadi ahayn.

2. Shaqaalaha Bankigu waa inay u kormeeraan si xirfad sare ku jirto marka ay gudanayaan waajibaadkooda, waana inay ilaaliyaan sirta.
3. Shaqaalaha Bankigu waxay yeelanayaan xasaanad sharci, marka ay gudanayaan waajibaadkooda rasmiga ah.
4. Bankigu waa inuu si joogto ah u baaro buugaagta iyo diiwaannada Shirkadaha Caymiska iyo hawl-wadeenka Caymiska.

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Qodobka 11aad
Kormeerka

1. Bankigu waa inuu ku sameeyaa baaris goobta Shirkadda Caymiska, joogteynta baarista xisaab-xirka ayadoo lagu saleynayo xaaladaha ay leedahay Shirkad kasta, inta lagu jiro xisaab-xirka goobtaas.
2. Bankiga waa inuu dib-u-eegis ku sameeyaa arrimaha maaliyadda, maamulka, iyo sharciga, u-hoggaansanaanta Shareecada, wax kala iibsiga, xisaabaadka, hantida, iyo dokumentiyada, oo ay ku jiraan heshiisyada dib-u-caymiska, caddaynta dakhliga iyo kharashyada iyo dokumentiyada kale ee lagama maarmaanka ah ee la xiriira kuwa cusub iyo kuwii hore ee arrimaha shirkadaha Caymiska.
3. Shirkadaha Caymiska waxaa looga baahan yahay inay keenaan dokumentiyada lagama maarmaanka ah, diiwaannada iyo warbixinnada loo xilsaaray hanti-

   dhawrka ama Bankiga inta lagu jiro ama ka hor xisaabinta, Hanti-dhowruhu waa inuu geli karaa meelaha dokumentiyada iyo diiwaannada lagu hayo, sida kombuyuutarrada iyo qaanadaha/qasnadaha.
4. Marka laga reebo xaaladaha Shirkadda Caymiska la kulmo dacwadaha kicitaan ama xaalado kale oo degdeg ah, Bankigu waa inuu ku wargeliyaa Shirkadda Caymiska toban maalmood oo warqad qoraal rasmi ah ka hor inta uusan ku fulin ficillada kor ku xusan.
5. Dhammaan macluumaadka uu Bankigu helo waxaa loola dhaqmayaa si qarsoodi ah marka laga reebo si kale oo uu sharci u qeexay.
6. Bankigu waxa uu isticmaali karaa hanti-dhawre dibadda ah si uu u xisaabiyo Shirkadda Caymiska oo uu siiyo waxa lagama maarmaanka ah tilmaamaha lagu gudan karo waajibaadka laga rabo, isla markaasna Shirkadda Caymiska ayaa bixin doonta kharashka.

Qodobka 12aad
Guddiga Sare ee Shareecada

1. Bankigu waa inuu dhisaa guddi sare oo shareecada ka shaqeeya oo ah hay'adda la- talinta mabaadi'da shareecada ee la xiriira hawlaha caymiska ee Soomaaliya.
2. Guddiga Sare ee Shareecada wuxuu ka koobnaanayaa 5 xubnood.
3. Bankigu waa inuu hubiyo in xubin kasta oo ka tirsan Golaha Sare ee Shareecada ay buuxiso shuruudaha ku xusan sharcigan.
4. Bankigu wuxuu u soo jeedin karaa la-taliyeyaashiisa sare inuu ku daro 3

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ilaa 5 xubnood ee shareecada, khubarada Caymiska, sharciyaqaan ama kuwo la midah oo takhasuskaas leh oo noqonaya xubno aan codeyn ku dhex lahayn Guddiga Sare ee Shareecada.

5. Xubnaha Golaha Sare ee Shareecada ayaa xubnahooda mid ka mid ah u dooranaya guddoomiye midna guddoomiye ku-xigeen.
6. Xubinta Guddida Sare ee Shareecada ma noqon karto agaasime, xubin ka tirsan guddiga shareecada, shaqaalaha maamulka fulinta ama saamile ka mid ah Shirkadaha Caymiska ee dalka.
7. Guddida Sare ee Shareecada waxay u yeeran karaan guddiyada shareecada ee Shirkadaha Caymiska sida shirar laba geesood ama wadareed ah si ay uga doodaan arrimaha hoos yimaada mas'uuliyadda guddiyada shareecada ama dhibaatooyinka khuseeya Caymiska.

Qodobka 13aad
Waajibaadka Golaha Sare ee Shareecada

1. Guddiga Sare ee Shareecada waa awoodda ugu sareysa ee ku-dhaqanka shareecada ee Caymiska.
2. Haddii ay dhacdo kala duwanaansho ra'yiga Shareecada ee Caymiska ama
   fikradda, go'aanka maxkamadda ayaa noqonaya kama dambays.
3. Guddiga Sare ee Shareecada wuxuu yeelanayaa shaqooyinka soo socda:
   b) la-talinta Bankiga ee ilaalinta ku-dhaqanka shareecada ee Caymiska.
   t) Qiimaynta iyo ansixinta xeerarka, siyaasadaha iyo hab-raacyada Bankiga ee ku-dhaqanka shareecada ka hor inta aan la dirin ayagoo gacansiinaya hay'adaha ay khusayso ka dibna lagu dabaqo Shirkadaha Caymiska.
4. Qiimaynta iyo ansixinta maamulka shareecada iyo u-hogaansanaanta siyaasadaha, adeegyada, hab-tilmaameedka iyo hab-raacyada hawl-fulinta iyo maaraynta Shirkadaha Caymiska si loogu hoggaansamo shareecada, Guddiga Sare ee Shareecada waa in ay fikradahooda iyo talooyinkooda ku bixiyaan qaab- qoraal ah.
5. Xubnaha Guddiga Sare ee Shareecada waa inay xafidaan dhammaan macluumaadka laga helo Bankiga, Shirkadaha Caymiska iyo Xirfadlayaasha Caymiska.
6. Marka dacwad kasta oo la xiriirta ganacsi caymis/takaful la horgeeyo maxkamad ama gar-qaade kasta ay ka soo baxdo su'aal ku saabsan arrimaha la xiriira shareecada, maxkamadda ama dhexdhexaadiyaha waxay su'aashaas kala tashanayaan Guddiga Sare ee Shareecada.

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7. Maxkamadda, iyadoo loo eegayo soo-jeedinta Gollaha Sare ee shareecada iyada
ayaa leh go'aanka kama dambaysta ah.

Qodobka 14aad
Xeerka Habsami-maamulka

1. Bankigu waa inuu dejiyaa qaab-dhismeedka hab-sami-u-maamulka kor-joogteynta kaasoo ku lug leh aqoonsiga, la-socodka iyo qiimaynta:
   b) daldaloolada guud ee qeybaha iyo soo-bandhigidda dhameystiran ee qeybta caymiska; iyo
   t) khatarta kordhi karta iyo gudbinta lamafilaanka leh ee nidaamka maaliyadeed iyo dhaqaalaha oo ay sababto baaxadda, ku-adkaashaha, wax-ka-beddel la'aanta iyo/ama isku xirka caymiska dhibaateysan ama fashilmay ama arrimaha isku jirka ah ee cakiran ee saameeya caymisyo isla mid ah oo la kulma khataraha caadiga ah.

Qodobka 15aad
Wadajirka Kormeerka

1. Bankigu waa inuu kormeer dhammeystiran ku sameeyo hawl-wadeennada caymiska oo qeyb-qeyb u habaysan si waafaqsan qodobbada sharcigan.
2. Bankigu waa inuu kormeer buuxa ku sameeyo shirkadaha sharciga ah ee la xiriira hawl-wadeennada caymiska ama xubnaha hawl-wadeennada caymiska ama dadka xiriirka la leh shirkadaha wax ka leh hawl-wadeennada caymiska ee Soomaaliya, xubin ama waddan shisheeye oo xafiisyadooda ku yaallo Soomaaliya.

CUTUBKA SADEXAAD
HAB DHAQANKA HAWLAHA CAYMISKA AH

Qodobka 16aad
Isticmaalka Erayga Caymiska/Takaaful

1. Looma diiwaan-gelin karo erayga caymis/takaaful qof ama hay'ad aan ka shaqayn hawlaha caymiska/takaafulka sida uu qabo sharcigan, iyadoo aan oggolaansho laga haysan Bankiga,
2. Marka ay helaan oggolaanshaha Bankiga, adeegsiga erayga

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caymis/takaaful ama erayo u dhigma kuwaasoo laga soo dheegtay luuqado kale ama erayo kale oo lagu qaban karo hawlaha caymis/takaaful ee gudaha Sooomaaliya, magacaas ayay u isticmaali karaan dokumentiyada iyo xayaysiintooda.

Qodobka 17aad
Sameynta iyo Maamulidda Sanduuqyada

1. Shirkad kasta oo ka mid ah Shiradaha Caymiska ee ku diiwaan-gashan sharcigan waa inay abuurtaa, si waafaqsan qodobkan, sanduuqa Caymiska oo la xiriira heerka nooca Caymiska ee ay shiraddu ka waddo Soomaaliya, taasoo waafaqsan nidaamka hawlaha caymiska ee Soomaaliya.
2. Waa in lagu shubaa sanduuqa Caymiska dhammaan lacagta la qabtay ee u gaarka ah nooca caymis ee sanduuqu la xiriiro (oo ay ku jiraan dakhliga sanduuqa ka yimid maal-gelinta), hantida ku jirta sanduuqa waxaa lagu dabaqi karaa oo keliya si loo daboolo qeybtaas, waxaana hantida sanduuqa laga jari karaa oo keliya qaamaha iyo kharashyada ku taagan Shirkaddaasi.
3. Marka laga hadlayo sanduuqa ganacsiga Caymiska qoyska, qeyb ka mid ah sanduuqa laguma qoondayn karo faa'iidooyinka Caymiska ee ka-qeyb-galayaasha, marka laga reebo oggolaanshaha akjuweeriga, haddii hantida dheeraadka ee ka badatay kharashaadka la bixiyey sida ku cad qiimaynta sharciga ah ee ugu danbeysa ee sanduuqa, hantida dheeraadka ah waa in loola dhaqmaa nidaam ka- qeybqaataha looga dhimayo bixinta khidmada hore loogu qoondeeyay.
4. Haddii saddex sano oo xiriir ah ay hoos u dhacdo sanduuqa qaaraanka caymiska, hawl-wadeenada caymisku waa in ay u gudbiyaan bankiga warbixin ay ku sharxayaan sababaha.
5. Haddii ay dhacdo xaalad is-bixin la'aan, hantida ku jirta deebaajiga uu sameeyay hawl-wadeen caymiska sharcigani ee khuseeya nooc caymis, waxaa loo diiwaan- gelinayaa hanti sanduuqa caymisku leeyahay ee hawl-wadeennadu u asaasay dhinaca hawlaha caymiska, waxaana hantidaas lagu dabaqayaa qodobkan farqaddiisa 2aad.
6. Hadii Shirkad Caymis la baabi'iyo lacagaha macaamiisha iyo xuquuqaadka kale oo ay haysay waxaa loo maamulayaa sida uu Bankiga Dhexe kusoo saaro Xeer-nidaamiye.
7. Bankigu waa inuu soo saaraa xeer-nidaamiye ku saabsan shuruudaha la xiriira lacagaha Caymiska gaar ahaan kororka iyo hoos u dhaca ku

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yimaada hantida takaaful/caymis iyo faa'iidada lacagta Caymiska, iyo hab-raac kasta oo kale oo la xiriira maaraynta taxadarka leh iyo ilaalinta lacagaha Caymiska.

Qodobka 18aad
Shuruudaha Hantida Sanduuqa Caymiska

1. Hantida sanduuqa Caymiska ee sharcigan ku cad waa in laga ilaaliyaa dhammaan hantida kale ee Shirkadda. Waa in aanay ku darin hantida ka kooban deebaaji ee sharcigan ama wax lacag ah sababtuna tahay niyad wanaag, faa'iidada kharashka horumarinta, ama adeeg caymis la mid ah oo aan la xaqiijin karin marka laga reebo ganacsiga ama qeyb ka mid ah ganacsiga Shirkadda.
2. Ma jiro wax kala beddelasho ah oo u dhexeeya maaliyad kasta oo Caymiska ah oo ay aasaastay Shirkadda Caymiska ah iyada oo aan oggolaansho hore laga helin Bankiga.

Qodobka 19aad
Hagaajinta Xisaabaadka

1. Shirkadda Caymiska waa inay xafiddaa xisaabaadkeeda si waafaqsan Heerarka Warbixin-xisaabeedka Soomaaliyeed ee la oggolyahay.
2. Bankigu wuxuu soo saarayaa xeer-nidaamiye qeexaya:
   b) qaabka iyo habka loo ilaaliyo diiwaannada xisaabaadka ee Shiradaha Caymiska;
   t) diiwaannada lagu hayo qeyb ka mid ah diiwaannada xisaabaadka hawlwadeenka Caymiska;
   x) muddada la hayo diiwaannada xisaabaadka, iyo
   kh) Shuruudaha kale ee lagu dabaqi karo diiwaannada xisaabaadka.
3. Diiwaanka xisaabaadka ee Shirkadda Caymiska waa in lagu hayaa xafiiskeeda Soomaaliya.

Qodobka 20aad
Diiwan-gelin Shahaadooyin Caymis

1. Shirkadda Caymiska waa inay sameysaa oo ku xafiddaa diiwaanka shahaadooyinka Caymiska ee la xiriira ganacsigeeda goobta ugu

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muhiimsan ee ganacsiga Soomaaliya, wax shahaado ah oo soo galey diiwaanka shirkadda lagama saari karo ilaa iyo inta ay jirto mas'uuliyadda hawlwadeenka Caymiska ee ku saabsan shahaaddadaas.

2. Bankigu waa inuu qeexaa qaabka, nuxurka iyo shuruudaha kale ee la xiriira Diiwaanka Shahaadooyinka Caymiska.
3. Codsiga qof kasta oo danaynaya shahaadada Shirkadda, Shirkaddu waa inay ku war-gelisaa inay ku jirto Diiwaanka iyo in kale.

Qodobka 21aad
Ka-noqosho Shahaadooyin

1. Shirkadda Caymisku waa inay hubisaa in Sharciga Caymisku qeexayo duruufaha lagu bixinayo lacag-u-celinta ka-noqoshada shahaadooyinka ka-qeyb-qaataha iyadoo si saxan loo xisaaabinayo.
2. Shirkadaha Caymisku waa inay tixgeliyaan arrimaha soo socda marka ay go'aaminayaan qiimaha shahaado-celinta, oo ay ku jirto kharash kasta oo la xiriira arintaas-
   b) haddii ay khusayso, si waafaqsan mabaadi'da akjuweeriga ah ee la aqbalay;
   t) si loo hubiyo in si cadaalad ah loola dhaqmo ka qeyb-galayaasha; iyo
   j) iyadoo la raacayo halbeegyada hab-dhaqanka suuqa ee ku qeexan sharcigan ama xeerarka uu soo saaro Bankiga.

3. Shirkadda Caymisku waa in ay xaqiijisaa lacagta dib loogu celinaayo caymislaha in laga soo saaro koontada saxda ah.

Qodobka 22aad
Warbixin Maaliyadeed

1. Xisaab-xirka hawl-wadeennada caymiska ee la hubiyay waxay ka kooban yihiin:
   b)bayaan ku saabsan mawqifka maaliyadeed ee hawl-wadeennada caymiska sida taariikh xisaabeedkeeda;
   t) bayaan ku saabsan heerka maaliyadeed ee shirkadda caymiska sida taariikh xisaabeedkeeda;
   j) bayaan dakhli dhammaystiran ee hawl-wadeenka caymiska ee la xiriira sannad-maaliyadeedka ku dhammaanaya taariikhda haraaga xisaab-xirka;
   x) bayaan xisaabeedka dakhliga ee ku saabsan ganaasi kasta oo caymis ah oo uu wado hawl-wadeenku sanadkaas;

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kh) bayaan ku saabsan socodka lacagta caddaanka ah ee hawl-wadeenada ee la xiriira sannad-maaliyadeedka ku dhammaanaya taariikhda haraaga xisaab- xirka iyo

d) Qoraal kasta ama dokumenti kale oo siinaya macluumaad la xiriira xisaabaadka iyo caddeynta baaqiga ee uu Bankigu u baahan karo.

2. Hawl-wadeennada caymisku waa inay u soo gudbiyaan xisaab-xirka xisaabaadka la baaray muddo saddex bilood gudahood ah ka dib dhammaadka sannadka ay khusayso xisaab-xirkaas.
3. Hawl-wadeenku sidoo kale waa inuu u soo gudbiyaa Bankiga xisaab-xirkiisa xisaabeed ee aan la baarin saddexdii biloodba hal bil gudaheed ka dib dhammaadka rubuc sanad maaliyadeed kasta.
4. Bankigu wuxuu soo saari karaa xeerar qeexaya shuruudaha la xiriira diyaarinta, qaabka ama arrimaha ku jira xisaab xirka xisaabaadka ee ay diyaarinayso shirkadda caymiska.

Qodobka 23aad
Warbixin Gaar ah ee Caymis

1. Marka lagu daro shuruudaha ku xusan qodobka 23aad ee sharcigan, warbixinta maaliyadeed ee Shirkadda Caymiska waxa kale oo ku jiri doona kuwan soo socda;
   b) adeeg caymis oo gaar u ah nooc kasta oo Caymis;
   t) faafaahinta maaliyadeed ee sanduuqa caymiska;
   j) faahfaahinta Qard-xasan;
   x) faahfaahinta dakhliga dheeriga ah iyo qeybintiisa;
   kh) faahfaahinta ku-dhaqanka shareecada;
   d) wax-ka-beddelka Guddiga Shareecada iyo Waaxda Shareecada;
   r) natiijooyinka ka yimaada Sharci-dhawrka shareecada; iyo
   s) warbixin kasta oo kale oo uu Bankiga u baahan yahay.

Qodobka 24aad
Akjuweeriga hawlaha Caymiska

1. Caymisku waa inuu dejiyaa akjuweeriyaal dhab ah oo awood u leh inay qiimeeyaan ugu yaraan qodobbada farsamo, khidmadaha caymiska iyo qiimayntooda, u- hoggaansanaanta shuruudaha sharciga ee la xiriira.

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maaraynta cawaaqibka maaliyadeed ee ka dhalanaya dhacdooyin ama khataro aan la filayn.

2. Marka caymisku sameeyo caymiska qoyska ama caymiska muddada dheer, caymisku waa inuu hawl-geliyaa hawlwadeen la magacaabay oo awood u leh in uu bixiyo kormeeridda shaqada dhabta ah.

Qodobka 25aad
Heerarka Akjuweeriyada Dhabta ah

1. Bankigu waa inuu soo saaraa xeer-nidaamiye qeexaya halbeegyada:
   b) xisaabinta akjuweeriyadda dhabta ah ee lagu sameeyay si waafaqsan shaqada dhabta ah ee caymiska, oo ay ku jiraan qodobbada farsamada;
   t) nuxurka iyo qaabka xogta akjuweeriyada dhabta ah iyo warbixinaha la siiyo Bankiga.

2. Xeerar-nidaamiyeyaashani waa inay sidoo kale qeexaan arrimahan soo socda:
   b) hab-raaca ay raacayaan hawl-wadeennada caymiska/takafulka ee ku saabsan magacaabista akjuweeriga.
   t) awoodaha iyo waajibaadka shaqo ee akjuweeriga.
   j) baaritaannada uu samaynayo akjuweeriga.
   x) bixinta ogeysiisyada iyo warbixinnada dhabta ah ee la siinayo Bankiga; iyo
   kh) heerarka akjuweeriyada ah ee lagu aqoonsaday tirakoobka shaqada caymiska/ takaafulka ee ay tahay in ay raacaan akjuweeriga uu magacaabay hawl-wadeenada Caymiska.

Qodobka 26aad
Qaabeynta Dib-u-caymiska

1. Shirkadda Ceymiska waa inay lahaataa qaabab waafaqsan mabaadi'da Caymiska ee qaadashada hannaanka dib-u-ceymiska qaamaheeda ee khuseeya khataraha ay gashay ama shirkaddu ku fili karto inta ay ku gudo jirto hawsha Caymiska.
2. Bankiga wuxuu ku soo saari karaa wargelin qoraal ah, wuxuuna uga baahan karaa Shirkadda Caymiska fulinta kormeerkiisa, muddo lagu cayimay war-gelinta Bankiga, heshiisyada dib-u-Caymiska, macluumaadka kale ee faahfaahsan ee ku saabsan, iyo wixii kale ee dib-u-caymiska ah xaaladaha gaarka ah ee looga baahan yahay.

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Qodobka 27aad
Xakamaynta Isbeddelka

1. Wax isbeddel ah laguma samayn karo gacan-ku-haynta Shirkadda Caymiska ee ka diiwaan-geshan Soomaaliya ilaa Bankiga uu qoraal ku oggolaado isbeddelkaas.

2. Qeybtan, "xakamaynta" waxaa loola jeedaa haysashada lahaansho, si toos ah ama si dadban, awoodda lagu hagi karo ama jiheyn karo maamulka iyo shuruucda shirkadda.

Qodobka 28aad
Awoodaha Kormeerka

1. Bankigu wuxuu awood u leeyahay inuu sameeyo kormeerka meel ka baxsan goobta iyo kormeerka goobta dhexdeeda ah ee dhammaan hay'adaha lagu kormeerayo sharcigan, wuxuuna awood u leeyahay inuu codsado dhammaan macluumaadka lagama maarmaanka ah si uu u guto waajibaadkiisa.
2. Bankigu wuxuu soo saari karaa xeer-nidaamiye qeexaya
   b) shuruudaha goobta iyo hawlaha kormeerka goobta, kuwaasoo ku kala duwanaan kara nooca caymis iyo qeybta hawlaha Caymiska;
   t) xeerar qeexaya inta jeer ee kormeerka, baaxadda, iyo qoto dheeraanta hawsha kormeerka Bankiga.

Qodobka 29aad
Warbixinta Kormeerka

1. Natiijooyinka kormeerka goob-joogga ah ee uu Bankiga sameeyay waa in lagu war- geliyo Guddiga Maamulka, nuqul ka mid ahna loo diro maamulka Shirkadda Caymiska.
2. Caymisku waa inuu u soo gudbiyo Bankiga qorshe-hawleed uu ku fulinayo dhammaan talooyinka ku jira warbixinta, qorshe-hawleedkuna waa inuu muujiyo waqtiga kama dambaysta ah ee soo-jeedin kasta la fulinayo.

Qodobka 30aad
Waajibaadka Dheeraadka ah iyo Dhaqanka Suuqa

1. Bankigu wuxuu soo saari karaa xeer-nidaamiye qeexaya waajibaadka Shareecada ee dheeraadka ah ee Shirkadaha Caymiska.
2. Bankigu waa inuu soo saaraa xeer-nidaamiye ku saabsan shuruudaha anshaxa suuqa gaarka ah, oo ay ku jiraan balse aan ku xaddidnayn:
   b) qaab-dhismeedka khidmadda iyo saamiga faa'iidada wadaagga;
   t) siinta macluumaadka ka qeyb-galayaasha;
   j) macluumaadka ku saabsan ka qeyb-galayaasha;
   x) xayeysiisyada;
   kh) wax-ka-qabashada qaan-sheegatooyinka iyo cabashooyinka;
   d) iibinta adeegga ama qorshayaasha Caymiska iyadoo loo marayo internetka ama hababka talefanka gacanta.
   r) Caddaalad kula dhaqanka macaamiisha.

CUTUBKA AFARAAD
SHATI-SIINTA

Qodobka 31aad
Shati-siin Shirkad Caymis

1. Marka laga reebo sida ku xusan sharcigan, kaliya shirkadda ku diiwaan-gashan sharcigan ayaa sii wadi karta hawlaha caymiska/takaful:

   b) gudaha Soomaaliya (ha ahaato dhinaca caymiska/takaful ama dib-u- caymiska ee Soomaaliya; ama
   t) meel ka baxsan Soomaaliya marka laga hadlayo hawlaha caymiska, marka laga reebo kaliya hawlaha dib-u-caymiska Soomaalida.

2. Shirkadda hawlaheeda caymis/takaful ah oo ka hor imaanaya farqada (1) ee qodobkan, waxay gelaysaa fal-dembiyeed, waxaana lagu xukumayaa ganaax lacageed sida uu dhigayo sharciga.
3. Bankigu wuxuu bixin karaa shatiyada ganacsiga caymiska/takaful qoyska iyo ganacsiga guud ee takaful.
4. Hawl-wadeenka caymiska/takafulka waxaa laga yaabaa in loo fasaxo nooca ama noocyada caymiska sida ku cad xeerarka.
5. Shirkad kasta oo shati haysata waa inay ku soo bandhigtaa rukhsaddeeda xafiiska maamulkeeda iyo nuqulka shatiga dhammaan

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laamihiisa.

Qodobka 32aad
Xaq-u-yeelashada Codsadaha

1. Codsadaha shatiga si uu u fuliyo ganacsi kasta oo Caymis ah waa inuu ahaadaa mid mas'uuliyadda shirkaddu xaddidan tahay.
2. Shirkadda u diiwaan-gashan Shirkad Caymis si waafaqsan sharcigan, waxay xaq u leedahay inay qaaddo keliya nooc ama noocyada hoos yimaadda ee ganacsiga Caymiska oo ay u diiwaan-gashan yihiin.
3. Codsadaha shatiga si uu u fuliyo ganacsiga Caymiska waxaa ka mamnuuc ah qabashada ganacsi kasta oo kale.
4. Bankigu waa inuu soo saaraa xeer-nidaamiye qeexaya shuruudaha shati-siinta Shirkadda Caymiska, oo ay ku jiraan dukumentiyo iyo shuruudaha kale ee habka codsiga.

Qodobka 33aad
Debaajiga Bankiga Dhexe

Shirkadda caymiska ee codsanaysa shati in la siiyo, waa inay dhigtaa oo ku keydisaa Bankiga Dhexe ee Soomaaliya boqoley ka mid ah hantideeda guud sida lagu qeexi doono xeer-nidaamiyayaasha Bankiga dhexe soo saaro.

Qodobka 34aad
Shati Gaar ah

Shirkadda Caymiska waa inay ka qaadataa Bankiga shati gaar ah sida Caymiska Qoyska iyo Caymiska Guud.

Qodobka 35aad
Habka Shati-siinta

1. Shirkadda Caymiska ee codsanaysa shatiga si ay u sii waddo ganacsiga Caymiska, waa inay soo gudbisaa arji, si sax ah loo dhammaystiray oo qoraal ah, isla markaana ay la socdaan dokumentiyada lagu qeexay xeer-nidaamiyaha uu soo saaray Bankigu.
2. Xeer-nidaamiyaha laga soo saarayo arintan waa inuu qeexaa qaabka iyo kharashka shatiga.

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Qodobka 36aad
Go'aanka Bankiga

1. Marka codsiga shatigu soo gaaro Bankiga, waa inuu muddo toddobo (7) maalmood gudahooda ah, qoraal ahaan oo ay ku jiri karaan hab elektaroonig ah ugu caddeeyaa codsadaha.
2. Haddii Bankigu oggaado in codsaduhu aanu buuxin shuruudaha, waa inuu codsadaa faahfaahin dheeraad ah si loo buuxiyo codsiga, Bankiguna waa in uu ku caddeeyaa helitaanka macluumaadka la codsaday kow iyo labaatan (21) maalmood gudahooda laga bilaabo maalinta la helo qoraalka, oo ay ku jiri karaan hab elektaroonig ah.
3. Muddo aan ka badnayn saddex (3) bilood oo ka bilaabmaysa taariikhda la helay codsiga oo dhammaystiran, Bankigu waa inuu go'aansadaa inuu oggolaado ama diido codsiga, Bankigu waa inuu qoraal ku ogeysiiyaa codsadaha shatiga.
4. Shatiga la bixiyay waa:
   b) inuu ahaado qoraal iyo foomka hab qeexan; iyo
   t) sheegidda nooca uu yahay shatiga, oo ay ku jiraan nooca, noocyada, ama noocyada hoos yimaadda ee ganacsiga Caymiyaha qofka loo oggolaaday inuu ka shaqeeyo.

5. Bankigu wuxuu Shirkadda Caymiska ee shatiga la siiyay ku soo rogi karaa xaddidaadyo dheeraad ah sama shuruudo si waafaqsan sharcigan.
6. Haddii uu Bankigu diido inuu siiyo rukhsad codsadaha ama uu shuruudo ku soo rogo bixinta shatiga, waa inuu qoraal ku caddeeyaa sababaha diidmada ama shuruudaha keenay.
7. Go'aamada Bankiga waxaa laga qaadan karaa rafcaan ama dib-u-eegis iyadoo loo marayo hab sharcigu qeexayo.

Qodobka 37aad
Muddada Shatiga

1. Shatiga dhammaan shirkadaha Caymisku wuxuu dhacayaa 31 Diseembar ee sannad kasta.
2. Shirkadda Caymiska waa in loo oggolaadaa inay ku shaqeyso muddo la cusboonaysiin karo oo ah labo iyo toban (12) bilood.
3. Shati-siinta kowaad, Shirkadda Caymisku waa inay ku wargelisaa Bankiga afar iyo toban (14) maalmood gudahooda marka ay bilawdo ganacsigeeda.

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4. Haddii Shirkadda Caymisku aysan bilaabin ganacsiga muddo laba iyo toban (12) bilood gudahooda laga bilaabo taariikhda shatiga, looma oggola inay billawdo ganacsiga shatiga loo siiyay, iyadoo aan oggolaansho qoraal ah kahelin Bankiga.
5. Caymiyaha jebiya farqada (3) ee qodobkan, waxa lagu soo rogaayaa in uu bixiyo ganaax lacageed sida ku cad sharcigan.

Qodobka 38aad
Xafiiska Maamulka

1. Shirkadaha Caymiska ee ku diiwaan-gashan sharcigan, waa inay xafiiskooda maamulka ku leeyihiin Soomaaliya.
2. Shirkad Ajnabi ah oo Caymis kana shaqeysa gudaha Soomaaliya si waafaqsan sharcigan, waa in ay xafiis maamuleed ka sameysataa Soomaaliya.

Qodobka 39aad
Diiwan-gelin Shirkad Caymis

1. Bankigu waa inuu sameeyaa oo uu hayaa diiwaan cusboonaysiin ee dhammaan Shirkadaha Caymiska ee idman shatigana haysta.
2. Diiwaanka la cusboonaysiiyay ee dhammaan Shirkadaha Caymiska ee la oggol yahay iyo kuwa shatiga haysta waa in lagu daabacaa mareegaha Bankiga.

Qodobka 40aad
Laalis iyo Rukhsad Kala Noqosho

1. Shatiga ma ansaxayo xaaladaha soo socda:
   b) haddii Sharcigan la laalo;
   t) haddii shatiga uu kala laabto Bankiga ama sidaa ay codsatay shirkadda shatiga haysata.
   j) haddii la billaabo dacwad ku saabsan kicidda maaliyadeed ee shirkadda shatiga haysata.
2. Haddii ay dhacdo in saamilayda Shirkad Caymis ay codsadaan in lagala noqdo shatiga, Saamilayda iyo Shirkadda Caymisku,waa inay soo gudbiyaan qorshe lagu ilaalinayo danaha ka-qeyb-galayaasha iyo kuwa deynta ku sheeganaya si looga ansixiyo Bankiga.
3. Haddii Bankigu uu ansixiyo qorshaha la soo jeediyay, waa inuu bilaabo

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habka rasmiga ah ee lagu joojinayo shatiga, isla markaana Shirkadda Caymisku ma fulin karto hawl caymis oo cusub.

4. Marka uu bankigu shatiga kala noqdo, bankigu waa in uu shirkadda shatiga haysata ka tirtiraa diwaanka hawl-wadeenada caymiska ama dhexdhexaadiyeyaasha Caymiska ee rukhsadda haysta.

Qodobka 41aad
Joojin Shati

1. Bankigu waa inuu baabi'iyaa shatiga xaaladaha soo socda:
   b) Haddii shirkadda Caymisku ay ku xad-gudubto ku-dhaqanka shareecada ama maamulka sida ay go'aamiyeen Golaha Sare ee Shareecada;
   t) Haddii shirkadda Caymisku ku dhaqmi waydo rukhsadda muddo lix bilood ah oo ka billaabanaysa marka rukhsadda la siiyo, marka laga reebo in Bankigu u kordhiyo sababo dhab ah oo la qiimeeyay;
   j) Haddii shirkadda Caymisku joojiso hawlaha Caymiska, iyadoo aan fasax laga haysan Bankiga;
   x) Haddii Caymiyuhu si joogto ah ugu guuldaraysto inuu hayo hanti ka badan deymaha ku jira Sanduuqa Magdhawga Caymiska muddo ka badan lix bilood;
   kh) Haddii shirkadda Caymisku ay bixiso macluumaad been abuur ah, marin- habaabin ah ama aan sax ahayn ama uu qariyay ama ku guul-darraystay inuu shaaciyo xaqiiqooyinka dhabta ah ee codsiga shatiga;
   d) Haddii shirkadda Caymisku ku guuldaraysato inay u hoggaansanto shuruudaha xalka maaliyadeed sida ku cad sharcigan;
   r) Haddii shirkadda Caymisku hawlaheeda caymis ay ku dhaawacdo danaha ka- qeyb-galayaasha;
   s) Haddii shirkadda Caymisku ku guuldaraysato inay qabato qabanqaabada dhameystiran ee dib-u-caymiska;
   sh) Haddii Qofka shatiga haysta lagu helo inuu jabiyay shuruudaha iyo nidaamka shatiga;
   dh) Haddii shatiga la joojiyo arimo la xiriira dan guud;
   c) Haddii shirkadda Caymisku diiddo inay aqbasho ka-qeyb-qaataha sabab aan caddayn;
   g) Haddii ganacsiga Caymiskuka hor imaanayo qodobbada sharcigan tan iyo markuu shaqada bilaabay, ama ay caddaato inuu jebiyo

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qodobbada sharcigan;

f) Haddii shirkadd Caymisku awoodi waydo ama ku guul-darraysato inay u hoggaansanto qodobbada sharcigan iyo dhammaan xeer-nidaamiyeyaasha kale ee Caymiska; iyo

q) Xaaladaha kale ee ku xusan sharcigan.

Qodobka 42aad
Shati-siinta Shirkadaha Ajaanibka ah

1. Sida uu dhigayo sharcigan, Caymiyaha ajnabiga ah wuxuu Bankiga ka heli karaa shatiga ganacsiga Caymiska.
2. Codsadaha ku xusan faqradda (1) ee qodobkan waxaa looga baahan yahay inuu la yimaado shahaado iyo shati uu ku lahaa dalka dibaddiisa, taasoo ay caddeeyeen mas'uuliyiinta safaaradahooda ee dalka Soomaaliya u jooga ama mas'uuliyiinta safaaradaha Soomaaliya u joogta dalalkaas, marka lagu daro dokumentiyada iyo macluumaadka looga baahan yahay sida uu sharcigu qabo.

Qodobka 43aad
Wakiillo Shirkad Caymis Shisheeye

1. Shirkadda Caymiska ee ajnabiga ah oo haysata shahaado xasilooni maaliyadeed oo ay ansixiyeen hay'adooda kormeer ee waddankooda ka diiwaan-gashan, wuxuu si ku-meel-gaar ah ugu shaqayn karaa wakiil ahaan hal sano ka dib marka uu helo shatiga.
2. Hay'adda ku xusan faqradda (1) ee qodobkan, waxay hal sano ka dib heli kartaa
rukhsad hawl-fuliye Caymis si waafaqsan qodobbada sharcigan.

Qodobka 44aad
Laamaha Shirkadaha Caymiska

1. Shirkadda Caymiska waxay xafiisyo laameed ka samaysan kartaa dhammaan gobolada Soomaaliya iyo dalka dibaddiisa iyadoo ay ku xiran tahay oggolaanshaha qoraal ee Bankiga.
2. Caymiyuhu waa inuu u soo gudbiyaa dokumentiyada sugan ee loo baahan yahay ugu yaraan 30 (sodon) maalmood ka hor inta aan la bilaabin xafiis laan ah iyadoo la raacayo sharcigan.
3. Bankigu wuxuu ku ansixin karaa samaynta laamaha 30 (sodon) maalmood gudahood ka dib marka uu qiimeeyo heerka maaliyadeed.

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xasiloonida maaliyaddeed iyo raasamaalka Shirkadda Caymiska sida uu dhigayo sharcigan.

Qodobka 45aad
Wakiil Sharci

Codsade kasta oo raba inuu shati ka qaato Bankiga waa inuu keenaa la-taliye sharci si uu u habeeyo nidaamka helidda shatiga.

CUTUBKA SHANAAD
RUKHSAD-SIINTA IYO KORMEERKA DHEX-DHEXAADIYEYAASHA

Qodobka 46aad
Dhex-dhexaadiyeyaasha

1. Dhex-dhexaadinta takaful/caymis waxaa loola jeedaa hawsha soo-bandhigidda, soo-jeedinta iyo fulinta hawlaha kale ee diyaarinta ah ilaa inta laga gelayo heshiiska qandaraasyada caymiska/takaful ama dib-u-cayminta, iyo bixinta kharashaadka inta lagu jiro muddada heshiiskaas, gaar ahaan kiiska sheegashooyinka.
2. Rukhsadda ganacsi ee dhex-dhexaadiyaha Caymiska wuxuu Bankigu ku bixin karaa mid ka mid ah qeybahan soo socda:
    b) Shatiga dillaaliinta caymiska/takafulka;
    t) Shatiga wakiilka caymiska/takafulka;
    j) Shatiga la-taliye caymis/takaful;
    x) Shatiga hagaajiyaha khasaarada;
    kh) Shatiga sahmiyaha;
    d) Shatiga dilaaliinta dib-u-caymiska;

3. Qofka doonaya inuu ganacsi u sii wado isaga oo ah dhex-dhexaadiye caymis/ takaful waa inuu soo gudbiyaa arji si sax ah loo soo buuxiyey oo qeexan oo ay la socdaan dukumentiyada kale ee lagu qeexi doono xeer-nidaamiye kasoo baxa Bankiga.
4. Qofku waa in aanu ganacsi dhex-dhexaadiye caymis/takaful ah ka dhex samayn karin Soomaaliya isagoo aan haysan oggolaansho ama shati ku habboon.

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Qodobka 47aad
Rukhsad-siin dhex-dhexaadiyeyaal

1. Bankigu wuxuu siinayaa rukhsadda dhex-dhexaadiye Caymis marka uu ku qanco in dhex-dhexaadiyaha takaful buuxiyay shuruudaha bixinta shatiga.
2. Codsadaha doonaya in loo sharciyeeyo dhex-dhexaadiye Caymis waa inuu bixiyaa khidmad go'an oo ah codsiga is-diiwaan-gelinta iyo kharashka cusboonaysiin xiliyeedka.
3. Shatigu waa inuu si cad u sheegaa qeybta dhex-dhexaadiyaha Caymiska.
4. Bankigu waa inuu soo saaraa xeer-nidaamiye qeexaya qeybaha dhex-dhexaadiyaha Caymiska, iyo sidoo kale shuruudaha shatiga, habraaca, kharashaadka iyo shuruudaha kale ee uu u baahan yahay dhex-dhexaadiye Caymis si loogu oggolaado inay ganacsigooda u fuliyaan qeyb kasta oo ah dhex-dhexaadiye caymis.

Qodobka 48aad
Jiritaanka Shatiga

Shatiga dhex-dhexaadiyaha takaful wuxuu jiri karaa muddo 1 sano ah waxaana la cusboonaysiin karaa sanadka xiga.

Qodobka 49aad
Diiwan-gelin Dhex-dhexaadiye

1. Bankigu waa inuu sameeyaa oo uu hayaa diiwaanka cusboonaysiinta dhammaan dhexdhexaadiyeyaasha caymiska/takafulka ee la oggolyahay iyo kuwa shatiga haysta.
2. Diiwaanka la cusboonaysiiyay ee dhammaan dhex-dhexaadiyeyaasha caymiska/takaaful ee la oggol yahay iyo kuwa shatiga haysta waa inay ahaataa mid lagu daabacay mareegta Bankiga.

Qodobka 50aad
Magacaabista Shaqaalaha Muhiimka ah

1. Magacaabista shaqaalaha muhiimka ah ee dhexdhexaadiyeyaasha waxay dhaqan-gelayaan ka dib marka lahelo oggolaanshaha Bankiga oo qoraal ah.
2. Bankiga ayaa soo saaraya xeerar qeexaya shahaadooyinka loogu baahan

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yahay dhexdhexaadiyaha takaaful/caymis.

Qodobka 51aad
Xakameynta kale

Bankigu wuxuu soo saarayaa xeer-nidaamiyeyaasha dhex-dhexaadiyeyaasha caymiska/takaful ee la xiriira maareynta tabarucaadka, qiimaha komishanka iyo khidmadaha kale.

Qodobka 52aad
Warbixinta Maaliyadeed ee Dhex-dhexaadiyayaasha

1. Qoraal Xisaabeedka caymiska/takaafulka dhex-dhexaadiye waa inuu waafaqo Heerarka Warbixinta Maaliyadeed ee Caalamiga ah (IFRS) iyo sidoo kale Ururka Xisaabinta iyo Hanti-dhawrka ee Hay'adaha Maaliyadda Islaamiga ah (AAOIFI).
2. Wakiillada Caymiska ah, xisaabaadka amaanada ee ay ku shaqeeyaan waa inay waafaqaan mabaadi'da xisaabaadka ee ku xusan farqada (1) ee qodobkan.

Qodobka 53aad
Ilaalinta Xisaabaadka Dhex-dhexaadiyayaasha

1. Dhex-dhexaadiyaha Caymiska waa inuu xisaabaadkiisa u ilaaliyaa si waafaqsan
   mabaadi'da xisaabaadka iyo sida uu Bankigu u amro.
2. Dhex-dhexaadiyaha Caymiska waa inuu u soo gudbiyaa bankiga xisaab-xirkiisa la baaray muddo saddex (3) bilood gudahood ah kadib dhammaadka sannad- maaliyadeedka.
3. Bankigu waxa uu soo saari karaa xeer-nidaamiye qeexaya:
   b) qaabka iyo habka loo hayo diiwaannada xisaabaadka;
   t) diiwaannada lagu hayo qeyb ka mid ah diiwaannada xisaabaadka dhex-dhexaadiyaha;
   j) muddada lagu haynayo diiwaannada xisaabaadka;
   x) shuruudaha kale ee lagu dabaqi karo diiwaannada xisaabaadka.

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Qodobka 54aad
Banka-takaful

1. Bankiga doonaya inuu iibiyo, suuq-geeyo ama qeybiyo badeecadaha caymiska waa inuu soo codsadaa shatiga Banka-takaful.
2. Bankigu waa inuu soo saaraa xeer-nidaamiye khuseeya Banka-takaful.

Qodobka 55aad
Awooda Kormeerka

Dhex-dhexaadiyaha takaful waa in lagu sameeyaa dib-u-eegis kormeer, oo ay ku jiraan kormeeridda goobta iyo la socodka ka baxsan goobta. Bankigu waxaa laga rabaa inuu cayimo macluumaadka ujeeddooyin kormeer goobta ah.

CUTUBKA LIXAAD
MAAMULKA HAWLAHA TAAKAFUL

Qodobka 56aad
Maamulka iyo Qaab-dhismeedka Shirkadda Caymiska

1. Shirkadda Caymiska waa inay lahaataa qaab-dhismeedka maamul ee soo socda:
   b) Golaha Saamileyda
   t) Golaha Maamulka
   j) Guddiga Maamulka
   x) Madaxa Maaliyadda
   kh) Sarkaalka Sharciyada iyo u-hogaansamidda
   d) Sarkaalka Warbixinta ee Nidaamka Lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada
   r) Shaqada hanti-dhawrka gudaha
   s) Shaqada maareynta khatarta
   sh) Saxiixa Akjuweeri
   dh) Guddiga Shareecada
   k) Sarkaalka Ku-dhaqanka Shareecada

2. Shirkadda Caymiska waa inay ka qaadataa oggolaanshaha ka hor xirfadlayaasha aan kor ku soo xusnay inta aan la qaadan.
3. Bankigu wuu aqbali karaa ama wuu diidi karaa magacaabista xirfadlayaasha kor ku xusan ama wuxuu codsan karaa macluumaad dheeraad ah.
4. Bankigu waa inuu diidmadiisa qoraal ahaan ugu soo bandhigaa Shirkadda Caymiska ee ay khuseyso.

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Qodobka 57aad
Doorka iyo Shaqada Golaha Maamulka

1. Golaha agaasinku waa in ay kormeeraan maamulka oo ay siiyaan tilmaamaha hawl-wadeenka caymiska/takaful.
2. Shirkadda caymiska lama siin karo shatiga ilaa ugu yaraan saddex-meelood laba meelood xubnaha Golaha Agaasimayaasha ay yihiin muwaadiniin Soomaaliyeed.
3. Golaha Agaasimayaashu waa in ay ka koobnaadaan ugu yaraan 5 (shan) xubnood.

Qodobka 58aad
Madaxa Fulinta iyo Ku-xigeennada

1. Madaxa fulinta ayaa u xilsaaran hagidda hawlaha Shirkadda caymiska iyo hoggaaminta golaha maamulka.
2. Shirkadda Caymisku waxay u magacaabi kartaa hal ama in ka badan oo ku- xigeenno ah madaxa fulinta.

Qodobka 59aad
Hanti-dhawraha Dibadda

1. Shirkadda Caymiska waa in ay magacawdaa hanti-dhawre dibadda ah oo baara hawlaha iyo maaliyadda Shirkadda si waafaqsan sharcigan.
2. Hanti-dhawraha dibaddu waa inuu dib-u-eegis ku sameeyaa warbixinnada dhabta ah ee soo bandhigaya khataraha muddada dhow ama imaan kara mustaqbalka ee soo food saaraya Shirkadda, waana in shirkadda la siiyaa nuqullo ka mid ah warbixinnadan waqtigii loogu talagalay.
3. Caymiyuhu waa inuu ogaysiiyaa Bankiga marka Shirkaddu doonayso inay ka joojiso shaqada hanti-dhawrkooda isla markaana sharraxaad ka bixiso go'aan gaaridaas ama si la mid ah haddii uu is-casilo hanti-dhawruhu, waana in hantidhawr cusub lagu magacaabaa saddex bilood gudahood marka uu hanti- dhawrkii hore ka tago.
4. Shirkadda Caymiska waa inay ka helaan oggolaansho qoraal ah Bankiga ka hor inta aysan magacaabin hanti-dhawrkeeda cusub.
5. Isagoo tixgelinaya soo-jeedinta magacaabista hanti-dhawrka sida ku cad qodobkan, Bankigu wuxuu ogaanaya khibradda, [illegible]

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sumcadda hanti- dhawrka iyadoo la eegayo baaxadda iyo xaddiga ganacsiga Caymiska iyo sidoo kale darajada madax-bannaanida hanti-dhawraha ee maamulka Shirkadda Caymiska ee xisaab-xidhkiisa.

6. Hanti-dhawraha iscasilay ama hanti-dhawraha shaqada laga joojiyay waa inuu qoraal ku ogeysiiyaa sababaha is-casilaadda ama joojinta Bankiga muddo 30 (soddon)maalmood gudahooda ah oo ka bilaabanta dhacdada.

Qodobka 60aad
Saxiix Akjuweeri

Shirkadda Caymisku waa in ay magacawdaa Akjuweeri ama raadsataa adeegyada shirkad Akjuweeri ka dib marka ay oggolaansho qoraal ah ka hesho Bankiga.

Qodobka 61aad
Qoritaan iyo Joojin Shaqaale

1. Shirkadda Caymiska waa inay shaqaaleysiinama shaqo-joojin ku sameyn kartaashaqaalaheeda ayadoo raacaysa sida Bankigu farayo.
2. Shirkadda Caymiska iyo Hawl-wadeennada caymiska waa inay bixiyaan tababar ku filan oo ku habboon dhammaan shaqaalahooda.
3. Bankigu wuxuu fari karaa tababar kasta oo gaar ah ama takhasus kasta oo gaar ah.

Qodobka 62aad
Qodobbada Asaasiga ah ee Shirkadda

Hawl-wadeenka caymiska/takaafulka waa inay maamulaan hawlahooda iyagoo raacaya Qodobbada asaaska Shirkadda.

Qodobka 63aad
Guddiga Shareecada

1. Guddiga Shareecada waxaa lagu magacaabayaa go'aan ka soo baxa saamileyda, waxaana ansixinaya Bankiga.
2. Guddiga Shareecada wuxuu ka koobnaan doonaa 3 (saddex) ilaa 5 (shan) xubnood.

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3. Xubnaha Guddiga waxay mid ka mid ah u dooranayaan guddoomiye, mid kalena guddoomiye ku-xigeen.
4. Qof aan lahayn shakhsiyad qaanuuni ah oo keliya ayaa xubin ka noqon kara Guddiga Shareecada.
5. Guddida Shareecada waxay u warbixinaysaa shirka guud ee saamilayda shirkadda Caymiska.

Qodobka 64aad
Shuruudaha Xubinta Guddida Shareecada

1. Shirkadda Caymiska waa inay hubiso in xubin kasta oo ka tirsan Guddiga Shareecada ay buuxisay shuruudaha soo socda:
   b) inuu fayow yahay jir ahaan iyo maskax ahaan;
   t) inuu yahay Muslim kuna dhaqma shareecada;
   j) inuu haysto shahaado jaamacadeed oo la aqoonsan yahay, takhasuska shareecada ama culuumta islaamka ah;
   x) waa inuu ku xeel-dheer yahay Fiqh Almucaamalatka; iyo
   kh) waa inuu aqoon iyo khibrad u leeyahay takaaful iyo dhaqamada maaliyadeed ee takaaful.
2. Bankigu wuxuu soo saari karaa xeer-nidaamiye hagaya Guddiga Shareecada, magacaabistiisa iyo u-qalmitaanka xubnihiisa, isla markaana wuxuu dalban karaa shuruudo dheeraad ah.

Qodobka 65aad
Diidmada Magacaabista iyo Joojinta Xubinta Guddiga Shareecada

1. Bankigu wuu diidi karaa magacaabista ama wuu joojin karaa xubin kasta oo Guddiga Shareecada ah oo ku guul-dareysta inuu buuxiyo shuruudaha.
2. Bankigu wuu diidi karaa magacaabista ama ka joojin karaa shakhsi xubinnimada Guddiga Shareecada marka uu shakhsiga:
   b) Uusan u qalmin tayo ahaan iyo ku haboonaansho ahaan;
   t) Uusan maskaxiyan fayoobayn;
   j) xaalad caafimaad darro oo soo wajahday awgeed uusan gudan karin xilkiisa.
   x) lagu caddeeyo inuu kacay (musallafay) ama uusan awoodin bixinta deynta.
   kh) Haddii xubin ka tirsan guddiga shareecada uu ka [illegible] 50% shirarka guddiga shareecada sanad gudihiis iyadoon sabab [illegible] ah.

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loo helin.

3. Haddii Bankigu diido ama joojiyo magacaabista shakhsiga Guddiga Shareecada, Shirkadda Caymisku waa inay si degdeg ah u joojisaa magacaabista qofkaas.

Qodobka 66aad
Xaddidaada Xubinimada Guddiga Shareecada

1. Xayiraadaha guud ee soo socda ayaa lagu dabaqi doonaa xubinnimada Guddiga Shareecada:
   b) Shakhsigu waa in aanu xubin ka noqonin wax ka badan saddex guddi oo shareecada ah ee Shirkadaha Caymiska ee Soomaaliya.
   t) Xubinta Guddiga Shareecada ee Shirkadda Caymiska kama mid noqon karo Guddiga Sare ee Shareecada ee Bankiga.
   j) Xubinta Guddiga Shareecada ee Shirkadda Caymiska waa in aanay noqon agaasime, hawlwadeenka maamulka fulinta ama saami-qeybsiga Shirkadda Caymiska.

2. Shakhsiga ka mid noqonaya Guddiga Shareecada waa in aan u shaqayn muddo ka badan 9 sano hal shirkad oo takaaful ah.

Qodobka 67aad
Waajibaadka Guddiga Shareecada

1. Guddiga Shareecada wuxuu yeelanayaa xilalka iyo shaqooyinka soo socda:
   b) wuxuu ilaalinayaa ku dhaqanka shareecada guud ee hawlaha Caymiska.
   t) wuxuu dib-u-eegis ku samaynayaa qorshayaasha degsan, adeegyada, hab- raacyada hawl-gallada iyo maaraynta ganacsiga Caymiska si loogu hoggaansamo shareecada.
   j) wuxuu kala talinayaa guddiga maamulka arrimaha la xiriira ku dhaqanka shareecada ee socodsiinta ganacsiga Caymiska.
   x) Guddoomiyaha ama guddoomiye ku-xigeenka guddiga shareecada waa in loo oggolaadaa inuu ka soo qeyb galo shirka guud iyo shirarka guddiga si ay uga tashadaan shareecada ama la wadaago ra'yiga Guddiga Shareecada.
   kh) wuxuu kala talinayaa Shirkadda Caymiska xagga Shareecada haddii khilaaf ka yimaado Sharci-dhawrka shareecada oo Hawlaha Shirkadda.

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d) wuxuu kala talinayaa Shirkadda Caymiska xaga Shareecada si uu u saxo wixii ka soo baxa Sharci-dhawrka shareecada.

2. Guddiga Shareecadu waa in ay fikradahooda iyo talooyinkooda ku soo gudbiyaan qaab qoraal ah.
3. Xubnaha Guddiga Shareecada waa inay xafidaan dhammaan macluumaadka.

Qodobka 68aad
Madax-bannaanida Guddiga Shareecada

1. Qofna looma oggolaan karo inuu saameyn ku yeesho Guddiga Shareecada go'aankooda.
2. Guddida Shareecada waa inay qaataan dowr firfircoon oo madax-banaan oo la xiriirta arrimaha shareecada ee Shirkadda Caymiska.
3. Si ay u gutaan waajibaadkooda, Guddiga Shareecada waa in ay ka helaan Shirkadda Caymiska macluumaad dhammaystiran, waafi ah waqti ku habboon ka hor kulanka dhammaan shirarka Guddiga.

Qodobka 69aad
Oggolaanshaha Guddiga Shareecada

Marka shirkadda Caymiska looga baahan yahay in ay dokumenti u gudbiso Bankiga, kaasoo u baahan oggolaansho ka hor Guddiga Shareecada, Shirkadda Caymisku dokumentiyada loo baahan yahay, waa in ay ku soo lifaaqdaa oggolaanshaha Guddiga Shareecada.

Qodobka 70aad
Sarkaalka Ku-dhaqanka Shareecada

1. Shirkadda Caymiska waa inaylahaataa sarkaal u hoggaansan shareecada oo uga mas'uul ah Guddigooda Shareecada arimaha ku saabsan ku-taabba-gelinta Ra'yiga Guddiga Shareecada.
2. Saraakiisha u hoggaansan shareecada waa inay aqoon ku filan u leeyihiin Fiqh Almucaamalat.
3. Bankigu wuxuu amri karaa qaadasha saraakiil badan oo ah u-hoggaansanaanta shareecada taasoo ku xiran baaxadda hawlaha ganacsi ee Shirkadda Caymiska.
4. Sarkaalka u-hoggaansanaanta Shareecada waa inuu noqdaa xiriiriyaha u dhexeeya Guddiga Shareecada iyo maamulka Shirkadda Caymiska.
5. Sarkaalka u-hoggaansanaanta Shareecada wuxuu ahaanayaa xoghayaha

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guddiga shareecada.

6. Sarkaalka u-hoggaansanaanta Shareecada waa inuu qaban-qaabiyaa shirarka Guddiga Shareecada oo uu xafidaa diiwaannada go'aamada, ra'yiga, tilmaamaha, oggolaanshaha iyo dokumentiyada.
7. Sarkaalka ku dhaqanka shareecada waa inuu si joogto ah u diyaariyaa una fuliyo qorshayaasha dib-u-eegista shareecada, warbixinna u gudbiyaa guddiga shareecada iyo maamulka sare.

Qodobka 71aad
Hanti-dhawraha Shareecada Ka Madax-bannaan Shirkadaha

1. Caymiyuhu wuxuu magacaabayaa hanti-dhawraha shareecada oo madax- bannaan oo dibadda ah.
2. Dowrka hanti-dhawraha shareecada dibadda waa inuu dib-u-eegis ku sameeyaa xisaabaadka, qandaraasyada iyo dokumentiyada kale si loo hubiyo inay ku dhaqmaan shareecada, Hanti-dhowruhu waa inuu sidoo kale qiimeeyaa hawlaha caymiska/takafulka si loo hubiyo u-hoggaansanaanta mabaadi'da iyo tilmaamaha Islaamka.
3. Hanti-dhawraha shareecada dibadda waa inuu si weyn u fahamsan yahay sharciga Islaamka, mabaadi'da xisaabaadka maaliyadeed iyo halbeegyada hanti- dhawrka, sidoo kale waa inay lahaadaan xirfado gorfayn iyo isgaarsiin heer sare ah, maadaama ay inta badan ku qasban yihiin inay natiijooyinkooda u soo bandhigaan Guddiga Maamulka.
4. Shirkadda caymiska waa inuu hirgeliyaa qorshe-hawleed sixid oo uu raacayo hab- raaca guddiga shareecada.
5. Sarkaalka u-hogaansanaanta shareecada waa inuu ka warbixiyaa fulinta qorshe- hawleedka sixitaanka Guddiga Shareecada.
6. Shirkadda caymiska waa inay soo gudbisaa warbixinta Hanti-dhawrka Shareecada iyo qorshe-hawleedka sixitaanka muddo (30) maalmood gudahooda oo ka bilaabmaya maalinta uu helo warbixinta Hantidhawrka Shareecada iyo warbixinta fulinta marka la saxo natiijada.
7. Inta jeer ee la qabanayo baaritaanada shareecada dibadda waa in lagu qeexaa Xeer- nidaamiyaha.

Qodobka 72aad
Dhaqan-gelinta Hannaanka Shareecada

Madaxa fulinta, guddiga maamulka iyo guddiyada ay khusayso ee Shirkadda

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Caymiska ayaa mas'uul ka ah fulinta go'aamada guddiga shareecada.

Qodobka 73aad
Wareejinta, Isku-dhafka iyo La-wareegidda Ganacsiga Caymiska

1. Dhammaan ama qeyb ka mid ah ganacsiga Caymiska ee Shirkad ku diiwaan- gashan sharcigan, waxaa lagu wareejin karaa Shirkad kale oo ku diiwaangashan nooc caymis ama noocyo caymis.
2. Kahor intaan qeyb ka mid ah ganacsigeeda lagu wareejin shirkad kale, Shirkadda Caymisku waa inay heshaa oggolaanshaha Bankiga oo qoraal ah.
3. Bankigu waa inuu soo saaraa xeer-nidaamiye khuseeya hab-raacyada, war- gelinnada, daah-furka Shirkadda Caymiska iyo shuruudo kasta oo kale haddii la oggolaado wareejinta, isku-dhafka iyo la-wareegidda ganacsi kasta oo Caymis ah.

CUTUBKA TODOBAAD
NOOCYADA CAYMISKAKA

Qodobka 74aad
Noocyada Caymiska

1. Shirkadaha Caymisku waxay bixin karaan Caymiska Qoyska iyo Caymiska Guud ka qeyb-galayaasha si waafaqsan qodobbada sharcigan iyo xeer-nidaamiyeyaashiisa iyo hab-raacyada kale.
2. Shirkadaha Caymisku waxay bixin karaan adeeg-caymisyo kala duwan oo hoos yimaada Caymiska qoyska iyo Caymiska Guud, oo ay ku jiraan kuwa qiimaha jaban iyo kuwa loo isticmaalo Khadka Caymiska, ka dib markay oggolaansho ka helaan Bankiga si waafaqsan qodobbada sharcigan, xeer-nidaamiyeyaasha iyo hab-raacyada kale.

Qodobka 75aad
Qaababka Hawl-gelinta Caymiska

1. Bankigu wuxuu dooran karaa hal ama in ka badan oo ah noocyada Caymiska ee dalka.
2. Shirkadda Caymisku waa inay ka hesho oggolaansho qoraal ah

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Bankiga ka hor inta aysanbilaabin ama wax ka beddelin nooc kasta oo caymis ah.

3. Keliya hab-raaca nooca caymis ee uu soo xushay Bankiga, waa inuu qaataa hawl- wadeenka Caymisku.
4. Shirkadda Caymiska waa inay haysataa dokumenti la xiriirta qaabka hawl-gelinta ee la isticmaalo, oo ay ku jiraan:
   b) Shuruucda Caymiska;
   t) Shuruucda maaliyadda;
   j) Shuruucda maalgashiga;
   x) Shuruucda haraaga dheeraadka ah;
   kh) Shuruucda qard-xasan;
   d) Shuruucda khidmadda hawl-wadeenka Caymiska;
   r) Qaabeynta iyo habraaca qiimaha;
   s) Habraaca suuqgeynta;
   sh) Habraaca Keydinta; iyo
   dh) Macluumaad kasta oo kale oo Bankigu u baahan yahay.

CUTUBKA SIDDEEDAAD
DHAQAALAHA CAYMISKA/TAKAAFULKA

Qodobka 76aad
Sanduuqa Saamileyda

1. Hawl-wadeenka caymiska/takafulka waa inuu abuuraa oo ilaaliyaa Sanduuqa Saamileyda.
2. Sanduuqa saamilayda waa inuu ka koobanadaa raasamaal la bixiyay iyo faa'iidada aan loo qeybin saamilayda.
3. Sanduuqa saamilayda waa in loo qabtaa si waafaqsan siyaasad ay ansixiyeen Guddigiisa Agaasimayaasha, Bankiga iyo talooyinka hawl-wadeennada akjuweeriga.
4. Marka uu hawl-wadeennada caymiska/takaafulka u sameeyo caymiska qoyska iyo mid guudba sida shirkad isku dhafan, hawl-wadeenka caymisku/takaaful waa inuu hubiyo in si daahfuran lagu bixiyo dakhliga la xiriira Sanduuqa saamilayda iyo ka bixista mid kasta oo ka mid ah caymiska guud iyo qoyska takaful, oo ay ku jiraan balse aan ku xaddidnayn khidmadaha, faa'iidada maal-gashiga, horumarinta iyo dib-u-bixinta Qard-xasan.
5. Faa'iidada saamilayda waa in lagu saleeyaa qaabka takaful ee ay qaateen hawl- wadeennada takaaful oo uu bankigu ansixiyo wuxuuna ka koobnaan karaa:

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b) kharashka hawlwadeenka Takaafulka.
t) faa'iido laga helo hawlaha maal-gashiga.
j) ujuurada/khidmada dhiiri-gelinta.
x) kharash kasta oo kale.

6. Kharashaadka Sanduuqa Saamilayda waa inuu ka koobnaadaa dhammaan kharashaadka la xiriira hawl-wadeenka caymiska/takaafulka, oo ay ku jiraan dhammaan khidmadaha suuq-geynta, maamulka iyo hawl-gelinta.

Qodabka 77aad
Qaadashada Waajibaadka

Saamilayda waa in ay fuliyaan dhammaan bixinta sheegashada Sanduuqa Mag-dhawga Caymiska si shuruud la'aan ah, balse qaansheegadka ay arrintani khusayso waa inay ka badnaan Sanduuqa Saamileyda.

Qodobka 78aad
Sanduuqa Caymiska ee ka Qeyb-galayaasha

1. Shirkadda Caymiska waa inay ilaalisaa Sanduuqa Caymiska Ka-qeyb-galayaasha ee tabarucaadka u soo xarooda caymiska qoyska iyo caymiska Guud ee Shirkadda, kuna shubtaa akoon u gaar ah oo khuseeya xisaabaadka nooc kasta oo caymis ah.
2. Dhammaan tabarucaadyada la qabto ee Sanduuqa Caymiska ka-qeyb-galayaasha waa in loo qeybiyaa qeybaha soo socda oo kala ah:
   b) qeyb la xiriirta cayminta khatarta;
   t) qeybta khidmadaha Shirkadda Caymiska; iyo.
   j) Keydinta la xiriirta haddii ay tahay Caymiska qoyska.
3. Cayimuhu waa inuu lahaadaa siyaasadda Sanduuqa Caymiska ee Ka-qeyb- galeyaasha, taasoo noqon doonta mabaadi'da iyo xeerarka ganacsiga Caymiska ee guud ahaan la oggol yahay ama dib-u-habeyn wax looga beddelay iyadoo uu hagayo Guddiga Shareecada ee Shirkadda Caymiska iyo Bankiga.
4. Guddiga Shareecada iyo Bankigu waa inay sidoo kale ansixiyaan isbeddel kasta oo ku yimaada xeerarka Sanduuqa Caymiska ka-qeyb-galayaasha.

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Qodobka 79aad
Go'aaminta Kharashka Shirkadda Caymiska

1. Kharashka hawl-wadeenada caymiska/takafulka waa in hore loo sii hagaajiyaa waxaana loo sheegi karaa boqolkiiba inta ay ka tahay khidmada qaaraanka,marka la dejiyan waa inaan wax laga beddelin muddada qandaraaska takaafulka, waana in si cad loogu sheegaa heshiiska.
2. Kharashka Shirkadda Caymiska laguma go'aamin doono wax khuseeya ama uu noqon doono mid ku tiirsan lacagta ka soo harta kharashka ka soo hara sanduuqa Magdhawga caymiska/takafulka.
3. Kharashka Shirkadda caymisku waa inuu daboolaa wadarta guud ee qeybaha soo socda:
    b) kharashaadka maamulka;
    t) kharashyada qeybinta, oo ay ku jiraan kharashka dhex-dhexaadiyaha iyo kharashaadka wakiillada;
    j) kharashyada kale ee ku jira samaynta adeegyada caymiska/takafulka ee la soo bandhigi karo; iyo
    x) arimaha macquulka ah ee ku habboon faa'iidada hawl-galka.
4. Shirkadda caymiska waa inay xaqiijisaa in maamulka, qeybinta iyo kharashaadka kale ee aan kor ku soo sheegnay aan laga bixin Sanduuqa Mag-dhawga ka- qeybqaataha balse laga bixiyo Sanduuqa Saamileyda.
5. Kharashka Shirkadda caymiska waxaa caddaynaya hawl-wadeenka akjuweeriga takafulka ka dibna waxaa ansixin doona guddiga shareecada iyo bankiga.
6. Aragtidiisa xirfadeed, hawl-wadeenka akjuweeriga waa inuu xaqiijiyaa in tabarucaadka haray ee la siinayo Sanduuqa Mag-dhawga Caymiska/Takafulka ay ku filan yihiin inay daboolaan khataraha.

Qodobka 80aad
Sanduuqa Magdhawga Caymiska

Shirkadda Caymiska waxaa laga yaabaa inuu u abuuro hal sanduuq oo mag-dhawga Caymiska ah ama dhawr sanduuq oo mag-dhawyada Caymiska ah ee noocyada caymisyo kala duwan.

Qodobka 81aad
Soo-gelitaanka Dakhliga Sanduuqa Magdhawga Caymiska

1. Soo-gelitaanka dakhliga ee Sanduuqa Magdhawga Caymiska wuxuu ka kooban yahay kuwan soo socda:
   b) qeybaha tabarucaadda khatarta ah ee ay soo biiriyaan ka-qeyb-qaatayaasha.
   t) magdhawga laga helo Shirkadaha Dib-u-caymiska.
   j) khidmadda ay bixiso Shirkadaha Dib-u-caymiska
   x) Qard-xasan haddii ay wax ka dhinaato sanduuqa Magdhawga Caymiska.
   kh) deeq kasta oo ay bixiyaan saamilaydu.

Qodobka 82aad
Bixinta Magdhawga Caymiska

1. Ka bixidda Sanduuqa magdhawga Caymiska waa in loogu talo-galaa:
   b) kharashka sheegashooyiinka la siiyay ka-qeyb-galayaasha;
   t) kharashaadka ku baxa Dib-u-caymiska; iyo
   j) kusoo celinta Qard-xasanka Sanduuqa Saamileyda.

Qodobka 83aad
Keydka Sanduuqa Cayminta

1. Shirkadaha Caymiska waa in ay keyd ka sameeyaan Sanduuqa Magdhawga Caymiska marka ay soo jeediyaan Akjuweeriga shirkadda.
2. Keyd ka sameynta Sanduuqa Magdhawga Caymiska waa inuu ka koobnaadaa dhammaan ama mid ka mid ah keydadka soo socda ama isku darka labo ama ka badan kuwan ama keydka kale sida Akjuweeriga shirkaddu u baahan karo in la sameeyo:
   b) Keydka loogu talo-galo sheegashooyinka taagnaan kara ama aan weli la xalin;
   t) Keydka qaaraanka ee aan la kasban;
   j) Keyd la galay balse aan la sheegin;
   x) Keyd la galay balse aan sidii la rabay loo sheegin;
   kh) Keydka yaraanta ama nusqaanta;
   d) Keydadka ku talo-galka lama filaanka;
   r) Keydadka si loo daboolo deymaha mustaqbalka ee hoos yimaada adeegyada Caymiska Qoyska;
   s) Keydka Qard-xasanka; iyo

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sh) Keydka isku-jaangoynta dheeraadka ah.

Qodobka 84aad
Hantida Sanduuqa magdhawga Caymiska

1. Caymiyuhu waa inuu xaqiijiyaa in hantida Sanduuqa magdhawga Caymiska ay ku filan tahay inay daboosho deymaha isla markaana ay kaafin karto khataraha ganacsiga Caymiska, iyadoo la tixgelinayo arrimaha soo socda:
   b) kobcinta hantida;
   t) caddeynta hantida;
   j) suuq-geynta hantida;
   x) iskudhigga muddada iyo lacagta.

Qodobka 85aad
Sanduuqa Maal-gelinta ee Caymiska

1. Sanduuqa Maalgelinta Caymiska waa in loo abuuraa qeybta keydka ee Tabarucaadka ka-qeyb-qaatayaasha ee ku xiran Caymiska qoyska.
2. Caymiyuhu wuxuu u abuuri karaa hal sanduuq oo maalgelineed oo Caymiska ah ama dhawr maalgelineed oo Caymiska ah oo loogu talo-galay caymisyada kala duwan.
3. Hantida ku jirta sanduuqa Maalgelinta Caymiska waxaa lagu maalgalin karaa hay'ad maaliyadeed oo la aqoonsan yahay ama ah qaab-maaliyadeed sida uu Bankigu u ansixiyay mabaadi'da Shareecada ee uu doorto hawl-wadeenka Caymiska iyadoo la raacayo ansixinta guddiga shareecada.
4. Qeyb ka mid ah faa'iidada hantida maalgelinta ama khidmad ama isku darka labadaba, iyadoo ku xiran qaabka maalgashigu yahay, waa in la siiyaa Shirkadda Caymiska, kaas oo ay go'aamin doonaan Akjuweeriga shirkadda isla markaana ay ansixiyaan Guddiga Shareecada.

CUTUBKA SAGAALAAD
QEYBINTA DHEERAADKA KHAASKA AH

Qodobka 86aad
Shuruucda Maareynta Dakhliga Dheeraadka Khaaska ah

1. Shirkadda Caymisku waa in ay ilaalisaa Shuruucda uu Bankigu u ansixiyay si uu u maareeyo lacagta dheeraadka ah ee Sanduuqa Magdhawga Caymiska oo ay la socdaan talooyinka Akjuweeriga

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shirkadda iyo talada Guddiga Shareecada.

2. Haddii aan lagu diidin qoraal shan iyo toban maalmood gudahooda laga bilaabo maalinta soo gudbinta, waxa loo qaadanayaa in la ansixiyo oo uu sii jiro.
3. Bankigu waxa uu diidi karaa shuruud kasta oo ka mid ah Shuruucda maaraynta dheeraadka ah; sidaa darteed, diidmadaa waa in ay u aqbashaa Shirkadda Caymisku sida uu Bankiga u dhigay.

Qodobka 87aad
Xeerarka Qeybinta Dheeraadka

1. Caymiyuhu waa inuu dhawraa tilaabooyinka soo socda marka la qeybinayo lacagta dheeraadka ah:
   b) qeybinta dheeriga ah waxaa ku talinaya Akjuweeriga shirkadda, waxaana oggolaanaya Golaha Maamulka, waxaana ansixinaya Guddiga Shareecada;
   t) qeybinta dheeriga ah waa in lagu saleeyaa Shuruucda Sanduuqa Magdhawga Caymiska iyo heshiiska Caymiska;
   j) qeybinta dheeraadka ah waa in lagu saleeyaa wadarta qiimaynta deymaha sida uu caddeeyey Akjuweeriga shirkadda iyo warbixin dhamaystiran oo la hubiyay;
   x) Sanduuqa Magdhawga Caymiska waa in aanu hoos u dhicin ka dib marka la qeybiyo dheeraadka;
   kh) lacagta dheeriga ah waa in loo qeybiyaa si cadaalad ah;
   d) dhammaan ka qeyb-galayaasha horay loo siiyey Magdhaw Caymis ma helayaan wax dheeraadka dakhliga ah muddadaas.

2. Bankigu wuxuu xad u samayn karaa, xeer-nidaamiye ahaan, lacagta dheeraadka ah ee loo qeybin karo hawl-wadeennada caymiska/takafulka.

Qodobka 88aad
Ra'yiga Akjuweeriga

1. Akjuweeriga shirkadda kuma talinayo qeybinta dheeraadka ah haddii, aragtidiisa xirfadeed uu u arko in dakhliga dheeraadka ahi ku sii jiro Sanduuqa Magdhawga Caymiska si uu u daboolo deymaha mustaqbalka.
2. Caymiyuhu waa inuu ku war-geliyaa Bankiga talooyinka Akjuweeriga.

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Shirkadda ee ku saabsan lacagta dheeraadka ah 15 (shan iyo tobon) maalmood gudahood.

3. Bankigu wuxuu diidi karaa ama aqbali karaa soo-jeedinta Akjuweeriga Shirkadda ee ku saabsan talo-soo-jeedintiisa dakhliga dheeraadka ah.

CUTUBKA TOBNAAD
QARD-XASAN (DEEN WANAAGSAN)

Qodobka 89aad
Adeegga Qard-xasan (Deen Wanaagsan)

1. Shirkadda Caymiska waa inay dejisaa nidaamka Qard-xasan si ay u daboosho khasaaraha ku dhaca Sanduuqa Magdhawga Caymiska.
2. Hoos u dhaca kharashaadka sanduuqa waxaa lagu kabayaa Qard-xasan, ka yimi Sanduuqa Saamileyda ama Sanduuqa Magdhawga Caymiska.
3. Shirkadda Caymiska waa inay dejisaa habraacyo lagu daboolayo khasaaraha ku dhaca Sanduuqa Magdhawga Caymiska iyadoo loo marayo Qard-xasan, waana in hab- raacyadu nidaamiyaan arrimaha soo socda:
   b) xaaladaha sababaya Qard-xasan;
   t) qeybinta dheeriga ka-qeyb-galayaasha ayadoo ay taagan tahay deynta Qard-xasanka;
   j) muddada ay tahay in Qard-xasanka la bixiyo;
   x) duruufaha keenaya inaan Qard-xasanka la bixin; iyo
   kh) wax kasta oo hoos u dhac ah iyo saamaynta ay Qard-xasanka ku leedahay ka- qeyb-galayaasha cusub ee imaan kara.

Qodobka 90aad
Xaaladaha Qard-xasan

1. Caymiyuhu kama saari karo adeegga Qard-xasan marka laga reebo in Sanduuqa Magdhawga Caymisku uu buuxiyo shuruudaha ku filnaanshaha adeegga Qard- xasan.
2. Haddii Shirkadda Caymisku ay joojiso hawlaheeda shaqo, sabab kastaba ha lahaatee, Qard-xasan kasta oo la siiyey Sanduuqa Magdhawga Caymiska waxaa loola dhaqmayaa sidii deeq la tabarucay.

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Qodobka 91aad
Dib-u-bixinta Qard-xasan

1. Wixii dheeri ah ee la ogaado waa in marka hore loo isticmaalo dib-u-bixinta Qard- xasan ka hor inta aan loo qeybin ka-qeyb-galayaasha.
2. Hawlwadeenka caymiska/takafulka waxaa looga baahan yahay inuu yeesho siyaasad ku saabsan sida loo soo celinayo Qard-xasan iyo in lagu daro habka lagu baaro xaaladaha ciladaha Qard-xasan.
3. Hawl-wadeenka caymiska/takafulka waa inuu ku war-geliyaa Bankiga muddo 7 (toddobo) maalmood gudahood ah haddii ay jirto khasaare ku yimaadda sanduuqa Magdhawga ka-qeyb-galayaasha, waana in Bankigu qiimeeyaa wax kasta oo keeni kara cilad.
4. Qard-xasan waa la laalayaa haddii Sanduuqa Magdhawga Caymiska/Takafulka uu awoodi waayo inuu ku bixiyo deynta muddo saddex sano gudahood ah khasaare joogto ah awgeed.
5. Cilad kasta oo ku saabsan dib-u-bixinta Qard-xasan waxaa lagu qeexayaa xeer- nidaamiye.

CUTUBKA KOW IYO TOBNAAD
ADEEGYADA CAYMISKA

Qodobka 92aad
Adeeg Caymis oo Cusub

1. Shirkadaha Caymiska waa inay ka helaan oggolaansho qoraal ah Bankiga ka hor inta aysan soo saarin adeeg caymis oo cusub.
2. Shirkadda Caymisku waa inay xaqiijisaa in shuruudaha soo socda la buuxiyay ka hor inta aysan bixin adeegga caymis ee cusub;
   b) in adeegga cusubi uu ku yimid rabitaanka ganacsiga Caymiska sida uu Bankigu ansixiyay.
   t) in Shirkadda Caymisku si waafi ah u maamuli karto oo u xakamayn karto khataraha adeegga caymiska cusub, oo ay ku jiraan awoodda maaliyadeed ee lagu maareyn karo adeegyadii caymis ee hore iyo kuwa cusub.

3. Shirkad kasta oo buuxisa shuruudaha halkan ku xusan waa inay u soo gudbisaa Bankiga adeegga Caymiska cusub, qaab-dhismeedka shareecada, daraasadka laga sameyey ee maaliyadeed, suuqeeda,

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shareecada iyo suurto-galnimada sharci, caddeynta Akjuweeriga in adeeggu yahay farsamo ahaan mid wanaagsan, ansixinta Guddiga Shareecada iyo Golaha Maamulka Shirkadda Caymiska, iyo macluumaadka kale ee khuseeya dib-u-eegista iyo ansixinta, waana in hawl- wadeenka caymisku/takafulku uu:

b) hayaa diiwaannada heshiisyada xiriirka ka dhexeeya ka-qeyb-galayaasha iyo hawl-wadeennada caymiska/takafulka iyo macluumaadka kale ee khuseeya qaabka hawlgalka.

t) usoo gudbiyo Bankiga nidaamka hawl-galka wakhtiga la fulinayo ama ka hor inta aan la qaadan hab cusub oo fulineed.

j) muujiyo qaabka nooca adeegga heshiiska caymiska, shahaadada heshiiska caymiska ee ka-qeyb-qaataha iyo xisaab-xirka sanadlaha ah.

4. Bankigu waa inuu ansixiyo nidaamyada iyo habraacyada adeegga caymiska.
5. Heshiisyada u dhexeeya Shirkadaha Caymiska ama laamihiisa iyo Wakiillada dullaaliinta ee ku saabsan adeeg cusub, waxay noqonayaan kuwo aan waxba ka jirin iyo kuwa xadgudub ah laguna mutaysanayo ganaax ku jira sharcigan iyo sharciyada kale ee lagu dabaqi karo, haddii aan oggolaanshiyo laga haysan Bankiga.

Qodobka 93aad
Mas'uuliyadda Shirkadda Caymiska ee Adeegyada Cusub

Guddiga Maamulka iyo sarkaalka sare ee hawl-wadeenka Caymiska ayaa mas'uul ka ah hubinta in si wanaagsan loo maareeyo khataraha la filayo ee adeegga Caymiska iyo in baahiyaha iyo xuquuqda ka-qeyb-galayaasha si habboon loo maamulo.

Qodobka 94aad
Maareynta Khatarta Adeegyada Caymiska

1. Shirkadaha Caymiska waa inay lahaadaan siyaasado iyo hab-raacyo ku habboon maareynta khataraha la xiriira adeegyada Caymiska ay bixiso iyo inay u caddeeyaan mas'uuliyadaha ka saaran ka-qeyb-galeyaasha.
2. Shirkadaha Caymiska waa inay hubiyaan in siyaasadaha iyo hab-raacyadu ay ku habboon yihiin xeyn-daabka khataraha la xiriira adeegyada Caymiska ee uu bixiyo Caymiyuhu oo loogu talo galay inay

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aqoonsadaan oo ay xakameeyaan khataraha adeegga Caymiska ee dhammaan isku xiran oo ay ku jiraan heerarka adeegga Caymiska ee horumarinta, oggolaanshaha, qiimaha adeega, suuq-geynta, iibinta, qeybinta, maareynta faylalka, xisaabaadka, iyo adeegga iyo daryeelka.

3. Siyaasadaha iyo hab-raacyada lagu maareynayo khataraha adeegga Caymiska ee adeegyada cusub ee Caymiska iyo dib-u-qiimeynta ama dhaqan-gelinta isbedelada iyo shuruudaha adeegyada Caymiska ee jira waa in si rasmi ah loo dhaqan-geliyo ka dib marka ay ansixiyaan Golaha Maamulka Caymiska iyo Bankiga.
4. Shirkadaha Caymiska waa inay xaqiijiyaan in maaraynta khataraha adeegga Caymiska ay si wanaagsan iskugu xiraan qaab-dhismeedka maamulka guud ee Caymiska iyo nidaamka maaraynta khatarta.
5. Dhammaan siyaasadaha iyo hab-raacyada maareynta khatarta waa inuu u gudbiyaa Shirkadda Caymiska waqtiga ugu habboon dhammaan qeybaha iyo heerarka ay khusayso ee ka tirsan Shirkadda Caymiska isla markaana markasta dib loo eego shaqada maaraynta khatarta ee Shirkadda Caymiska.

Qodobka 95aad
Amniga iyo Hufnaanta Nidaamyada

1. Caymiyuhu waa inuu lahaadaa nidaamtiknoolajiyadeed oo Takaaful oo wanaagsan
2. Shirkadaha Caymisku waa inay xaqiijiyaan ku-filnaanta iyo amniga nidaamyada teknoolojiyadda iyo kaabayaasha si ay u taageeraan adeegyadadooda iyagoo samaynaya qiimeyn sax ah oo joogto ah oo ku saabsan khatarta la xiriirta tignoolajiyada.
3. Shirkadaha Caymiska waa inay lahaadaan siyaasad ku aaddan bed-qabka iyo ku- filnaanta nidaamyada.

Qodobka 96aad
Hab-raaca Kor-joogteynta

Shirkadaha Caymiska waa in ay xaqiijiyaan in ay leeyihiin siyaasado iyo hab-raacyo ku filan la-socodka iyo xakameynta khatarta adeegyada Caymiska.

CUTUBKA LABO IYO TOBNAAD
HESHIISYADA CAYMISKA

Qodobka 97aad
Heshiisyada Caymiska

1. Heshiiska Caymiska waa in loo diyaariyaa oo loo saxiixaa laba nuqul, hal nuqul, oo ay weheliso lifaaqyadiisa iyo dokumentiyada taageeraya, waa inuu hayaa hawl- wadeenka Caymiska iyadoo laga dhigayo nuqul la geliyey diiwaan iyo mid ku jira Aladaha wax lagu keydiyo, nuqulka kale waa in lagu wareejiyo ka qeybqaataha.
2. Shirkadaha Caymiska, wakiillada caymiska iyo wakiillada dillaaliinta waxay eegi karaan mawduuca heshiiska Caymiska ka hor intaanay gelinheshiiska Caymiska.
3. Shirkadda Caymiska, wakiillada caymiska, wakiillada dillaaliinta iyo ka-qeyb- galayaashu waa inay helaan oggolaanshaha dhinaca kale si qoraal ahaan ah oo ay ku jiraan shuruudaha iyo waajibaadka u horseedaya kordhinta ama dhimista mas'uuliyadda dhinac kasta.

Qodobka 98aad
Qaadashada Heshiiska Caymiska

Dhammaan faa'iidooyinka siiyaa adeegga caymiska/takafulka waa in la ka- faa'iideystayaasha la aqoonsaday.

Qodobka 99aad
Cusbooneysiinta iyo Kordhinta Heshiiska Caymiska

1. Ka-qeyb-qaataha waa inuu codsi qoraal ah oo ku saabsan cusboonaysiinta ama kordhinta Heshiiska Caymiska u soo gudbiyaa Shirkadda Caymiska.
2. Caymiyuhu waa inuu qiimeeyaa cusboonaysiinta ama kordhinta Heshiiska Caymiska, isagoo tixgelinaya khatarta imaan karta, wuxuuna wax ka beddeli karaa qiimaha si waafaqsan heshiiska.
3. Caymiyuhu kuma xiri karo bixinta faa'iidada ama qeyb ka mid ah cusboonaysiinta Heshiiska Caymiska.

Qodobka 100aad
Nuxurka Heshiiska Caymiska

1. Heshiiska Caymiska waa inuu ku jiraa dhammaan shuruudaha ay ku heshiiyeen dhinacyada.
2. Dhinacyada iyo ka-faa'iideystayaasha kale looma oggola in la beddelaan.

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waxa ku jira Heshiiska Caymiska iyagoo aan oggolaansho hore ka haysan dhinaca kale.

3. Heshiiska Caymiska waa inuu lahaadaa waxa soo socda:
   b) magaca buuxa iyo ciwaanka qeybaha;
   t) magaca iyo lambarka diiwaanka Heshiiska Caymiska;
   j) qaaraanka iyo habka lacag-bixinta;
   x) qadarka faa'iidada ee Caymiska iyo habka Magdhawga khasaaraha;
   kh) waxa la cayminayo iyo goobta;
   d) khatarta la xiriiri karta Caymiska;
   r) muddada Heshiiska Caymiska;
   s) cinwaanka iyo nambarka Bankiga lagala soo xiriirayo haddii ay jirto cabashooyinka;
   sh) ciwaanka iyo nambarka lagala xiriiri karo waaxda sheegashada ee hawl- wadeenka Caymiska;
   dh) xaaladaha iyo arrimaha dib-u-la-noqoshada Heshiiska Caymiska iyo xisaabinta lacag-celinta ka-qeyb-qaataha; iyo
   c) shuruudahaiyo arrimaha kale ee Caymiska ee ay ku heshiiyeen dhinacyadu.

4. Bankigu wuxuu dib-u-qaabeyn karaa waxa ku jira Heshiiska Caymiska ee adeeg kasta ama qeyb kasta oo gaar ah kana dhigi karaa mid ku waajib ah Shirkadaha Caymiska.

Qodobka 101aad
Caymiska Waajibka ah

1. Bankiga iyo Dawladdu waxay ka dhigi karaan Caymiska mid ku khasban qeyb ama caymin gaar ah marka loo eego qodobbada sharcigan.
2. Arrimaha la xiriirta noocyada Caymiska khasabka ah ee ku xusan faqradda (1) ee qodobkan waxaa lagu maamulayaa sharci keleoo caymis ah.

Qodobka 102aad
Qaaraanka ama tabarucaadda

1. Ka-qeyb-galeyaashu waxay mas'uul ka yihiin inay bixiyaan qaaraanka ama tabarucaada oo sal-dhig u ah habka loo go'aamiyay shuruudaha iyo waafaqsanaanta Caymiska.
2. Dhammaan Qaaraanka ama tabarucaada waa in si toos ah loogu shubaa Shirkadda Caymiska ama xisaabta Banki ee Shirkadda Caymisku

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leedahay.

3. Mas'uuliyadda Shirkadda Caymiska ee ka-qeyb-galaha waxay bilaaban doontaa marka qaaraanka/tabarucaada la bixiyo haddii aan si kale ugu heshiin dhinacyadu.
4. Qaaraanka la siiyo Shirkadda Caymiska waxay ahaanaysaa mid hoos timaada shuruucda canshuuraha.
5. Haddii ay dhacdo wax-ka-badelka Shuruucda Caymiska ama khatarta la fili karo ee isbeddelka, qaaraanku waa la bedeli karaa iyadoo la raacayo heshiiska dhinaca kale.
6. Haddii dhinacyadu ku heshiin waayaan isbeddellada lagu sheegay faqradda (4) ee qodobkan, Shuruucda Caymiska waa lala noqonayaa.
7. Ku-tabaruca waa in loo qaddariyaa inay dhacday marka laga soo saaro khasnadda ka-qeyb-qaataha ee sanduuqa Magdhawga ah.

CUTUBKA SADEX IYO TOBNAAD
WAAJIBAADKA SHIRKADAHA CAYMISKA

Qodobka 103aad
Mabaadi'da Maal-gelinta

1. Shirkadda Caymisku waa in ay dhawrtaa mabaadi'da soo socota markay maal-gelinayso hantida:
   b) maal-gashigu waa inuu ahaadaa mid waafaqsan shareecada sida ay jideeyaan hab-raacyada Bankigu iyo guddiga shareecada.
   t) waa inay lahaataa waax aqoon iyo xirfad ku dhisan oo sameysa maal-gashiga
   j) waa in hantida si taxadir leh oo xirfadaysan loo maal-geliyaa ayadoo loo eegayo danta ka-qeyb-galayaasha iyo saamileyda taasoo ku dabooli karta nooca deymahooda.
   x) Shaqada maamulidda hantida Shirkadda iyo maamulka Caymiska waa inay xaqiijiyaan danta ka-qeyb-galayaasha iyo saamileyda haddii ay jiraan khilaaf danaysi ah.
   kh) waa inay maal-gashataa hantida ay si sahlan ku maareyn karto, oo ay si cad u xakamayn karto khatartooda oo ay awood u yeelan karto bixinta baahideeda lacageed.
   c) waa in inaysan maalgelin wax xaaraan ah oo aan sharci ahayn.

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Qodobka 104aad
Shaacin Guud

1. Shirkadaha Caymisku waa inay daabacaan faahfaahinta qaabkeeda hawl-gal, mabaadi'da shareecada ee salka ku haysa iyo shahaadada shareecada oo ay saxiixeen guddiga shareecada.
2. Shirkadaha Caymisku waa inay ku daabacaan mareegaha iyo qoraallada, faahfaahinta Guddigooda Shareecada oo ay helaan ka-qeyb-galayaashu.
3. Xogta la daabacay waa inay noqotaa mid sax ah, waafi ah, oo cusub, waana inay ahaataa luuqad cad oo la fahmi karo, oo ay ku jirto keliya erayo farsamo oo kooban.
4. Shirkadaha Caymiska waa inay xaqiijiyaan waafaqsanaanta macluumaadka lagu sheegay dukumentiyada kala duwan iyo waafaqsanaanta macluumaadka la siiyo ka-qeyb-galayaasha oo la mid ah macluumaadka loo gudbiyo Bankiga.
5. Shirkadaha Caymiska waa inay, 7 (toddobo) maalmood gudahood, ku war- geliyaan ka-qeyb-galayaasha oo ay helaan oggolaanshaha wax-ka-beddelka ama isbeddelka qaab-hawleedkeeda ama shuruudaha adeeg iyo saameynta isbeddelladaas.
6. Marka saameynta isbedeladdu ay tahay mid maaddi ah oo dhaqaale ahaan sare, sii- deyntaas waa in si ku filan loo tifaftiro si ka-qeyb-galayaashu u fahmaan.
7. Bankigu wuxuu qeexi karaa shuruudo warbixineed oo gaar ah Shirkadaha Caymiska ee khuseeya siidaynta iyo faahfaahintalala wadaagayo dadweynaha.

Qodobka 105aad
Hawlo Reebban

1. Sirkadaha Caymiska waxaa looga baahan yahay inay iska ilaaliyaan inay sameeyaan waxyaabaha soo socda:
   b) isticmaalka hababab ganacsi oo been abuur ah iyo kuwo sharci darro ah;
   t) sameynta lacag-dhaqis iyo maal-gelin argagixiso iyadoo la isticmaalayo ilaha dhaqaale ee ka soo baxa adeegyada Caymiska.
   j) soo-saarista ganacsi Caymis oo been abuur ah.
   x) bixin macluumaad been ah iyo ka-warbixinta xaaladaha maaliyadeed ee ku wajahan Bankiga, ka-qeyb-galeyaasha iyo dadweynaha.
   kh) gelidda heshiis ama wax-qabad caqabad ku abuuri kara

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habsamida Caymiska ama isku keli-yeelidda adeegyada Caymiska.

Qodobka 106aad
Diidmo Khatar

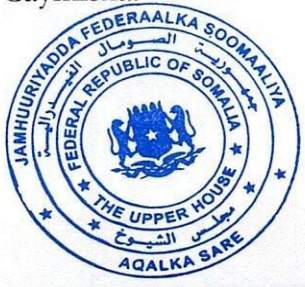
Shirkadda Caymiska waa in inaysan diidin sheegashooyinka la xiriira khatarta ama khatarta lama filaanka ah ee sababta koowaad ee khasaaraha iyadoo aan lagu sameyn baaritaan sax ah.

Qodobka 107aad
Joojin Adeegyo Caymis

1. Shirkadaha Caymiska, wakiillada caymiska iyo wakiillada dillaaliinta ma joojin karaan shaqadooda iyagoo aan oggolaansho qoraal ah ka helin Bankiga.
2. Shirkadda Caymiska, wakiilka caymiska iyo wakiilka dillaaliintu waa in aanay diidin inay siiyaan adeegyada Caymiska qof kasta.

Qodobka 108aad
Ku-filanaansho Hanti Shirkad

1. Shirkadda Caymiska waa inay haysaa hanti ku filan oo uu ku fuliyo hawlaha ganacsi si uu u daboolo kharashaadka iyo waajibaadka loo baahan yahay ee ku xusan sharcigan.
2. Bankigu waa inuu ilaaliyaa oo ku dhaqmaa shuruudaha raasamaalka iyo hababka xisaabaadka ee Shirkadaha Caymiska iyadoo la raacayo heerarka caalamiga ah ee laga hir-geliyo dalka.
3. Shirkadaha Caymiska waa inay kordhiyaan raasamaalkooda oo ka sarreeya heerka khatarta kulmi karo ee ganacsiga caymiska la xiriirta, sida ku cad awaamiirta Bankiga.
4. Bankigu waa inuu ku qiimeeyaa hantida iyo amaahyada Shirkadda Caymiska iyadoo la raacayo qodobbo ka mid ah sharcigan oo ku xiran jadwalka kormeerka Bankiga.
5. Arrimaha khuseeya qiimeynta hantida iyo amaahyada Shirkadaha Caymiska waa in lagu nidaamiyaa habraac gaar ah.
6. Bankigu wuxuu qiimeyn karaa hantida iyo amaahyada Shirkadaha Caymiska ama wuxuu u dhiibi karaa adeegayaal maddax-bannaan isla markaana kharashaadka lagu dalacayo Shirkadaha Caymiska.



Qodobka 109aad
Dib-u-caymis

1. Shirkadda Caymiska waxaa looga baahan yahay inuu dib-u-caymiska ka helo Shirkadaha dib-u-caymiska ee Soomaaliya ama dibadda sida ku cad oggolaanshaha Bankiga.
2. Shirkadda Caymisku waa inay u soo gudbisaa Bankiga shahaadada jiritaanka iyo xasilloonida maaliyadeed ee Shirkadda Dib-u-caymiska, oo ay hay'addeeda kormeer usoo gudbisay Bankiga.
3. Haddii dib-u-caymiska aysan ahayn mid joogta Dalka, Shirkadda Caymiska, oo haysata oggolaanshaha Guddigeeda Shareecada, waa inay usoo gudbisaa Bankiga sabab macquul oo qoraal ah si uu u helo ogolaansho gaar ah, wuxuu Bankiga oo oggolaansho ka haysta Guddiga Sare ee Shareecada bixin karaa oggolaansho gaar ah oo dib-u-ceymis ah.

Qodobka 110aad
Keydin Diiwaan-gelin

1. Shirkadaha Caymiska waa inay diiwaanka ku hayaan dokumentiyada Caymiska ugu yaraan shan sano.
2. Shirkadaha Caymiska waxaa looga baahan yahay inay xafidaan nuqullo ku keydsan alaadaha wax lagu keydiyo iyo dhammaystirnaanta dokumentiyada hantida, macaamilka.
3. Bankigu si uu u hubiyo, wuxuu baari karaa oo qiimeyn karaa dokumentiyada Caymiska ee ay hayaan Shirkadaha Caymiska iyo Hawl-wadeenada caymis.

Qodobka 111aad
Khidmad Kormeer

Shirkadaha Caymiska waxay qaadayaan kharashka hanti-dhawraha dibadda ama khabiirka Bankigu u diray si uu u baaro arimaha la xiriira dhaqaalaha ama dukumintiga kale ee Shirkadaha Caymiska.

Qodobka 112aad
Celinta Shahaadada Heshiiska

1. Shirkadda Caymiska waa inay ku qeexdaa heshiiska Caymiska sababaha iyo asaaska dib-u-celinta heshiiska Caymiska iyo xisaab soo celinta ka.

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qeyb-qaataha, kaasoo noqonaya mid ay fasaxeen guddiga shareecada.

2. Caymiyuhu waa inuu tixgaliyaa arrimaha soo socda marka la go'aaminayo qiimaha dhiibitaanka shahaadada:
   b) meesha ay khusayso, si waafaqsan mabaadi'da dhabta ah ee la aqbalay;
   t) si loo hubiyo in si cadaalad ah loola dhaqmo ka-qeyb-galayaasha; iyo
   j) in la raaco heerarka hab-dhaqanka suuqa.

3. Shirkadda Caymiska waa in ay xaqiijisaa in qaddarka la siinayo ka-qeyb-qaataha marka ay dib-u-celinayso shahaadada in laga saaro Sanduuqa Magdhawga Caymiska iyo Sanduuqa Maal-gelinta Caymiska ilaa inta ay khusayso.
4. Shirkadda Caymiska keliya ayaa dalbanaysa kharashka hawlaha dhiibista iyo xisaabinta oo lagu qeexay Heshiiska Caymiska kharashka habaynta iyo ka- shaqeynta codsiga dhiibista.

CUTUBKA AFAR IYO TOBNAAD
NUQSAANTA LACAGTA IYO HABEYNTA KHASAARAHA

Qodobka 113aad
Sheega-shooyin

1. Xuquuqlaha waa inuu u soo gudbiyaa Shirkadda Caymiska sheegashadiisa cayminta.
2. Shirkadaha Caymiska waa inay bixiyaan cayminta Xuquuqlaha iyadoo loo eegayo shuruudaha Heshiiska Caymiska iyo khasaaraha dhacay 30 (soddon) maalmood gudahood, laga bilaabo taariikhda sheegashada.
3. Caymiyuhu waa inuu ka bixiyaa khasaaraha Xuquuqlaha sanduuqa ay khuseeyso si ku salaysan go'aanka heshiiska iyo hab-raaca Sanduuqa Magdhawga Caymiska iyo Heshiiska Caymiska.
4. Caymiyuhu waa inuusan diidin sheegashada marka laga reebo ku salaysnaan caddayn dhab ah oo macquul ah waana inuu Xuquuqlaha u ogeysiiyaa qoraal ahaan sababaha diidmada sheegashada.
5. Caymiyuhu waa inuu ku war-geliyaa Bankiga cabashada Xuquuq-laha la diiday 7 (toddobo) maalmood oo shaqo gudahood.
6. Xuquuqlaha wuxuu xaq u leeyahay inuu u gudbiyo Bankiga cabasho ka dhan ah diidmada sheegashada wuxuuna xaq u leeyahay inuu ka gudbiyo dacwad.
7. Bankigu waa inuu u jawaabaa Xuquuqlaha 15 (shan iyo toban) maalmood oo shaqo gudahood marka uu helo cabashada.

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Qodobka 114aad
Sheegasho iyo Dokumentiyo Been ah

1. Ka-qeyb-galeyaashu waa in aysan si-ula-kac ah u bixin macluumaad been ah ama warbixinno si ay lacag ama dheefo u helaan sheega-shooyin been abuur ah oo ay diyaariyaan dokumenti been ah ooay ku doonayaan magdhaw.
2. Shirkadaha Caymiska waxaa looga baahan yahay inay dejiyaan habab wax-ku-ool ah si loo go'aamiyo loogana hortago wax-is-daba-marinnada, Bankiga wuxuu kormeerayaa hir-gelinta habkan.

Qodobka 115aad
Arimaha Waajibaadka ah ee hoos u dhaca Sanduuqa Magdhawga Caymiska

1. Shirkadaha Caymiska waa inay dib-u-habayn Qard-xasan ku sameeyaan marka hantida Sanduuqa Magdhawga Caymiska aysan ku filnayn inay buuxiso deymaha.
2. Shirkadaha Caymiska waa inay qaadaan dhammaan tallaabooyinka uu Bankigu farayo.

CUTUBKA SHAN IYO TOBNAAD
HANTI-DHAWRKA IYO SAXIIXAHA AKJUWEERIGA

Qodobka 116aad
Warbixin Hanti-dhawr

1. Hawl-wadeennada caymiska/takaafulka iyo shirkadaha haysta hawl-wadeennada takaaful waa inay diyaariyaan warbixin xisaabeedka sannadlaha ah ee hawlahooda si waafaqsan Heerarka Warbixinta Maaliyadeed ee Caalamiga ah (IFRS) iyo si waafaqsan Xisaabinta iyo Heerarka Ururka Hanti-dhawrka ee Machadyada Maaliyadeed ee Islaamka (AAOIFI) sida uu bankigu u qeexayo.

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2. Marka lagu daro faqradda (1) ee shuruudaha qodobkan, Shirkadda Caymiska waa inay ku dartaa warbixinta xisaabinta hawlaha gaarka ah ee Caymiska sida ku cad sharcigan.

Qodobka 117aad
Doorka Saxiixaha Akjuweeriga

1. Hawlaha Akjuweeriga ee Shirkadda Caymiska waa inay ahaadaan sida soo socota:
   b) inuu helo dhammaan macluumaadka loo baahan yahay iyo macluumaadka saxiixaa kjuweeriyadii hore.
   t) hubinta heerka dhaqaale ee Shirkadda Caymiska.
   j) qiimeynta awoodda Shirkadda Caymiska si uu u guto waajibaadkiisa mustaqbalka.
   x) qiimeynta xaaladda ee Sanduuqa Magdhawga ee Caymiska iyo hanaanka Qard- xasan;
   kh) inuu talo ka bixiyo qiimaha badeecadaha shirkadda caymiska/takaafulka oo uu caddeeyo in qiimuhu ku filan yahay, bankiguna wuxuu ka soo saarayaa xeer- nidaamiye ku saabsan waxa ay ka koobnaanayso warbixinta xaaladda maaliyadeed;
   d) bixinta iyo oggolaanshaha talooyin la xiriira maalgashiga.
   r) inuu bixiyo talo iyo tusaale la xiriira hawl-wadeenada caymiska/takafulka
   s) siyaasadda maalgashiga.
   sh) inuu go'aamiyo oo u soo jeediyo guddiga shareecada takaful ee haraaga sanduuqa Magdhawga ah oo diyaar u ah in loo qeybiyo ka-qeyb-galayaasha.
   dh) iyo talooyin kale oo wax-ku-ool ah

2. Saxiixaha Akjuweeriga wuxuu masuul ka noqonayaa si xirfadaysan taladiisa iyo farsamo ahaanba adeegyada uu siiyo Shirkadda Caymiska, oo marka uu helo codsiga Shirkadda Caymiska, uu siiyo maamulka Shirkadda Caymiska macluumaadka iyo dukumentiyada soo socda:
   b) xog akjuweeri ah iyo warbixinno ku saabsan heerka maaliyadeed ee shirkadda caymiska/takafulka;
   t) warbixin 60 (lixdan) maalmood gudahooda laga bilaabo taariikhda uu dhacayo sanad-xisaabeedka shirkadda caymiska/takaafulka, taasoo ka tarjumaysa ku-filnaanta qodobbada farsamo ee hawl-wadeennada caymiska/takaafulka;
   j) warbixin 60 (lixdan) maalmood gudahooda laga billaabo taariikhda

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uu dhacayo adeegga;

x) sanad-maaliyadeedka oo ka tarjumaysa ku-filnaanta qiimaha adeegga caymiska/takafulka;

kh) gaar ahaan ku-filnaanta tabarucaadka sanduuqa magdhawga ka-qeyb- galayaasha;

d) falanqeynta helidda faa'idada maal-gashiga;

r) falanqeynta horumarinta faylalka ee hawl-wadeenka Takaful;

s) qiimaynta qiimaha;

sh) warbixin ka-tarjumeysa ku-filnaanta ama haddii kale la mid ah hantida deymaha; iyo

dh) horumarinta siyaasadda hoos ku qoran.

3. Caymiyuhu waa inuu hubiyo u-hoggaansanaanta dhammaan waajibaadka iyo warbixinnada akjuweeriga ee loo baahan yahay, haddii kale, Bankigu waa inuu magacaabaa Shirkad fulisa hawlaha akjuweeriga isla markaana shirkadda Caymisku bixiso kharashka si uu u guto waajibaadyadiisa.
4. Hawl-qabadka akjuweeriga ee Shirkadda Caymiska waa in, iyadoo ay jiraan khataro dhici kara si degdeg ah ama dhici kara mustaqbalka soo food leh Shirkadda Caymiska, waa in uu u soo gudbiyaa warbixin ku salaysan arintaas, balse aan ka dambayn 7 (toddobo) maalmood, isla markaana si toos ah ugu gudbiyo maamulka Shirkadda Caymiska, maamulkuna waa inay baaraan warbixinta, soona jeediyaan in si deg deg loo xaliyo, loona gudbiyaa Bankiga dhammaan macluumaadka la xiriira 15 (shan iyo toban) maalmood gudahooda marka la helo warbixinta.
5. Hawl-qabadka akjuweeriga ee Shirkadda Caymiska waa inay bixisaa warbixinta xaaladda maaliyadeed ugu yaraan sannad kasta ama si gaar ah mar kasta oo uu Bankiga u baahdo.
6. Warbixinta xaaladda maaliyadeed ee lagu sheegay faqradda (5) ee qodobkan waa inay si dhab ah u qiimeysaa xaaladda maaliyadeed ee guud ee Shirkadda Caymiska, iyadoo la raacayo hab-raaca Caymiska ee uu soo saaro Bankiga.
7. Shirkadda Caymisku waa inay lahaataa siyaasad loo dhan yahay oo lagu maareeyo khatarta ganacsiga si loo maareeyo khatarteeda iyo khataraha maal- gelinta Caymiska iyo in la caddeeyo doorka Akjuweeriga shirkadda, shaqada maareynta khatarta, Sarkaalka u-hoggaansanaanta Shareecada iyo kuwa kale ee arrintan la xiriira.

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CUTUBKA LIX IYO TOBNAAD
SHURUUDAHA FULINTA EE GANACSIGA CAYMISKA/TAKAFULKA

Qodobka 118aad
Xaddidaad Ra'sumaal

1. Bankiga waa inuu soo saaraa xeer-nidaamiye qeexaya xaddiga ugu yar ee uu noqonayo Ra'sumaalka Shirkadaha Caymiska ee ka ganacsada noocyada kala duwan ee caymiska.
2. Shirkadda Caymisku waa inay wada haysaa dhammaan saamiyada inta aanan la diiwaan-gelinta.

Qodobka 119aad
Xaddidaad Isku-filnaasho Maaliyadeed

1. Bankiga waa inuu xeer-nidaamiye ku dajiyaa xaddiga isku-filnaashaha maaliyadda, Bankiga ayaana jaangoynaya habka kala duwan ee loogu dajinayo noocyada kala duwan ee caymiska.
2. Shirkada Caymisku waa inay hubisaa in aysan ka hoos marin xaddiga isku- filnaashaha maaliyadda ee uu xeer-nidaamiyuhu qeexay.

Qodobka 120aad
Tilmaamo Maal-gelin

1. Bankiga oo raacayo xeer-nidaamiye waa inuu,
   b) sameeyo hab-raacyo kala duwan oo loogu talo-galay maalgashiga nooc kasta oo ka mid ah adeegga caymiska/takafulka iyo qeybta hawlaha caymiska/ takafulka;
   t) qeexo dariiqooyinka maal-gashiga ee waafaqsan shareecada Islaamka iyo kuwa aan waafaqsanayn.
   j) caddeeyo doorka guddiga shareecada ee ansixinta siyaasadaha maal-gashiga.
   x) dejiyo ugu yaraan iyo ugu badnaan soo-bandhigidda maalgashiga qeyb kasta oo ka mid ah adeegyada maal-gashiga ee wadarta hantida shirkadda caymiska/takafulka;
   kh) hubiyo in shirkadda caymiska/takaafulka uu haysto maamul iyo dhaqaale ku filan oo uu ku maareeyo maal-gashigiisa; iyo
   c) bixiyo tilmaamo kasta oo kale oo la xiriira hawlaha maal-gashiga.

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Qodobka 121aad
Siyaasado la Xiriira Sanduuq Takaful

1. Caymiyuhu waa inuu, sanduuq kasta, u dejiyaa Siyaasado Sanduuq oo qeexaya:
   b) khataraha in la daboolo, gaar ahaan iyadoo la tixraacayo nooca cayminta;
   t) dhacdooyinka lacagta laga bixinayo sanduuqa ka-qeybqaataha iyo habka lagu go'aaminayo qadarka la bixinayo;
   j) kharashyada lagu dallaci karo sanduuqa;
   x) habka iyo sida lagu go'aamiyo faa'iidada ama nusqaanta sanduuqa;
   kh) habka loo bixinayo hantida dheeriga ah ee sanduuqa; iyo
   d) habka loo xalinayo wax kasta oo dhiman.

Qodobka 122aad
Qodobbada Xalinta

1. Caymiyuhu waa inuu hubiyaa:
   b) in la xaqiijiyo isku-filnaansho lagu sameeyay Sanduuqa Khatarta Caymiska si loo hubiyo in sheegashada ka-qeyb-galayaasha la fulin karo.
   t) in shirkaddu haysato dhaqaale ku filan oo ay kudabooli karto kharashaadkeeda iyo waajibaadkeeda oo ay ka mid tahay in ay Qard-xasan siiso Sanduuqa Khatarta Caymiska haddii ay ku timaado nusqaan Sanduuqa Khatarta Caymiska.

2. Shirkadda Caymiska waa inay caddeysaa raasu-maalkeeda ay uheli karto Qard- xasan Sanduuqa Khatarta Caymiska marka lagu daro xalkaas Shuruudaha ku talo- galka Raasa-maal.

Qodobka 123aad
Qiyaasta Xalinta

Bankigu waa inuu dejiyaa cabbirrada iyo beegsiga bartilmaameedka xalinta shuruudaha is-bixinta Shirkadda Caymiska

CUTUBKA TODOBO IYO TOBNAAD
DHAQAN-GELINTA, TALLAABOOYINKA SIXIDDA IYO TALLAABADA SOO-AFJARIDDA

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Qodobka 124aad
Magacaabis Khabiir

1. Markay u muuqato Bankiga inay jiraan sababo lagu fulinayo ama lagu sixi karo takaaful, waxay ogeysiis qoraal ah kaga dalban kartaa shirkadda caymiska/takaafulka inay u magacawdo khabiir si uu ugala taliyo shirkadda hawlaheeda oo dhan iyo diyaarinta warbixinta Bankiga.
2. Caymiyuhu wuxuu u fududaynayaa khabiirka la magacaabayo kharash kasta oo uu ku hawl-gelayo.

Qodobka 125aad
Baarayaal Madax-bannaan

1. Bankigu wuxuu u magacaabi karaa hal qof ama in ka badan oo karti u leh baaritaannada madaxa-bannaan si ay u baaraan Shirkadda Caymiska iyagoo metelaya Bankiga, si ay uga talo-bixiyaan dhamman xaaladaha Shirkadda Caymiska.
2. Baaritaan sameeyaha madaxa-bannaan waa inuu u soo gudbiyaa warbixin la xiriirta weydiimaha uu ka qabo hawl-wadeenka shirkadda caymiska.
3. Kharash kasta iyo kharashaadka kasta oo la xiriira baaritaanka madaxbannaan waxa bixinaya hawl-wadeenka shirkadda caymiska.

Qodobka 126aad
Maamul iyo Awoodo Faro-gelin

1. Bankigu wuxuu u magacaabi karaa qof maamula hawlaha shirkadda caymiska haddii ay dhacdo sababo macquul ah oo ay maamulayaasha shirkaddu muujiyaan heer aan ku filnayn waxqabadkooda.
2. Bankigu wuxuu soo saarayaa xeer-nidaamiye si uu u qeexo sababaha macquulka ah ee faqradda (1) ee qodobkan.
3. Maamulaha uu Bankiga u magacaabayo si waafaqsan qodobkan, wuxuu awood u leeyahay, kuna maamuli karaa shaqada iyo arrimaha qofka loo magacaabay.
4. Maamuluhu wuxuu mas'uul ka yahay qaadista tallaabadaas iyo sameynta wax kasta oo lagama maarmaanka u ah ilaalinta iyo dhawridda adeegyada ama hantida shirkadda loo magacaabay iyo danaha ka-qeyb-galayaasha, macaamiisha, deyn- bixiyeyaasha ama dadweynaha.
5. Maamuluhu waa inuu Bankiga u soo gudbiyaa warbixinaha uu u baahan

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yahay, wixii kharash ee la xiriira maamulka waxa bixinaya shirkadda caymiska.

Qodobka 127aad
Hab-dhaqanka Ganacsiga Shati Kala-noqoshada kadib

1. Marka lagala noqdo rukhsadda hawl-wadeennada takaaful, sida uu dhigayo sharciga, shirkadda caymiska marka ay hesho ogaysiiska Shati-kala- noqoshada kadib, ma sameyn karto;
   b) gelidda qandaraas cusub oo caymis ah;
   t) dib-u-cusboonaysiin ama beddelaad qandaraas takaful ah oo la galay ka hor taariikhda la bilaabay;
   j) inuu codsado ama kala xaajoodo ganacsiga caymiska oo ay ku jirto dib-u- cusboonaysiinta iyo sii-wadidda ganacsigaas shirkad shisheeye oo caymis ah; ama
   x) dhex-dhexaadinta macaamiil gudaha Soomaaliya iyo shirkad ajnebi ah oo caymis ah si uu u soo fuliyo adeegyada caymiska.

2. Caymiyuhu waa inuu ku dhaqaaqaa hadba sida ay lagama maarmaan u tahay ama uu Bankigu uga baahan yahay si uu u hubiyo in loo sameeyey ama loo samayn doono wax maangal ah oo lagu leeyahay iyo in la sameeyo qabanqaabo ku filan ama ay jiri doonto bixinta qaaraan iyo kharash macquul ah.

Qodobka 128aad
Gaba-gabeyn iyo Soo-afmeerid

1. Caymiyuhu ma go'aamin karo inuu si iskiis ah shaqada uga baxo isagoo aan ka haysan oggolaansho Bankiga.
2. Caymiyuhu kama dalban karo Bankiga ka-bixidda shaqada isagoon la kulmin Bankiga.
3. Markuu bankigu oggolaado qaadashada go'aanka musalafnimada ikhtiyaarka ah, qaraarka waa in lagu daabacaa faafinta rasmiga ah.
4. Haddii shirkadda caymisku kacdo musalafnimo awgeed, iyadoon loo eegayn hannaanka isbixin la'aanta iyo ilaalinta xuquuqda deyn-bixiyayaasha, hantida shirkadda ee la caddeynayo ama lagu iibiyo naado (auction) waa in marka hore la gutaa waajibaadka shirkadda ka saaran ka-qeyb-galayaasha caymiska.

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5. Bankigu wuxuu billaabi karaa ama ku lug yeelan karaa caddeynta ama naado- gelinta shirkada caymiska ama laanta caymiska shisheeye ee ka howl-gasha Soomaaliya.

Qodobka 129aad
Iibin-naado Khasab ah

1. Bankigu wuxuu ku amri karaa shirkadda caymiska in ay si khasab ah loogu iibiyo naado, mid ka mid ah sababahan soo socda awgood.
   b) in caymiyuhu ku xad-gudbo sharcigan ama xeer-nidaamiyaha si daran;
   t) in shirkadda caymisku aysan awoodin ama ay u badan tahay in ay awoodi waydo in ay bixiso deymaha;
   j) in shirkadda caymisku ku guul-darraysato ama ay u badan tahay inay ku guul-darraysan doonto buuxinta shuruudaha raasa-maal ee sharcigan;
   x) in baaraha madaxa-bannaan uu caddeeyo in naado-gelintu ay lagama maarmaan u tahay danta guud;
   kh) in shirkadda caymisku aysan is-bixin karin sidoo kalana laga rajo qabin in ay soo kabato;
   d) in shirkadda caymiska, milkiyadeeda shirkadda leh ay gasho xaalad musalafnimo;
   r) in shirkadda caymiska shatiga lagala noqdo; ama
   s) in shirkadda caymisku fududeeysay lacag-dhaqid ama maal-gelin argagixiso.

2. Bankigu waa inuu soo saaraa xeer-nidaamiye lagu maamulayo habka naadada khasabka ah, waxaana uu bixinayaa dhammaan arrimaha khuseeya hab-socodka howlahaas.
3. Haddii rabitaanka naadada uu la yimaado qof kale sida qof deyn ku leh shirkada caymiska, Bankigu waxa uu eegayaa codsiga, isla markaana kala doodayaa arrimahaas qofka raadinaya naadada.
4. Bankigu waa inuu 2 (labo) maalmood gudahooda oo ka bilaabanta maalinta uu Shirkadda Caymiska ee sida khasabka loogu iibinayo naadada, ku soo daabaco faafinta rasmiga ah iyo ugu yaraan 2 (labo) wargeys oo maxali ah iyo mareegaha Internetka, ogeysiis ku saabsan meeleynta shirkadda musalaftay ee sida khasabka ah loo iibinayo naadada iyo balan-qabashada fulinteeda.

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Qodobka 130aad
Qofka Naadada Mas'uulka ka ah

1. Qofka naadada mas'uulka ka ah waa in uu awood u leeyahay inuu-
   b) inuu billaabo nidaam sharci ah isagoo ka wakiil ah shirkadda caymiska ah oo dacwad naado wajaheysa ama ka difaaco dacwad kasta oo sharci ah;
   t) inuu maamulo arrimaha Shirkadda caymiska;
   j) helitaanka adeegyada akjuweeriyada, qareennada, nootaayayaasha, xisaabiyeyaasha, qiimeeyayaasha iyo la-taliyayaasha kale ee xirfadlayaasha ah;
   x) inay sameeyaan dhexdhexaadin ama habayn u dhexaysa shirkadda caymiska iyo dadka sheeganaya inay yihiin kuwa daynta leh ama shakhsiyaad sheeganaya inay leeyihiin sheegashooyin hadda taagan ama mustaqbalka;
   kh) ururiyo oo soo ceshado dhammaan hantida iyo sheegashooyinka kale ee Shirkadda Caymiska;
   d) ku iibiyo naado dadweyne hantida ma-guurtada ee Shirkadda Caymiska ama nidaam wada oggol ah oo ku saabsan, qeyb ama dhowr qeybood;
   r) iibiyo dhammaan ama qeyb ka mid ah hantida maaliyadeed ee shirkadda si ay ugu celiso dadka deynta leh;
   s) caddeynta waxba kama jiraanka iyo diidmada fal kasta oo ay ku kacday Shirkadda Caymisku muddo sannad gudaheed ah laga billaabo taariikhda uu Bankiga kasoo baxay go'aanka uu ku magacaabay hawl-wadeenka naadada mas'uulka ka ah, oo ayna ogaadaan in falalkaasi ay halis ku yihiin danaha Shirkadda Caymiska, ka-qeyb-galayaasheeda ama dadka deynta leh, sida ay xaaladdu tahay;
   sh) saxiixo dhammaan falalka uu fulinayo isagoo ka wakiil ah Shirkadda Caymiska
   dh) ka-wakiil ahaado shirkadda caymiska ee wajeheysa naadada dhan kasta oo lagu fulinayo inay ku lugleeyihiin shirkad kale ama shirkad kale oo Shirkadda Caymiska la laheyd xiriir;
   c) soo-saarista, warqad ganacsi ama wax la mid ah oo ku dhex jira xaydaabka hawlaha naadada;
   g) abaabulidda dhaqaalaha lagama maarmaanka ah iyadoo la adeegsanayo dammaanad-qaadka Shirkadda Caymiska oo la xaraashayo;

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f) uu magacaabo qof kasta oo isaga wakiil ka ah;

q) caddeeyo mas'uuliyadda shaqsiga ah ee ka saaran saamile kasta, xubin ka mid ah guddiga maamulka iyo maareeyayaasha shirkadda caymiska ee wajaheysa naadada;

k) meesha ka saaro dheefaha la siiyo saamilayda;

l) heshiiska ama gorgortanka iyo ka-go'aan-gaaridda fal kasta oo ay dani ugu jirto ka-qeyb-galayaasha adeegyada shirkadda caymiska ee wajaheysa naadada;

m) u dirista codsi qoraal ah qof kasta oo ah ama ahaa sarkaal, maareeye, shaqaale ama hanti-dhawraha dibadda ee Shirkadda Caymiska ama qof kasta oo kale oo xafidaya lacagaha ama hantida kale ee caymiska ee uu ku socto naadadu si ay u:

   i. Caawiyaan qofka mas'uulka ka ah naadada inta lagu jiro nidaamka naadada;

   ii. la shaqeeyaan qofka mas'uulka ka ah naadada si ay ugu fududaato wax kasta oo khuseeya naadada;

   iii. usoo saara dokumenti kasta oo la xiriira hawlaha Shirkadda Caymiska.

2. Qofka mas'uulka ka ah naadada wuxuu samayn karaa baaris si loo ogaado sababaha keenay khasaare iyo inuu ka warbixiyo dadka ku lug leh khasaaraha, ku xad- gudubka xeerarka ama xeer-nidaamiyayaasha iyo siyaasadaha shirkadda caymiska ee naadadu ku soctoo.

Qodobka 131aad
Qorshaha Dammaanadda Ka-qeyb-galayaasha

1. Waa inuu abuuraa oo uu ilaaliyaa Bankigu si waafaqsan qodobkan, ka-qeyb- galayaashu waxa ay dammaanad-qaadayaan dhaqaale ku saabsan Caymiska guud iyo caymiska qoyska ee ay fulinayaan hawl-wadeennada takaaful ee Soomaaliya kaasoo waafaqsan siyaasadaha Takaaful ee Soomaaliya in magdhaw la siiyo dadka ku andacoonaya in ay qaan ku leeyihiin shirkadda musaliftay.
2. Waa in loo soo shubaa ka-qeyb-galeyaasha dhaqaalaha ilaalinta Bankiga dhammaan canshuuraha lagu soo rogo lagana qaado hawl-wadeennada takaaful si Bankiga u cayimo.
3. Bankigu waa inuu soo saaraa xeer-hoosaadyo qeexaya habka dammaanad-qaadka ka-qeyb-galayaashu u hawl-gelinayaan una maamulayaan.

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Qodobka 132aad
Kidmadda Maamulka

1. Bankiga Dhexe waxay soo rogaysaa khidmad ka-qaadis hawl-wadeenada takaaful si loo fududeeyo xeer-nidaamiyayaasha iyo kormeerka lagu xusay sharcigan.
2. Bankiga Dhexe waxay dejineysaa xeer-nidaamiyaha qaabka khidmaddan loo soo rogayo.

CUTUBKA SIDEED IYO TOBNAAD
GANAAXYADA

Qodobka 133aad
Caymis aan Shati Haysan

1. Ganaaxyada soo socda ayaa lagu soo rogayaa hawl-wadeennada caymiska ee bixiya ganacsiga caymiska iyadoo aan laga helin Bankiga shatiga loo baahan yahay ama ku lugyeesha hawlo ka-hor-imaanaya shuruudaha shatiga uu Bankigu bixiyo sida ku cad xeerkan.
    b) Shirkadda caymiska:USD 50,000 (konton kun) Doolarka Mareykanka ama lacag shillin soomaali u dhiganta;
    t) Hawl-wadeennada caymiska:USD 10,000 (toban kun) Doolarka Mareykanka ama lacag shillin Soomaali u dhiganta.

2. Haddii qofku ku celiyo hawlo aan shati lahayn mar labaad, ganaaxyada ku xusan qodobkan waxaa lagu dalacayaa laban-laab qiimaha kor ku xusan.

Qodobka 134aad
Dib-ugu-dhicida Cusboonaysiinta Shatiga

Haddii Shirkadda Caymiska ama hawl-wadeennada caymiska uu ku kaco dib-u-dhac cusboonaysiinta shatiga, waxay mutaysanaysaa ganaax USD 1000 ama lacag shilin Soomaali u dhiganta maalin kasta oo dib-u-dhac ah.

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Qodobka 135aad
Ku-xad-gudub Shuruudo Shati

Marka la caddeeyo, inta lagu guda jiro habka qiimeynta, in codsiga shatiga lagu sheegay macluumaad been abuur ah oo aan run ahayn oo ka hor imaanaya sharcigan, codsaduhu wuxuu gelayaa dembi wuxuuna mutaysan doonaa, marka ay caddayso maxkamadda awoodda u leh, ganaax dhan lacag shillin soomaali u dhigantaUSD 20,000 doolarka mareykanka ama xarig 6 (lix) bilood ah, ama ganaax iyo xadhig wada socda.

Qodobka 136aad
Dembiga la Xiriira Hantida Ugu Yar iyo Xadka Isku Filnaanta

Shirkadda caymiska ee u-hoggaansami wayda raasa-maalka ugu yar iyo shuruudaha xalinta maaliyadeed,waxay galaysaa fal-dambiyeed, waxayna mutaysanaysaa ganaax aan ka badnayn lacag shillin Soomaali u dhiganta USD 30,000 (soddon kun) Doolarka Mareykan.

Qodobka 137aad
Bixinta Adeeg Caymis oo aan Fasax Laga Haysan Bankiga

Shirkad Cay mis ama Wakiil caymis ama Wakiil dillaal oo bixiya adeeg caymis oo uusan fasax uga haysan Bankiga wuxuu mutaysanayaa ganaax aan ka badnaynUSD 5,000 (shan kun) Doolarka Mareykan ama lacag shillin Soomaali oo u dhiganta.

Qodobka 138aad
U Hogaansan La'aanta Shareecada

1. Haddii ay dhacdo in Shirkadda Caymiska aysi bareer ah ugu xad-gudubto mabaadi'da Shareecada ama ay qaaddo tallaabooyin aan sax aheyn ee ah ku- dhaqan la'aanta Shareecada, waxay mutaysanaysaa ganaax dhan USD 20,000 (labaatan kun) Doolarka Mareykan ama lacag shillin Soomaali u dhiganta.
2. Haddii xad-gudubku sii socdo, Bankigu wuxuu xaq u leeyahay inuu ka joojiyo shatiga.

Qodobka 139aad
Ka-qeyb-gal Caymis Shisheeye

Haddii ay shirkaddu jebiso qodobka 42aad ee sharcigan, waxay mutaysanaysaa ganaax aan ka badneyd kharash-qabashada heshiiska Caymiska.

Qodobka 140aad
Dib-u-dhigis Macluumaad

1. Haddii Shirkadda Caymisku ama hawl-wadeenka Caymisku ay ku guul-dareystaan inay u hoggaansamaan shuruudaha warbixinta ee uu qeexay sharcigan, waxay mutaysanayaan ganaax aan ka yarayn USD 10,000 (toban kun) doolarka mareykanka ama lacag shillin Soomaali u dhiganta.
2. Haddii daahitaanku dhaafo 10(toban) maalmood oo maalmo shaqo ah, Shirkadda Caymiska ama Hawl-wadeenka Caymiska, hadba sida ay xaaladdu tahay, waxa lagu ganaaxayaa USD 500 (shan boqol) oo doolarka mareykanka ama lacag shillin soomaali u dhiganta maalintiiba.
3. Haddii Shirkadda Caymisku ama Hawl-wadeenka Caymisku uu u hoggaansami waayo faqradaha (1) iyo (2) ee qodobkan, Bankigu wuxuu laali karaa shatiga muddada uu u arko inay ku habboon tahay ka dib marka uu ogeysiis qoraal ah siiyo shirkadda shatiga haysata.

Qodobka 141aad
Hadalo Been Abuur ah

Haddii shirkaddu siiso Bankiga macluumaad been abuur ah oo aan sax ahayn oo la xiriira ganacsiga Caymiska, Shirkadda Caymiska, ama howlwadeennada caymiska, waxaa lagu ciqaabayaa ganaax dhanUSD 20,000 (labaatan kun) doolarka mareykanka ah ama lacag shillin Soomaali u dhiganta.

Qodobka 142aad
Ku-xad-gudub Shuruudo Dib-u-Caymis

Shirkaddii u hoggaansami wayda qabanqaabada dib-u-caymiska ee lagu sheegay sharcigan waxay gelaysaa fal-dembiyeed ay ku mutaysanayso USD 20,000 (labaatan kun) doolarka mareykanka ama lacag shillin Soomaali u dhiganta.

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Qodobka 143aad
Ku-noqoshada Xad-gudubyada

Shirkadda Caymiska ama Hawl-wadeenka Caymiska hadii ay ku celceliyaan jebinta shuruudaha sharcigan iyo xeer-nidaamiyeyaashiisa, Bankiga wuxuu ka joojin karaa shatiga isla markaana u diidi karaa inuu u cusboonaysiiyo.

Qodobka 144aad
Ku-xadgudub Shuruuco iyo Xeer-nidaamiyeyaal

Mar kasta oo shirkadda Caymiska ay u hoggaansami waydo qodobbada sharcigan, xeer- nidaamyada, habraacyada, awaamiirta, wareegtooyinka ama dukumentiyada kale ee muhiimka ah ee uu soo saaro Bankiga, waxaa la joojin karaa ama la burin karaa shatiga Caymiska, iyadoo la eegayo dabeecadda iyo culayska xadgudubka.

Qodobka 145aad
Shaacin Xog Qarsoon

Marka shaqaale rayid ah, xubin ka tirsan Guddiga Sare ee Shareecada, xubin ka tirsan Guddiga Shareecada ama shaqaale caymis ee shirkadda caymiska, uu bixiyo sir iyo macluumaad sir ah ama dukumentiyo la xiriira Shirkadaha Caymiska, Hawl-wadeenka Caymiska ama ganacsiga Caymiska guud waa in loo gudbiyo hay'adaha baarista iyo xeer- ilaalinta si dacwad ciqaabeed loogu soo oogo.

Qodobka 146aad
Bixin War Been Abuur Ah

Haddii ka-qeyb-qaataha ama xuquuqlaha uu sameeyo khiyaano isagoo soo gudbinaya macluumaad been ah si uu u helo magdhaw ama dhacdada uu khuseeyo Heshiiska Caymiska ay u dhacday ujeedadooda khaldan awgeed, ka-qeyb-qaataha iyo Xuquuqlaha keliya ma waayi doonaan xaqa lacag bixinta; arrinta waa in loo gudbiyaa hay'adaha sharciga iyo garsoorka si baaritaan dheeri ah loogu sameeyo oo loo dacweeyo.

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Qodobka 147aad
Xad-gudubyada Shaqaalaha Dawladda

Haddii shaqaale dawladeed uu gacan ka geysto diyaarinta, ama uu oggolaado sheegashooyinka beenta ah iyo kuwa aan sal iyo raadka lahayn, dokumentiyada la xiriira sheegashadaas ama diiwaannada iyo warbixinnada maaliyadeed iyo hanti-dhawrka, ama warbixinnada la xiriira dhacdada isaga ama iyada waa laga joojinayaa xilka, waxaana loo gudbinayaa hay'adaha sharciga iyo garsoorka si loo sameeyo baaritaan la xiriirta eedeynta.

Qodobka 148aad
Warbixinno aan Sax ahayn

Haddii hanti-dhawraha, akjuweeriga, khasaare qiimeeyaha ama hawl-wadeennada kale ay u soo gudbiyaan warbixinno aan sax ahayn oo been abuur ah Bankiga, waxaa lagu ganaaxayaa lacag dhan USD 20,000 (labaatan kun) oo doolarka Maraykanka ah ama lacag shilin Soomaali u dhiganta, iyo soo-kabidda khasaarihii dhacay.

Qodobka 149aad
Ku Dhaqan-galka Shuruucda Kale

Xeerka Ciqaabta, Shuruucda Bankiyada, Shuruucda musalafnimada, Sharciga ka Hortagga Lacag-dhaqidda iyo Ladagaalanka Maal-gelinta Argagaxisada iyo kuwa kale ayaa ahaan doona kuwo lagu dabaqi karo dhammaan kiisaska jebinta sharcigan.

Qodobka 150aad
La-dagaalanka Lacag-dhaqidda iyo Ka-hortagga Maal-gelinta Argagaxisada

1. Shirkadda Caymiska, saraakiishiisa, shaqaalaheeda, wakiillada iyo bixiyeyaasha adeegga ee cid saddexaad ee dibadda laga soo diray waa inay had iyo jeer u hoggaansamaan qodobbada jira ee Ka-hortagga Lacag-dhaqidda iyo Ka-hortagga Maal-gelinta Argagaxisada (AML/CFT)
2. Shirkadda Caymiska waa inay:
   b) hirgeliso hababka aqoonsiga macmiilka si loo hubiyo aqoonsiga dhabta ah ee macmiilka iyo nooca ganacsigiisa;
   t) in la sameeyo habab ku habboon iyo tallaabooyinka xakamaynta

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gudaha ee la-socodka macaamilka iyo dhaqdhaqaaqyada maaliyadeed ee laga shakiyay;

in lagula xisaabtamo oo uu mas'uul ka yahay hoggaansanaanta wakiillada ee Shuruucda AML/CFT;

j) in ay horumariyaan barnaamijka u-hogaansanaanta AML/CFT ee ku habboon oo ay magacaabaan sarkaalka u-hogaansanaanta si loo hubiyo u- hogaansanaanta Shuruucda iyo Xeerarka AML/CFT;

x) in la siiyo tababarro joogto ah shaqaalaha iyo wakiillada si loo hubiyo in lagu war-geliyo isbeddelada cusub iyo lacagaha la dhaqay iyo farsamooyinka maal- gelinta argagixisada, hababka iyo isbeddelada;

kh) uga warbixiyaan Xarunta Warbixinta Maaliyadda macaamilada laga shakiyo ayadoo la raacayo tilmaamaha ay bixiso Xarunta Warbixinta Maaliyadeed; iyo

d) u soo gudbinta Bankiga warbixinnada loo baahan yahay sida uu Bankigu qeexi doono.

3. Bankigu waa in uu soo saaraa xeer-nidaamiye si Sharciga Ka-hortagga Lacag- dhaqidda iyo Ladagaalanka Maal-gelinta Argagaxisada ee caymiska loogu hirgeliyo arrimaha caymiska.

Qodobka 151aad
Xad-Gudubyada aan Lagu Xusin Sharcigan

1. Haddii Shirkadda Caymiska ama Caymiska-ku-shaqeeyuhu uu ku xad-gudbo qodobbada sharcigan, wakhtiga uu dhaqan-galka yahay, Xeer-hoosaadka, hab- raacyada la ansixiyay iyo arrimaha wareegtooyinka ama Sharciyada kale ee la dhaqan galiyay ee aan sheegin wax ciqaab ah xadgudubka noocaas ah, Bankigu wuxuu qaadi karaa mid ama in ka badan oo ka mid ah tallaabooyinka soo socda:
   a) talo qoraal ah si loo horumariyo Waxqabadka;
   b) digniin qoraal ah;
   c) laalista shatiga ilaa 45 maalmood; ama
   d) laallidda shatiga iyo u-gudbinta dacwadda garsoorka si baaritaan dheeri ah loogu sameeyo.
2. Bankigu waa inuu tixgaliyaa nooca, culayska iyo tirada xad-gudubyada uu sameeyo Caymiyuhu ama Hawl-wadeenka Caymisku.
3. Farqada (1) ee qodobkan, shirkadda caymiska ama Hawl-wadeenka caymiska

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wuxuu xaq u leeyahay in ay ka andacoon karaan go'aanka bankigu qaatay.

CUTUBKA SAGAAL IYO TOBAN
QODOBBO KAMA DAMBAYS AH

Qodobka 152aad
Xaddidaadda Shatiga

Shatiyada lagu bixiyo sharcigan waa inay ahaadaan mid aan la wareejin karin oo aan lagu meeleyn karin dad aan ahayn kuwa shatiga haysta.

Qodobka 153aad
Heshiiska Maal-gelinta

1. Caymiyuhu wuxuu la geli karaa heshiis maaliyadeed oo waafaqsan shareecada hay'adaha kale ee maaliyadeed.
2. Hay'adaha maaliyadeed ee ku xusan faqradda (1) ee qodobkan uma qalmaan inay shatiyo wakiilnimo iyo dillaal ka helaan Bankiga.

Qodobka 154aad
Isku-dhaca Danaha

Agaasimaha Guud, Agaasimeyaasha kale, Ku-xigeennada, Hanti-dhawrka iyo Mas'uuliyiinta Bankiga ma sameysan karaan Shirkad Caymis, balse waxay ka faa'iidaysan karaan gelintaanka adeegga.

Qodobka 155aad
Asaaska Ururada iyo Hay'adaha kale

Dadka danaynaya waxay asaasi karaan dalladda Shirkadaha Caymiska iyo Machadyada Tababarka Caymiska, waase haddii aanay sinaba u wiiqayn bixinta Caymiska.

Qodobka 156aad
Awoodaha Bankiga ee Soo-saarista Xeer-nidaamiyayaal

1. Si loo dhaqan-geliyo sharcigan, Bankigu wuxuu soo saari karaa xeer-nidaamiyeyaaal, wareegtooyin, xeer hoosaadyo iyo habraacyo.
2. Bankigu waa inuu daabacaa dhammaan dokumentiyada lagu soo saaray farqada

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(1) ee qodobkan oo uu dib-u-eegis iyo cusboonaysiin ku samaynayo marka loo baahdo.

3. Bankigu, isagoo ogaysiis ku soo saarayo faafinta rasmiga ah, wuxuu ka dhaafi karaa qof ama koox dad ah dhammaan ama mid ka mid ah qodobbada sharcigan muddadaas oo ay ku xiran yihiin shuruudaha uu bankigu cayimi karo.
4. Bankigu waa kala tashan karaa daneeyayaasha ceymiska hadii uu u arko muhiim.

Qodobka 157aad
Baabi'in

Sharcigaan wuxuu baabi'inayaa dhammaan sharciyadaan hoos ku xusan:

1. Sharci Lr.69 ee 30 Sept 1972, oo ah sharcigii lagu asaasay hay'addii Caymiska Qaranka, oo dowladdu lahayd (sharcigaasi 'private sector' uma oggolayn inay bixiyaan adeegga caymiska).
2. Sharci Lr 20 ee 15ka January 1973, oo ah shircigii waajibka (compulsory) looga dhigay caymiska Baabuurta ee loo yaqaan (third party motor insurance).
3. Sharci Lr. 8 ee 26ka January 1989 waxaa la fasaxay in adeeg caymis oo gaar loo leeyahay (private sector insurance service) la samaysan karo.

Qodobka 158aad
Dhaqan-galka Sharcigan

Sharcigan wuxuu dhaqan-gelayaa marka uu ansixiyo Baarlamaanka JFS, Madaxweynuhuna saxiixo isla markaasna lagu soo saaro Faafinta Rasmiga ah ee Dawladda.

SHARCI LR.40 **TAARIIKH: 11-DA MAAJO 2025**

SHARCIGA WAX-KA-BEDDELKA SHARCIGA KA-HORTAGIDDA LACAG DHAQIDDA IYO MAALGELINTA ARGAGIXISADA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY: Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.

MARKUU ARKAY: Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/0722/B11/25**, ku taariikheysan **11/05/2025**, ujeeddaduna tahay Soo Gudbin Ansixinta''Hindise Sharciyeedka Sharciga Wax-ka-beddelka Sharciga Ka-hortagidda Lacag Dhaqidda iyo Maalgelinta Argagixisada.

MARKUU TIXGELIYAY: Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Wax-ka-beddelka Sharciga Ka-hortagidda Lacag Dhaqidda iyo Maalgelinta Argagixisada.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
SAACAD ____ SAXNX ____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: HAN-049-2025
TAARIIKH : 09-07-2025
SAXIIX :

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA MAALIYADDA

HINDISE-SHARCIYEEDKA WAX-KA-BEDELKA SHARCIGA KA-HORTAGA LACAGDHAQIDDA IYO MAALGELINTA ARGAGIXISADA

Maarso 11, 2025

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QAYBTA 1-AAD
QEEXITAANNADA IYO UJEEDADA

Qodobka 1-aad
Qeexitaannada

Sharcigan dhexdiisa, ereyadan soo socda wuxuu mid walba yeelanayaa macnaha kuhor qoran:

1. **"Koonto Banki"** waxa ku jira adeeg ama hab kasta oo hay'ad warbixinneed (reporting entity) u adeegsato mid ama in ka badan oo ka mid ah hawlaha soo socda:

   (b) Kaydinta lacagaha caddaanka ah iyo waraaqaha maaliyadeed ee leh qiime lacageed (monetary instruments);

   (t) Bixinta lacagaha caddaanka ah iyo waraaqaha maaliyadeed ee leh qiime lacageed (monetary instruments) ama ku wareejinta ama ka wareejinta isla koontadaas banki;

   (j) Bixinta jeegaga ama amarrada lacag-bixineed ee kayimaada hay'addaha maaliyadeed ama ay u adeegsato ururinta jeegaga ama amarada lacag- bixinneed iyadoo wakiil ka ah shakhsi kale;

   (x) Bixinta adeeg ama nidaam loogu talagalay kaydinta lacagaha la kaydiyo muddada xaddidan ama sanduuqyada lagu shubto alaabaha qiimaha leh(safety deposit box);

   (kh) Bixinta lacagaha iyada oo loo marayo kaararka ku xiran koontooyinka bankiyada (debit cards) ama kaararka deyn-qaadashada ee bankiyada (credit card); ama

   (d) Bixinta lacagaha amaahda ah iyo dib-u-ururinteeda.

2. **"Macluumaad sax ah"** waxaa loola jeeda macluumaad la xaqiijiyay saxnimadiisa iyadoo la hubinaayo aqoonsiga iyo jiritaanka milkiilayaasha sida sharciga ah u leh macluumaadkan. Marka la xaqiijinayo macluumaadkan, waxaa la isticmaalaya dokumantiyo, xog ama macluumaad la isku halayn karo oo si madax banaan loo helay.

3. **"Macluumaad dhamaystiran"** waxaa loola jeeda macluumaad dhamaystiran oo loo isticmaali karo in lagu aqoonsado shakhsiyaadka dabiiciga ah ee isticmaala, walibana sida sharciga ah u leh milkiyaadda macluumaadkaas, iyo sida shaqsiyaadkaas ay u maamulaan xakameeyan macluumaadkaas.

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4. **"Koonto banki oo mulkiiluhu qarsoonyahay (anonymous account)"** waxaa loola jeeda koonto banki oo lagu isticmaalayo magacyo been abuur ah, magacyo aan jirin, ama lambaro keliya, iyada oo aan la qeexin magaca mulkiilaha koontada.

5. **"Macluumaadka aasaasiga ah"** waxa loola jeedaa macluumaadka lagu qeexay farqada 1-aad ee Qodobka 23D ee Sharcigan.

6. **"Waraaqadaha maaliyadeed ee sarrifmi kara (BNIs)"** waxaa loola jeeda waraaqado maaliyadeed kuwaa oo lahaanshiyaha siiya qofka markaa sita, sida jeegaga safarrada, ama waraaqadaha maaliyadeed ee gorgortanka gala (oo ay ku jiraan jeegaga, balan-qaadyada lacag-bixineed ee qoran, iyo amarrada lacag bixineed) kuwaa oo ay ku jiraan kuwo leh magaca qofka sitaa, kuwo aan lahayn wax magac ah, kuwo leh magac aan jirin, kuwo saxiixan balse magaca lacag- qaataha laga saaray, ama kuwo qaabkoodu u ogolaanayo in milkiyadoodu ay u gudbi karto ciddii lasiiyo, taasoo u ogolaanaysa in qof kasta oo haysta waraaqadahan maaliyadeed uu iibin karo ama ku sarrifan karo lacag caddaan ah ama ku beddelan karo wax kale oo qiimo kale leh.

7. **"Saamiyada uu leeyahay shakhsiga markaas sitaa"** waxaa loola jeeda waraaqado ay ku qoranyihiin saamiyada shirkad, kuwaa oo gorgortan gala, lahaanshiyahana siinaya qofka markaa sita.

8. **"Milkiilaha sida dhabta ah faa'iidada uleh"** waxaa loola jeedaa shakhsiga dabiiciga ah ee ugu dambeyntii iska leh faa'iidada ama maamula macaamilka ama shakhsiga dabiiciga ah ee isagoo wakiil ah fuliya macaamilaad maaliyadeed. Waxa kale oo ka mid ah shakhsiyaadka dabiiciga ah ee iska leh maamuulka dhabta ah ee ugu danbeeya ee ku aadan cidda leh shakhsiyadda qaanuuneed.

9. **"Ka faa'iideyste",** marka loo eego hannaanka sharci ee nidaamiya ammaanada, waxaa loola jeedaa shakhsi dabiici ah, ama cid kale oo leh shakhsiyad qaanuuneed oo xaq u leh faa'iidooyinka laga helo nidaamka ammaanada ah. Marka loo eego nidaamyada caymiska shakshiga ama maalgashiga kale ee xiriirka la leh caymiska shakhsiyaadka, "ka faa'iideyste" waxaa loola jeedaa shakhsiga dabiiciga ah, cid leh shakhsiyad qaanuuneed ama shakhsiyaad kale kuwaa oo xaq u leh faa'iidooyinka laga helo caymiska marka ay yimaadan arrimaha la iska caymiyay. Marka ay timaado xawilaadda/dirista lacagaha, "ka faa'iideyste" waxaa loola jeedaa shakhsiga dabiiciga ah ama cidda leh shakhsiyadda qaanuuneed ee qofka lacagta soo diraya uu tilmaamay inuu yahay shakhsiga lacagta qaadanaya.

10. **"Faa'iido"** waxa loola jeedaa faa'iido kasta, koror dhaqaale, macaash, ama lacag bixin nooc kasta oo ay tahay ama faa'iidada uu shakhsi ka helo ama

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uga soo kordha kuwaas, oo ay ku jiraan faa'iidada shakhsi qaanuuni ah ee uu leeyahay isagu ama hoos yimaada maamulkiisa helo ama u soo kordha.

11. **"Xiriirka ganacsi"** macnehiisu waa xiriir xirfadeed oo bilawgiisaba la filayo inuu socdo in muddo ah, walibana ka koobnaado macaamilaad ama adeeg bixinno badan.
12. **"Hay'adda awoodda u leh"** waxaa loola jeedaa hay'ad Dawladeed ee xil ka saran yahay la dagaallanka lacag dhaqidda iyo/ama maalgelinta argagixisada.

13. **"Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh"** waxaa loola jeedaa hay'addaha Dowladdaha, kuwaa oo si waafaqsan shuruucda iyo xeerar aas-aaska u ah, loo xilsaaray inay mas'uul ka yihiin la socodka iyo hubinta in hay'addaha warbixinnadu u hoggaansamaan waajibaadkooda lagu qeexay Sharcigaan iyo xeer-nidaamiyaashiisa.

14. **"La-wareegis"** waxaa loola jeedaa in si aan ka noqosho lahayn loola wareego lacag ama hantida kale, si waafaqsan amar kasoo baxay hay'ad awood u leh ama maxkamad.

15. **"La-wareegis aan ka dhalan xukun"** waxaa loola jeeda la wareegis lacag ama hantida kale oo la fuliyay iyadoo loo hoggaansamaayo amar kasoo baxay dacwad ka dhacaysa maxkamad oo la xiriira fal-dembiyeed, taasoo aan u baahnayn in maxkamaddu soo saarto ama gaarto xukun ciqaabeed.

16. **"Iswakiilasha Bankiyada (Correspondent Banking)"** waxaa loola jeedaa marka banki (bankiga wakiilka ah) siiyo adeegyada bankiyada, banki kale (bankiga muwakilka ah).

17. **"Dal"** - erayga "dal" ee loo isticmaalo waddan ama waddamo waxaa sidoo kale loo isticmaalaya dhulalka ama maamulada.

18. **"Macaamiil"** waxaa loola jeedaa shakhsi dabiici ah, ama cid kale oo leh shakhsiyad qaanuuneed, taasoo ka iibsata hay'add warbixin (a reporting entity) alaabo ama adeegyo, oo ay ku jiraan adeegyo talo bixin.

19. **"Shakhsi ama Hay'ad Laga-saaray Liiska"** waxaa loola jeedaa shakhsi ama ha'ad laga saaray liiska cunaqabataynta, taasoo macnaheedu yahay in shakhsigaas ama hay'addas aan lagu dabaqi doonin cunaqabataynta maaliyadeed ee cayiman.

20. **"Ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs)"** waxaa loola jeedaa:

    (b) Dulaaliinta guryaha iyo dhulalka.

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(t) Ganacsatada biraha qaaliga ah.

(j) Ganacsatada dhagaxaanta qaaliga ah.

(x) Qareennada, nootaayooyinka, xirfadlayaasha kale ee sharciga ee madax-bannaan iyo xisaabiyeyaasha.

(kh) Shirkadaha ama shakhsiyaadka bixiya adeegyada maamulidda ammaanooyinka (trust) ama adeegyada kale ee la xiriira hawlaha shirkadaha, kuwaas oo ganacsi ahaan, siiya cid saddexaad mid ka mid ah adeegyadan soo socda:

i. iyagoo wakiil ka ah cid kale, dhisidda shirkadaha iyo ururada kale ee leh shakhsiyadda qaanuuneed;

ii. iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) ka noqoshada agaasime ama xoghaye shirkad, ama xubin ka noqoshada shuraako ama ka qabashada jago kuwaas la mid ah shirkad ama cid kale oo leh shakhsiyad qaanuuneed;

iii. u samaynta xafiis diiwaan gashan, cinwaan ganacsi, hoy, ama ciwaan maamul oo loogu talagalay shirkad, shuraako ama cid kale oo leh shakhsiyad qaanuuneed;

iv. iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) qabashada hawl ka kooban maamulidda ammaano (trust) ama u qabashada shaqo u dhiganta middaas cid kale oo leh shakhsiyad qaanuuneed; ama

v. noqoshoda saamile magac u yaal ah, iyagoo wakiil ka ah cid kale (amau hawgelinta qof kale inuu wakiil ka noqdo).

21. **"Shakhsi ama hay'ad asteeysan"** waxaa loola jeeda shakhsi ama hay'ad kastaee uu asteeyay Guddi Cunaqabatayn ee Golaha Ammaanka ee Qaramada Midoobay, Golaha Ammaanka ee Qaramada Midoobay laftiisa ama Guddiga Qaran ee ka Hortagga Lacag Dhaqidda, taasoo cunaqabatayn cayiman ee maaliyadeed lagu soo rogay.

22. **"Dhaqaale"** waxaa loola jeedaa hanti nooc kasta oo ay tahay, taasoo loo isticmaali karo in lagu helo lacag ama hanti kale, alaab, ama adeegyo.

23. **"Hay'add",** marka loo eego Qodobka 19A, waxaa loola jeedaa qeyb kasta, hay'add aan diwaangashanayn, shuraako, sanduuq, ama koox kasta oo kale oo aanlahayn shakhsiyad qaanuuneed.

24. **"Hay'ad maaliyadeed"** waxaa loola jeedaa cid leh shakhsiyad qaanuuneed oo loo qeexay si waafaqsan ama lagu qeexay Sharciga Hay'addaha Maaliyadda, 2012 iyo wax ka beddellada Sharcigaas ee dib laga sameeyay. Hay'ad maaliyadeed waxaa sidoo kale ka mid ah shakhsi dabiici ah ama mid qaanuuneed kaas oo u qabta macaamil, mid ama in ka badan oo kamid ah hawlaha soo socda:

(b) Kaydinta lacagaha kaydka ah iyo lacagaha kale ee dib loo bixinaayo iyo bixinta adeegyada gaar ah ee bankiyada;

(t) Amaahinta lacagaha, oo ay ku jiraan maalgelinta alaabaha iyo adeegyada (consumer credit), maalgelinta guryaha, maalgelinta iyadoo loo maraayo iibsashada qaansheegyada (factoring) iyo maalgelinta macaamilaadka ganacsi (oo ay kamid tahay iibsashada qaansheegyada alaabaha la dhoofiyay- "forfeiting").

(j) Maalgelinta kiraynta (financial leasing), oo aan ku jirin maalingelinta alaabaha dadku isticmaalan.

(x) Xawilaada/dirista lacagaha iyo dukumintiyada kale ee qiimaha leh;

(kh) Soo saarista iyo maaraynta hababka lacag bixinta (tusaale ahaan, kaararkaku xiran koontooyinka bankiyada "debit cards" iyo kaararka deyn-qaadashada ee bankiyada "credit cards", jeegaga caadiga ah, jeegaga safarrada, amarrada lacag-bixinta, jeegaga bankiyadu bixiyaan "bankers' drafts" ama lacagaha elektarooniga ah);

(d) Bixinta dammaanad-qaadyada iyo ballanqaadyada maaliyadeed

(r) Ka ganacsiga dukumintiyada maalgelinta muddada gaaban (money market instruments) sida jeegaga, dukumintiyada Dowladduhu lacagaha ku aamahdan (treasury bills), shahaadooyinka lacag dhigishada muddada go'an, dammaanadaha iwm; sarifka lacagaha qalaad, qiimaha dulsaarka, iyo dukumintiyada maaliyadeed ee xiriirka la leh suuqyada saamiyada (index instruments), maalgashiyada dammaanad-qaadka leh ee la wareejin karo (transferable securities), ama heshiisyada badeecooyinka mustaqbalka la kala gadanaayo (commodity futures).

(s) Maaraynta maalgashiga shakhsiyaadka iyo hay'adaha kale.

(sh) Ilaalinta iyo maamulida lacagta caddaanka ah ama maalgashiyada dammaanad-qaadka leh ee iibka gali kara isla markaas (liquid securities) iyagoo wakiil uga ah shakhsiyaad kale;

(dh) Maalgelinta, maamulida, ama maaraynta lacagaha iyagoo wakiil uga ah shakhsiyaad kale;

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(c) Isku beddelida lacagaha kala duwan;

(g) Bixinta adeegyada lacagaha elegtarooniga ah, oo sidoo kale loo yaqaan adeegyada "e-money".

(f) Soo saarista maalgashiyada dammaanad-qaadka leh ee iibka gali kara (Securities) iyo bixinta adeegyada maaliyadeed ee la xiriira; ama

(q) Bixinta dammaanad-qaadyada (underwriting) iyo maal-gelinta caymiska shakshiyaadka ama maalgashiyada kale ee xiriirka la leh caymiskashakhsiyaadka.

25. **"Maalgelin argagixiso"** waxaa loola jeedaa dembiga maalgelinta argagixisada ee ku qeexan Qodobka 3-aad ee Sharcigan.

26. **"Xayiraad"** waxaa loola jeedaa in la mamnuuco wareejinta, beddellida, iibinta, ama dhaqdhaqaaqyada kale ee wax kastoo maaliyad ah ama hantida nuucayadeeda kale oo ay leeyihiin ama ay maamulaan shakhsiyaad ama hay'ado la asteeyay, iyadoo lagu salaynayo go'aan uu soo saaray Golaha Ammaanka ee Qaramada Midoobay ama si waafaqsan qaraar dhaqan-gal ah ee Golaha Ammaanka ee Qaramada Midoobay ama go'aan ka soo baxay hay'adaha awoodda u leh ee Dowladda Federaalka ee Soomaaliya.

27. **"Hay'ad Shisheeye ee Dhiggeeda ah"** waxaa loola jeedaa hay'add shisheeyey eewadankeeda dhexdiisa awood uleh fulinta waajibaadyada iyo shaqooyin lamid ah kuwa ay qabtaan hay'addaha maxalliga ah ee awoodda u leh, shaqooyinkaas oo hoos imaan kara habka wada shaqayn ee la codsaday.

28. **"Hanti"** waxaa loola jeedaa hanti nooc kasta oo ay tahay, si kasta oo lagu soo helayba, ha ahaato mid la taaban karo ama aan la taaban karin, guurto ama ma guurto. Waxa kale oo ka mid ah dukumeentiyada sharciga ah, oo ay ku jiraan kuwa elektaroonig ama dhijitaalka ah, kuwaa oo caddaynaya lahaanshiyaha hantidaas.

29. **"Lacag ama Hanti kale"** waxaa loola jeeda hanti kasta, oo ay ku jiraan, laakiin aan ku koobnayn, hanti maaliyadeed, ilo dhaqaale (oo ay ku jiraan shidaalka iyo kheyraadka kale ee dabiiciga ah), hanti nooc kasta, ha ahaato mid la taaban karo ama aan la taaban karin, guurto ama ma guurto, si kastaba oo lagu kasbadayba, iyo dukumeentiyo sharci nooc kasta oo ay yihiin, oo ay ku jiraan kuwa elektarooniga ama dhijitaalka ah, oo caddaynaya lahaanshaha ama dan-ka- lahaansho lacagahaas ama hantidas kale oo ay ku jiraan, laakiin aan ku xaddidnayn, deymaha bankiyada, jeegagga safarrada, jeegagga bankiyada,amarrada lacag bixinta, saamiyada,

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maalgashiyada dammaanad-qaadka leh ee iibka gali kara (Securities), dukumeenti muujinaya deymaha Dowladda iyo shirkadaha lasiiyay, damaanadaha bangiyada, faa'iidada saamilayda ama dakhliga kale ama macaash ka soo xarooda ama ay soo saaraan lacagahan ama hantidan kale, iyo hanti kasta oo kale oo laga yaabo in loo isticmaalo si loo helo lacag, alaabo ama adeegyo.

30. **"Lacag ama agab hantiyeed ee loo isticmaalayo in lagu maalgeliyo fal dembiyeed (instrumentalities)"** waxaa loola jeedaa lacag kasta oo loo isticmaalayo ama loogu talagalay in loo isticmaalo, gabi ahaanba ama qayb kamid ah, si loogu maalgeliyo fal dembiyeed. Lacagahaan waxaa kamid ah lacagaha loo isticmaalo ama loogu talagalay in loo isticmaalo maalgelinta argagixisada, falalka argagixisada, ururada argagixisada, ama shakhsiyaad argagixiso ah.

31. **"Dagaalyahan Argagixiso ee Shisheeye"** waxaa loola jeedaa qofka u dhoofa dalaan kiisa ahayn ama deggeneyn, ujeeddadiisuna tahay in uu geysto, qorsheeyo, diyaariyo ama ka qayb qaato falal argagixiso ama bixiyo ama qaato tababar argagixiso.

32. **"Xog loo isticmaali karo aqoonsi"** waxaa loola jeedaa dukumeentiyo laga helo ilo madax banaan, ama xog, ama macluumaad kuwaa oo la isku halayn karo.

33. **"Xiriirada sharciga ku dhisan (Legal arrangement)"** waxaa loola jeedaa xiriirammaano oo qoran ama xiriirada kale ee lamidka ah ee lagu dhisay nidaam sharciga waafaqsan.
34. **"Cid leh shakhsiyad qaanuuneed"** waxa loola jeedaa cid kasta oo aan ahayn shakhsi dabiici ah ama aan ahayn xiriirka lagu dhisay nidaam sharciga waafaqsan,kaas oo la samaysan kara xiriir macaamiil oo joogto ah hay'ad maaliyadeed, ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs) ama hay'addaha ka ganacsada lacagaha iyo hantida dhijitaal ah, ama ah mid iyadu awooda inay hanti yeelan karto.

35. **"Ku darista Liiska"** waxaa loola jeeda ku daabacaadda liiska, magaca shakhsi ama hay'ad kasta oo lagu soo rogay cunaqabatayn maaliyadeed ee cayiman si waafaqsan Qaraar Golaha Ammaanka ee Qaramada Midoobay ama go'aan Guddiga Qaran ee ka Hortagga Lacag Dhaqidda, iyo sidoo kale dhammaan macluumaadka la xiriira aqoonsiga shakhsigaas ama hay'addaas, iyo sababaha looasteeyay.

36. **"Lacag-dhaqidd"** waxaa loola jeedaa dembiga lagu qeexay Qodobka 2-aad ee Sharcigan.

37. **"Muwakil (Nominator)"** waxaa loola jeedaa shakhsi dabiici, koox ama ah, ama cid leh shakhsiyad qaanuuneed tasoo, si toos ah ama si dadban, u

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siisa awaamiir, shakhsi kale ama cid leh shakhsiyad qaanuuneed, kuwaa oo ku aadan inuu ku matalo jogooyinkooda kala ah agaasime ama saamile.

38. **"Wakiil (Nominee)"** waxa loola jeedaa shakhsi dabiici, ama cid leh shakhsiyad qaanuuneed tasoo shakhsi dabiici, ama cid leh shakhsiyad qaanuuneed ay fartay inuu ku matalo macaamil lala yeelanaayo cid leh shakhsiyad qaanuuneed. Shakhsiga wakiilka ah marnaba ma ahan milkiilaha sida dhabta ah u leh faa'iidadakasoo xarota cidda leh shakhsiyad qaanuuneed.

39. **"Tignoolajiyada cusub"** waxaa loola jeeda soo saarista ama abuurista aalado cusub ama nidaamyo cusub ee ganacsi oo ay ku jiraan hababka cusub ee la is kugudiro lacagaha ama loo bixiyo lacagaha iyo u isticmaalida tignoolajiyada cusub iyokuwa soo ifbaxaaya adeegyada cusub iyo kuwa horay u jiray ee shirkad ama hay'ad.

40. **"Adeegsashada koontooyinka banki ee ka furan banki la wakiishay (Payablethrough accounts)"** waxaa loola jeeda koontooyinka banki ee ka furan banki la wakiishay, kuwaa oo ay adeegsadaan dhinacyo saddexaad oo aan ahayn bankiga wakiilka laga yahay, si'ay u sameeystaan macaamilaad ganacsi, iyagoo aan soo marayn bankiga wakiilka laga yahay.

41. **"Shakhsi"** waxaa loola jeedaa shakhsi kasta oo dabiici ah ama mid kasta oo leh shakhsiyad qaanuuni ah.

42. **"Ka gudbinta xuduudaha lacago ama waraaqado maaliyadeed ee sarrifmi kara"** waxaa loola jeedaa ka dhoofinta ama kasoo dejinta xuduudaha lacago ama waraaqado maaliyadeed ee sarrifmi kara, kuwaasoo u kala gudbaaya labo dal, oo ay ku jiraan ka gudbinta xuduudaha ee uu sameeyo shakhsi dabiici ah ama iyadoola isticmaalayo boorsooyinka, ama gaadiidka shakhsigaas. Waxaa sidoo kalekamid ah shixnad ahaan usoo rarista lacago ama waraaqado maaliyadeed ee sarrifmi kara ama marka shakhsi dabiici ah uu boosta kusoo diro lacago ama waraaqado maaliyadeed ee sarrifmi kara.

43. **"Shaqsiyaadka haya xil Dawladeed ama Siyaasadeed (PEPs)"** waxaa loola jeedaa qof kasta oo ka haya ama lagu aaminay xil Dowladda Federaalka Soomaaliya ama xil dowladda dal shisheeye, tusaale ahaan sida madaxa dowladdaha ama xukuumaddaha, siyaasiinta sarsare, saraakiisha sarsare ee xukuumada, garsoorka ama ciidamada, madaxda shirkadaha dawladdu leedahay ama hoggaamiyaasha iyo saraakiisha xisbiyada siyaasadeed ee muhiimka ah iyo sidoo kale xubnaha sare ee maamulka u haaya ururada caalamiga ah.

44. **"Macaamilaadka aan joogtada aheyn"** wuxuu leeyahay macnaha lagu siiyay Qodobka 5-aad ee Sharcigaan.

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45. **"Dambiyada asalka ah (Predicate offences)"** waxaa loola jeedaa fal dembiyeed kasta, ee uu Xeerka Ciqaabta ama sharciyada kale u aqoonsadeen inuu yahay fal dembiyeed, kaas oo soo saara faa'iido lacageed ama hantiyeed. Dambiyada asalkaah ee sharciga lagu qeexay waxaa kamid ah dembiga maalgelinta argagixisada ee lagu qeexay Qodobka 3-aad ee Sharcigaan iyo dembiyada sharci lagu qeexay kuwaa oo lagu galay meel ka baxsan Jamhuuriyadda Federaalka Soomaaliya, balse waa haddii dembiyadaas ay yihiin kuwo looga aqoonsanyahay Jamhuuriyadda Federaalka Soomaaliya inay yihiin fal dembiyeedyo.

46. **"Faa'idada ka dhalata Dembi"** waxaa loola jeedaa hanti kasta, lacag ama faa'iido ama manfac ka yimid ama laga helay, si toos ah ama dadban, fal dembiyeed.

47. **"Hay'ad warbixinneed (Reporting entity)"** waxaa loola jeedaa shakhsi kasta oo dabiici ah ama mid kasta oo leh shakhsiyad qaanuuni ah oo lagu qeexay Qodobka 4 ee Sharcigan.

48. **"Diiwageliyaha xogta milkiilayaasha sida dhabta ah faa'iidada uleh"** waxa uu leeyahaya macanaha lagu siiyay Qodobka 23C ee Sharcigaan.

49. **"Xannibaad"** waxaa loola jeedaa in la mamnuuco wareejinta, beddellida, iibinta,ama dhaqdhaqaaqyada kale ee wax kastoo maaliyad ah, qalab ah ama hantida nuucayadeeda kale ah, iyadoo lagu salaynayo go'aan xannibaad oo ay soo saarto hay'ad awood u leh ama maxkamad, taaso ku eg ilaa iyo inta laga gaaraayo go'aan la-wareegis oo ay soo saarto hay'adda awoodda u leh.

50. **"Gacan ku dhigis"** waxaa loola jeedaa in la mamnuuco wareejinta, beddellida, iibinta, ama dhaqdhaqaaqyada kale ee wax kastoo maaliyad ah, iyadoo lagu salaynayo nidaam xayiraad kaaso u oggolaanaya hay'ad awoodda u leh ama maxkamad inay gacanta ku dhigto lacag la cayimay.

51. **"Qof hantidiisa geliya nidaam ammaano ah"** waxaa loola jeedaa shakshi dabiici ah ama cid kale oo leh shakhsiyad qaanuuned, kaas oo ku wareejiya lahaanshaha hantidiisa mid ama in ka badan nidaam ammaano ah, isagoo isticmaalaya heshiis ammaano ah ama nidaam sharciyeed ee lamid ah.

52. **"Banki aan lahayn meel ama maamul loogu soo hagaago (Shell bank)"** waxaa loola jeedaa banki aan ku lahayn meel ama maamul loogu soo hagaago gudaha dalka laga aas-aasay ee uu shattiga ka haysto, kaasoo walibana aan xiriir maamul la laheyn hay'add maaliyadeed...

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korjoogteeyo. "Leh meel ama maamul loogu soo hagaago" macnaheedu waa in ay bankigu ku leeyahay dalka lagu aas-aasay, ee uu shatiga ka haysto, hannaan maamul iyo go'aan gaaris oo wax ku ool ah.

53. **"Kala-qaybinta macaamilaadka maaliyadeed (Structuring)"** waxaa loola jeedaa in lagu sameeyo ama la isku dayo in lagu sameeyo hal maalin ama maalmo badan gudahood, macaamilaad ku aadan qadar lacageed, iyadoo la adeegsanaayo hal ama in ka badan oo ah hay'ad maaliyadeed, ama hay'ad ka ganacsata lacagaha iyo hantida dhijitaal ah ama mid ka mid ah ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed, iyadoo ujeedadu tahay inaan loo hoggaansamin waajibaadka kasoo warbixinta ee saaran hay'addaha warbixinnada ee lagu qeexay Sharcigaan.

54. **"Warbixinta Macaamilaadka Shakiga Dhaliyay (Suspicious Transaction Report)"** waxaa loola jeeda warbixin loo soo gudbiyay si waafaqsan Qodobka 14-aad ee Sharcigaan.

55. **"Cunaqabatayn Maaliyadeed ee Cayiman"** waxaa loola jeeda xayiraada iyo mamnuucista, si looga hortago in lacago ama hanti kale oo ay ka faa'idaysan karan shakhsiyaad iyo hay'addo la asteeyay, loo siiyo shakhsiyaadkaas ama hay'addahaas, si toos ah ama si dadban.

56. **"Argagixiso"** waxaa loola jeedaa shakshi kasta oo dabiici ah oo:

(b) Si toos ah ama si dadban, oo ah sharci darro iyo ula kac, galaa, ama isku dayo inuu galo, falal argagixisanimo nuucay doonaanba ha ahaadaane;

(t) Ka qaybqaata, isagoo gacan ka gaysanaya, falal argagixisanimo;

(j) Abaabula ama ku hagaa shakhsiyaad kale inay gaystaan falal argagixisanimo; ama

(x) Gacan ka geystaa falal argagixisanimo oo ay fulinayaan koox isku ujeedo ah, iyadoo gacan ka gaysashada falka loo sameeyay si ula kac, iyadoo ujeedada laga leeyahay ay tahay in la xaqiijiyo falka argagixisanimo ama falka loo galo iyadoo maanka lagu haayo ujeedooyinka kooxda geysanaysa falal argagixisanimo.

57. **"Fal Argagixiso"** waxaa loola jeedaa:

(b) Fal loo aqoonsanyahay inuu yahay fal dembiyeed si waafaqsan qeexitaannada ku qoran heshiisyada ku lifaaqan Axdiga Caalamiga ah ee La- dagaalanka Maalgelinta Argagaxisada ee 1999; iyo

(t) Fal kasta oo kale oo ujeedadiisu tahay in dhimasho ama dhaawac

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jireed oo halis ah loo geysto qof rayid ah, ama qof kale oo aan si toos ah uga qayb

qaadanayn dagaaladda, marka ay jirto xaalad colaadeed, iyadoo ujeedada falkaas, marka loo eego dabeecaddiisa iyo xaaladaha lagu dhex fuliyay, ay tahay in la cabsi geliyo shacabka, ama lagu qasbo dowladda ama hay'ad caalami ah inay sameyso ficil ama ka joogsato sameeynta ficil.

58. **"Urur Argagaxiso"** waxaa loola jeedaa koox kasta oo argagixiso oo:

(b) Si toos ah ama si dadban, oo ah sharci darro iyo ula kac, galaa, ama isku dayo inuu galo, falal argagixisanimo nuucay doonaanba ha ahaadaane;

(t) Ka qaybqaata, isagoo gacan ka gaysanaya, falal argagixisanimo;

(j) Abaabula ama ku hagaa shakhsiyaad kale inay gaystaan falal argagixisanimo; ama

(x) Gacan ka geystaa falal argagixisanimo oo ay fulinayaan koox isku ujeedo ah, iyadoo gacan ka gaysashada falka loo sameeyay si ula kac, iyadoo ujeedada laga leeyahay ay tahay in la xaqiijiyo falka argagixisanimo ama falka loo galo iyadoo maanka lagu haayo ujeedooyinka kooxda geysanaysa falal argagixisanimo.

59. **"Hanti argagixiso"** waxaa loola jeedaa:

(b) Dakhli laga helo fulinta fal argagixisanimo ama dakhli ka dhashaa maalgelin argagixiso;

(t) Hanti loo isticmaalay, markaas loo isticmaalayo, ama la rabo in loo isticmaalo fal argagixiso;

(j) Hanti, urur argagixiso ama shakhsi argagixiso ah u isticmaalay, markaas u isticmaalayo, ama uu rabo in uu isticmaalo fal argagixiso;

(x) Hanti uu leeyahay ama uu maamulo urur argagixiso ama ururkaas wakiil looga yahay; ama

(kh) Hanti loo isticmaalay, markaas loo isticmaalayo ama loogu talagalay in loo isticmaalo maalgelin argagixiso.

60. **"Xarunta"** waxaa loola jeedaa Xarunta Warbixinada Maaliyadda ee la soo dhisay Qodobka 20-aad ee Sharcigan.

61. **"Guddiga"** waxaa loola jeedaa Guddiga Qaran ee Ka-hortagga Argag

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Dhaqidda iyo La-dagaalanka Maalgelinta Argagixisada, kaas oo magaciisa loo soo koobi karo "Guddiga Qaran ee Ka-hortagga Lacag Dhaqidda".

62. **"**Shirkadaha ama shakhsiyaadka bixiya adeegyada maamulidda ammaanooyinka **(trust)** ama adeegyada kale ee la xiriira hawlaha shirkadaha **(Trust and Company Service Providers)"** waxa loola jeedaa dhammaan cid kasta, oo ganacsi ahaan, siida cid saddexaad mid ka mid ah adeegyadan soo socda:

    (b) iyagoo wakiil ka ah cid kale, dhisidda shirkadaha iyo ururada kale ee leh shakhsiyadda qaanuuneed;

    (t) iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) ka noqoshada agaasime ama xoghaye shirkad, ama xubin ka noqoshada shuraako ama ka qabashada jago kuwaas la mid ah shirkad ama cid kale oo lehshakhsiyad qaanuuneed;

    (j) u samaynta xafiis diiwaan gashan, cinwaan ganacsi, hoy, ama ciwaan maamul oo loogu talagalay shirkad, shuraako ama cid kale oo leh shakhsiyad qaanuuneed;

    (x) iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) qabashada hawl ka kooban maamulidda ammaano (trust) ama u qabashada shaqo u dhiganta middaas cid kale oo leh shakhsiyad qaanuuneed; ama

    (kh) noqoshoda saamile magac uyaal ah, iyagoo wakiil ka ah cid kale (ama uhawgelinta qof kale inuu wakiil ka noqdo).

63. **"Macluumaadkii ugu dambayay (Up-to-date information)"** waxaa loola jeedamacluumaadkii ugu dambayay, kaas oo la cusbooneysiiyay hal bil gudaheed, markasta oo ay dhacaan isbeddello taabanaya dhamaystirnaanta macluumaadkan.

64. **"Hanti dhijitaal ah"** macnaheedu waa hanti u jirta qaab dhijitaal ah, taaso looga ganacsan karo qaab dhijitaal ah, loo wareejin karo qaab dhijitaal ah ama loo isticmaali karo ujeedooyin lacag bixineed ama maalgashi.

65. **"Hay'addaha ka ganacsada lacagaha iyo hantida dhijitaal ah (VASPs)"** waxaa loola jeedaa shakhsi kasta oo dabiici aha ama cid kale oo leh shakhsiyad qaanuuneed, kaas oo ganacsi ahaan u qabta isaga laftigiisa ama isagoo wakiil ah, mid ama in ka badan oo ka mid ah hawlaha soo socda:

    (b) isku-sarrifida lacagaha dhijitaalka ah iyo lacagaha dowladdinhu soo

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saaran.

(t) isku beddellida hantida iyo lacagaha kala duwan ee dhijitaalka ah;

(j) xawiladda iyo dirista hantida iyo lacagaha kala duwan ee dhijitaalka ah;

(x) kaydinta iyo maamulista hantida iyo lacagaha dhijitaalka ah; iyo

(kh) ka qaybqaadashada iyo bixinta adeegyada maaliyadeed ee la xiriira iibintaama iibsashada hantida dhijtaalka ah.

Qodobka 1A
Ujeedada iyo Magaca

1. Ujeedada Sharcigaani ayaa in wax ka bedel lagu sameeyo Sharciga Ka-HortagaLacag Dhaqidda iyo Maalgelinta Argagixisada ee 2016 (Sharci Lr. 01 ee Febraayo 21,
2016). Marka uu Sharcigaani dhaqan galo, waxaa la joojinaaya isticmaalka SharcigaKa Hortaga Lacag Dhaqidda iyo Maalgelinta Argagixisada ee 2016.

2. Sharcigan waxaa loogu yeerayaa "Wax-ka-bedelka Sharciga Ka-hortaga Lacag Dhaqidda iyo Maalgelinta Argagixisada".

QAYBTA 2-AAD
DAMBIYADA LACAG DHAQIDDA IYO MAALGELINTA ARGAGIXISADA

Qodobka 2-aad
Dambiyada Lacag Dhaqidda

1. Shakhsi waxa uu galayaa dambiga lacag-dhaqidda, haddii isaga oo og ama ay ahayd inuu ogaado in lacag, si toos ah ama si dadban, ay tahay ama ay qayb ka tahay lacag kasoo xarootay fal dembiyeed, uu shakhsigaasi:

(b) Beddelo, ama xawilo lacagtaas iyadoo ujeedadu tahay in la qariyo ama la raadtiro asalka sharci darrada ah ee lacagtaas ama uu ka caawiyo shakhsi kasta oo kale oo ku lug leh gelista fal-dembiyeedka lacagtu kasoo xarootay, si uu uga baxsado cawaaqibka sharci ee ka dhalanaaya falka uu galay;

(t) Qariyo ama raadtiro asalka sharci-darrada ah ee lacagtu kasoo

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xarootay, ama nuuca tacagtu tahay, goobta ay taalo, inta lacagtu ka koobantahay, dhaqdhaqaaqeeda, mulkiilayaasheeda ama cidda xaqqa uleh lacagtaas; ama

(j) Qaato, isticmaalo, ama la wareego gacan ku haynta lacagtaas.

2. Shakhsi waxa uu galayaa fal-dambiyeedka isku-day lacag dhaqid, haddii uu isku dayo inuu galo fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan.

3. Shakhsi waxa uu galayaa fal-dambiyeedka fududayn lacag dhaqid, haddii uu ka qaybqaato, kaalmeeyo, ama kula heshiiyo shakshi kale fulinta, ama caawiyo, fududeeyo, ama kala taliyo shakhsi kale gelista fal-dambiyeedka lagu qeexay farqada koowaad ee Qodobkan.

4. Dembiga lacag-dhaqidda waxaa loo arkayaa inuu yahay mid la galay, iyadoon loo eegayn nooca ama qiimaha lacagta ee sida toos ah ama si dadban uga soo xarootay fal-dembiyeedka. Qasadka iyo ogaalka la rabo si loo cadeeyo denbiga lacag dhaqista waxaa laga soo dheegan karaa duruufaha maadiga ee ku gadaaman dhacdada fal- dembiyeedka.

5. Marka la caddaynayo in lacagtu ay tahay mid kasoo xarootay fal-dambiyeed, looma baahna in la cadeeyo in shakhsi loo xukumay fal-dambiyeedka lacagtu kasoo xarootay.

6. Muddada shakhi lagu soo oogi karo eed la xiriirta fal-dambiyeedka lacag-dhaqidda waxaa lagu xaddiday toban (10) sano oo ka bilaabmaysa waqtiga fal-dambiyeedka lagalay. Socodka muddadan la cayimay way joogsanaysa haddii la bilaabo baaris ku aadan fal-dambiyeedka, oo ay ku jirto in shakhsiga la tuhmay lagu lasoo eedeeyo.

7. Iyadda oo aan waxba loo dhimayn habraaca sharci ee ku xusan Qodobka 47-aad ee Xeerka Habka Ciqaaabta Somaaliya, mudada xiritaanka ka hor bilowga garmaqalka Maxkamadda ee dhamaan dadka loo xiro tuhunka fal-danbiyeedyadda ku xusan Qodobkan waxa ay noqonaysaa 90 maalmood, waxaana la cusboonaysiin karaa hal mar oo kaliya oo ay Maxkamadi ogolaato.

8. Maxkamadda awoodda u leh qaadista dacwadaha la xiriira dembiyada ku qeexan Qodobkan waa Maxkamadda Gobolka ee uu fal-dembiyeedku ka dhacay.

Qodobka 2A

Ciqaabaha lagu soo rogi karo shakhsiyaadka dabiiciga ah ee gala fal-dambiyeedyada lacag-dhaqidda

1. Shakhsiyaadka dabiiciga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada

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1- aad ee Qodobka 2-aad ee Sharcigaan waxa ay mutaysanayaan xabsi u dhexeeya saddex (3) ilaa toban (10) sano, iyo ganaax u dhexeeya kun Dooar (USD $1,000) ilaa toban kun oo Doolar (USD $10,000), iyo saddex u jibaar qiimaha lacagta ku lugta leh, ee walibana ka soo xarootay fal-dambiyeedka. Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha,garsooraha ayaa awood leh inuu kordhiyo ama uu dhimo.

2. Shakhsiyaadka dabiiciga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 2- aad ama farqadda 3-aad ee Qodobka 2-aad ee Sharcigaan waxa ay mutaysanayaan xabsi u dhexeeya sideed iyo toban (18) bilood ilaa shan (5) sano ama ganaax u dhexeeya kun Dooar (USD $1,000) ilaa toban kun oo Doolar (USD $10,000) iyo saddex u jibaar qiimaha lacagta ku lugta leh, ee walibana ka soo xarootay fal- dambiyeedka. Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha, garsooraha ayaa awood leh inuu kordhiyo ama dhimo.

Qodobka 2B
Ciqaabaha lagu soo rogi karo shakhsiyaadka qaanuuniga ah ee gala fal-dambiyeedyada lacag-dhaqidda

1. Shakhsiyaadka qaanuuniga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobka 2-aad ee Sharcigaan waxa ay mutaysanayaan ganaax lacageed ee u dhexeeya labaatan iyo shan kun oo doolar (USD $25,000) ilaa hal milyan oo Doolar (USD $1,000,000). Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha, garsooraha ayaa awood leh inuu kordhiyo.

2. Shakhsiyaadka qaanuuniga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 2-aad ama farqadda 3-aad ee Qodobka 2-aad ee Sharcigaan waxa ay mutaysanayaan ganaax lacageed ee u dhexeeya labaatan iyo shan kun oo doolar (USD $25,000) ilaa hal milyan oo Doolar (USD $1,000,000). Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha, garsooraha ayaa awood leh inuu kordhiyay.

Qodobka 3-aad
Dembiyada Maalgelinta Argagixiso

1. Shakhsi waxa uu galayaa dambiga maalgelin argagixiso, haddii isagoo isticmaalayawaddo kasta oo toosan ama dadban, uu si rabitaankiisa ku salaysan siiyo ama u aruursho lacag ama hantida nuucyadeeda kala duwan, iyadoo ujeedadiisa ama fahamkiisa uu lacagta ama hantida ubixinaayo ama uu aruurinaayo ay tahay mid sharci darro ah, oo looga gol leeyahay in uu isticmaalo ama loo isticmaalo, guud ahaan ama qayb kamid ah lacagtaa ama

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hantidaas:

(b) Si loo fuliyo fal argagixiso;

(t) Shakhsi argagixiso ah;

(j) Urur argagixiso; ama

(x) Si loogu maalgeliyo safarka dagaalyahan argagixiso ee shisheeye.

2. Dembiga ku xusan faqradda 1-aad ee Qodobkaan waxaa la galay:

(b) Xataa haddii falka argagixiso uusan dhicin ama aan la isku dayin.

(t) Iyada oo aan loo eegayn in lacagta ama hantida nuucyadeeda kale:

i. Dhab ahaantii loo isticmaalay in lagu galo ama la isku dayo in lagugalo falka argagixisanimo;

ii. Ay xiriir la leedahay fal argagixiso oo gaar ah; ama

iii. Ay tahay mid ka timid ilo sharci ah ama kuwo sharci darro ah.

(j) Iyada oo aan loo eegayn dalka ama dhulka gudihiisa:

i. falka argagixiso uu ka dhacay ama la damacsanaa inuu ka dhaco; ama

ii. shakhsiga ama ururka argagixsada ah uu ku suganyahay.

3. Shakhsi waxa uu galayaa fal-dambiyeedka isku-day maalgelin argagixiso, haddii uuisku dayo inuu galo fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan.

4. Shakhsi waxa uu galayaa fal-dambiyeedka fududayn maalgelin argagixiso, haddii:

(b) Uu ka qaybqaato, isagoo kaalintiisu tahay gacan siin, gelista fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan;

(t) Uu abaabulo ama ku hago shakhsiyaad kale inay galaan fal-dambiyeedkalagu qeexay farqada 1-aad ee Qodobkan; ama

(j) Uu si ula kac ah gacan uga geysto gelista fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan, kaas oo ay galayaan koox isku ujeedo ah, iyadoo

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gacan ka gaysashada galista falka loo sameeyay:

i. si loo xaqiijiyo fal-dambiyeedka ama ujeedada sharci darrada ah ee kooxda, iyadoo falkaan ama ujeedada ay kamid tahay galista fal- dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan; ama

ii. iyadoo maanka lagu haayo ujeedooyinka kooxda geysanaysa fal-dambiyeedka lagu qeexay farqada (1) ee Qodobkan.

5. 5. Qasadka iyo ogaalka la rabo si loo cadeeyo gelista fal-dambiyeedka lagu qeexay farqada 1-aad, 3-aad, ama 4-aad ee Qodobkan waxaa laga soo dheegan karaa duruufaha maadiga ee ku gadaaman dhacdada fal-dembiyeedka.

6. Dembiga lagu qeexay farqada 1-aad, 3-aad, ama 4-aad ee Qodobkan waa dembi asal u ah (predicate offence) lacag dhaqidda.

7. Iyadda oo aan waxba loo dhimayn habraaca sharci ee ku xusan Qodobka 47-aad ee Xeerka Habka Ciqaaabta Somaaliya, mudada xiritaanka ka hor bilowga garmaqalka Maxkamadda ee dhamaan dadka loo xiro tuhunka fal-danbiyeedyadda ku xusan Qodobkan waxa ay noqonaysaa 90 maalmood, waxaana la cusboonaysiin karaa hal mar oo kaliya.

8. Maxkamadda awoodda u leh qaadista dacwadaha la xiriira dembiyada ku qeexan Qodobkan waa Maxkamadda Gobolka ee uu fal-dembiyeedku ka dhacay.

Qodobka 3A
Ciqaabaha lagu soo rogi karo shakhsiyaadka dabiiciga ah ee gala fal-dambiyeedyada maalgelinta argagixiso

1. Shakhsiyaadka dabiiciga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 1- aad ee Qodobka 3-aad ee Sharcigaan waxa ay mutaysanayaan xabsi u dhexeeya shan (5) sano ilaa toban (10) sano iyo ganaax u dhexeeya shan kun oo Dooar (USD $5,000) ilaa labaatan kun oo Doolar (USD $20,000. Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha, garsooraha ayaa awood leh inuu kordhiyo ama uu dhimo.

2. Shakhsiyaadka dabiiciga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 3- aad ama 4-aad ee Qodobka 3-aad ee Sharcigaan waxa ay mutaysanayaan xabsi u dhexeeya labo (2) sano ilaa lix (6) sano iyo ganaax u dhexeeya shan kun oo Dooar (USD $5,000) ilaa shan iyo toban kun oo Doolar (USD $15,000). Haddii ganaaxa faqradaan ku qoran uu u muuqdo mid aan wax ku ool ahayn sababo la xiriira xaalada dhaqaale ee dambiilaha, garsooraha ayaa awood leh inuu kordhiyo ama uu dhimo.

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Qodobka 3B
Ciqaabaha lagu soo rogi karo shakhsiyaadka qaanuuniga ah ee gala fal-dambiyeedyada maalgelinta argagixiso

1. Shakhsiyaadka qaanuuniga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 1-aad ee Qodobka 3-aad ee Sharcigaan waxa ay mutaysanayaan ganaax lacageed ee aan ka yarayn shan iyo labaatan kun oo doolar (USD $25,000).

2. Shakhsiyaadka qaanuuniga ah ee lagu helo fal-dambiyeedka lagu qeexay farqada 3- aad ama 4-aad ee Qodobka 3-aad ee Sharcigaan waxa ay mutaysanayaan ganaax lacageed ee aan ka yarayn shan iyo labaatan kun oo doolar (USD $25,000).

Qodobka 3C
La wareegista khasabka ah ee lacagaha iyo hantida markii dembiyada lacag-dhaqidda iyo maalgelinta argagixiso la galo

1. Maxkamadduhu waa inay amraan la wareegista lacagaha iyo hantida markasta ooay gaaran xukunnada la xiriira fal-dambiyeedyada lacag-dhaqidda ama isku dayga fal-dambiyeedyada lacag-dhaqidda. Maxkamadduhu waxa ay amrayaan in Khasnadda dhexe ee Dawladda lagu shubo, lacagaha iyo hantida loo isticmaalay ama loogu talagalay in loo isticmaalo gelista fal-dambiyeedka, lacagaha iyo hantida kasoo xarootay fal-dam biyeedka iyo dhammaan hantida guurtada ah iyo ma guurtada ah ee lagu iibsaday ama lagu bedeshay lacagahaas ama hantidaas. Waxaa sidoo kale lala wareegayaa lacagaha iyo hantida sida sharciga ah loo helay ee ku dhex milmay lacagahan iyo hantidaan sharci darrada ah iyo dakhli iyo faa'idooyin kasta oo kale ee kasoo xarooday lacagahaas iyo hantidaas, iyada oo aan loo eegin cidda lacagtaas iyo hantidas iska leh, ilaa ay dhacdo in cidda sida sharciga ah lacagtaas iyo hantidaas uleh ay caddeyso in aysan ka warqabin lacagaha iyo hantida sharci darrada ah ee kudhex milmay lacagtiisa iyo hantidiisa.

2. Maxkamadduhu waa inay amraan la wareegista lacagaha iyo hantida markasta ooay gaaran xukunnada la xiriira fal-dambiyeedyada maalgelinta argagixiso ama isku dayga fal-dambiyeedyada maalgelinta argagixiso. Maxkamadduhu waxa ay amrayaan in Khasnadda dhexe ee Dawladda lagu shubo, lacagaha iyo hantida xiriirka laleh maalgelinta argagixiso iyo dhammaan hantida guurtada ah iyo midda ma guurtada ah ee loo isticmaalay ama loogu talagalay in loo isticmaalo gelista fal-dambiyeedyada maalgelinta argagixiso. Haddii ay u aragto lagama maarmaan, Dawladdu waxay u qoondayn kartaa lacagta iyo hantida kale ee lala wareegay, sanduuq loogu talagalay la dagaaalanka dembiyada abaabulan ama mid magdhow laga siiyo dhibanayaasha ay dhibaatadu kasoo gaartay falalka argagixiso.

3. Go'aanka maxkamdda ee lagu amraya in lala wareego hantida iyo lacagaha

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ee ku xusan farqadaha 1-aad iyo 2-aad ee Qodobkan ayaa tilmaamaya nuuca iyo goobta ay yeelaana lacagaha iyo hantida lala wareegaayo. Haddii ay dhacdo in lacagta iyohantida kale ee lala wareegaayo aan si sax loo tilmaami karin, Maxkamadduhu waxay amrayaan in lala wareego qiimo lacageed ee u dhigma.

4. Shakhsi kasta oo sheeganaya inuu xaq u leeyahay ama uu xaq ku leeyahay lacagahaiyo hantida kale ee lagu soo rogay amarka la wareegista, waxaa uu codsi u gudbisan kara maxkamadda amarka soo saartay, si xuquuqdiisa loo ilaaliyo ama dib loogu soo celsho, muddo lix (6) bilood gudahood ah, oo ka bilaabmaysa maalinta lasoo saaray go'aanka la wareegista.

5. Hadii wax lagu waayo Shakhsiyaadka Dabiiciga ah ama Shakhsiyaadka Qaanuuniga ah ee la soo eedeeyey wuxuu yeelanayaa magdhow u dhigma eediisa.

QAYBTA 3AAD
KA HORTAGGA LACAG-DHAQIDDA IYO MAALGELINTA ARGAGIXISADA

Qodobka 4-aad
Hay'adaha iyo xirfadaha lagu dabaqaayo Sharcigan

Waajibaadka ka hortagga ee lagu qeexay Sharcigan waxa lagu dabaqayaa shakhsiyaadka loogu yeero "Hay'addaha Warbixinnada" kuwaas oo hoos imanaya talaabooyinka iyo waajibaadka ku qeexan Sharcigan:

1. Hay'adaha maaliyadeed;

2. Ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs), gaar ahaan:

   (b) Qareennada, nootaayooyinka, xirfadlayaasha kale ee sharciga ee madax- bannaan iyo xisaabiyeyaasha, marka ay iskudubaridayan ama ay u fulinayaan macaamilaadka macaamiishooda ee ku aadan hawlaha soo socda:

   i. Soo iibinta iyo sii iibinta hantida ma-guurtada ah;

   ii. Soo iibinta iyo sii iibinta hantida guurguurta;

   iii. Maareynta lacagaha, maalgashiyada dammaanad-qaadka leh ee iibka gali kara (securities) ama hantida nuucyadeeda kale oo ay leeyihiin macaamiishu;

   iv. Furista ama maamulka koontooyinka bankiyada, kaydadka

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lacaga,ama kaydadka maalgashiyada dammaanad-qaadka leh ee iibka gali kara (securities);

v. Soo ururinta maalgashiyada, oo ay ku jiraan lacagaha iyo hantida nuucyadeeda kala duwan ee lagama maarmaanka u ah abuurista, hawlgalinta, ama maamulida shirkadaha; ama

vi. Abuurista, hawlgelinta, ama maaraynta hay'addaha, ururada iyo cid kasta oo leh shakhsiyad qaanuuneed, ammaanooyinka sharciga ku dhisan ama shirkadaha gancsi iyo soo iibinta iyo sii iibinta shirkadahaganacsi.

(t) Shirkadaha ama shaqsiyaadka bixiya adeegyada maamulidda ammaanooyinka (trust) ama adeegyada kale ee la xiriira hawlaha shirkadaha, marka ay iskudubaridayan ama ay u fulinayaan macaamiishooda, macaamilaad ku aadan hawlaha soo socda:

i. iyagoo wakiil ka ah cid kale, dhisidda shirkadaha, ururada iyo cid kasta oo kale ee leh shakhsiyadda qaanuuneed;

ii. iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) ka noqoshada agaasime ama xoghaye shirkad, ama xubin ka noqoshada shuraako ama ka qabashada jago kuwaas la mid ah shirkad ama cid kale oo leh shakhsiyad qaanuuneed;

iii. u samaynta xafiis diiwaan gashan, cinwaan ganacsi, hoy, ama ciwaan maamul oo loogu talagalay shirkad, shuraako ama cid kale oo leh shakhsiyad qaanuuneed;

iv. iyagoo wakiil ka ah cid kale (ama u hawgelinta qof kale inuu wakiil noqdo) qabashada hawl ka kooban maamulidda ammaano (trust) ama u qabashada shaqo u dhiganta middaas cid kale oo leh shakhsiyad qaanuuneed; ama

v. noqoshoda saamile magac uyaal ah, iyagoo wakiil ka ah cid kale (amau hawgelinta qof kale inuu wakiil ka noqdo).

(j) Dulaaliinta guryaha iyo dhulalka, marka ay ku guda jiraan macaalimaadka macaamiishooda ee ku aadan soo iibinta ama sii iibinta hantida ma-guurtada ah;

(x) Ganacsatada biraha iyo dhagaxaanta qaaliga ah, marka ay macaamil kala macaamilayaan lacag caddaan ah oo la eg ama ka badan waddiga lacageed ee lagu cayimay sharciga iyo xeerarka;

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3. Hay'addaha ka ganacsada lacagaha iyo hantida dhijitaal ah; iyo

4. Cid kasta oo kale ee lagu qeexo xeer-nidaamiye ay soo diyaariso Xarunta Warbixinada Maaliyadda, kaas oo loo soo saaro si waafaqsan Qodobka 52-aad ee Sharcigan.

Qodobka 5-aad
Xaqiijinta xogta aqoonsiga ee macmiilka (CDD)

1. Hay'addaha warbixinnada waa inay qaadaan tallaabooyinkan soo socda ee ku aadanxaqiijinta xogta aqoonsiga ee macaamiisha:

(b) Waa inay aqoonsadaan macmiil kasta, iyagoo xaqiijinaaya xogta aqoonsiga macmiilka iyagoo isticmaalaya dokumantiyo, xog ama macluumaad la isku halayn karo oo si madax banaan loo soo helo.

(t) Waa inay xaqiijiyaan in shakhsiga sheeganaya inuu cid kale wakiil ka yahay uu haysto wakaalad sax, kadibna waa inay aqoonsadaan, oo ay xaqiijiyaan aqoonsiga shakhsigaas;

(j) Waa inay aqoonsadaan milkiilaha sida dhabta ah faa'iidada uleh (the beneficial owner), iyagoo qaadaya tillaabooyin wax ku ool ah oo lagu xaqiijinaayo aqoonsiga milkiilaha sida dhabta ah faa'iidada uleh iyagoo isticmaalaya dokumantiyo, xog ama macluumaad la isku halayn karo oo si madax banaan loo soo helo. Tillaabooyinkan waa inay ka dhalataa in hay'adda warbixinnadu ay ku qanacdo inay fahamsantahay milkiilaha sida dhabta ah faa'iidada uleh, iyadoo haddii arrinku khuseeyo cid leh shakhsiyad qaannuuneed ama cid kale oo ku dhisan xiriirada sharciga ogolyahay, ay daruuri tahay in hay'adda warbixinnadu ay ku qanacdo inay fahamsantahay cidda leh iyo haykalka maamulka ee macaamilka;

(x) Waa inay fahmaan, kana helaan macaamilka, xogta ugu habboon ee ku aadan ujeedada uu ka leeyahay xiriirka ganacsi ee uu la yeelanaayo hay'addaaswarbixinnada; iyo

(kh) Waa inay fuliyaan tallaabooyin joogta ee lagu xaqiijinaayo xogta xiriirkaganacsiga, oo ay ku jiraan:

i. Baarista macaamilaadka dhexmaray labadooda intii uu socday xiriirka ganacsi si loo hubiyo in macaamilaadka uu sameeyay shakhsigu ay yihiin kuwa la jaan qaadi kara fahamka hay'adda warbixinnadu ka haysato shakhsigaas, oo ay ku jirto fahamka hay'adda warbixinnadu ka haysato shakhsiga ganacsigiisa, iyo khataraha ka iman kara, iyo waliba haddii loo baahdo, meesha

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dakhligu kasoo galo; iyo

ii. Hubinta in la cusboonaysiiyo dukumeentiyada, xogta, ama macluumaadka kuwaasoo laga aruuriyay macaamilka markii lagu guda jiray xaqiijinta xogta aqoonsiga ee macaamiilka (CDD), iyadoo dib u eegis lagu samaynayo diiwaanada xogta macaamilka ee gaar ahaan macaamiisha khatartu ka iman karto.

2. Hay'addaha warbixinnada waa inay dabaqaan tallaabooyina xaqiijinta xogtaaqoonsiga ee macaamiilka, markasta oo ay:

(b) La samaysanayaan xiriir ganacsi cid kale:

(t) Fulinayaan macaamilaad aan joogta ahayn ama hal macaamil oo dhacaya halmar oo keliya kaasoo lacagtiisa caddaanka ah ay la egtahay ama ay ka badantahay toban kun oo Doollar (USD $10,000) ama lacag kale ee aanDoolar ahayn oo u dhiganta. Waxaa sidoo kale shuruudaan la dabaqayaahaddii macaamilka la fuliyo halmar oo keliya ama haddii loo fuliyo marar kaladuwan oo u muuqda inay xiriir leeyihiin;

(j) Ka shakiyaan in macaamilku la xiriiro lacag-dhaqis ama maalgelin argagixiso, iyada oo aan loo eegayn cadadka lacagta sharcigu cayimay ama in hay'addahaasi ka reebanyihiin waajibaadka kasoo warbixinta;

(x) Fulinayaan macaamilaad aan joogta ahayn oo nuuciisu yahay xawilaad lacag, taasoo gaaraysa kun Doolar (USD $1,000) ama ka badan ama lacag
kale ee aan Doolar ahayn oo u dhiganta; amd

(kh) Hay'adda warbixinnadu shaki ka qabto dhamaystirnaanta ama saxnaantaxogta aqoonsiga macaamiilka ee hore looga helay macaamiilka.

3. Marka la fulinaayo hawsha aqoonsiga iyo xaqiijinta xogta aqoonsiga ee macaamilka iyo milkiilaha sida dhabta ah faa'iidada uleh (beneficial owner), hay'addaha warbixinnadu waa inay qaadaan dhammaan tallaabooyinka suurtagalka ah, si ay u helaan, kadibna u kaydsadaan macluumaadka iyo dukumintiyada muujinaaya inay ku qanceen saxnaanta iyo dhamaytirnaanta ku aadan aqoonsiga macaamilka iyo milkiilaha sida dhabta ah faa'iidada uleh.

4. Xogta iyo dukumeentiyada ugu yar oo hay'addaha warbixinnada ee kala duwan ay u baahnyihiin waa in lagu qeexa xeer-nidaamiye faahfaansan oo ay soo diyaariyeen hay'addaha babagalka iyo kormeerka ee awoodda uleh, kadibna waxaa loo soo saaraya si waafaqsan Qodobka 52-aad ee Sharciga.

5. Hay'adda warbixinnadu waxay dabaqi karaan nidaamyo la fududeeyay ee ku

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aadan tallaaboyinka xaqiijinta xogta aqoonsiga ee macaamiilka (simplified CDD), si waafaqsan xeer-nidaamiye-yaal loo soo saaray si waafaqsan Qodobka 52-aad ee Sharcigaan.

6. Xeer-nidaamiye kasta oo loo soo saaray si waafaqsan faqradda 5-aad ee Qodobkaan,kaas oo dejiyaa nidaamyo la fududeeyay ee ku aadan tallaaboyinka xaqiijinta xogta aqoonsiga ee macaamiilka (simplified CDD), iyadoo danta laga leeyahay ay tahay in kor loo qaado tirada bulshada isticmaasha adeegyada maaliyadeed oo ay bixiyaan hay'addaha warbixinnadu kuwooda maaliyadda, waa inuu ku saleysnaada cilmi-baaris qoran oo muujinaysa in khatarta ka iman karta ay tahay mid iska yar marka la eego duruufaha gaarka ah ee dadka ka faa'idaysanaaya iyo adeegyada ama aaladaha maaliyadeed oo ah kuwo baaxadoodu koobantahay.

7. Aqoonsiga shakhsiyaadka qaannuuniga ah iyo xiriirada sharciga ku dhisan (legal arrangements), oo ay ku jiraan nidaamyada ammaanada ah, waa in lagu saleyaamacluumaadka iyo xogta soo socota:

(b) Magacooda, qaab dhismoodkooda sharci, iyo caddaynta muujinaysa jiritaankooda;

(t) Awoodaha sharci ee lagu maamulo shakhsiyaadka qaannuuniga ah iyo kuwo saldhiga u ah xiriirada sharciga ku dhisan, iyo sidoo kale magacyada shakhsiyaadka dabiiciga ah ee ka hayaa jagooyinka sare kuwaan. Waxaa sidoo kale la isticmaali kara, haddii ay leeyihiin, shatiyadooda iyo oggolaanshiyada ay ku hawl-galaan; iyo

(j) Ciwaanka xafiiskooda diwaangashan, haddii ay kala duwanyihiina, waxaa sidoo kale loo baahanyahay cinwaanka goobta ugu muhiimsan oo ay ku ganacsato.

8. Hay'addaha warbixinnada waa inay aqoonsadaan, iyagoo qaadaaya dhammaan tillaabooyin suurtagalka ah, si ay u xaqiijiyaan aqoonsiga dhammaan milkiilayaasha

sida dhabta ah uleh faa'iidooyinka kasoo xarooda shakhsiyaadka qaanuuniga ah iyo xiriirada sharciga ku dhisan (legal arrangements), oo ay ku jiraan nidaamyada ammaanada. Si taas loo fuliyo, hay'addaha warbixinnadu waa inay ka helaan kuwa hore lagu xusay, dukumintiyo iyo xog dhammeystiran, si ay u fahmaan cidda iska leh iyo haykalkooda maamul. Hay'addaha warbixinnadu waxay aqoonsiga kuwa hore lagu xusay ku saleynayaan macluumaadka soo socda:

(b) Marka tallaabooyinka aqoonsigu ay khuseeyaan shakhsiyaadka qaanuunigaah:

i. Aqoonsiga shakhsiyaadka dabiiciga ah ee sida dhabta ah u

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maamulo shakhsiyaadka qaanuuniga ah;

ii. Haddii shaki ka jiro in shakhsiyaadka dabiiciga ah ee sida dhabta ah u maamulo shakhsiyaadka qaanuuniga ah ay yihiin milkiilayaasha sida dhabta ah u leh faa'iidada kasoo xaroota shakhsiyaadkaas qaanuuniga ama haddii uusan jirin shakhsi dabiici ah oo si dhab ah u leh maamulka lahaanshiyaha, waa in lagu tiirsanaadaa macluumaadka aqoonsiga ee shakhsiga dabiiciga ah ee maamula shakhsiga qaanuuniga isagoo usoo maraaya wadooyin kale; iyo

iii. Haddii la aqoonsan waayo shakhsi daabiici ah ee haaya maamulka shakhsiga qaanuuniga ah, iyadoo la raacayo faqrad-hoosadka (ii) ama faqrad-hoosaadka (ii), waxaa la isticmaalaya macluumaadka aqoonsiga ee shakhsiga dabiiciga ah ee haaya jagada ugu sareeysa.

(t) Marka tallaabooyinka aqoonsigu ay khuseeyaan nidaamyada ammaanooyinka, waa in la isticmaala aqoonsiga shakhsiga abuuray ammaanada, cidda lagu aaminay, cidda korjoogtaysa iyo shakhsiga ama shakhsiyaadka ka faa'ideeysta, iyo shakhsi kasta oo dabiici ah oo sida dhabta ah u maamula nidaamka ammaanada, oo ay ku jirto marka maamulka nidaamka ammaanada uu yahay mid loo soo maro wadooyin kale;

(j) Marka tallaabooyinka aqoonsigu ay khuseeyaan xiriirada sharciga ku dhisan ee aan ahayn ammaanada (other legal arrangements), waa in la isticmaala aqoonsiga shakhsiyaadka lamidka ee udhigma midka abuuray ammaanada, cidda lagu aaminay, cidda korjoogtaysa iyo shakhsiga ama shakhsiyaadka ka faa'ideeysta, iyo shakhsi kasta oo dabiici ah oo sida dhabta ah u maamula xiriiradan sharciga ku dhisan ee aan ahayn ammaanada, oo ay kujirto marka nidaamka maamulku uu yahay mid loo soo maro wadooyin kale;

9. Xeer-nidaamiyeyaal loo soo saaray si waafaqsan Qodobka 52-aad ee Sharcigaan waa inay dejiyaan habraac faahfaansan oo lagu hago dhaqan-gelinta faqradaha kore eekhuseeya hay'addaha warbixinnada ee kala duwan.

10. Haddii hay'adda warbixinnadu aysan awoodin inay u hoggaansanto waajibaadka ku xusan Qodobkan iyo kuwa ku xusan xeer-nidaamiyaasha la xiriira, markaa waa in hay'adda warbixinnadu aysan furin koontada banki, bilaabin xiriirka ganacsi ama aysan fulin macaamilka ganacsi ee aan joogtada ahayn ama ay joojiso xiriirka ganacsi, haddii markaas uu jiro. Xaaladahan kale marka ay la kulanto, hay'adda warbixinnadu waa inay usoo dirtaa Xarunta Warbixinada Maaliyadda, warbixintamacaamilaadka shakiga-dhaliyay ee la xiriirta macaamilka.

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Qodobka 6-aad
Mamnuucista koontoyinka banki ee mulkiiluhu qarsoonyahay

Hay'addaha warbixinnada waxaa mamnuuc ka ah inay furaan ama ogolaadan jiritaanka koontooyin banki ee mulkiiluhu qarsoonyahay ama kuwo ku diiwangashan magacyo been abuur ah.

Qodobka 7-aad
Xiriirada la mamnuucay

Hay'addaha warbixinnada waxaa mamnuuc ka ah inay la sameeystaan ama la sii wadaan xiriirka ganacsi, ama ay u fuliyaan macaamil, banki aan lahayn meel cayiman ama maamul loogu soo hagaago (shell bank) ama hay'ad kasta ee maaliyadeed oo aan ku lahayn meel cayiman oo loogu soo hagaago gudaha dalka lagu abuuray ama shatiga ay ka haysato.

Qodobka 8-aad
Fulinta xaqiijinta xoogan ee xogta aqoonsiga ee macaamiilka (EDD)

1. Hay'addaha warbixinnada waa inay fuliyaan xaqiijinta xoogan ee xogta aqoonsiga ee macaamiilka (EDD), haddii intaa markaas la ogyahay oo ku salaysan qiimayn ku filan ee dhanka khataraha ah, xariirka ganacsi ama macaamilaadku uu leeyahay ama keeni karo khatar sare ee la xiriita lacag dhaqid ama maalgelin argagixiso.

2. Tallaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macaamiilka (EDD) oo ay dabaqdo hay'add warbixinneed waa in ay sida uga habboon u maareeyaan, una yareeyaan khataraha heerkoodu sareeyo ee la ogaaday.

3. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waa inay diyaariyaanXeer-nidaamiye-yaal faahfaahsan oo nidaaminaaya dhaqangelinta habraac ku salaysan heerka khatarta ee markaa jirta (risk-based approach) iyo dabaqidda tallaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macaamiilka (EDD). Xeer- nidaamiyeyaashan waxaa loo soo saarayaa si waafaqsan Qodobka 52 ee Sharcigan.

Qodobka 9-aad
Waajibaadka ku aadan fulinta baarista khataraha la xiriira lacag dhaqidda iyo maalgelinta argagixisada

1. Hay'addaha warbixinnadu waa inay fuliyaan baarista gudaha ee ku aadan khataraha,si ay u aqoonsadaan, u qiimeeyaan, walibana u fahmaan khataraha la

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xiriira lacag dhaqidda iyo maalgelinta argagixisada oo ay wajihi karaan. Baarista khataraha ee la fulinaayo waa in ay xisaabta ku darsataa khataraha ka imaan kara macaamiisha kala duwan, wadamada ama deegaanada dhuleed, iyo aaladaha, adeegyada iyo hababka lacag bixinta ee gaarka ah, oo ay ku jiraan macaamilaadka aan ahayn ka fool-ka- foolka. Waa in sidoo kale xisaabta lagu darsadaa khataraha ka imaan kara nidaamyada cusub ee ganacsi oo ay ku jiraan hababka cusub ee lacag bixinta iyo u adeegsiga
tignoolajiyada cusub iyo midda soo ifbaxeeysa adeegyada cusub iyo kuwa horay ujiray ee shirkad ama hay'ad.

2. Marka ay timaado isticmaalka aaladaha, adeegyada, hababka ganacsi iyo tignoolajiyada cusub, hay'addaha warbixinnadu waa inay sameeyaan baarista khataraha ka imaan kara ee lagu qeexay faqradda 1-aad ee Qodobkan, ka hor inta aysan bilaabin hawlgelinta ama isticmaalka aaladahaan, adeegyadaan, hababkaan iyo tignoolajiyadaan.

3. Marka la fulinaayo baarista khataraha ee lagu sheegay faqradda 1-aad ee Qodobkaan, Hay'addaha warbixinnadu waa in ay xisaabta ku darsadaan natiijada kasoo baxday baaritaannada khataraha ee heer Qaran ama heer ganacsi ama hay'adoodee horay loo sameeyay.

4. Nuxurka iyo baaxadda baaritaannada khataraha ee gudaha oo hay'addaha warbixinnadu u sameeyaan si waafaqsan faqradda 1-aad ee Qodobkaan waa inay ahaadan kuwo ku habboon nooca iyo baaxadda ee hay'adda warbixinneed.

5. Baaritaannada khataraha ee gudaha oo hay'addaha warbixinnadu u sameeyeen si waafaqsan faqradda 1-aad ee Qodobkaan waa inay ahaadaan qoraal, la sameeyaa sanad walba ama waqti kasta oo kale oo loo baahdo ama ay soo dalbato Hay'adda Dabagalka iyo Kormeerka ee awoodda uleh. Natiijada baaritaannadaan waa in lala wadaagaa Hay'adda Dabagalka iyo Kormeerka ee awoodda u leh, marka ay soo dalbato.

Qodobka 9A
Waajibaadka ku aadan maareynta khataraha lacag dhaqidda iyo maalgelinta argagixisada

1. Hay'addaha warbixinnadu waa in ay qiimeeyaan dhammaan meelaha habboon ee khatarahu ka imaan karaan (sida koontooyinka, nuucyada macaamiisha kala duwan, aaladaha, adeegayada, macaamilaadka, deegaanada dhuleed, hababka lacag dirista iyobixinta iyo teknoolojiyadda cusub) ka hor inta aysan go'aan ka gaarin inta ay la'egtahay khatarta guud iyo tallaabooyinka habboon ee lagu yareeyn karo oo ay tahayin dabaqo.

2. Si loo yareeyo, walibana si wax ku ool ah loogu maareeyo khataraha

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ogaaday ee la xiriira lacag-dhaqidda iyo maalgelinta argagixisada, hay'addaha warbixinnadu waa in ay lahaadaan siyaasado, nidaamyo korjoogtayn, iyo habraacyo ay ansixiyaan maamulkooda sare.

3. Siyaasadaha, nidaamyada korjoogtaynta, iyo habraacyada la aasaasay iyadoo loo hoggaansamaayo faqradda 2-aad ee Qodobkaan waa in ay ku jiraan tilaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macaamiilka (EDD), si loo maareeyo, loona yareeyo khataraha, haddii hay'adda warbixinnadu ogaato in heerarka khataraha jira ay sareeyaan ama haddii sidaas lagu go'aamiyo xeer-nidaamiye loo soo saaray si waafaqsan Qodobkaa 52-aad ee Sharcigaan.

Qodobka 10-aad
Shaqsiyaadka haya xil Dawladeed ama Siyaasadeed (PEPs)

1. Hay'addaha warbixinnadu waa inay lahaadaan nidaamyada ku habboon ee maaraynta khataraha, si ay u ogaadaan in macaamilka, ama milkiilaha sida dhabta ah faa'iidada u leh (beneficial owner) oo ay la macaamilayaan uu yahay shakhsi haya xil Dawladeed ama mid siyaasadeed (PEPs) iyo in kale.

2. Hay'addaha warbixinnadu waa inay qaadaan tillaabooyinkan soo socda ee ku aadanmacmiil ama milkiile kasta oo si dhab ah uleh faa'iidada (beneficial owner), kaas oo ah shakhsi ka haya xil Dawladeed ama mid siyaasadeed (PEPs) dal shisheeye ama Jamhuuriyadda Federaalka Soomaaliya ama ah shakhsi xil sare ka haaya urur caalami ah iyo qaraabada ama saaxiibada shakhsiyaadkaan:

(b) Waa in hay'adda warbixinnadu ka heshaa maamulkeeda sare ogolaanshoku aadan inay macaamilaad u fulin karto ama la yeelan karto xiriir ganacsi ama lasii wadi karto xiriir ganacsi oo horay u jiray;

(t) Waa in hay'adda warbixinnadu qaada tillaabooyin wax ku ool ah oo ay ku ogaanayso ilaha dhaqaalaha iyo lacageed ee shakhsiyaadkaas;

(j) Waa in hay'adda warbixinnadu iska xaqiijisaa macluumaadka ku aadan shakhsiga haya xilka Dawladeed ama midka siyaasadeed (PEPs) iyo halka macluumaadkaasi ka yimaadeen; walibana,

(x) Waa in hay'adda warbixinnadu ku sameeydaa koorjoogtayn xoogan oo joogta ah xiriirka ganacsi oo ay la leedahay shakhsiyaadkaas;

3. Marka arrinku ku saabsan yahay heshiisyada caymiska shakshiga (life insurance policies), waxaa looga baahan yahay hay'adaha maaliyadda:

(b) In ay qaadan tallaabooyin wax ku ool ah oo ay ku ogaanayaan in cidda ka faa'ideysanaysa heshiiska caymiska ama milkiilaha sida dhabta

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ah u leh faa'iidada (beneficial owner) cidda ka faa'ideysanaysa heshiiska caymiska uu yahay shakhsi haya xil Dawladeed ama mid siyaasadeed (PEPs) iyo in kale; iyo

(t) Marka ay ka war helaan jiritaanka khatar heerkeedu sareeyso, hay'adaha maaliyaddu:

i. Waa inay ogeysiiyaan maamulkooda sare ka hor inta aysan bixin lacagta heshiiska caymiska;

ii. Waa inay ku sameeyaan dib u eegis xoogan guud ahaan xiriirka iyo macaamilaadka ganacsi oo ay la leeyihiin cidda ka faa'ideysanysa heshiiska caymiska;

iii. Waa inay ka fikiraan inay habboontahay inay diraan warbixin ku aadan macaamilaad shaki dhaliyay (STR).

4. Xeernidaamiye ayaa qeexaya xilalka loo aqoonsan doono in ay yihiin xilal muhiim ah oo Dawladeed ama Siyaasadeed (PEPs) iyo waqtiga laga saarayo shakhsiga asteeynta ah inu yaahay shakhsi haaya xil Dawladeed ama Siyaasadeed (PEPs), kadib marka uu xilkaas baneeyo.

Qodobka 11-aad
La socodka khaas ah ee macaamilaadka

1. Hay'addaha warbixinnadu waa inay, iyagoo diiwangelinaaya tallaabo kasta, kudabaqaan tallaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macmiilka (EDD) macaamilaadkaan soo socda:

(b) Macaamilaadka waaweyn ama kuwa u baahan shaqooyin badan ee kala duwan (complex) iyo macaalimaadka aan hore loo arag ama ka baxsan noocyada caadiga ah, kuwaa oo aan lahayn ujeeddo sharci ah oo si cad u muuqata ama ah kuwo laga shakiyay.

(t) Xiriirada ganacsi iyo macaamilaadka lala sameeynaayo shakhsiyaad dabiici ah ama kuwo qaanuuni ah, iyo hay'addo maaliyadeed oo ku saleysan deegaanoiyo wadamo kuwaa oo Hay'adda Caalamiga ah ee Ka-hortagga Lacag- dhaqidda iyo Maalgelinta Argagixisada (FATF) ama Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh ay u asteeyeen inay kajirto khatar heerkoodu sareeyso ee lacag-dhaqid ama maalgelin argagixiso. Tallaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macmiilka (EDD) ee la dabaqaayo waa inay ahaadaan kuwo u dhigma khatarta ka imaan karta deegaannadaas iyo wadamadaas.

2. Hay'addaha warbixinnadu waa inay qaadaan tillaabooyinka kasoo baxa Hay'adda Caalamiga ah ee Ka-hortagga Lacag-dhaqidda iyo Maalgelinta

Argagixisada (FATF) ama Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, kuwaa oo looga hortagaayo khataraha la ogaaday ee ka imaan karaaya shakhsiyaadka dabiiciga ah iyo kuwa qaanuuniga ah iyo hay'addaha maaliyadda ee ku saleysan deegaannada iyo wadamada ay kajirto khatar heerkoodu sareeyso ee la xiriirta lacag-dhaqidda ama maalgelinta argagixisada.

3. Natiijooyinka kasoo baxay iyo dukumintiyada ku aadan tallaabooyinka hay'addaha warbixinnadu u qaadeen si waafaqsan faqradda 1-aad iyo 2-aad ee Qodobkaan waa in si waqtiyeysan loola wadaaga Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, markay soo codsadaan.

Qodobka 12-aad
Waajibaadka xaqiijinta xogta ku aadan bankiga lala yeelanaayo xiriirka iswakiilashada bankiyada (correspondent banking)

1. Marka la galayo xiriirka iswakiilashada bankiyada (correspondent banking relationships), hay'addaha maaliyaddu waa inay:

(b) Aqoonsadaan, oo ay xaqiijiyaan xogta aqoonsiga ee bankiga la wakiisha eeadeega bixinaaya (respondent institution);

(t) U ururiyaan qaab qoraal ah, xog sugan oo ku saabsan bankiga la wakiisha
ee adeegga bixinaaya (respondent institution), si ay ugu fahamaan si buuxda nuucyada ganacsiyada ee bankigu bixiyo;

(j) Baaran sumcadda bankiga la wakiisha ee adeeggaa bixinaaya (respondent institution), tayada kormeerka uu ku sameeyo macmiilkiisa, iyo sidoo kale in horay loogu sameeyay baaris la xiriirta lacag-dhaqidda iyo maalgelinta argagixisada ama ay tallaabo ka qaaday hay'adda dowladeed ee isaga kormeerta. Marka baaristaan la sameeynaayo waxaa la isticmaalaya macluumaadka sida guud looga heli karo ilaha madaxa banaan.

(x) Maamulkooda sare ka kelaan ogolaansho qoran, kahor inta xiriirka iswakiilashada bankiyada (correspondent banking relationships) aysan la sameeysan bankiga cusub ee loo wakiilinayo inuu adeeg siiyo bankigaan (respondent institution);

(kh) Soo helaan, kadibna qiimeeyaan siyaasadaha, nidaamyada korjoogtaynta, iyo habraacyada loogu talagalay la dagaalanka lacag-dhaqidda iyo kahortaga maalgelinta argagixisada ee uu dhaqan-geliyay bankiga la wakiisha ee adeeggabixinaaya (respondent institution). Waa in hay'addaha maaliyaddu la wadaagan hay'adaha kale ee maaliyadeed ee xiriir lasameeysanaaya iyaga(correspondent institutions) nuqulada

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siyaasadaha, nidaamyada korjoogtaynta,iyo habraacyada loogu talagalay la dagaalanka lacag-dhaqidda iyo kahortaga maalgelinta argagixisada ee uu dhaqan-geliyay bankiga la wakiisha ee adeega bixinaaya (respondent institution), si hay'addahaas maaliyadeed iskaaga xaqiijiyaan.

(d) Heshiis la galaan bankiga la wakiishay ee adeega bixinaaya (respondent institution), kaas oo dejinaya xilalka ay kala leeyihiin oo ku aadan la dagaalanka lacag-dhaqidda iyo kahortaga maalgelinta argagixisada; iyo

(r) Iska xaqiijiyaan in bankiga la wakiishay ee adeegga bixinaaya (respondent institution) uusan ahayn bankiyada aan lahayn meel cayiman oo loogu soo hagaago (shell banks), walibana uusan xiriir ganacsi la laheyn bankiyada aan lahayn meel cayiman oo loogu soo hagaago (shell banks).

2. Markii arrinku ku saabsanyahay adeegsashada koontooyinka banki ee ka furan banki la wakiishay ee adeeg bixinaay (payable through accounts), hay'addaha maaliyaddu waa inay xaqiijiyaan in bankiga la wakiisha ee adeeggaas bixinaaya(respondent institution):

(b) Inuu ka qaaday tallaabooyinka xaqiijinta xogta aqoonsiga ee macmiilka (CDD) dhammaan macaamiisha sida tooska ah u adeegsan kara koontooyinka uu leeyahay bankiga wax wakiishay (correspondent institution); iyo

(t) Uu heshiis qoraal ah ku aqbalo, walibana uu awooddo inuu si waqtiyeysan kula wadaago bankiga wax wakiishay (correspondent institution), xogta macmiilka ee la xaqiijiyay marka bankiga wax wakiishay (correspondent institution) oo soo codsado.

Qodobka 13-aad
Kaydinta Diiwaanada

1. Hay'addaha warbixinnadu waa in ay kaydiyaan, ugu yaraan **shan (5)** sano oo ka bilaabmaysa taariikhda macaamilku dhacay, dhammaan diiwaannada lagama maarmaanka ah ee macaamil, ha ahaado mid la xiriira gudaha dalka ama dibaddaba, si ay awood ugu yeeshaan in ay si degdeg ah ugu hoggaansamaan codsiyada macluumaad wadaagista oo ay soo diraan Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh. Haddii loo baahdo, si ay u noqdaa caddaymo loo isticmaali karo dacwad oogis fal dambiyeed, diiwaanada noocan ah waa inay ahaadaan kuwo dhamaystiran oo oggolaanaaya in masawir cad laga qaadan karo macaamilaadka shakhsiyaadka (oo ay ku jiraan caddadka iyo noocyada lacagta lagu macaamilay), ha ahaadaan macaamilaad ay sameeyeen shakhsiyaad leh koontooyin iyo kuwo aan lahayn

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intaba.

2. Hay'addaha warbixinnadu waa in ay kaydiyaan, dhammaan diiwaanada la xiriira tallaaboyinka xaqiijinta xogta aqoonsiga ee macmiilka, oo ay ku jiraan galalka macmiilka, galalka koontooyinka, waraaqaha xiriirada ganacsi iyo natiijooyinka kasoo baxay baarisyada hay'addu ay ku sameeyday macmiilka, ugu yaraan **shan (5)** sano kadib marka xiriirka ganacsi uu dhammaaday ama taarikhda la sameeyay macaamilaadka ay leeyihiin shakhsiyaadka aan hay'adda la lahayn xiriir ganacsi.

3. Xogta aqoonsiga, diiwaannada macaamilaadka, iyo dhammaan macluumaadka ka dhashaa tallaaboyinka xaqiijinta xogta aqoonsiga ee macmiilka iyo baaritaannada hay'addaha warbixinnadu sameeyaan waa in si waqtiyeysan loola wadaago Xarunta Warbixinada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, iyo hay'addaha kale ee awoodda u leh, marka ay soo codsadaan.

Qodobka 14-aad
Waajibaadka kasoo warbixinta

1. Hay'addaha warbixinnadu waa inay si degdeg ah ugu wargeliyaan Xarunta Warbixinada Maaliyadda dhammaan macluumaadka la xiriira lacag kasta, macaamilaad ama macaamilaadyo kasta oo dhawr ah ee xiriira, oo ay ku jiraan isku dayga kasta ee macaamilaad, iyada oo aan loo eegayn qaddarka lacagta macaamilaadka, haddii ay ka shakiyaan ama ay haystaan sababo maangal ah oo ay uga shaki karaan in lacagaha, macaamilaadka ama macaamilaadyada dhawrka ah ee xiriira ama isku dayga macaamilaadkaas ay yihiin ama ay la xiriiran:

(b) Lacag-dhaqidda lagu qeexay Qodobka 2 ee Sharcigan ama ay yihiin dakhlikasoo xarooday fal-dembiyeedka; ama

(t) Maalgelinta argagixiso ee lagu qeexan Qodobka 3-aad ee Sharcigaan.

2. Hay'addaha warbixinnadu waa inay si degdeg ah ugu soo wargeliyaan Xarunta Warbixinada Maaliyadda macaaamilaad kasta, macaamilaadyo kasta oo dhawr ah ee umuuqda inay xiriiran ama isku day kasta ee macaalimaad nuuciisu yahay lacag caddaan ah, kuwaa oo ka badan qaddarka lacageed ee lagu cayimay xeer-nidaamiye loo soo saaray si waafaqsan Qodobka 52-aad ee Sharcigaan. Warbixinnada ku salaysan qaddarka lacageed ee la cayimay (threshold-based reporting) waxaa sidoo
kale lagu dabaqi kara macaamilaadyada kale iyadoo loo maraayo xeer-nidaamiye. Sidoo kale, hay'addaha warbixinnadu waa inay si degdeg ah ugu soo wargeliyaan Xarunta Warbixinada Maaliyadda macaaamilaad kasta, isku day macaamilaad kasta, ama macaamilaadyo kasta oo dhawr ah ee u muuqda

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inay xiriiran ama isku daygooda,kuwaa oo sababo la xiriira qaddarkooda lacageed, waqtigooda, ama duruufahoodakale ee u gaarka ah, u muuqda inay yihiin kala qaybin macaalimaad maaliyadeed (structuring) oo looga dan leeyahay in looga baxsado ama looga dhuunto waajibaadkakasoo warbixinta macaamilaadka ee Sharcigaani soo rogay.

3. Warbixinada looga baahan yahay inay soo diraan hay'addaha warbixinnada eeSharcigaan lagu qeexay waa in loo diraa Xarunta Warbixinada Maaliyadda iyadoo la raacayo qaab-qoraalka iyo habraaca lagu dejiyay xeer-nidaamiye ay soo diyaarisay Xarunta Warbixinada Maaliyadda ama Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh, kaas oo loo soo saaray si waafaqsan Qodobka 52-aad ee Sharcigaan. Hay'addaha warbixinnadu waa inay markasta u hoggaansamaan habraacyadaan.

Qodobka 14A
Dembiyada kala qaybinta macaalimaadka maaliyadeed (Structuring offenses)

1. Shakhsi waxa uu galayaa fal dambiyeedka kala qaybinta macaalimaadka maaliyadeed (structuring offense), hadii, iyadoo ujeeddada uu ka leeyahay ay tahay inuu ka baxsado ama ka dhuunto waajibaadka kasoo warbixinta ee Sharcigaani soo rogay, uu ku sababo ama isku dayo inuu ku sababo hay'ad warbixinneed in ay ku guuldarraysato inay soo dirto warbixin uu Sharcigaani waajib ka dhigay ama lagu jideeyay xeer-nidaamiye loo soo saaray si waafaqsan Sharcigaan.

2. Shakhsi waxa uu galayaa fal dambiyeedka fududaynta kala qaybin macaalimaadka maaliyadeed, haddii uu ka qaybqaato, kaalmeeyo, ama kula heshiiyo shakshi kale gelista, ama caawiyo, fududeeyo, ama kala taliyo shakhsi kale gelista fal- dambiyeedka lagu qeexay farqada 1-aad ee Qodobkan.

3. Maxkamadda awoodda u leh qaadista dacwadaha la xiriira dembiyada ku qeexan Qodobkan waa Maxkamadda Gobolka ee uu fal-dembiyeedku ka dhacay.

Qodobka 14B
Ciqaabaha ka dhanka ah dembiyada kala qaybinta macaalimaadka maaliyadeed(Structuring offenses)

1. Ciqaabaha soo socda ayaa lagu soo rogi karaa shakhsiyaadkii galaa fal dambiyeedyada lagu qeexay faqradda 1-aad iyo 2-aad ee Qodobka 14A:

(b) Xabsi aan ka yarayn lix (6) bilood, iyo/ama

(t) Ganaax aan ka yarayn shan boqol oo doolar (USD $500) iyo ilaa laba ujibaar lacagta ku lugta leh fal dambiyeedka la galay.

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Qodobka 14C
Hay'addaha warbixinnada ee aan lagu dabaqayn waajibaadka kasoo warbixinta

Iyadoo laga reebayo, oo an lagu dabaqayn shuruudaha ku qoran Qodobka 14-aad iyo 14A ee Sharcigaan, Qareennada, nootaayooyinka, xirfadlayaasha kale ee sharciga ee madax-bannaan iyo xisaabiyeyaasha loogama baahna inay u hoggaansamaan waajibaadka kasoo warbixinta haddii macluumaadka ay hayaan uu yahay mid ay heleen iyagoo fulinaya shaqooyinkooda looga baahanyahay inay u hoggaansamaan waajibaadka ilaalinta sirta shaqada iyo xogta macmiilka iyo qareenka ka dhaxeeysa,oo ay kujiraan macluumaadka ay soo heleen inta ay kug guda jireen hawlaha xaqiijinta tallaabooyin sharci ee u furan macmilkooda ama kuwa la xiriira ka difaacidda ama ku matalaadda macmiilkooda dacwado ka furan maxkamad ama meelo kale ee dhexdhexaadin, iyadoon loo eegayn in macluumaadkaas ay soo heleen ka hor, inta lagu jiro ama ka dib dacwaddaas. Hay'addahan warbixinnada kama faa'iidaysanayan, lagumana dabaqaayo ka reebista lagu sheegay qaybta hore ee faqradaan haddii ay ka qaybqaateen falal la xiriira lacag-dhaqid ama maalgelin argagixiso, ama ay bixiyeen talo-bixin sharci oo lagu taageeraayo ujeedoodin lacag- dhaqid ama maalgelin argagixiso ama ay ka war qabeen in macmiilkoodu soo raadsaday talo-bixinta sharci si'uu u sameeyo hawlo la xiriira lacag-dhaqid ama maalgelin argagixiso.

Qodobka 15-aad
Sir dhawrista iyo marka la oggolyahay in si niyad sami ku dheehantahay loo dirowarbixin ku aadan arrin shaki dhalisay

1. Hay'addaha warbixinnada, agaasimayaashooda, saraakiishooda, iyo shaqaalahooda midna looma qabansan karo in ay mas'uul ka yihiin xad-gudub, oo ay ka mid tahay xad-gudub ciqaabeed, madani, ama maamul, haddii aysan u-hoggaansamin wajibaadkooda ku aadan xakameynta xog wadaagis, kaas oo loo soo rogay si waafaqsan heshiis ama sharci, xeer-nidaamiye ama habraac maamul, inta ay ku guda jiraan u hoggaansanaanta waajibaadkooda kasoo warbixinta macaamilaadka laga shakiyo ama kuwo lacagaha caddaan ah oo dhaafsiisan xadka lacageed ee lagu cayimay Xeer-nidaamiye ama markasta oo ay si niyad sami ku dheehantahay ugu soo gudbiyaan Xarunta Warbixinada Maaliyadda maclumaad habbon.

2. Hay'addaha warbixinnada, agaasimayaashooda, saraakiishooda, iyo shaqaalahooda waxaa ka mamnuuc ah inay cid la wadaagan xogta ku aadan in warbixin macaamilaad shaki-dhaliyay (STR) ama macluumaad la xiriira loo gudbiyay ama loo gudbinaayo Xarunta Warbixinada Maaliyadda iyo Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh.

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3. Tallaabo kasta oo ay qaadaan qareenno, nootaayooyin, xirfadlayaasha kale ee sharciga ee madax-bannaan iyo xisaabiyeyaal, iyagoo ku dadaalaya si ay ugu qanciyaan macmiilkooda inuusan ka qaybqaadan fal sharci darro ah kama dhigna xog wadaagista lagu mamnuucay farqada (2) ee Qodobkan.

4. Agaasimayaasha, saraakiisha iyo shaqaalaha hay'addaha warbixinnada waxay usheegi karaan hay'adaha garsoorka ama hay'adaha sharci fulinta ee haysta amar maxkamadeed in warbixin lala wadaagay Xarunta Warbixinada Maaliyadda si waafaqsan Qodobka 14-aad ee Sharcigaan. Xaaladahan oo kale marka ay jiraan,

hay'adaha garsoorka ama sharci fulinta ee haysta amar maxkamadeed waxay ka codsan karaan Xarunta Warbixinada Maaliyadda inay u xaqiijiso in warbixinta lala wadaagay.

5. Warbixinta macaamilaad shaki-dhaliyay (STR) iyo warbixinnada kale waxaa lala wadaagi karaa oo kaliya hay'adaha garsoorka ama hay'adaha sharci fulinta ee haysta amar maxkamadeed marka ay soo codsato Xarunta Warbixinada Maaliyadda, waana shardi in warbixintaas lagama maarmaan u tahay in la cadeeyo xadgudub ay sameeyeen hay'addaha warbixinnada ee lagu qeexay Qodobka 4-aad ee Sharcigaan, ama agaasimayaasha, saraakiisha iyo shaqaalaha hay'addahaas ama marka baaris fal dambiyeed ay muujiso in hay'addahaan ama shakhsiyaadka u shaqeeya ay ku lug yeelan karaan lacag-dhaqis iyo maalgelin argagixiso oo ay soo sheegeen.

Qodobka 16-aad
U hogaansanaan la'aanta waajibaadka sir dhowrista ee Sharcigaan ogolyahay

Hay'addaha warbixinnada, Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh iyo hantidhawrayaashu waa inay u hoggaansamaan shuruudaha Sharcigan soo rogayo iyadoo aan lagu Xadgudbeyn waajibaad kasta ee sir dhowris ama xaddidaad kasta oo kale ee aan ogolayn wadaagista macluumaad, taasoo lagu jideeyay sharci kale ama nidaam kale.

Qodobka 17-aad
Barnaamijyada Ka-hortagga Lacag-dhaqidda iyo La-dagaalanka MaalgelintaArgagixisada (AML/CFT programs)

1. Hay'addaha warbixinnadu waa in ay diyaariyaan oo ay hirgeliyaan barnaamijyo looga hortaggaayo lacag-dhaqidda, lagulana dagaalamaayo maalgelinta argagixisada. Waa inay sidoo kale diyaariyaan oo ay hirgeliyaan barnaamijyo loo adeegsanaayo qiimeeynta, ogaanshaha, maaraynta, iyo yaraynta khataraha la xiriira lacag-dhaqidda iyo maalgelinta argagixisada. Barnaamijyadaan waa inay ka koobnaadaan kuwan soo socda:

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(b) Siyaasado, habraacyo iyo nidaamyo korjoogtayn oo gudaha ah ee qoran, taariikhaysan, walibana ay ansixiyaan maamulkood sare, kuwaas oo ku salaysan qiimeyn lagu sameeyay heerka khatarta jirta ee la xiriirta lacag-dhaqidda iyo maalgelinta argagixisada iyo baaxadda ganacsiga, iyo sidoo kale shuruucda, xeer-nidaamiyeyaasha, iyo hagayaasha ku aadan arrimahan;

(t) Habraaca hubinta u hoggaansananta siyaasadaha, habraacyada iyo nidaamyada korjoogtayn gudaha iyo wax ku oolnimadooda iyo magacaabista sarkaal loo xilsaaray hubinta u hoggaansananta iyo dhaqangelinta siyaasadaha,habraacyada iyo nidaamyada korjoogtayn ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada. Sarkaalka loo xilsaaray hubinta u hoggaansananta nidaamyada:

i. Waa inuu awood u yeesha inuu heli karo dhammaan buugaagta, diiwaannada, iyo shaqaalaha hay'adda warbixinnada, mar kasta oo uu u baahdo si'uu u guto waajibaadkiisa.
ii. Waa inuu ahaada maareeye sare oo leh khibrad ku filan, waana inlasiiya waxyaabaha uu u baahanyahay oo ku filan.

(j) Nidaamyo xaqiijin oo la isku halayn karo si loo hubiyo shaqaaleysiinta dad aqoon leh marka la qaadanaayo shaqaalaha;

(x) Tababarro joogta ah ee la siinaayo shaqaalaha, maamulka iyo wakiilada adeegyada xawilaadaha lacagta iyo alaabaha kale ee, kaas oo la diiwaangelinaayo marka uu qabsoomo, walibana la korjoogtaynaayo, si loo hubiyo in loo hoggaansamo jadwallada qabashadiisa;

(kh) Hantidhawris madaxa banaan ee gudaha ah ama mid ay fuliyaan shakhsiyaad bannaanka ka ah hay'adda si loo hubiyo u hoggaansanaanta, iyo waxtarka, siyaasadaha, habraacyada iyo nidaamyada korjoogtayn ee gudaha eelagu qeexay faqrad-hoosaadka (b) iyo dhammaan tallaabooyinka kale ee la qaaday si dabaqo Sharcigan; iyo

(d) Shakhsiyaad mas'uulka ka ah baarista hanti-dhawrista ee gudaha waa inay sidoo kale mas'uul ka noqdaan qiimeynta ku aadan isku halaynta lagu qabi karo barnaamijka ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada, iyagoo baaraya dhaqangelintiisa iyo sida loogu hoggaansamayo.

2. Hay'addaha warbixinnada oo ay weheliyaan laamahooda iyo shirkadaha ka farcamaoo saamiga ugu badan ay ku leeyihiin, waxaa loo arkayaa inay isku yihiin hal koox, waxana looga baahan yahay inay fuliyaan barnaamijyo saamaynaaya dhamman xubnaha kooxda kaas oo loogu talagalay ka-hortagga lacag dhaqidda iyo la- dagaalanka maalgelinta argagixisada. Waxay barnaamijyado noqdaan kuwo lagu dabaqi karo, kuna habboon dhammaan

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laamaha iyo shirkadaha ka farcama kooxda. Barnaamijyadani waa in ay ka koobnaadaan:

(b) Tallaabooyinka loo baahan yahay ee ku xusan inta u dhaxeeysa faqrad- hoosaadyada (b) ilaa (d) ee faqradda (1) ee Qodobkaan, kuwaas oo ay tahay in lagu dabaqqo dhammaan xubnaha kala duwan ee kooxda ay ka koobantahay hay'adda warbixinnada;

(t) Siyaasado iyo habraacyo lagu nidaamiyo habka wadaagista macluumaadka ku aadan macmiilka, koontooyinka, iyo macaalimaadka, kaas oo ka dhaxeeya xubnaha kamidka ah kooxda hay'adda warbixinnada, oo ay kujiraan laamaha iyo shirkadaha ka farcama hay'adda warbixinnada oo ay saamiga ugu badan ayku leedahay, mar kasta oo wadaagista macluumaaadka uu uyahay lagamamaarmaan ka-hortagga lacag-dhaqis iyo la-dagaalanka maalgelinta argagixisada, sida fulinta tallaabooyinka la xriira xaqiijinta xogta aqoonsiga eemacmiilka, baarista iyo kasoo warbixinta macaamilaadka shakiga laga qabo iyo maareynta khataraha ka imaan kara lacag dhaqidda iyo maalgelinta argagixisada; iyo

(j) Nidaamyo waxtar leh oo lagu ilaaliyo sir dhawrista iyo habka maclumaad wadaagista, sidoo kalana looga hortagi karo u digista macaamiisha xogtooda lala wadaagay Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh (tipping-off);

3. Haddii nidaamyada aasaasiga ah ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada ee ka jira wadamada ay ku saleysanyihiin laamaha iyoshirkadaha ka farcama hay'adda warbixinnada oo ay saamiga ugu badan ku leedahay ay yihiin kuwo ka ka daciifsan kuwa Jamhuuriyadda Federaalka Soomaaliya:

(b) Hay'addaha warbixinnadu waa inay ku waajibiyaan laamaha iyo faracyada ay ku leeyihiin wadama shisheeye inay adeegsadaan nidaamyo loogu talagalay ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada ee la jaanqaadi kara kuwo u degsan Jamhuuriyadda Federaalka Soomaaliya, iyagoo ku saleynaaya ilaa iyo inta shuruucda iyo xeer-nidamiyaasha ka jira dalkaas shisheeye ay oggolyihiin.

(t) Haddii shuruucda iyo xeer-nidamiyaasha ka jira dalkaas shisheeye aysan oggoleen in loo hoggaansamo waajibaadka ku xusan farqad-hoosadka (b) ee kor ku xusan, waa in hay'addahaas warbixinnada iyo laamaha iyo faracyadooda kuyaala dalka shisheeye oo ay isku kooxda yihiin ku wargeliyaan arrinkaan Hay'addaha Dabagalka iyo Kormeerka ee awoodda ulehee Jamhuuriyadda Federaalka Soomaaliya. Xaaladahan oo kale marka ay dhacaan, Hay'addaha Dabagalka iyo Kormeerka ee

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awoodda uleh waxay qaadi karaan talaabooyinka kormeerka ee ku haboon, iyagoo ku dabaqayaa kooxdaas tillaabooyinka dheeriga ah ee ku haboon si loo mareeyo khataraha ka imaan kara lacag dhaqidda iyo maalgelinta argagixisada.

(j) Haddii ujeedooyinka Sharcigan la fulin kari waayo, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh ee Jamhuuriyadda Federaalka Soomaaliya waxay go'aamin karaan in la xiro laamaha ama shirkadaha ka farcama hay'adda warbixinnada ee kuyaala dalkaas shisheeye.

(x) Hay'addaha warbixinnada waxaa looga bahanyahay inuu kala dhaxeeyo laamaha iyo shirkadaha ka farcama oo ay saamiga ugu wayn ku leeyihiin ee kuyaala dalalka shisheeye nidaam wax ku ool ah ee macluumaad wadaagis, si ay awood ugu yeeshaan in ay si waqtiyeysan ugu soo jawaabaan codsiyada macluumaad soo gudbinta ee ka yimaada Hay'addaha Dabagalka iyoKormeerka ee awoodda uleh.

Qodobka 18-aad
Ka warbixinta lacagaha ka gudbaya goobaha furdooyinka ah

1. Shakhsi kasta oo:

(b) Ka baxaya ama soo galaya Jamhuuriyadda Federaalka Soomaaliya isagoo wata, ama ka soo dejiyaa ama ka dhoofiya isagoo isticmaalaya boosto, adeegyada alaabaha qaada ama si kale, lacag dhan toban kun oo Doollar (USD
$10,000) ama ka badan ama lacago kale ee u dhigma qaddarkaas oo ah lacago maxaalli ah ama kuwa shisheeye, ha ahaadaan kuwo nuucoodu yahay lacago caddaan ah ama waraaqado maaliyadeed ee sarrifmi kara (BNIs), waa inuu siiya Maamulka Waaxda Canshuuraha Furdooyinka ee Wasaaradda Maaliyadda ("Waaxda Canshuuraha Furdooyinka") ee kuyaala goobtaas furdada ah, warbixin qoran taasoo sax ah. Waajibaadka warbixin dhiibista
looma arkaayo in loo hoggaansamay haddii macluumaadka la bixiyay uuyahay mid khaldan ama aan dhamaystirnayn;

(t) U hoggaansami waaya faqrad-hosaadka (b) ee faqraddan waxa uu mutaysanayaa ciqaabaha ku xusan faqradaha 16-aad iyo 17-aad ee Qodobkan iyo shuruucda kale ee arrinkaan khuseeya.

2. Sarkaal katirsan Waaxda Canshuuraha Furdooyinka ee tuhmaa xad-gudub ka dhan waajibka ka-warbixinta ee ku xusan faqrad-hoosaadka (b) ee faqraddaa 1-aad ee Qodobkaan, waxa uu awood u leeyahay in uu:

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(b) Baaro wax kasta oo shakhsigu wato ama kujira boorsadiisa; iyo

(t) Baaro shakhsiga laftiisa.

3. Shakhsiyaadka loo baaraayo si waafaqsan faqrad-hoosaadka (t) ee faqradda 2-aadee Qodobkaan waxa baaraya hal ama in ka badan oo ah saraakiisha Waaxda Canshuuraha Furdooyinka, kuwaa oo ku jinsi ah shakhsiga la baaraayo.

4. Si loo xaqiijiyo fulinta iyo dhaqangelinta waajibaadka ka-warbixinta ee ku xusan faqrad-hoosaadka (b) ee faqrada 1-aad ee Qodobkan, saraakiisha Waaxda Canshuuraha Furdooyinka waxay awood u leeyihiin inay joojiyaan, fuulaan, walibanabaaran markab, iyo diyaarad kasta ama nooc kasta oo kale oo gaadiid ah oo ku sugan goobaha ay maamusho Waaxda Canshuuraha Furdooyinka.

5. Haddii sarkaal katirsan Waaxda Canshuuraha Furdooyinka oo helo lacag caddaanah ama waraaqado maaliyadeed ee sarrifmi kara (BNIs) kuwaa oo aan laga soowarbixin ama laga dhiibay warbixin been abuur ah, si waafaqsan faqrada-hoosaadka
(b) ee faqrada 1-aad ee Qodobkan, sarkaalku waa inuu ku sameeya baaris dheeraad ahkiiska, wuxuuna awood u leeyahay inuu ka dalbado ama ka qaato shakhsiga la baaraayo macluumaad dheeraad ah oo ku saabsan sababaha iyo ujeedooyinka looga safrinaayo xuduudaha dalka lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs), asalkooda iyo isticmaalka loogu talagalay. Sarkaalka Waaxda Canshuuraha Furdooyinka wuxuu sidoo kale adeegsan karaa awoodo kuwaa lamid ah,xataa haddii iyadoo laga soo warbixiyay lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs), ay u muuqato, iyadoo lagu saleynaayo xaqiiqooyinka iyo duruufaha markaas jira, in loo baahanyahay in shakhsiga waraysi lala yeesho, walibana laga uruuriyo xog, si jawaabo loogu helo arrimo kale.

6. Haddii lacag caddaanka ah ama waraaqado maaliyadeed ee sarrifmi kara (BNIs) aan laga warbixin ama laga bixiyo warbixin been abuur ah, sarkaalka Waaxda Canshuuraha Furdooyinka waxa uu caddaynta arrinkaa ku saabnsan siinayaa maamulka Waaxda Canshuuraha Furdooyinka ee ku sugan furdadaas, iyadoo maamulka Waaxda Canshuuraha Furdooyinka ee ku sugan furdadaas looga baahan yahay inay la wareegaan gacan ku haynta lacagtaas caddaanka ah ama waraaqadahaas maaliyadeed ee sarrifmi kara (BNIs) muddo aan ka badnayn sodon (30) maalmood, oo ka bilaabmaysa marka lagala wareegay gacan ku haynta lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) shakhsiga sitay ama mulkiilaha. Kadib marka muddadani dhammaato, lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) waxaa dib loogu soo celinayaa shakhsigii lagala wareegay gacan ku haynteeda ama mulkiilaheeda ahaa, iyada oo aan waxba laga dhimayn suurtagalnimada in mar kale hay'adaha garsoorka ee awoodda u leh

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ama hay'addaha kale ee awoodda uleh oo isticmaalaya amar maxkamadeed ay dib ula wareegi karaan gacan ku haynteeda.

7. Haddii laga shakiyo lacag-dhaqid, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) ama maalgelin argagixiso, sarkaalka Waaxda Canshuura Furdooyinka, oo ay weheliyaan maamulka Waaxda Cashuuraha Furdooyinka ee furdadaas, wuxuu awood u leeyahay inuu joojiyo shakhsiga sida, kadibna uu la wareego gacan ku haynta lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) muddo soddon (30) maalmood ah, taasoo ay maxkamadda gobolku kordhin karto oo ay ka dhigi karto sagaashan (90) maalmood, kadib marka uu soo codsado Xafiiska Xeer-ilaaliyaha Guud ee Qaranka, si go'aan looga gaaro in la bilaabaayo baaris rasmi ah oo ku saabsan lacag-dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelin argagixiso. Kadib marka muddadani dheeriga ah dhammaato, lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) waxaa dib loogu soo celinayaa shakhsigii lagala wareegay gacan ku haynteeda ama mulkiilaheeda ahaa,iyada oo aan waxba loo dhimayn suurtagalnimada in mar kale hay'adaha garsoorka ee awoodda u leh ama hay'addaha kale ee awoodda uleh oo isticmaalaya amar maxkamadeed ay dib ula wareegi karaan gacan ku haynteeda.

8. Hay'adaha sharci fulinta ayaa soo saaraaaya xeer-nidamiyaasha dejinaya habraacyada loo ururinaayo caddaymaha dheeriga ah ee lagama maarmaan ah u ah dembi-baarista.

9. Waaxda Canshuuraha Furdooyinka waa inay:

(b) Hubisaa inay kaydiso macluumaadka la xiriira falalka ka safrinta xuduudaha dalka lacagaha caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs), haddii ay dhacdo:

i. In lasoo gudbiyo warbixin ku aadan lacag dhan toban kun oo Doollar (USD $10,000) ama ka badan ama lacago kale ee u dhigma qaddarkaas oo ah lacago maxaalli ah ama kuwa shisheeye; ama

ii. In aan lasoo gudbin wax warbixin ah ama lasoo gudbiyay warbixin been abuur ah; ama

iii. Inuu jiro shaki laga qabo lacag-dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelin argagixiso.

(t) Hubisaa in macluumaadka la kaydiyay ay ku jiraan, ugu yaraan, tirada lacagta caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara

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(BNIs) oo ah Doolar, lacagta maxalliga ah ama lacago qalaad, ha ahadaan kuwa laga soo warbixiyay ama kuwo baaris lagu ogaaday, iyo sidoo kale macluumaadka ogolaanaya aqoonsiga shakhsiga lacagahaas sitay, ama shakhsiyaadka lalaxiriirinaayo, haddii ay ahaayeen kuwo aan lala socon. Macluumaadkan waa in lagu kaydiyaa nidaam elektaroonig ah kaas oo oggolaanaya in macluumaadkan

si wax ku ool ah, degdeg ah, oo walibana ammaan loola wadaago Xarunta Warbixinada Maaliyadda, hay'addaha kale ee awoodda uleh ee maxalliga ah ama hay'addaha awoodda uleh ee shisheeye.

10. Lacag kasta oo caddaan ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs)ee gacan ku hayntooda loola wareego si waafqsan farqadaha 6-aad iyo 7-aad ee Qodobkan waxa lagu wareejinayaa Xafiiska Xeer-ilaaliyaha Guud ee Qaranka, kaas oo kaydinaaya lacagta caddaan ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) ee lala wareegay gacan ku hayntooda si waafaqsan Xeer-nidaamiye Sharciga Canshuuraha Furdooyinka, 2020, ee uu soo saaray Wasiirka Maaliyadda.

11. Haddii laga shakiyo lacag-dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelin argagixiso, ama aan lasoo gudbin wax warbixin ah ama lasoo gudbiyay warbixin been abuur ah, Waaxda Canshuuraha Furdooyinka waa inay hubisaa in lala wadaago Xarunta Warbixinada Maaliyadda dhammaan macluumaadka lagu xusay faqrad-hoosaadka (t) ee Qodobka 9-aad. Macluumaadkan waxa lagula wadaagaya Xarunta Warbixinada Maaliyadda sida ugu dhakhsaha badan oo aan ka dambaynayn afar iyo labaatan (24) saacadood gudahood. Macluumaadkaan waa in loo diraa qaab elegtaroonig ah si loo hubiyo in macluumaadku noqdo mid wax ku ool ah, degdeg loo helo, aminigiisuna suganyahay. Marka ay soo codsato, waa in muddo aan ka badnayn shan iyo toban (15) maalmood lagula wadaaga Xarunta Warbixinada Maaliyadda, nuqullada warbixinnada shakhsiyaadku bixiyeen (declarations) ee la xiriira lacagaha caddaan ah iyo waraaqadaha maaliyadeed ee sarrifmi kara (BNIs).

12. Macluumaadka ay ururiso Waaxda Canshuuraha Furdooyinka waa in sidoo kale lala wadaaga hay'adaha kale ee awoodda u leh, oo ay ku jiraan Hay'adda Socdaalka, Waaxaha kale ee Canshuuraha, hay'addaha dembi baarista iyo dacwad-oogista, iyo hay'adaha kale ee Dawladda ee ku habboon, marka ay soo codsadaan. Macluumaadkaan waa in loo diraa qaab elegtaroonig ah si loo hubiyo in macluumaadku noqdo mid wax ku ool ah, degdeg loo helo, aminigiisuna suganyahay.

13. Macluumaadka ay ururiso Waaxda Canshuuraha Furdooyinka waa in sidoo kale lala wadaaga hay'adaha kale ee awoodda u leh ee dalalka shisheeye, waafaqsan heshiisyada iskaashiga caalamiga ah ee dhaqangalka ah. Mar kasta oo ay suurtogal tahay, macluumaadkaan waa in loo diraa qaab elegtaroonig ah si loo hubiyo in macluumaadku noqdo mid wax ku ool ah, degdeg loo helo,

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aminigiisuna suganyahay.

14. Haddii laba (2) sano ay ka soo wareegato markii hay'adda awoodda uleh ay gaartay go'aanka ah in lacagaha caddaanka ah iyo waraaqadaha maaliyadeed ee sarrifmi kara (BNIs) ee lala wareegay gacan ku hayntooda aysan xiriir la lahayn wax dambi ah ama dambi-baaris socota, walibana lacagahaas caddaanka ah iyo waraaqadahaas maaliyadeed ee sarrifmi kara (BNIs) Dawladdu aysan ula wareegin si aan ka soo noqosho lahayn ama uusan soo sheegan shakhsigii xaqa u lahayd, Xeer Ilaaliyaha Guud ee Qaranka wuxuu ka codsan karaa maxkamadda awoodda u leh in si'aan ka soo noqosho lahayn loogu wareejiyo Jamhuuriyadda Federaalka Soomaaliya,lacagahaas caddaanka ah iyo waraaqadahaas maaliyadeed ee sarrifmi kara (BNIs). Cidda sida xaqa ah uleh lacagahaas caddaanka ah iyo waraaqadahaas maaliyadeed ee sarrifmi kara (BNIs) waa in la ogeysiiyaa maxkamaddu inta aysan go'aanka gaarin kahor, iyadoo fursad loo siinaayo inay iska difaacan codsiga ah in si'aan ka soonoqosho lahayn loogu wareejiyo Jamhuuriyadda Federaalka Soomaaliya.

15. Hay'addaha awoodda uleh waa inay soo saaraan habraacyada kale ee dheeraad ah oo lagama maarmaanka u ah hirgelinta faqraddaha Qodobkan. Hay'addaha awoodda uleh waa in sidoo kale hubiyaan in macluumaadka lagu uruuriyo nidaamka macluumaad uruurinta (declaration system) aysan sinaba u xadidin isku socodkalacagaha ganacsiga ee la xiriira is dhaafsiga badeecadaha iyo adeegyada ee u dhaxeeya wadamada iyo isku socodka xorta ah ee maalgashiyada.

16. Xad-gudubyada ama isku-dayga xad-gudubyada ka dhanka ah wajibaadka ka warbixinta ee lagu xusay faqradda 1-aad ee Qodobkaan waxa lagu ciqaabayaa ganaax aan ka yarayn shan boqol oo Doollar (USD $500) ama ilaa boqolkiiba saddex (3%) eeqiimaha lacagaha caddaanka ah ama waraaqadaha maaliyadeed ee sarrifmi kara (BNIs). Haddii ay dhacdo in xadgudubku soo noqdo shan sano gudahood ka dib xadgudubkii hore, ciqaabta waa la labanlaabayaa. Warbixinta rasmiga ah oo ay soo saarto Waaxda Canshuuraha Furdooyinka ayaa noqonaysa cadaynta ka dhanka ah xadgudubyada iyo isku dayga xadgudubyada.

17. Shaqsiyaadka ka safriyaa xuduudaha dalka lacago caddaanka ah ama waraaqado maaliyadeed ee sarrifmi kara (BNIs) ee la xiriira lacag-dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelin argagixiso, waxay mutaysanayaan ciqaabaha lagu sheegay Qodobbada 2A, 3A iyo 3B, iyo talaabooyinka kale ee lagu xusay Qaybta 7-aad ee Sharcigan.

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Qodobka 19-aad
Xawilaad iyo lacaga dirista

1. Marka ay samaynayaan xawilaad ama lacaga diris, Hay'addaha Maaliyaddu waa inay:

(b) Kaydiyaan magaca lacag diraha, iyadoo haddii lacagta la diraayo ay le'eg tahay ama ka badantahay kun Doolar (USD $1,000) ama ay tahay lacag kale ee u dhiganta lacagtaas, ay waajibtahay inay aqoonsadaan, waliba xaqiijiyaan aqoonsiga shakhsiga lacagta diraaya;

(t) Kaydiyaan lambarka koontada ee shakhsiga lacagta diraaya, iyadoo haddii shakhsiga lacagta diraaya uusan lahayn koonto, ay waajib ku tahay inay kaydiyaan lambarka gaarka ah ee tixraac macaamilka, kaas oo ogolaanaya in la raadraaci karo macaamilkaas;

(j) Kaydiyaan ciwaanka ama xogta goobta uu deganyahay shakhsiga lacagta diraaya, iyadoo haddii uusan lahayn ciiwan muujinaya deegaankiisa, ay waajibtahay in la kaydiyo lambarka aqoonsiga ama taariikhda iyo goobta uu ku dhashay shakhsiga lacagta diraaya;

(x) Kaydiyaan lambarka koontada ee shakhsiga lacagta loo diraayo, iyadoo haddii shakhsiga lacagta loo diraayo uusan lahayn koonto, ay waajib ku tahay inay kaydiyaan lambarka gaarka ah ee tixraac macaamilka, kaas oo ogolaanaya in la raadraaci karo macaamilkaas;

(kh) Ku daraan macluumaadka lagu qeexay farqad-hoosaadyada (b) ilaa (x) ee faqraddaan, fariinta ama foomka lacag-dirista ee la socda lacag dirista;

2. Marka ay timaado lacag dirista ama xawilaadda, iyadoon loo eegayn waajibaadka ku xusan faqradda 1-aad ee Qodobkaan, hay'addaha maaliyadda loogama baahna inay xaqiijiyaan aqoonsiga macmiilka ay la leedahay xiriir ganacsi oo markaas jira, iyadoo shuruudu tahay in ay ku qanacsantahay inay aqoonsatahay macmiilka, oo ay walibana soo xaqiijisay xogta aqoonsigiisa. Balse, haddii uu jiro tuhun laga qabo lacag-dhaqis ama maalgelin argagixiso ama haddii hay'adda maaliyadeed ay shaki ka qabto saxnaanta ama dhammaystirnaanta xogta aqoonsiga ee macmiilka ee hore loo helay, waa in hay'adda maaliyaddu dabaqdaa shuruudaha ku xusan faqradda 1-aad ee Qodobkaan.

3. Marka hay'ad maaliyadeed ay udhaxeeyso labo hay'ad maaliyadeed ee lacag isku diraaya (intermediary) waa inay:

(b) Hubisaa in ay kaydiso dhammaan macluumaadka la xiriira shakhsiga lacagta soo diraaya iyo midka loo diraayo ee la socda lacag dirista caalamiga ah;

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(t) Kaydisaa, ugu yaraan shan (5) sano, diiwaannada dhammaan macluumaadka laga helay hay'adda maaliyadeed ee lacagta soo diraysa ama hay'ad kale ee maaliyadeed ee u dhaxeeysa laba hay'addood oo kale, haddii ay dhacdo in xaddidaad farsamo awgeed, hay'adda maxalliga ah ee maaliyadeed ee lacagta loo diraayo aysan kaydin karin macluumaadka shakhsiga lacagta soo diraayaa iyo mid loo diraayo ee la socda lacag dirista caalamiga ah;

(j) Qaadaa tillaabooyin macquul ah, kuwaas oo la jaanqaadi kara nidaamka lacag-bixinta ee elegtarooniga tooska ah (STP), si ay u aqoonsadaan, una qabtaan lacag dirista caalamiga ah ee aan lahayn macluumaadka loo baahanyahay ee ku aadan shakhsiga lacagta soo diraaya iyo midka lacagta loo diraayo; iyo

(x) Sameesataa, kuna dhaqantaa siyaasado iyo habraacyo loogo talagalay kahortaga khataraha, kuwaa oo saldhig u noqonaaya marka la go'aaminaayo in la fasixi karo, la diidi karo ama la joojin karo lacag diris aan lahayn macluumaadka loo baahanyahay ee shakhsiga lacagta soo diraaya iyo midka lacagta loo diraayo, iyo tallaabooyinka dabagalka ee ku habboon arrimahan.

3A. Marka hay'ad maaliyadeed ay tahay hay'adda lacagta lagu soo hagaajinaayo amaloo soo diraayo, waa inay:

(b) Qaadaa tillaabooyin macquul ah, oo ay ku jiraan dabagal lasameeyo dhacdada lacag dirista ah kadib, ama haddii ay suurtagal tahay, la socodka lacag diris kasta oo markaas dhacaysa, si ay u aqoonsadaan, una qabtaan lacag dirista caalamiga ah ee aan lahayn macluumaadka loo baahanyahay ee ku aadan shakhsiga lacagta soo diraaya iyo midka lacagta loo diraayo;

(t) Xaqiijisaa aqoonsiga shakhsiga lacagta loo soo diraayo, marka aqoonsiga shakhsigaas aan horay loo xaqiijin, haddii lacagata lasoo diraayo ay tahay ama

ka badantahay un Doolar (USD $1,000) ama ay tahay lacag kale oo aan Doolar ahayn ee u dhiganta lacagtaas. Hay'adda maaliyaddu waa inay kaydisaa, ugu yaraan shan (5) sano, dhammaan diiwaannada macluumaadka lahelay marka la xaqiijinaayay aqoonsiga shakhsiga iyo sidoo kale baaris kasta oo la xiriirta arrinkaan oo lasameeyay; iyo

(j) Sameesataa, kuna dhaqantaa siyaasado iyo habraacyo loogo talagalay kahortaga khataraha, kuwaa oo saldhig u noqonaaya marka la go'aaminaayo in la fasixi karo, la diidi karo ama la joojin karo lacag diris aan lahayn macluumaadka loo baahanyahay ee shakhsiga lacagta soo diraaya iyo midka lacagta loo diraayo, iyo tallaabooyinka dabagalka ee ku habboon arrimahan.

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3B. Hay'adaha maaliyadda ee bixiya adeegyada xawilaada lacagaha ama aaladaha kale ee maaliyadeed ee sarifmi kara (MVTS) waa inay u hoggaansamaan shuruudaha ku habboon ee Qodobkan ku qoran, marka ay ka hawl galayaan dhammaan waddamada ay ka shaqeeyaan, ha ahaato dal ay si toos ah uga hawl galaan mise mid ay ku leeyihiin wakiil.

3C. Marka hay'add maaliyadeed ee bixisa adeegyada xawilaada lacagaha ama aaladaha kale ee maaliyadeed ee sarifmi kara (MVTS) ay xukunto labada waji ee kala ah lacag dirista iyo lacag bixinta, waa inay:

(b) Isticmaasha dhammaan macluumaadka ka imanaya labada waji ee lacag dirista iyo lacag bixinta ee adeegga lacag dirista, marka ay diyaarinayso ama go'aansanayso inay dirto warbixinta macaamilaad shaki-dhaliyay (STR); iyo

(t) Mar kasta oo ay soo gudbinayso warbixinta macaamilaad shaki-dhaliyay (STR), la wadaaagtaa warbixintaas dal kasta oo ay saamaysay xawilaadda ama lacag dirista warbixintu ku saabsantahay, iyadoo markasta sidoo kale la wadaagaysa Xarunta Warbixinada Maaliyadda macluumaadka ku saabsan arrinkan.

4. Xeer-nidaamiye lagu xoojinayo dhaqangelinta Qodobkan waa inay soo diyaarisaa Xarunta Warbixinada Maaliyadda iyo/ama Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, waxaana loo soo saaraya si waafaqsan Qodobka 52-aad ee Sharcigan.

5. Faqrada (1) ilaa (3C) ee Qodobkan laguma dabaqaayo:

(b) Xawilaada iyo dirista lacagaha ee loo maro iyadoo la isticmaalayo kaararkaku xiran koontooyinka bankiyada (debit cards) ama kaararka deyn-qaadashadaee bankiyada (credit card), iyadoo shuruudu tahay in lambarrada kaararka lacagta laga diray ay ka muuqdaan macluumaadka ka dhalanayamacaalimaadka lacag dirista; ama

(t) Kala wareejinta lacagaha ay leeyihiin hay'addaha maaliyadda ee u dhaxaysahay'adahaas maaliyadda laftigooda.

6. Iyada oo aan loo eegayn faqrad-hoosadka (x) ee faqradda (3) iyo faqrad-hoosadka
(j) ee faqrada (3A) ee Qodobkan, marka hay'ad maaliyadeed iyadoo udhaxeeysa labo hay'ad maaliyadeed ee lacag isku soo diraaya (intermediary) ama iyadoo ah hay'adda
lacagta lagu soo hagaajinaayo ama loo soo diraayo, ay hesho lacag diris ama xawilaadlacageed oo aan lahayn xogta shakhsiga lacagta soo diraaya, waa in ay:

(b) Qaadaa tillaabooyinka ku habboon si'ay macluumaadka maqan ugu

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hesho, ugana xaqiijiso hay'adda maaliyadeed ee lacagta soo diraysa ama hay'adda maaliyadeed ee lacagta loo soo diraayo; iyo

(u) Diidaa in ay fuliso lacag wareejinta ama lacag bixinta, haddi aanay ka helinhay'adda maaliyadda ee hayso macluumaad maqan ee lagu sheegay farqad- hoosadka (b) ee faqradaan.

Qodobka 19A
Cunaqabataynta Maaliyadeed ee Cayiman ee la xiriirta Kororka Hubka Wax Gumaada (Proliferation)

1. Dhammaan shakhsiyaadka iyo hay'adahu waa in ay xayiraan lacagaha ama hantida kale ay leeyihiin shakhsiyaadka iyo hay'adaha ay asteeyeen hay'adaha iyo guddiyada Qaramada Midoobay (UN) si waafaqsan qaraar kasoo baxay Golaha Ammaanka ee Qaramada Midoobay (UNSCRs) ee la xiriira kororka hubka wax gumaada (WMD proliferation) ee lagu qeexay xeer-nidaamiye loo soo saaray si waafaqsan faqrad hoosaadka (b) ee faqradda 6-aad ee Qodobkaa.

2. Xayiraadda ku xusan farqada 1-aad ee Qodobkan taasoo looga baahanyahay inay dhaqangeliyaan shakhsiyaadka iyo hay'addaha, waa in lafuliyaa:

(b) Labaatan iyo afar (24) saacadood gudahood oo ka bilaabmaysa marka hay'adda ama guddiga Qaramada Midoobay uu asteeyay shakhsiga ama hay'adda, si waafaqsan qaraar kasoo baxay Golaha Ammaanka ee Qaramada Midoobay (UNSCRs) ee la xiriira kororka hubka wax gumaada (WMD proliferation) ama isla markiiba, kadib markasta oo lasoo codsado ama la isku dayo macaamil la xiriira lacago ama hanti kale oo ay saarantahay xayiraad Qaramada Midoobay, iyadoo loo fiirinaayo hadba midka soo hormara oo laga warhelo.

(t) Iyadoon ogaysiis hore la siin shakhsiyaadka ama hay'addaha la asteeyay, wakiilada, asxaabta ama hawl-wadeennada shakhsiyaadka ama hay'addaha la asteeyay ama cid kasta oo kale taasoo u digi karta shakhsiyaadka ama hay'addaha la asteeyay.

3. Si loo fuliyo ujeedooyinka Qodobkaan iyo xeer-nidaamiyaasha la xriira, shakhsiyaadka iyo hay'addaha waxaa loo tixgelinayaa in la asteeyay marka la soo saaro war-saxaafadeedka Qaramada Midoobay oo si guud ugu dhawaaqaya go'aanka hay'ad ama guddi katirsan Qaramada Midoobay, kaas oo waaqfsan qaraar kasoobaxay Golaha Ammaanka ee Qaramada Midoobay (UNSCRs) ee la xiriira kororka hubka wax gumaada (WMD proliferation).

4. Lacagaha ama hantida kale oo ay leeyihiin shakhsiyaadka iyo hay'addaha la asteeyay oo ay tahay in lagu fuliyo tallaabooyinka xayiraadda ah ee lagu

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cayimay faqradda 1-aad ee Qodobkaan waxaa ka mid ah kuwan soo socda:

(b) Dhammaan lacagaha ama hantida nuucyadeed kale ee uu leeyahay ama uu gacanta ku hayo shakhsiya ama hay'adda la asteeyay, kumana eka oo keliya lacagaha iyo hantida nuucyadeed kale ee lala xiriirin karo ficil, qorshe ama khatar gaar ah oo ku aadan kororka hubka wax gumaada.

(t) Lacagaha ama hantida nuucyadeeda kale oo ay si toos ah ama si dadban, oobuuxda ama wada jir ah ay u leeyihiin, ama ay gacanta ugu hayaan, shakhsiyaad ama hay'addo la asteeyay.

(j) Lacagaha ama hantida nuucyadeeda kale ee laga soo saaray lacagaha ama hantida nuucyadeeda kale oo ay si toos ah ama si dadban, oo buuxda amawada jir ah ay u leeyihiin, ama ay gacanta ugu hayaan, shakhsiyaad ama hay'addo la asteeyay.

(x) Lacagaha ama hantida nuucyadeeda kale oo ay leeyihiin shakhsiyaadka iyo hay'addaha wakiilka ka ah ama ku shaqeeya tilmaamaha shakhsiyaad ama hay'addaha la asteeyay.

5. Marka laga reebo xilliga iyo marka si cad Guddigu ugu oggolaado, dhammaan shakhsiyaadka iyo hay'addaha waxaa laga mamnuucay in, si toos ah ama dadban, si buuxda ama wadajir ah, ay siiyaan ama u oggolaadan wax lacag ah ama hanti nuucyadeeda kale, awood dhaqaale, ama adeegyo maaliyadeed ama adeegyo kale oola xiriira:

(b) Shakhsiyaadka ama hay'addaha lagu xusay faqradda 1-aad ee Qodobkaan ama cid kale oo shakhsiyaadkaas ama hay'addahaas usoo wareejinta karta faa'iido;

(t) Shakhsiyaadka ama hay'addaha, si toos ah ama dadban, ama si buuxda ama wada jir ah ay u leeyihiin, ama ay gacanta ugu hayaan shakhsiyaadka ama hay'addaha lagu xusay faqradda 1-aad ee Qodobkaan, ama cid kale oo shakhsiyaadkaas ama hay'addahaas usoo wareejinta karta faa'iido; ama

(j) Shakhsiyaadka iyo hay'addaha wakiilka ka ah ama ku shaqeeya tilmaamahashakhsiyaad ama hay'addaha lagu xusay faqradda 1-aad ee Qodobkaan amacid kale oo shakhsiyaadkaas ama hay'addahaas usoo wareejinta karta faa'iido.

6. Dhaqan-gelinta Qodobkan waxaa korjoogtaynaaya Guddiga, kaasoo mas'uul ka ah:

(b) Diyaarinta xeer-nidaamiyaasha xoojinaya dhaqangelinta Qodobkan kuwaaoo loo soo saarayo si waafaqsan Qodobka 52-aad ee Sharciga aan;

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(t) La wadaagista hay'addaha warbixinnada, go'aamadda la xiriira asteeynta, wax ka beddelka liiska shakhsiyaadka la asteeyay iyo ka saarida shakhsiyaad ama hay'addo liiska shakhsiyaadka la asteeyay;

(j) Soo saarista hagayaal loogu talagalay hay'addaha warbixinnada oo ku aadan waajibaadkooda la xiriira fulinta faqradaha Qodobkan iyo xeer-nidaamiyaasha la xiriira;

(x) Oggolaanshaha arrimaha aan lagu dabaqeyn faqradaha Qodobkaan iyoxeer-nidaamiyaasha la xiriira iyo maarayntooda;

7. Marka la fulinayo faqradaha Qodobkan iyo xeer-nidaamiyaasha la xiriira, dhammaan shakhsiyaadka iyo hay'adahu waa in ay ixtiraamaan xuquuqda dhinacyada saddexaad ee daacadda ah, kuwaa oo u dhaqmaya si niyad wanaag ku dheehantahay.

QAYBTA 4-AAD
XARUNTA WARBIXINADA MAALIYADDA

Qodobka 20 -aad
Aasaasidda Xarunta Warbixinada Maaliyadda

1. Waxaa halkaan lagu aasaasay Xarunta Warbixinada Maaliyadda (oo loogu yeeri doono "Xarunta"), taaso noqonaysa hay'adda dhexe ee heer Qaran oo mas'uul ka ah uruurinta, dalbashada iyo falanqaynta warbixinnada loo soo gudbiyo si waafaqsan Qodobbada 14-aad iyo 18-aad ee Sharcigaan iyo macluumaadka iyo xogaha kale ee laxiriira lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) iyo maalgelin argagixisada. Xaruntu waxay sidoo kale mas'uul katahay in sida ugu habboon loo faafiyo natiijooyinka kasoo baxa falanqaynta warbixinnadaas iyo macluumaadkaas.

2. Xarunta waxay noqonaysaa hay'add gooni u taagan (autonomous), oo si buuxda ugu madax-bannaan gudashada waajibaadkeeda shaqo, taasoo macnaheedu tahay inay ka madax-banaan tahay jihaynta, tilmaamaha ama korjoogtaynta shakhsi iyo hay'add kasta marka ay gudanayso waajibaadkeeda shaqo.

3. Xarunta waa in la siiyaa maaliyadda, shaqaalaha iyo taageerada farsamo ee lagama maarmaanka u ah waajibaadkeeda shaqo. Si taas loo gaaro:

(b) Miisaaniyadda Xarunta waxa soo diyaarinaaya Agaasimaheeda Guud, waxaana ansixinaaya Guddiga.

(t) Miisaaniyadda Guddigu ansixiyay sida ku cad faqrad-hoosaadka (b)

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ee faqradan waa in la tixgeliyo marka la diyaarinaayo soo jeedinta miisaaniyad sanadeedka ee Dowladda Federaalka Soomaaliya.

(j) Xarunta waxay awood u leedahay in ay deeqo ka hesho meelo kale, oo ay ku jirto taageero dhaqaale ee ka timaada deeq bixiyayaal caalami ah, kuwaas oo loo maaraynaayo si waafaqsan Sharciga Maareynta Maaliyadda Guud.

Qodobka 20A
Agaasimayaasha iyo shaqaalaha

1. Xarunta waxaa hoggaaminaaya Agaasime Guud oo ah mas'uulka ugu sarreeyaXarunta. Agaasimaha Guud ayaa u xilsaaran hoggaanka iyo maamulka Xarunta. Agaasimaha Guud waxa uu dejinaaya qaab dhismeedka Xarunta iyo waliba tirada iyo noocyada jagooyinka shaqaalaha ee Xarunta.

2. Xaruntu waxay yeelanaysaa Ku-xigeen Agaasime Guud oo u xilsaaran fulinta hawlaha uu Agaasimaha Guud u igmado, si loo hubiyo madax-bannaanida shaqo ee Xarunta. Ku-xigeenka Agaasimaha Guud waxa uu qabanayaa xilka Agaasimaha Guud marka Agaasimaha Guud uu ka maqan yahay ama aanu gudan karin hawlaha xafiiska.

3. Agaasimaha Guud waxaa magacaabaya Guddiga, ka dib marka uu soo jeediyo wasiirka maaliyadda halka Ku-xigeenka Agaasimaha Guud oo magacaabayo Agaasimaha Guud. Agaasimaha Guud ee la magacaabay wuxuu xilka haynayaa muddo shan (5) sanadood ah oo la cusbooneysiin karo.

4. Qof aan soo buuxin shuruudaha soo socda looma magacaabi karo xilka Agaasimaha Guud ama midka Ku-xigeenka Agaasimaha Guud ee Xarunta:

(b) Waa in aan si kama dambays ah loogu xukumin dembi;

(v) Waa in aysan jirin sababo loogu diidi karo inuu qabto Xafiis Dawladeed;iyo

(j) Waa in uu leeyahay tacliinta iyo waayo-aragnimada shaqo ee ku haboon.

5. Agaasimaha guud iyo Ku-xigeenka Agaasimaha Guud waa in:

(b) ay maraan dambi baaris iyo baaris dhanka sumcad wanaagga ah oo xilliyeeysan, si loo hubiyo inay soo buuxin karaan shuruudaha lagu cayimay faqrad-hoosaadka (b) ee faqrada 5-aad ee Qodobkaan.

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(t) aysan hayn xil siyaasadeed oo ay doorasho ku yimaadeen ama xil iyo xafiis kale oo ay lacag ku qaatan, kaas oo aan la jaanqaadi karin madax-banaanida ama sumcadda Xarunta.

6. Agaasimaha Guud xilka lagama qaadi karo inta lagu guda jiro muddada xilhayntiisa haddii aan lagu helin eedo si cad loogu helay oo ku xusan farqooyinka (b), (t) iyo (j) ee isla qodobkan. Sidoo kale waxaa Agaasimaha guud xilka looga qaadi karaa marka ay ku cadaadaan eedaymaha farqooyinka (b), (t) iyo (j), ee isla qodobkan isla markaana saddex meelood labo meel ee xubnaha Guddiga ay si codeyn ah iskugu racaan. Agaasimaha Guud ama masuul sare ee kasta ee Xarunta ku matalaaya Guddiga kama qayb qaadan doono codayntan. Xil kaqaadista ayaa lagu saleynaya mid ama ka badan oo ka mid ah sababahan soo socda:

(b) Waxa la go'aamiyay in aan lasoo buuxin mid kamid ah shuruudaha ku xusan faqrada 5-aad ee Qodobkaan;

(t) Waxa Agaasimaha Guud ama Ku-xigeenka Agaasimaha Guud lagu soo oogay eed fal-dembiyeed ama waxaa lagu xukumay fal-dembiyeed; ama

(j) Agaasimaha guud ama Ku-xigeenka Agaasimaha Guud waxa uu noqday mid aan u qalmin ama aan awoodin jagadaas sababo la xiriira:

i. Dhaqan xumo daran; ama
ii. Naafanimo jireed ama maskaxeed oo aan laga soo kaban karin.

7. Agaasimaha Guud iyo Ku-xigeenka Agaasimaha Guud xilka lagama qaadi karo si waafaqsan faqrada 7-aad ee Qodobkan ilaa Agaasimaha Guud ama Ku-xigeenkaAgaasimaha Guud ama qareenkooda la siiyo fursad lagu dhageysto.

8. Shaqaalaha Xarunta waa shaqaale Dawladeed, waxaana lagu salaynayaa habka qorista, maamulka iyo maaraynta shaqaalaha Xarunta habraacyada Xeer-nidaamiye ay usoo diyaarisey Xaruntu si waafaqsan faqradda 1aad ee qodobkaan.

Qodobka 21-aad
Mas'uuliyadaha, awoodaha, iyo shaqooyinka

Marka laga yimaaddo fulinta dhammaan hawlaha lagama maarmaanka u ah gudashada waajibaadkeeda asaasiga ah ee lagu cadeeyay faqrada 1-aad ee Qodobka 20-aad ee Sharcigaan, Xaruntu waa inay:

1. Sameeysaa hawgallada falanqaynta ee maalinlaha ah (operational analysis

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iyadoo adeegsanaysa warbixinnada ay hayso iyo kuwa ay heli karto, oo ay ku jiraan macluumaadyada kale, si loo ogaado bartilmaameedyada gaarka ah ee loo baahanyahay, ama loo raadraaco falal gaar ah ama macaamilaad, kadibna loo go'aamiyo xiriirka ka dhexeeyn kara arrimaha lagu bartilmaameedsaday hawgallada falanqaynta iyo lacago ama hanti kale oo suurtagal ah inay kasoo xarootay fal dembiyeed, lacag dhaqis ama maalgelin argagixiso.

2. Sameeysaa falanqeynta istaraatiijiga ah iyadoo adeegsanaysa warbixinnada ay hayso iyo kuwa ay heli karto, oo ay ku jiraan macluumaadyada kale, si ay ula socoto, u baarto, walibana u aqoonsato isbeddellada, noocyada, khataraha, qaababka, iyo horumarada la xiriira lacag dhaqista iyo maalgelinta argagixisada.

3. In ay la wadaagto Xafiiska Xeer Ilaaliyaha Guud macluumaadka iyo natiijooyinka ka dhashaa falanqaynteeda istaraatiijiga ah iyo midda maalinlaha ahee lagu xusay faqrada 1-aad iyo 2-aad ee Qodobkan, marka ay jiraan sababo macquul ah oo keeni kara in laga shakiyo jiritaanka falal la xiriira lacag-dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelinta argagixiso.

4. La wadaagto falanqaynteeda ama macluumaadka ay hayso hay'addaha sirdoonka qaranka iyo kuwa sharci fulinta, Hay'addaha Dabagalka iyo Kormeerka, hay'addaha kale ee Dowladda ee awoodda uleh, hay'addaha sirdoonka maaliyadda ee shisheeye, kadib marka ay soo codsadaan ama marka Xaruntu go'aansato. Macluumaadka iyo natiijooyinka falaqaynta ee la diraayo waa inuu yahay mid u suurta gelinaaya hay'adda Dowladda ee warbixinta loo gudbinaayo inay gudato waajibaadkeea ku cad Sharcigaan. Waajibaadka macluumaad- wadaagista ee ku xusan faqradaan waa in loo fuliyaa si waafaqsan shuruudaha soo socda:

   (b) Xaruntu waxay la wadaagi kartaa macluumaadka ay hayso hay'addaha sirdoonka qaranka iyo kuwa sharci fulinta, haddii macluumaadku la xiriiro arrimo amniga ama tuhun ku addan fal-dembiyeed.

   (t) Xaruntu waxa ay la wadaagi kartaa macluumaadka ay haysto hay'addaha sirdoonka maaliyadda ee dalalka shisheeye, iyadoo u hoggaansameeysa mabaadi'da sir qarsoodiga iyo isku tiirsanaanta (reciprocity), iyadoo aysan qasab ahayn inuu jiro heshiis is-afgarad (MOU) ee udhaxeeya Xaruntu iyo hay'adda shisheeye.

   (j) Iyada oo aan la saamaynayn farqad-hoosaadka (t) ee faqradaan, xaruntu waxay awood u leedahay inay si madaxbanaan ula gasho heshiisyo is-afgarad ah (MOUs) mar kasta oo loo baahdo ama uu sahlaayo hawlaha macluumaadka wadaagista ee ka dhaxeeya Xaruntu

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iyo hay'ddaha awoodda uleh ee Dowladda,Hay'addaha Dowladda ee Dabagalka iyo Kormeerka ee awoodda uleh ama hay'addaha sirdoonka maaliyadda ee shisheeye.

5. Dhisto, oo ay hawlgeliso nidaam sirta dhawri kara oo amnigiisu suganyahay, kaas oo ay u adeegsanayso ku kaydinta warbixinnada iyo macluumadyada kale oo ay uhesho si waafaqsan Sharcigaan. Marka ay hay'addaha kale la wadaageysto macluumaadka iyo natiijooyinka falanqaynteeda, Xaruntu waa inay isticmaasha nidaam amnigiisu suganyahay, la ilaaliyo oo gaar u ah hawlahaan macluumaad wadaagista.

6. Siiso hay'addaha Dowladda ee awoodda uleh iyo hay'addaha warbixinnada (reporting entities), tilmaamo iyo macluumaadka kale ee daruuriga ah oo ku aadan khataraha maxalliga ah ee la xiriira lacag dhaqista iyo maalgelinta argagixisada, caalamadaha khatarta (risk indicators) ee lagu garto lacag dhaqista iyo maalgelinta argagixisada, waajibaadyada gaarka ee warbixin soo dirista, iyo arrimaha kale ee lagu xoojinaayo wax ku oolnimada nidaamyada maxalliga ah ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada.

7. Siiso hay'addaha warbixnnada (reporting entities) jawaab celin waqtigeedu habboonyahay oo ku aadan hab-dhaqankooda warbixin soo dirista iyo sidoo kale tayada iyo faa'iidada warbixinnada ay soo direen. Xaruntu waxay sidoo kale la socodsiin kartaa hay'addaha warbixnnada (reporting entities), marka ay habbontahay, tallaabooyinka dheeriga ah oo Xarunta qaaday ee la xiriira warbixinnadooda.

8. Siiso Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, macluumaad ku aadan hab-dhaqanka warbixin soo dirista ee hay'addaha warbixinnada (reporting entities) iyo sidoo kale tayada iyo faa'iidada laga gelay warbixinnada ay soo direen.

9. Ku matashaa Jamhuuriyadda Federaalka Soomaaliya, shirarka laba geesoodka ah,kuwa heer gobol, iyo heer caalami, iyo ururada diiradda saara la dagaallanka lacag dhaqista iyo/ama maalgelinta argagixisada.

10. U qabataa Guddiga shaqooyinka xoghaynimada iyo adeegyada kale ee aas-aasiga ee Guddigu u baahanyahay.

Qodobka 21A
Awoodaha gaarka ah ee Xarunta

1. Xaruntu waxay ka dalban kartaa hay'addaha warbixinnada (reporting entities) dhammaan macluumaadka iyo dukumentiyada laga rabo inay uruuriyaan, walibana kaydiyaan. Marka hawshaan la fulinayo:

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(b) Hay'adaha warbixinnadu (reporting entities) waa inay Xarunta kula wadaagaan muddada loo cayimay gudaheed, dhammaan macluumaadka iyo dukumeentiyada ay soo dalbato.

(t) Bixinta macluumaadka iyo dukumeentiyada ay Xaruntu soo dalbatay si waafaqsan faqrad-hoosaadka (b) ee faqradan looma qaadaanayo inay xad- gudub kutahay sir dhawrista ama waajibaadyada kale ee la xiriira xogta dhawrista.

(j) Hay'adaha warbixinnada (reporting entities) waa inay u hoggaansamaan dhammaan tilmaamaha Xaruntu soo saartu ee ku saabsan sida macluumaadka iyo dukumeentiga lasoo dalbaday loola wadaagaayo Xarunta.

2. Xaruntu waxay ka codsan kartaa hay'addaha awoodda uleh ee Dowladda, wixii macluumaad ama dukumintiyo maaliyadeed, maamul, ama sharci fulin oo ay u baahantahay si'ay u fuliso dhammaan hawlaha lagama maarmaanka u ah gudashada waajibaadkeeda asaasiga ah ee ku xusan faqrada 1-aad ee Qodobka 2-aad ee Sharcigaan iyo sidoo kale dhammaan hawlaha lagama maarmaanka u ah fulinta hawlaheeda ku xusan Qodobka 21-aad ee Sharcigaan. Marka hawshaan la fulinayo:

(b) Hay'adaha awoodda uleh ee Dowladda waa inay Xarunta kula wadaagaan muddada loo cayimay gudaheed, dhammaan macluumaadka iyodukumeentiyada ay soo codsato.

(t) Bixinta macluumaadka iyo dukumeentiyada ay Xaruntu soo dalbatay si waafaqsan faqrad-hoosaadka (b) ee faqradan looma qaadaanayo inay xad- gudub kutahay sir dhawrista ama waajibaadyada kale ee la xiriira xogta dhawrista.

3. Xaruntu waxa ay ku amri kartaa hay'ad warbixineed (reporting entity) inay joojisyo,muddo aan ka badnayn afartan iyo siddeed (48) saacadood fulinta dhammaan macaalimaad gaar ah ama macaamilaadyo loo sameeynaayo macaamiil cayiman, haddii ay hayso sababo macquul ah oo la rumaysan karo, kuwaas oo ku salaysan macluumaad laga dhex-helay dadwaynaha ama ay bixisay hay'ad warbixineed (reporting entity), hay'add Dowladeed ee awood uleh ama hay'ad awood uleh ee dowlad shisheeye, kuwaas oo muujinaya in macaamilaad ama macaamilaadyo gaar ah:

(b) Ay ku lug leeyihiin lacag ama hantid kale ee kasoo xarootay fal dambiyeed; ama

(t) Ay yihiin kuwo la xiriira lacago dhaqis, dambiyada asalka ah ee lacagta soosaara ee saldhiga u ah lacag-dhaqista (predicate offences) ama maalgelin argagixiso.

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4. Xaruntu waa inay si degdeg ah u ogaysiisaa Xeer Ilaaliyaha Guud ee Qaranka iyo Maxkamadda Gobolka ee awoodda u leh marka ay soo saarto amarka ku xusanfaqrada 3-aad ee Qodobkan.

Qodobka 22-aad
Sir dhawrista iyo halbeedgyada xirfad wanaagga

1. Haddii Sharcigaan uusan meel kale ku oggolaan, dhammaan hawl-wadeennada Xarunta, oo ay ku jiraan Agaasimaha Guud, Ku-xigeenka Agaasimaha Guud, saraakiisha, shaqaalaha, wakiillada, ama dadka kale ee jagooyinka ka haaya Xarunta waa inay haystan cadayn muujinaysa heerka sir helista (security clearance levels), waxaana looga baahan yahay inay xafidaan macluumaad kasta oo ay helaan inta ay ku guda jiraan gudashada waajibaadkooda shaqo. Dhammaan hawl-wadeennada korewaxaa sidoo kale looga baahanyahay inay xafidaan macluumaadkaas xataa marka ay joojiyaan shaqadaas ay Xarunta u haaya. Si loo dhaqan geliyo faqradaan:

(b) Agaasimaha Guud, Ku-xigeenka Agaasimaha Guud, saraakiisha, shaqaalaha, wakiillada, ama dadka kale ee jagooyinka ka haaya Xarunta oo si sharci-darro ah u faafiya ama cid kale ula wadaagga macluumaad ay helaan inta ay ku guda jiraan gudashada waajibaadkooda shaqo waxaa loo ciqaabaayaa si waafaqsan Xeerka Ciqaabta Soomaaliyeed iyo sharuucda kale ee dhaqan galka ah ee habboon.

(t) Agaasimaha Guud, Ku-xigeenka Agaasimaha Guud, saraakiisha, shaqaalaha, wakiillada, ama dadka kale ee jagooyinka ka haaya Xarunta waain la siiyaa tababarada ku haboon, si ay u fahmaan mas'uuliyadda ka saaran maaraynta iyo habka wadaagista macluumaadka xasaasiga iyo kuwa sirta ah.

2. Macluumaadka Xarunta hesho inta ay ku guda jirto gudashada waajibaadkeeda shaqo looma isticmaali karo ujeedooyin aan ka ahyn kuwo lagu sheegay Sharcigaan, iyadoo macluumaadkaas lala wadaagi karo oo keliya hay'addaha Dowladda ee awoodda uleh marka ay habboontahay, si loo baaro, walibana looga hortago lacag dhaqis, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses) ama maalgelin argagixiso.

3. Xaruntu waa inay dhaqan-gelisaa hagayaal iyo habraacyo shaqo oo gudaha ah, ee uu kujiro Xeerka Anshaxa, si ay u xaqiijiso heerar sare ee dhanka anshax wanaagga, sumcad wanaagga, iyo xirfad wanaagga, walibana looga hortaggo loona yareeyo danaha is diidan iyo musuqmaasuqa.

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QAYBTA 4 (A) KORMEERKA

Qodobka 22A
Mamnuucista bankiyada aan lahayn meel cayiman oo loogu soo hagaago (shellbanks)

Waxaa ka mamnuuc Jamhuuriyadda Federaalka Soomaaliya abuurista ama sii wadida hawlgallada bankiyada aan lahayn meel ama maamul cayiman oo loogu soo hagagi karo (shell banks).

Qodobka 23-aad
Kormeerka ku aadan sida hay'addaha warbixinnadu (reporting entities) uguhoggaansanyihiin Sharcigan

1. Mas'uuliyadda dabagalka iyo kormeerka ee lagu hubinaayo sida hay'addaha warbixinnadu (reporting entities) ugu hoggaansanyihiin shuruudaha iyo waajibaadyada ku xusan Sharcigan waxaa iska leh hay'addaha dabagalka iyo kormeerka ee lagu cayimay xeer-nidaamiyaasha loo soo saaray si waafaqsan Qodobka 52-aad ee Sharcigan.

2. Dhammaan hay'addaha dabagalka iyo kormeerka waa in ay u fuliyaan hawlaha kormeerka hab ku salaysan heerka khatarta ee markaa jira (risk-based approach). Inta jeer ee kormeerka la sameeynaayo, meesha diirada lagu saarayo iyo baaxaddiisawaxaa lagu salaynaya:

(b) Khataraha lacag dhaqista iyo maalgelinta argagixisada oo ay wajihi karto hay'ad warbixineed (reporting entity), iyo siyaasadaha, habraacyada iyo nidaamyada korjoogtayn ee gudaha oo ay leedahay, oo lagu ogaaday qiimayn ay sameeysay hay'adda dabagalka iyo kormeerka ee awoodda uleh, oo laxiriirta khataraha lacag-dhaqista iyo maalgelinta argagixisada oo ay wajihi karto hay'addaas warbixineed (reporting entity);

(t) Khataraha lacag dhaqista iyo maalgelinta argagixisada ee kajira hay'addaha warbixinnada (reporting enties) ee gaar ah iyo khataraha kadhex jira Jamhuuriyadda Federaalka Soomaaliya; iyo

(j) Astaamaha hay'addaha warbixinnada (reporting enties) ee ka hadl gala ganacsiyo gaar ah, gaar ahaan nuucyada kala duwan iyo tirada

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hay'addaha warbixinnada (reporting enties) iyo awooddaha lagu dhex siiyay hay'addahaas nidaamka ladagaalanka lacag dhaqista iyo maalgelinta argagixisada oo kusaleysan heerarka khataraha jira (risk-based approach).

Qodobka 23A
Mas'uuliyaddaha Hay'addaha Dabagalka iyo Kormeerka

Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waa inay:

1. Diyaariyan xeer-nidaamiyaasha loogu talagalay in lagu nidaamiyo hay'addaha warbixinnada (reporting entities) ee hoos yimaada koormeerkooda, iyo xoojinta
dhaqangelinta Sharcigan. Xeer-nidaamiyaashan waxaa loo soo saaraya si waafaqsanQodobka 52-aad ee Sharcigan;

2. La socdaan, kormeeraan, walibana ay xaqiijiyaan sida hay'addaha warbixinnadu (reporting entities) ugu hoggaansanyihiin shuruudaha iyo waajibaadyada saaran ee ku xusan Sharcigan, xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan iyo sharci kasta uu dalku lee yahay oo looga hortagaayo lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada;

3. Ka qaadan tillaabooyinka ku habboon hay'addaha warbixinnada (reporting entities) ee ku xad-guduba shuruudaha iyo waajibaadyada saaran ee ku xusan Sharcigan, xeer- nidaamiyaasha loo soo saaray si waafaqsan Sharcigan iyo sharci kasta uu dalku lee yahay oo looga hortagaayo lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada. Waa in tillaabooyinka looga qaada hay'addaha warbixinnada (reporting entities) si waafaqsan Sharcigan, xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan iyo sharci kasta uu dalku lee yahay oo looga hortagaayo lacag- dhaqidda iyo la-dagaalanka maalgelinta argagixisada.

4. Iskaashi la yeeshaan, walibana macluumaadkaa isla wadagaan hay'addaha kale ee dabagalka iyo kormeerka ee awoodda uleh, hay'addaha kale ee Dowladda ee maxalliga ah iyo hay'addaha dowladaha shisheeye, oo ay kujiraan hay'addaha dhigooda ah ee dowladaha shisheeye;

5. Soo saaraan hagayaal, walibana siiyan jawaab celinnada ay u baahanyihiin hay'addaha warbixinnada (reporting entities) si loogu garab siiyo hay'addaha warbixinnada (reporting entities) dhaqan-gelinta Sharcigan, xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, iyo sharci kasta uu dalku lee yahay oo looga hortagaayo lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada. Hagayaashaas waa in sidoo kale ay ka taageeran hay'addahaas fahamkooda ku aadan khataraha la xiriira lacag dhaqista iyo maalgelinta

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argagixisada oo ay wajihi karaan, sida loo baaro khatarahaas iyo sida loo soo diro warbixinta macaamilaad shaki-dhaliyay (STR); iyo

6. Si iskood ah, walibana degdeg ah, ugu soo wargeliyaan Xarunta Warbixinada Maaliyadda, xadgudubyada ay kusoo ogaadeen hawlahooda la xiriira kormeerada hay'addaha warbixinnada (reporting entities) ee ka dhanka ah waajibaadka kasoo warbixinta macaamilaadka shakiga dhaliya iyo macaamilaadyada kale, si waafaqsan Qodobka 14-aad ee Sharcigan.

Qodobka 23B
Awoodaha Hay'addaha Dabagalka iyo Kormeerka

1. Iyada oo aan waxba laga beddelayn mas'uuliyadaha lagu siiyay shuruucda kale, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, si ay u fuliyaan mas'uuliyadahooda ku xusan Qodobka 23A ee Sharcigan, waxay xaq u leeyihiin:

(b) Ka helaan hay'addaha warbixinnada (reporting entities), wakqtiga lo cayimay gudahiis, macluumaad iyo dukuminti kasta oo ay uga codsadaan si waafaqsan hawlahooda kormeerka iyo dabagalka;

(t) Marin buuxa u helaan xog kasta oo ay haayan hay'addaha warbixinnada (reporting entities) kuwaa oo hoos yimaada awoodahooda dabagalka iyo kormeerka, taasoo lagama maarmaan u ah gudashada mas'uuliyadahooda ku xusan qodobka, sida buugaagta, diiwaannada, dukumentiyada, iyo nidaayada kale ee wax lagu kaydiyo nuuc walba oo ay yihiin, oo ay kujiraan kuwa elegtarooniga ama dhijitaalka ah, oo ay sidoo kale ka mid tahay xogta ku jirta gacanta ama hoos timaada gacan ku haynta maamule, agaasime, agaasime kormeer, hanti-dhawrka banaanka ah, ama shaqaale ka tirsan hay'adda warbixinnada (reporting entity) ama ku jirta gacan ku haynta garab saddexaad. Marin siinta loogu talagalay kormeerka waxaa kamid ah in ay nuqullo ka qaadan karaan xogta; iyo

(j) Marin buuxa u helaan nidaamkasta ee tignoolajiyadeed oo lagu kaydiyo macluumaadka ama nidaamyada aan ku tiirsanayn tignoolajiyadda (manual systems) oo ay hadda isticmaalan ama ay horay u isticmaaleen hay'addaha warbixinnada (reporting entities) ee hoos yimaada awoodahooda kormeerka iyo dabagalka, si ay ugu hoggaansamaan wajibaadkooda ku xusan Sharcigan, xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, iyo sharci ama xeer-nidaamiye kasta oo loogu talagalay ka-hortagga lacag-dhaqidda iyo la- dagaalanka maalgelinta argagixisada.

2. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay awoodda uleyihiin inay macluumaad ka helaan, kuna sameeyaan kormeer xarumaha ay

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leeyihiin hay'adaha warbixinnada (reporting entities) ee hoos yimaada awoodahooda kormeerka iyo dabagalka. Hay'addaha Dabagalka iyo Kormeerku waxay kormeeri karaan xarumaha hay'adaha warbixinnada (reporting entities), ogeesiis muddo **1maalin ah** iyo inta jeer oo ay u arkaan daruuri.

3. Si Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh u gutaan mas'uuliyadahooda ku xusan Qodobka 23A ee Sharcigan, hay'ad kasta ee warbixineed (reporting entity) waxaa waajib ku ah in ay si daacad ah ula shaqeyso Hay'addahaas Dabagalka iyo Kormeerka.

4. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay siin karaan awaamiir qoraal ah mid kasta oo ka mid hay'adaha warbixinnada (reporting entities) ee hoos yimaada, taasoo aan u hoggaansamin waajibaadkeeda ku xusan Sharcigan, xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, iyo sharci kasta uu dalku lee yahay oo looga hortagaayo lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada. Awaamiirta ay soo saareen Hay'addaha Dabagalka iyo Kormeerka waxay ka dalban karaan hay'addaha warbixinnada (reporting entities) inayku fuliyaan, waqti macquul ah gudahiis, tallaabooyin cayiman oo ku aadan arrimolagu sheegay awaamiirta. Awaamiirta noocaan ah waxaa sidoo kale la siin karaa hay'adda warbixinnada (reporting entity), saraakiisheeda, maareeye-yaasheeda iyo/ama agaasimayaasheeda sare.

5. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay ku soo rogi karaan ganaax lacageed oo nuuciisu yahay mid maamul hay'addaha warbixinnada (reporting enties) ee aan gudan waajibaadkooda ku xusan Sharcigan ama xeer-nidaamiyaashaloo soo saaray si waafaqsan Sharcigan, ama kuwa ku xusan sharci sharci kasta uu dalku lee yahay oo looga hortagaayo lacag-dhaqidda iyo la-dagaalanka maalgelintaargagixisada ama aan gudan waajibaadkooda ku xusan awaamiirta loo soo saaray si waafaqsan faqrada 4-aad ee Qodobkaan ama aan u gudan waajibaadkooda si waafaqsan waqtigii loo cayimay.

6. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay ka qaadi karaan, halama in ka badan oo ka mid ah tallaabooyinkan soo socda, oo ay wehliyaan ama aysan wehlin tallaabooyinka ku xusan faqrada 4-aad iyo 5-aad ee Qodobkan, oo ka dhan ah hay'addaha warbixinnada (reporting entities) ee aan gudan waajibaadkooda ku xusan Sharcigan ama xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, ama kuwa ku xusan sharci kasta uu dalku lee yahay oo looga hortagaayo lacag- dhaqidda iyo la-dagaalanka maalgelinta argagixisada ama aan gudan waajibaadkooda ku xusan awaamiirta loo soo saaray si waafaqsan faqrada 4-aad ee Qodobkaan ama aan u gudan waajibaadkooda si waafaqsan waqtigii loo cayimay:

(b) Wax siin karaan digniin qoraal ah.

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(t) Waxa ku amri karaan so gudbinta warbixinno.

(j) Waxay kormeeri karaan xarumaha, walibana geli karaan nidaamyada hay'addaha warbixinnada (reporting entities). Waxay sidoo kale korjoogtayn karaan hawlgallada hay'addaha warbixinnada, iyagoo isticmaalaya korjoogayaal ay Hay'addaha Dabagalka iyo Kormeerku magacaabeen, kuwaas oo kharashka ku baxaaya ay dhiiban hay'addaha warbixinnada (reporting entities).

(x) Waxay xaddidi karaan shatiyada ama ama hawlaha ganaci ee hay'addaha warbixinnada (reporting entities), oo ay kamid tahay xaddidaad ka dhan ah badeecaddaha ama adeegyada ay iibiso, gaar ahaan nuccyada, tirada, ama qiimaha macaamilaadka ay hay'addu sameeyn karto. Waxay sidoo kale xaddidi karaan nuucyada iyo tirada macaamiisha ay hay'adduhu adeegga siin karaa ama gobollada dalka ama wadamada kale oo ka hawlgali karto, ama ay ka sameeyn karto ama ka fududeeyn karto macaamilaad.

(kh) Waxay joojin karaan isticmaalka shatiyada hay'addaha warbixinnada ama,haddii Hay'addaha Dabagalka iyo Kormeerka aysan ahayn hay'adda shatiyada bixisay, waxay ka codsan karaan hay'adda shatiyada bixisay inay joojiso isticmaalkooda.

(d) Waxay kala noqon karaan shatiyada hay'addaha warbixinnada ama, haddii Hay'addaha Dabagalka iyo Kormeerka aysan ahayn hay'adda shatiyada bixisay, waxay ka codsan karaan hay'adda shatiyada bixisay inay kala noqoto shattiyada.

(r) Waxay ka codsan karaan Xafiiska Xeer Ilaaliyaha Guud inuu ku soo oogo dacwad ciqaabeed.

QAYBTA 4 (B)
HUFNAANTA LOOGA BAAHANYAHAY SHAKHSIYAADKA QAANUUNIGA AH IYO XIRIIRADA SHARCIGA KU DHISAN

Qodobka 23C
Hufnaanta looga baahanyahay shakhsiyaadka qaanuuniga ah

1. Dhammaan shakhsiyaadka qaanuuniga ah ee lagu abuuray, kana hawlgala Soomaaliya:

(b) Waa inay keenaan, walibana diiwaan-geliyaan macluumaadkaan

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aasaasiga ah ee soo socda, marka la aas-aasaayo ama la diiwaangelinaayo, marka dib loo cusboonaysiinayo diiwaangelinta sannadlaha ah ama markasta oo isbeddel lagu sameeyo macluumaadkooda aasaasiga ah:

i. magaca shirkadda;
ii. shahaadada shirkadda ee diiwaangelinta
iii. qaabka dhismaheeda sharci iyo xaaladda ay ku sugantahay;
iv. cinwaanka goobta u ku yaalo xafiiska u diiwaangashan;
v. xeerka dhismaha shirkadda;
vi. liiska agaasimayaasha;
vii. Lambarka aqoonsiga canshuur-bixiyaha
viii. diiwaanka saamilayda ama xubnaha, oo ay ku jiraan magacyada saamilayda iyo xubnaha, tirada saamiyada uu haysto saamile kasta iyo nuucyada saamiyada oo muujinaya nooca ay tahay xuquuqda cod bixinta ee la xiriirta;

(t) Waa inay hubiyaan in xogtooda aasaasiga ah ay ahaato mid sax ah oo xilli kasta dhammeystiran, walibana ku wargeliyaan Diiwaangeliyaha Shirkadaha isbeddel kasta oo lagu sameeyo macluumaadkan, sida ugu dhakhsaha badan uguna suurtogalsan, ama hal (1) bil gudaheed oo ka bilaabmaysa taariikhda isbeddelku dhacay. Haddii ay suurtagal tahay, dhammaan xogtaan waa in loo soo gudbiyaa qaab elektaroonik ah;

(j) Waa inay ku kaydiyaan macluumaadka ku xusan faqrad-hoosaadka (b) ee faqradaan, gudaha Dalka, xafiiska u diiwaangashan shakhsiga qaanuuniga ah ama goobta uu cayimo Diiwaangeliyaha Shirkaddaha.Shakhsi qaanuuni ah wuxuu ku kaydin karaa oo kaliya diiwaanka saamilaydiisa ama xubnahiisa Dalka dibadiisa, haddii lasoo buuxiyo labadan shuruudood ee soo socda:

i. Macluumaadka milkiilaha sida dhabta uleh faa'iidada waxaa lagu hayaa Dalka gudihiisa, si waafaqsan farqada 22-aad ee Qodobkan; iyo
ii. Shakhsiga qaanuuniga wuxuu si degdeg ah ku keeni karaa macluumaadkaan marka laga soo dalbado;

(x) Waa inay haayan macluumaad sax ah oo dhammeystiran oo ku saabsan milkiilayaasha sida saxda uleh faa'iidadooda, walibana ku kaydiyaan macluumaadkan diiwaanka milkiilayaasha sida saxda uleh faa'iidada kaas oo yaala xafiiska u diiwaangashan shakhsiga qaanuuniga ah ama goobta uu
cayimo Diiwaangeliyaha Shirkaddaha oo kutaala Soomaaliya. Shakhsiyaadka qaanuuniga waa inay sidoo kale hubiyaan in marka macluumaadka milkiilaha sida saxda ah uleh faa'iidaa uu yahay ugu danbeeyay oo dhammeystiran, walibna sax ah.

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(kh) Waa inay la wadagaan Diiwangeliyaha Shirkaddaha, marka la aas-aasaayo ama la diiwaangelinaayo, marka dib loo cusboonaysiinayo diiwaangelinta sannadlaha ah ama markasta oo isbeddel lagu sameeyo macluumaadkooda aasaasiga ah, macluumaadkii ugu danbeeyay, oo dhammeystiran, walibana sax ah oo ku saabsaan shakhsiga sida dhabta ah uleh faa'iidada, iyagoo raacaya habka uu tilmaamay Diiwangeliyaha Shirkaddaha. Isbeddelada lagu sameeyo macluumaadka ku saabsan shakhsiga sida dhabta ah uleh faa'iidada waa in lala wadaaga Diiwangeliyaha Shirkadaha, sida ugu dhakhsaha badan uguna suurtogalsan, ama hal (1) bil gudaheed oo ka bilaabmaysa taariikhda isbeddelku dhacay. Haddii ay suurtagal tahay, dhammaan xogtaan waa in loo soo gudbiyaa qaab elektaroonik ah;

(d) Waa inay si buuxda ula shaqeeyaan hay'addaha Dowladda ee awoodda uleh si loo ogaado milkiilayaasha sida dhabta ah uleh faa'iidada, iyada oo la hubinayo:

i. Shakhsiga dabiiciga ah ee degan Dalka ee shakhsiga qaanuuniga ahi wakiishay, kaas oo hay'addaha Dowladda ee awoodda uleh kala xisaabtami karaan bixintinta dhammaan macuulmaad ku saabsan shakhsiga qaanuuniga ah iyo macluumadka ku aadan shakhsiga sida dhabta ah uleh faa'iidada iyo wixii kale oo wadashaqayn ah oo hay'addaha Dowladdu u baahdaan; ama

ii. Ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs) ee degan Dalka ee shakhsiga qaanuuniga ahi wakiishay, kuwaas oo hay'addaha Dowladda ee awoodda uleh kala xisaabtami karaan bixintinta dhammaan macuulmaad ku saabsan shakhsiga qaanuuniga ah iyo macluumadka ku aadan shakhsiga sida dhabta ah faa'iidada uleh iyo wixii kale oo wadashaqayn ah oo hay'addaha Dowladdu u baahdaan.

(r) Waa inay marka laga soo dalbado, la wadaagaan waqtiga loo cayimay gudahiis, hay'addaha Dowladda ee awoodda uleh, macluumaadkii ugu danbeeyay, oo dhammeystiran, waliban saxan oo ku saabsan shakhsiga sida dhabta ah uleh faa'iidada (beneficial ownership), iyagoo raacaya habka loo tilmaamay;

(s) Waa inay la wadaagan macluumaadkii ugu danbeeyay, oo dhammeystiran, waliban saxan oo ku saabsan shakhsiga sida dhabta ah uleh faa'iidada shakhsiga qaanuuniga ah (beneficial ownership) marka ay xiriir ganaci la abuuranayan hay'addaha warbixinnada (reporting entities) ee waajibaadku saaranyahay ama marka la sameeysanayaan macaamilaad aan joogta ahayn. Shakhsiyaadka qaanuuniga ah waxaa

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sidoo kale looga baahanyahay inay kula wadaagan hal (1) bil gudaheed hay'addahaas isbeddel kasta ee ku yimaada macluumaadka shakhsiga sida dhabta ah uleh faa'iidada (beneficial ownership), iyagoo si gaar ah u tilmaamaya xilliga isbeddelku dhacay; iyo

(sh) Waxay mutaysanayaan ciqaab maamul oo u dhaxeeysa shan boqol oo Doolar (USD$500) ilaa shan iyo toban kun oo doolar (USD $15,000), haddi ayu hogaansami waayaan shuruudaha ku xusan inta udhaxeeysa faqad- hoosaadka (b) ilaa (s) ee faqradda 1-aad ee Qodobkan.

2. Diiwaangeliyaha Shirkaddaha waa inuu hubiyaa in macluumaadka aasaasiga ah eeku xusan faqradda 1(b) si guud loo heli karo.

3. Diiwaangeliyaha Shirkaddaha waa in:

(b) Uu dhisaa diiwaanka milkiilayaasha sida dhabta ah faa'iidada u leh (register of beneficial owners), kadibna ururiyaa, walibana kaydiyaa macluumaadkii ugu danbeeyay, saxda ahaa oo dhammeystiran oo ku saabsaanshakhsiyaadka sida dhabta uleh faa'iidada (beneficial owners) shakhsiga qaanuuniga ah iyo haykalka maamulka ee dhammaan shakhsiyaadka qaanuuniga ah aa lagu abuuray ama ka hawlgalla Soomaaliya. Waa inuu sidoo kale hubiyaa in macluumaadkan lagu kaydiyo diiwaanka macluumaadka ee shakhsiyaadka sida dhabta uleh faa'iidada (register of beneficial owners) ee uu dhisay;

(t) Inuu dhisaa nidaam xog-kaydin oo gaar ah, sii loo ilaaliyo diiwaanka lagu dhisay faqrad-hoosaadka (b) ee faqradaan. Waa inuu sidoo kale dejiyaa xeer- hosaadyada iyo habraacyada hagaya amniga iyo dhawrista macluumaadka, oo ay ka mid yihiin habraacyo loogu talagalay maareynta, kaydinta, ilaalinta iyo habka wadaagista macluumaadka lagu kaydiyay nidaamka xog-kaydinta;

(j) Dib u eegis waqtiyeeysan ku sameeyaa, walibana xaqiijiya macluulaadka ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information) ee ku kaydsan nidaamka keydinta macluumaadka ee loo dhisay si waafaqsan faqrad-hosaadka (t) ee faqradaan. Waa inuu sidoo kaleqaada tallaabooyinka loo baahanyahay si uu u hubiyo in macluumaadka kujira diiwaanka ay yihiin kuwii ugu daneebayay oo saxan;

(x) hubiyaa in Xarunta Warbixinada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh, hay'addaha sharci fulinta, hay'addaha garsoorka iyo hay'addaha kale ee Dowladda ee awoodda uleh ay si toos ah u heli karaan macluumaadka kujira nidaamka xog-kaydinta ee diiwaanka milkiilayaasha sida dhabta ah faa'iidada u leh

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(register of beneficial owners); iyo

(kh) Hubiyaa in hay'addaha warbixnnada (reporting entities) ay si waqtiyeeysan ku heli karaan macluumaadka kujira diiwaanka milkiilayaasha sida dhabta ah faa'iidada u leh (register of beneficial owners).

4. Saamileyda iyo agaasimayaasha magac uyaalka ah ee la wakiishay (nominees):

(b) waa in la siiya shatiga looga talagalay shirkadaha ama shakhsiyaadka bixiya adeegyada maamulidda ammaanooyinka (trust), si waafaqsan faqrad- hoosaadka (t) ee faqradda 2-aad ee Qodobka 4-aad, iyadoo macluumaadka ku

aadan darajadooda wakiilnimo ama magac-uyaaleed lagu kaydinaayoDiiwaanka Shirkadaha;

(t) waa in ay usheegaan darajadooda hay'addaha warbixinnada (reporting entities) ee lagu xusay Qodobka 4-aad ee Sharcigan;

(j) waa in ay kaydiyaan macluumaadka caddaynaya shakhsiga soo wakiisha(the nominator), walibana la wadaagaan macluumaadka hay'addaha Dowladda ee awoodda uleh markay ay soo dalabadaan; iyo

(x) waxay mutaysanayan ciqaab maamul oo udhaxeeysa shan boqol oo Doolar (USD $500) ilaa shan iyo toban kun oo doolar (USD 15,000), haddii ay u hoggaansami waayaan faqrad-hoosadyada (b) ilaa (j).

5. Macluumaadka lagu sheegay farqadaha 1-aad, 2-aad iyo 3-aad ee Qodobkan waa inay ku kaydsanaadan Diiwaanka Shirkadda, ama ay kujiraan gacanta hay'adahawarbixinnada (reporting entities) ee lagu sheegay Qodobka 4-aad ee Sharcigan, shakhsiyaadka qaanuuniga ah laftigooda ama maamulkooda, xirfadlayaasha masuulkaka ah iskudubaridka xirista shirkadaha (liquidators) ama shakhsiyaadka kale ee ku lugta lahaa xirista shirkad, muddo toban sano ka dib taariikhda ay shirkaddu burburtay ama la xiray, ama muddo toban (10) sano ka dib taariikhda cida leh shakshiyadda qaanuuniga ay joojisay inay ahaato macmiilka hay'add warbixineed (reporting entity).

6. Waxaa ka mamnuuca ah Jamhuuriyadda Federaalka Soomaaliya in la sameeyo ama la isticmaalo saamiyada aan cid ku diiwangashneen (bearer shares).

Qodobka 23D
Hufnaanta looga baahanyahay xiriirada sharciga kudhisan (legal arrangements)

1. Shakhsiyaadka mas'uulka ka ah ammaanooyinka (trustees) iyo shakhsiyaadka kale ee ka haya jagooyinka kuwaa lamid ah nidaamyada ammaanada ee sharciga lagu dhisay iyo/ama xiriirada sharciga ku dhisan (legal arrangements), kuwaas oo lagu aas-aasay ama ka hawlgala Soomaaliya:

(b) waa inay ka helaan, walibana kaydiyaan macluumaadkii ugu danbeeyay, oo dhammeystiran oo sax ah oo ku aadan aqoonsiga:

i. shakhsiyaad ammaanada abuurtay;
ii. shakhsiyaadka kale ee mas'uulka ka ah ammaanada;
iii. shakhsiyaad korjoogteeya, oo ilaaliya ammaanada;
iv. shakhsiyaadka looga talagalay inay ka faa'idaystaan ammaanada; iyo
v. shakhsi kasta oo dabiici ah oo leh maamulka ugu danbeeya ee wax kuoolka ah ee ku aadan ammaanada;

(t) waa inay ka helaan, walibana kaydiyaan macluumaadka shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information) iyo macluumaadkii ugu danbeeyay, oo dhammeystiran oo sax ah oo ku saabsan shakhsiyaadka qaanuuniga ah ama xiriirada sharciga ku dhisan (legalarrangement) ee dhinacyada ka ah dhismaha ammaanada iyo xiriirada sharciga ku dhisan (legal arrangement);

(j) waa inay haayan xogta aasaasiga ah ee wakiilada sharciyeeysan iyo shakhsiyaad adeegga siiya ammaanada, oo ay ku jiraan lataliyayaasha arrimaha maalgashiga ama maamulayaasha, xisaabiyeyaasha, iyo lataliyayaasha cashuuraha;

(x) waa inay hubiyaan in macluumaad ku qeexan faqrad hoosaadka (b) iyo (t) ee faqrada 1-aad ee Qodobkan uu yahay midkii ugu danbeeysay oo sax ah, walibana ay cusbooneysiiyaan macluumaadka hal (1) bil gudaheed oo kabilaabmaysa taariikhda isbeddelka lagu sameeyay;

(kh) waa inay haayan macluumaadka ku xusan faqrad-hoosaadka (b) iyo (t) ee faqrada 1-aad ee Qodobkaan muddo ugu yaaran ah toban (10) sano, kadib marka ay dhammaato doorka ay ku lahaayeen ammaanda, haddii ay yihiin xirfadlayaal ku shaqeeysta maamulida ammaanooyinka (professional trustees);

(d) waa inay la wadaagan darajadooda hay'addaha warbixinnada (reporting entities) marka ay la abuurayan xiriir ganaci hay'addaas ama marka loo fulinaayo macaalimaad aan joogto ahayn;

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(r) waa inay siiyaan Diiwaangeliyaha Shirkaddaha macluumaad sax ah oo ku saabsan shakshiyaadka sida dhabta ah uleh faa'iidada (beneficial owners) ammaanada iyo xiriirada kale ee sharciga ku dhisan, marka ay noqdaan cidda mas'uulka ka ah ammaanada ama jago taas lamid ah ka haysa xiriirada sharciga ku dhisan (legal arrangement), iyo markasta uu isbeddel ku yimaado macluumaadk shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial owners);

(s) waa inay ku wargeliyaan Diiwaangeliyaha Shirkaddaha, hal (1) bil gudaheed oo ka bilaabmaysa taariikhda isbeddelka lagu sameeyay, isbeddel kasta ama cusbooneeysiis kasta oo lagu sameeyo macluumaadka ku xusan faqrad-hoosaadka (r) ee faqradaan;

(sh) waa inay si buuxda ula shaqeeyaan hay'addaha Dowladda ee awoodda uleh, oo aay ka mid tahay la wadaagista hay'addaha Dowladda ee awoodda uleh dhammaan macluumaadka la xiriira ammaanada iyo xiriirada kale ee sharciga kudhisan (legal arrangement);

(dh) waa inay la wadaagan, marka ay soo codsadaan, hay'addaha warbixinnada (reporting entities) macluumaadka la xiriira shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership) iyo hantida ay leedahay ammanadu, kuwaa oo loo haayo ama loo maareeyo si waafaqsan xiriirkaganaci oo ay la leeyihiin hay'addaha warbixinnada (reporting entities); iyo

(c) waxay mutaysanayan ciqaab maamul oo u dhaxeeysa shan boqol oo Doolar(USD $500) ilaa shan iyo toban kun oo doolar (USD $15,000) haddii ay u hoggaansami waayaan shuruudaha faqrad-hoosaadyada (b) ilaa (dh) ee faqradaan.

2. Diiwangeliyaha Shirkaddaha ayaa ah cidda loo xilsaaray uruurinta macluumaadka ku aadan shakhsiyaadka sida dhabta ah uleh faa'iidada ka dhalata ammaanada iyo xiriirada sharciga ku dhisan ee lamidka ah (legal arrangements). Maclumaadka shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information) ee uu uruuriyo,walibana uu kaydiyo Diiwangeliyaha Shirkaddaha waa in la dhawraa inay yihiin kuwii ugu danbeeyay, dhammaystiran, walibana sax ah.

3. Diiwangeliyaha Shirkaddaha waa inuu hubiyaa in Xarunta Warbixinnada Maaliyadda, hay'addaha kormeerka iyo dabagalka ee awoodda uleh, hay'addaha sharci fulinta, hay'addaha garsoorka iyo hay'addaha kale ee Dowladda ee awoodda uleh, ay si toos ah u heli karaan macluumaadka Diiwangeliyaha Shirkaddahu u haayo siwaafaqsan Qodobkaan.

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Qodobka 23E
Iskaashiga caalamiga ah ee ku saabsan shakhsiyaadka qaanuuniga ah iyoxiriirada sharciga kudhisan (legal arrangements)

1. Diiwangeliyaha Shirkaddaha waa inuu hubiyaa in hay'addaha Dowladda Soomaaliya ay si toos ah u heli karaan dhammaan macluumaadka aasaasiga ah iyo macluumaadka ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership) si'ay uga jawaaban codsiyada caalamiga ah ee ku aadan helista macluumaadkaas. Diiwangeliyahu waa inuu sidoo kale hubiyaa in qaabka loo heli karo macluumaadkan uu yahay mid waafaqsan shuruucda Soomaaliya ee la xiriirta iskaashiga caalamiga ah.

2. Hay'addaha Dowladda ee awoodda u leh waa inay:

(b) Hubiyaan inay jiraan nidaamyada fududayn kara in si amnigeedu suganyahay, oo degdeg ah loo diri karo macluumaadka ku saabsaan shakhsiyaadka sida dhabta ah uleh faa'iidaa (beneficial ownership), walibana sahli kara in laga jawaabo codsiyada lagu xusay faqrada 1-aad ee Qodobkaan, si waafaqsan shuruucda kale iyo xeer-nidaamiyaasha xiriirka laleh arrimahan;

(t) hubiyaan in iskaashiga caalamiga ah oo ay la leeyihiin dhigooda dowladaha shisheeye ee arrimaha la xiriira hufnaanta shakhsiyaadka qaanuuniga ah ay ku saleysantahay heshiisyo iskaashi, heshiisyo caalami ah, ama mabaadi'da sir qarsoodiga iyo isku tiirsanaanta (reciprocity);

(j) waa inaysan ku xirin shuruudo aan macquul ahayn ama shuruudo keenaya xaddidaad badan, isdhaafsiga iyo wadaagista macluumaadka aasaasiga ah iyo macluumaadka ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada ama kaalmo siinta la xiriirta hufnaan shakhsiyaadka qaanuuniga ah;

(x) la wadaagan macluumaadka hay'addaha dhigooda dowladaha shisheeye, iyadoon loo eegayn nooca ay yihiin hay'addahaas (sida, hay'addo madani ah, kuwo maamul, kuwo sharci fulin, kuwo garsoor, ama kuwa kale) ama in codsigu ku saabsanyahay arrimo maaliyadeed ama uu xiriir laleeyahay baaris, ama dacwad maxkamadeed ee socota;

(kh) aysan isticmaalin cudurdaaro ay ka mid yihiin dhawrist sir maaliyadeed
ama siraha kale ee sharcigu ilaaliyay, si'ay u diidan inay macluumaad la wadaagaan ama kaalmo siiyaan hay'ad awood uleh ee dowlad shisheeye marka laga reebo qareennada, nootaayooyinka, xirfadlayaasha kaas ee sharcigaee madax-bannaan iyo xisaabiyeyaasha, haddii macluumaadkas yahay mid ay heleen iyagoo fulinaya shaqooyinkooda [illegible]

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baahanyahay inay u hoggaansamaan waajibaadka ilaalinta sirta shaqada, xogta macmiilka iyo macluumaadka dhexmara qareenka iyo macmiilkiisa, oo ay kujiraan macluumaadka ay soo heleen inta ay kug guda jireen hawlaha xaqiijinta tallaabooyin sharci ee u furan macmilkooda ama kuwa la xiriira ka difaacidda ama ku matalaadda macmiilkooda dacwado ka furan maxkamad ama meelo kale ee dhexdhexaadin, iyadoon loo eegayn in macluumaadkaas ay soo heleen ka hor, inta lagu jiro ama ka dib dacwaddaas;

(d) fududeeyaan helitaanka macluumaadka aasaasiga ah ee ku jira Diiwaanka Shirkaddaha iyo wadaagista macluumaadka ku saabsan saamilayda;

(r) isticmaalaan awoodooda, si waafaqsan shuruuca Jamhuuriyadda Federaalka Soomaaliya, si ay u soo helaan macluumaadka ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information) oo ay u baahanyihiin hay'addaha dowladaha shisheeye ee dhiggooda ah; iyo

(s) la socdaan tayada taageerada iskaashi oo ay ka helaan hay'addaha dowladdaha shisheeya kadib marka ay ka codsadaan in lala wadaago macluumaadka aasaasiga ah iyo macluumaadka la xiriira shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information) ama codsiyada kuaadan taageerada la xiriirta helitaanka shakhsiyaadka sida dhabta ah uleh faa'iidada ee degan dalalka shisheeye;

Qodobka 23F

Waajibaadyada saaran shakhsiyaadka qaanuuniga ah, ammanooyinka iyoxiriirada sharciga kudhisan (legal arrangements) ee ka u tartamaaya iibka Dowladda

1. Dhammaan shakhsiyaadka qaanuuniga ah, ammanooyinka ah iyo xiriirada sharciga kudhisan (legal arrangements) ee ka qaybqaadanaya hawlaha iibka Dowladda ee Jamhuuriyadda Federaalka Soomaaliya, waa inay usoo gudbiyaan hay'adda Dowladeed ee hawsha iibka hoggaaminaysa, marka ay soo gudbinaayan dukumintiyada tartanka, macluumaad dhammeystiran oo sax ah oo ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada (beneficial ownership information). Dukumentiyada tartanka oo aysan la socon macluumaadka ku saabsan shakhsiyaadka sida dhabta ah uleh faa'iidada shirkadda soo tartameeysa lama tixgelinaayo, waxaana laga saaraya hawsha iibka Dowladda.

2. Marka la bixiyo qandaraas kasta ee Dowladeed kadib, hay'adda Dowladda ee hoggaaminaysa hawlaha iibka waa inay kusoo daabacdaa boggeeda internetka, magaca shakhsiga dabiiciga ah ama qaanuuniga ah ee qandaraaska la siiyay.

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3. Haddii ay kasoo codsadaan, hay'adda Dowladeed ee bixisay qandaraaska waa inay la wadaagtaa ururada aan dawliga ahayn, warbaahinta, iyo machadyada tacliinta ee diiwaan gashan, macluumaadka kusaabsan shakhsiyaadka sida dhabta ah u leh faa'iidada (beneficial ownership information) shakhsiyaadka qaanuuniga ah, ammaanooyinka ama xiriirada sharciga ku dhisan (legal arrangements) ee la siiyay qandaraas Dowladeed. Ujeedada macluumaadkaan loo bixin karo ayaa ah in la ogaado in musuqmaasuq la xiriira hawshaas iibka Dowladeed ah uu dhacay iyo in kale.

4. Hay'adda Dowladeed ee qanaraaska bixisay ayaa go'aaminaysa shuruudaha hagayaa isticmaalka macluumaadka ku saabsan shakhsiga sida dhabta ah uleh faa'iidada (beneficial ownership information) ee loo bixiyay si waafaqsan faqrada 3- aad ee Qodobkaan.

QAYBTA 5-AAD
GUDDIGA QARAN EE KA-HORTAGGA LACAG DHAQIDDA IYO LA-DAGAALANKA MAALGELINTA ARGAGIXISADA

Qodobka 24-aad
Aasaasidda Guddiga

Waxa halkan lagu aasasay Guddiga Qaran ee Ka-hortagga Lacag Dhaqidda iyo La- dagaalanka Maalgelinta Argagixisada.

Qodobka 25-aad
Hawlaha iyo Mas'uuliyadaha Guddiga

Hawlaha iyo mas'uuliyadaha Guddigu waa:

1. Kor u qaadida iyo fududaynta xog iswaydaarsiga, iskaashiga, iyo wada shaqayntalabada heer ee siyaasad dejinta iyo hawl-fulinta ee ka dhaxaysa hay'adaha xubnaha ka ah ee ujeeddooyinkoodu yihiin ka-hortagga lacag dhaqidda iyo la- dagaalanka maalgelinta argagixisada, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses), iyo markii loo baahdo,maalgelinta kororka hubka wax gumaada.

2. Taageerista iyo isku dubaridka dhisidda awooddaha hay'adaha Dowladda ee awoodda u leh, si ay ula dagaallamaan lacag-dhaqidda iyo maalgelinta argagixisada, iyo markii loo baahdo, maalgelinta kororka hubka wax gumaada.

3. Isku-dubbaridka hawlaha Qiimaynta Khatarta Dalka kajirta ee la xiriirta

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lacag- dhaqidda iyo maalgelinta argagixisada iyo korjoogtaynta dib-u-eegistiisa xilliyeeysan, iyo la wadaagista hay'addaha Dowladda ee awoodda uleh iyo hay'addaha warbixinnada (reporting entities) natiijooyinka kasoo baxay qiimayntaas.

4. Dejinta siyaasadaha Qaranka iyo istaraatiijiyad guud ee lagula dagaalamayo lacag-dhaqidda iyo maalgelinta argagixisada, iyo markii loo baahdo, maalgelinta kororka hubka wax gumaada, iyagoo tixgalinaya khataraha la xiriira lacag- dhaqidda iyo maalgelinta argagixisada ee la oggaaday, iyagoo sidoo kale si joogta ah qiimayn iyo dib-u-eegis ugu sameeynaaya khatarahas.

5. Qiimaynta nidaamyada Dalku leeyahay ee ka-hortagga lacag-dhaqidda iyo la- dagaalanka maalgelinta argagixisada, si loo dejiyo, lana iskaga kaashado dhaqangelinta istiraatiijiyadda Dalka ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada.

6. Fududeynta wada shaqaynta iyo iskaashiga ka dhexeeya hay'addaha Dowladda eeawoodda uleh, hay'addaha warbixinnada (reporting entities) iyo ururada is- maamula ee ku aadan dejinta iyo dhaqangelinta siyaasado iyo barnaamijyo lagula dagaallamayo lacag-dhaqidda iyo maalgelinta argagixisada, iyo markii loo baahdo, maalgelinta kororka hubka wax gumaada.

7. Hoggaaminta hawlaha la xiriira qiimaynta bannaanka ka imaanaysa ee ku saabsan nidaamyada Jamhuuriyadda Federaalka Soomaaliya ee la dagaallanka lacag- dhaqidda, maalgelinta argagixisada, iyo maalgelinta kororka hubka wax gumaada.

8. Kor u qaadida wacyiga ku aadan iyo soo saarista talooyin la xiriira khataraha ka imaan kara nidaamyada daciifka ah ee ka-hortagga lacag-dhaqidda iyo la- dagaalanka maalgelinta argagixisada ee ka jira wadamada kale iyo dhaqangelinta tallaabooyinka xaqiijinta xoogan ee xogta aqoonsiga ee macmiilka (EDD) iyo sidoo kale tallaabooyin-ka-hortagga ah oo ay codsatay Hay'adda Caalamiga ah ee Ka-hortagga Lacag-dhaqidda iyo Maalgelinta Argagixisada (FATF) ama ay si guud ugu baaqday Hay'adda Caalamiga ah ee Ka-hortagga Lacag-dhaqidda iyo Maalgelinta Argagixisada (FATF).

9. Fududeynta wada shaqaynta iyo iskaashiga ka dhexeeya hay'addaha Dowladda eeawoodda uleh, si loo xaqiijiyo in shuuradaha uu dejiyay nidaamka sharci ee ka- hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada ay la jaan- qaadi karaan shuruucda dhawrista xogta iyo sirta.

10. Isku-dubbaridka hawlaha ururinta iyo middaynta xogta tirakoobka iyo

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kujirta gacanta hay'addaha Dowladda ee awoodda uleh, si waafaqsan Qodobbada 26A iyo 26D ee Sharcigan.

11. Korjoogtaynta dhaqangelinta cunaqabataynta maaliyadeed ee cayiman, si waafaqsan faqrada 6-aad ee Qodobka 19A ee Sharcigan.

Qodobka 26-aad
Xubnaha iyo Fadhiyada Guddiga

1. Guddiga wuxuu ka koobanyahay kow iyo toban (11) xubnood ee soo socda ama ciddii kawakiil ah oo ay soo xusheen:

(b) Wasiirka Maaliyadda oo noqonaya Gudoomiyaha Guddiga;

(t) Wasiirka Cadaaladda;

(j) Xeer-ilaaliyaha Guud;

(x) Wasiirka Ganacsiga iyo

Warshadaha;(kh) Wasiirka Amniga

Gudaha;

(d) Wasaaradda Isgaarsiinta iyo tiknoolajiyadda

Qaranka

(r) Gudoomiyaha Bankiga Dhexe ee Soomaaliya;

(s) Agaasimaha Hay'adda Sirdoonka iyo Nabadsugidda Qaranka;

(sh) Agaasimaha Guud ee Xarunta Warbixinada Maaliyadda oo ah XoghayahaGuddiga; iyo

(dh) Taliyaha Ciidanka Booliska Soomaaliyeed;

(c) Hay'ada Isgaarsiinta Qaranka.

2. Markasta oo loo baahdo, si loo guto waajibaadka iyo mas'uuliyadaha Guddiga ee ku xusan Qodobka 25-aad Sharcigan, Guddoomiyaha Guddigu wuxuu ku martiqaadi karaa shirarka Guddiga, hay'adaha kale ee Dawladda iyo wakiilada ganacsiyada gaarka loo leeyahay, si ay uga qayb qaataan doodaha.

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Guddiga, iyadoo doorkoodu ahaan doono goob-joogayaal aan cod lahayn.

3. Iyada oo Guddoomiyaha isugu yeearyo, Guddigu waxa uu yeelanayaa ugu yaraan afar (4) fadhi oo caadi ah sanadkii ama goor walba oo loo baahdo, ama marka ay ugu yaraan shan xubnood soo dalbadaan kulan hab qoraal ah.

4. Guntanka fadhiyada Guddiga wuxuu ku ansaxayaa joogitaanka ugu yaraan shan xunbood.

5. Haddaan si kale loo sheegin qodob kale oo Sharcigan ah, go'aannada Guddigu waxa ay ku ansaxayaan cod hal dheeri ah.

QAYBTA 5 A
TIRAKOOBKA

Qodobka 26A
Qodobbo guud oo la xiriira tirakoobka

1. Si ay uga qayb qaatan diyaarinta qiimaynta khatarta Dalka kajirta ee la xiriira lacag dhaqidda iyo maalgelinta argagixisada, walibana awood loogu yeesho in la qiimeeyso wax ku oolnimada nidaamka Dalka ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada, dhammaan hay'addaha Dowladda ee awoodda uleh waainay kaydiyaan tirokoob dhammaystiran oo ay ku jiraan:

(b) Xog cabbir buuxda ka bixin karta baaxadda iyo muhiimadda ay leeyihiin hay'addaha warbixinnada (reporting entities) ee hoos yimaada Sharcigan, gaar ahaan tirada hay'addaha maaliyadda, kuwa ganacsiyada iyo xirfadaha la- cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs) iyo hay'addaha ka ganacsada lacagaha iyo hantida dhijitaal ah (VASPs). Sidoo kale, xogtu waa inay bixisaa muhiimada dhaqaale oo ay kala leeyihiin hay'addaha warbixinnada ee kala duwan; iyo

(r) Xog fahan buuxda ka bixin karta wejiyada kala duwan ee nidaamyada Dalka u yaala ee ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada, oo ay ka midyihiin wajiga kasoo warbixinta, wajiga baarista iyo wajiga garsoorka.

2. Dhammaan xogta la xiriirta tirakoobyada waa in la dhammeystira Diisambar 31 ee sannad kasta, kadibna loo soo gudbiyaa Guddiga ka hor Janaayo 31 ee sanadka cusub. Xogta la xiriirta tirakoobyada waa in sidoo kale loo soo gudbiyaa Guddiga waqtikasta oo kale ee uu codsado.

3. Guddigu waa inuu cayimaa hay'adda Dowladeed ee u xilsaaran hawsha kaxoo uruurinta hay'addaha Dowladda ee kale xogta la xiriirta tirokoobka.

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Qodobka 26B
Tirakoobka Xarunta Warbixinada Maaliyadda laga rabo inay kaydiso

1. Xarunta Warbixinada Maaliyadda waa inay diyaarisaa oo ay cusboonaysiisaa xogtatirakoobka la xiriira:

(b) Tirada macaamilaadka shakiga dhaliyay iyo warbixinnada kale ee loo soo gudbiyay, iyo sidoo kale hawlaha dheeriga ee la xiriira warbixinnadaan oo ay qabatay, oo ay kujiraan tirada warbixinnada ay la wadaagtay hay'addaha kale ee Dowladda ee awoodda uleh.

(t) Tirada iyo boqolleyda warbixinnada ay gudbisay oo ay ka dhalatay ama macluumaad ku biiriyay baaris, haddii ay jiraan.

(j) Marka la eego codsiyada ay u dirtay hay'addaha dowladaha shisheeye ee dhiggeeda ah ee la xiriira macluumad la wadaagista Soomaaliya, tirada codsiyada:

i. la diray;
ii. jawaabtooda la sugayo;
iii. la diiday;
iv. la aqbalay in laga jawaabo (ha ahaato jawaab dhammaystiran amamid dhammaystirnayn); iyo
v. waqtiga ay qaadatay in jawaab loo helo codsi ladiray, iyadoo codsigaas uun lagu tiirsanyahay.

(x) Marka la eego codsiyada ay soo dirsadeen hay'addaha dowladaha shisheeye ee dhiggeeda ah ee la xiriira in macluumad lala wadaago, tirada codsiyada:

i. lasoo diray;
ii. jawaabtooda la sugayo;
iii. la diiday;
iv. la aqbalay in laga jawaabo (ha ahaato jawaab dhammaystiran amamid dhammaystirnayn); iyo
v. waqtiga ay qaadatay in jawaab laga bixiyo codsi lasoo diray, iyadoocodsigaas uun lagu tiirsanyahay.

(kh) Tirada inta jeer oo ay si iskeed ah macluumaad ula wadaagtay macluumaad hay'ad dowlad shisheeye ee dhiggeeda ah.

2. Xaruntu waa inay diyaarisaa warbixin sanadle ah, si ay ugu wargeliso hay'adaha warbixinnada (reporting entities) faahfaahinta la xiriirta tirada, tayada iyo faa'iidada ay lahaayeen warbixinnada macaamilaadka shakiga dhaliyaya (STRs) oo ay soo gudbiyeen iyo tallaabooyinka dheeriga ah warbixinnadan la xiriira oo ay qaaday.

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Qodobka 26C
Tirakoobka laga rabo inay kaydiyan Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh ee la cayimay

1. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh ee la cayimay waa in ay hayaan tirakoobka la xiriira:

(b) inta jeer oo ay kormeer ku sameeyeen hay'addaha hoos yimaada kormeerkooda, iyo baaxadda iyo dabeecadda kormeeradaas (ha ahaadan kormeero lagu sameeyay xarumaha hay'addahaas iyo kuwo loo sameeyaysiyaabo kale);

(t) noocyada xadgudubka lasoo oggaaday; ciqaabaha iyo tilaabooyin kale ee sixidda ah oo lagu soo rogay hay'addahaas hoos yimaada kormeerkooda iyo tusaalooyin la xiriira mararka ciqaabaha iyo tilaabooyin kale ee sixidda ah ay dhaliyeen in loo hoggaansamo nidaamyada ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada;

(j) Noocyada iyo tirada heshiisyada iskaashi ee lala galay hay'addaha awooddauleh ee waddamada shisheeye (oo ay ku jiraan is-fagaradyada laba-geesoodka ah iyo kuwa dhinacyada badan, iyo heshiisyada, iskaashiyada ku salaysan is- dhaafsiga xogaha, ama hababka kale ee iskaashiga ee jira);

(x) Marka la eego codsiyada ay u dirtay hay'addaha dowladaha shisheeye ee dhiggeeda ah ee la xiriira macluumad la wadaagista Soomaaliya, tirada codsiyada:

i. la diray;
ii. jawaabtooda la sugayo;
iii. la diiday;
iv. la aqbalay in laga jawaabo (ha ahaato jawaab dhammaystiran amamid dhammaystirnayn); iyo
v. waqtiga ay qaadatay in jawaab loo helo codsi ladiray, iyadoo codsigaas uun lagu tiirsanyahay.

(kh) Marka la eego codsiyada ay soo dirsadeen hay'addaha dowladaha shisheeye ee dhiggeeda ah ee la xiriira in macluumad lala wadaago, tirada codsiyada:

i. lasoo diray;
ii. jawaabtooda la sugayo;
iii. la diiday;
iv. la aqbalay in laga jawaabo (ha ahaato jawaab dhammaystiran

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amamid dhammaystirnayn); iyo

v. waqtiga ay qaadatay in jawaab laga bixiyo codsi lasoo diray, iyadoo

codsigaas uun lagu tiirsanyahay.

(c) Tirada inta jeer oo ay si iskeed ah macluumaad ula wadaagtay macluumaadhay'ad dowlad shisheeye ee dhiggeeda ah.

Qodobka 26D
Tirakoobka laga rabo inay kaydiyan hay'adaha sharci fulinta iyo WasaaraddaCadaaladda

1. Hay'adaha sharci fulinta ee ku shaqada leh waa inay hayaan tirakoobka:

(b) Falalka iyo dembiyada lacag-dhaqidda, oo ay ku jiraan:

i. Tirada baaritaannada, dacwad-oogisyada, iyo xukunnada falalka iyo dembiyada lacag-dhaqidda;
ii. Inta ay la'egyihiin ciqaabaha xabsi ku haynta ee lagu xukumay shakhsiyaadka lagu helay dembiyada lacag-dhaqidda;
iii. Inta ay la'egyihiin qiimaha ganaaxyada lagu xukumay shakhsiyaadka lagu helay dembiyada lacag-dhaqidda;
iv. Tirada tallaabooyinka kale ee ciqaabeed ee lagu soo rogay shakhsiyaadka lagu helay dembiyada lacag-dhaqidda;
v. Qiimaha lacagaha la dhaqay, lacagaha laga helay falal dambiyeedyada, dukumintiyada maaliyadeed (instrumentalities) ama lacagaha u dhigma ee Dowladdu la wareegtay;
vi. Qiimaha hantida laga helay falal dambiyeedyada ee gacan ku hayntooda Dowladdu la wareegtay ama la xayiray;
vii. Lacagaha laga helay falal dambiyeedyada (proceeds of crime) ee loo celiyay dhibbanayaashii lahaa, la wadaagay ama loo diray dal shisheeye; iyo
viii. Haddii ay suurtagal tahay, tirakoobyada dembiyada iyo falal lacag- dhaqidda waa in lagu daraa noocyada dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqista (predicate offenses), walibana ay kala saaran lacag-dhaqidda uu sameeyay garab saddexaad, lacag dhaqidda iskeeda u taagan, iyo lacag-dhaqidda la xiriirta dambiyada asalka ah ee lacagta soo saara oo ka dhacay dal shisheeye.

(t) Fal dembiyedyada iyo falalka maalgelinta argagixisada iyo dhiqan-gelinta cunaqabataynta maaliyadeed ee cayiman ee ka dhanka

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maalgelinta argagixisada, oo ay ku jiraan:

i. Tirada baaritaannada, dacwad-oogisyada, iyo xukunnada falalka iyo dembiyada maalgelinta argagixisada;
ii. Inta ay la'egyihiin ciqaabaha xabsi ku haynta ee lagu xukumay shakhsiyaadka lagu helay dembiyada maalgelinta argagixisada;
iii. Inta ay la'egyihiin qiimaha ganaaxyada lagu xukumay shakhsiyaadka lagu helay dembiyada maalgelinta argagixisada;
iv. Tirada shakhsiyaadka dabiiciga ah, hay'addaha ama ururada la asteeyay iyo/ama koontoyinka bankiyada ee lagu soo rogay cunaqabataynta maaliyadeed ee cayiman;
v. Tirada asteeymaha uu sameeyay Guddiga Qaran ee Ka-hortagga Lacag Dhaqidda iyo La-dagaalanka Maalgelinta Argagixisada;
vi. Qiimaha hantida loo xayiray si waafaqsan nidaamka cunaqabataynta maaliyadeed ee la cayiman;
vii. Tirada kiisaska ay ka dhalatay in Dowladdu ay ula wareegto si aan kasoo noqosho laheyn ama ay la wareegto oo keliya gacan ku haynta hanti ay leeyihiin shakhsiyaad ama ururo argagixiso ah, ama kuwo gaysanaaya falal argagixiso;
viii. Qiimaha hantida Dowladdu ay ula wareegto si aan kasoo noqosho laheyn ama ay la wareegto oo keliya gacan ku hayntooda oo ayleeyihiin shakhsiyaad ama ururo argagixiso ah, ama kuwo gaysanaaya falal argagixiso; iyo
ix. Tirada baaritaannada lagu sameeyay si xun u adeegsashada ururrada aan faa'iido doonka ahayn oo ay gaysteen kooxo ama shakhsiyaad argagixiso ah;

QAYBTA 6-AAD
CIQAABAHA

Qodobka 27-aad
Dabeecada iyo dabaqidda ciqaabaha

1. Mabda' ahaan, tallaabooyinka iyo/ama ciqaabaha ay kusoo rogaan Hay'addaha Dabagalka iyo Kormeerka hay'addaha warbixinnada (reporting entities) ee aan gudan waajibaadkooda ku xusan Sharcigan ama xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, ama kuwa ku xusan sharci iyo xeer-nidaamiye kasta oo loogu talagalay ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada amaaan gudan waajibaadkooda ku xusan awaamiirta loo soo saaray si waafaqsan faqrada 4-aad ee Qodobka 23B ee Sharcigan ama aan u gudan waajibaadkooda si waafaqsan waqtigii loo cayimay, waa inay noqdaan, iyadoo loo eegayo duruufaha dhabta ah ee xadgudubka markas dhacay, kuwo wax ku ool ah, u dhigma, waliba ku-

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hortaggi kara xadgudubyada nuucas ah.

2. Mas'uuliyadda xadgudubka ee saaran hay'ad warbixineed (reporting entity) oo leh shakhsiyad qaanuuneed meesha kama saarayso mas'uuliyada xadgudubka shakhsi ahaaneed ee noqon karata mid maamul, madani ama ciqaabeed ee saaran shakhsiyaadka dabiiciga ah ee kala ah saraakiisha, maareeyayaasha sare, agaasimayaasha sare iyo shaqaalaha hay'adda warbixineed (reporting entity).

Qodobka 28-aad
Ciqaabaha lagu soo rogaayo hay'adaha warbixinnada (reporting entities)

1. Hay'addaha warbixinnada (reporting entities) ee aan gudan waajibaadkooda ku xusan Sharcigan ama xeer-nidaamiyaasha loo soo saaray si waafaqsan Sharcigan, ama kuwa ku xusan sharci kasta uu dalku lee yahay oo looga hortagaayo lacag- dhaqidda iyo la-dagaalanka maalgelinta argagixisada ama aan gudan waajibaadkooda ku xusan awaamiirta loo soo saaray si waafaqsan faqrada 4-aad ee Qodobka 23B ee Sharcigan ama aan u gudan waajibaadkooda si waafaqsan waqtigii loo cayimay, waa in lagu soo rogaa tallaabooyina ku xusan faqrada 5-aad ilaa faqrada 6-aad ee Qodobka23B ee Sharcigan.

2. Ganaaxyada maamul ee ku xusan farqada 5-aad ee Qodobka 23B ee Sharcigan waa in aanay ka yarayn shan boqol oo Doolar (USD$500) oo aysan ka badanaan Boqol kun oo Doolar (USD $100,000) oo ay Maxkamid go'aamineyso.

Qodobka 29-aad
Racfaan qaadashada

Hay'addaha warbixinnadu (Reporting entities) waxay xaq u leeyihiin inay rafcaan ka qaataan tallaabooyinka lagu soo rogay si waafaqsan farqada 1-aad ee Qodobka 28-aadee Sharcigaan, iyagoo racfaanka marka hore u qaadanaya Hay'adda Dabagalka iyo Kormeerka ee awoodda uleh. Haddii ay ku qanci waayeen go'aamada Hay'adda Dabagalka iyo Kormeerka ee awoodda uleh, waxay u qaadanayaan rafcaankooda Maxkamadda Sare ee Dalka.

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QAYBTA 7-AAD
TALLAABOOYINKA KU-MEEL-GAARKA AH, LA-WAREEGISTA HANTIDA EE XUKUNNADA CIQAABTA AH KA DHASHA IYO LA- WAREEGISTA HANTIDA OO AAN KU SALEYSNAYN XUKUNNADACIQAABEED

Qodobka 30-aad
Baaxadda qaybtan

1. Qaybtan waxaa lagu dabaqayaa lacag dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) iyo maalgelinta argagixisada.

2. Qaybtan waa la dabaqayaa xitaa haddii falka saldhigga u ah dembiga uu dhacay ka hor intaanay qaybtani dhaqan gelin, waxaana lagu dabaqaya lacag, dhaqaale, hanti iyofaa'ido kasta oo la helay ka hor ama ka dib marka ay qaybtan dhaqan-gashay.

3. Codsiyada hoos yimaada qaybtan waxaa la horgeeynayaa Maxkamadaha Gobolka.

4. Hay'adaha sharci fulinta waa in ay u adeegsadaan awoodahooda:

(b) si ay aqoonsadan, u raadraacan, walibana u baaran hantida ay tahay in lala wareego;

(t) si ay u qaadan tillaabooyin loogo talagalay ka-hortaga iyo baabi'inta falalkalidka ku ah awoodda Dowladda ee xannibaada, la wareegista gacan ku haynta ama dib usoo celinta hanti ay tahay in lala wareego; iyo

(j) si ay qaadan tallaabo kasta oo habboon ee baariseed.

Qodobka 31-aad
Amarrada xannibaada

1. Marka uu codsado Xeer Ilaaliyaha Guud, maxkamaddu waa in ay soo saartaa amar xannibaad ah si looga hortaga isticmaalka hanti, haddii:

(b) hantidas ay noqon karto mawduuca codsiga amar la wareegis hanti ee ku xusan Qodobka 34-aad ee Sharcigan; ama

(t) hantidaas ay noqon karto mawduuca codsiga amar la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed ee ku xusan Qodobka 36-aad ee Sharcigan.

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2. Maxkamaddu waxay amri kartaa mid ama in ka badan oo ka mid ah kuwan soo socda:

(b) in hantida ama qayb kamid ah iyada oo lagu cayimay amarka aan shakhsina wareeji karin ama uusan si kale ugu macaamili karin, marka laga reebo qaabka iyo xaaladaha maxkamaddu oggolaatay ee lagu cayimay amarka,haddii ay jiraan;

(t) in gacan ku haynta, ilaalinta ama maamulka hantida ama qaybo iyada kamid ah ee lagu cayimay amarka, lagu wareejiyo sarkaal Dowladeed ee loo idmay, magiciisana lagu sheegay amarka ama hay'add kale ee Dowladeed ama cid kale oo ay maxkamaddu u magacaawdo hawshaan; iyo

(j) haddii ay maxkamaddu ku qanacdo in xaaladu sidaas u baahan tahay, waxay ku amari kartaa shakhsi inuu la wareego gacan ku haynta iyo maamulka hantida ama qayb kamid ah oo lagu cayimay amarka, kadibna u maamulo ama ugu macaamilo qayb ama dhammaan hantidaas si waafaqsan tilmaamaha ay bixiso maxkamaddu.

3. Haddii shakhsi loo magacaabo, si waafaqsan faqrad-hoosaadka (j) ee faqrada 2-aad ee Qodobkaan, gacan ku haynta, maamulka ama ku macaamilka hanti, waxaa loo oggolyahay inuu qaado tallaabo kasta oo daruuri ah oo lagu ilaalinaayo hantidaas iyo qiimaheeda.

4. Maxkamaddu waxay cayimi kartaa in amarkeeda xannibaada ah lagu dabaqi doono hantida kale ee uu helay shakhsiga amarku ku aadanyahay, kadib markii maxkamaddusoo saartay amarkeeda.

5. Amarka xannibaada waa in lasameeya iyadoon loo eegayn inay jirto caddeyn muujinaysa khatar la xiriirta in hantida la wareejin karo ama loogu macaamili karo qaab aan suurtagelinayn dhaqangelinta Sharcigan.

Qodobka 32-aad
Habraaca codsiga amarka xannibaada

1. Haddii shakhsi lagu sameeynaayo baaris la xiriirta fal demiyeed ama lagu soo eedeeyay fal dembiyeed ama lagu xakumay inuu gelay fal demi ah, oo haddana ay jiraan sababo maangal ah oo keeni kara shaki la xiriira in shakhsigaas uu faa'iido ka helay fal dembiyeed ama uu haysto hanti laga helay fal dembiyeed ama lagu gelay fal dembiyeed, Xeer-ilaaliyaha Guud ee Qaranka waxa uu ka codsan karaa maxkamadda inay soo saarto amar xannibaad ah oo [illegible]

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ilaalinaayo sugnaanta hantida inta laga soo gudbinaayo codsi ku aadan la wareegis nuuceedu yahay mid ka dhalatay xukun ama mid aan ku saleysnayn xukun, oo ku aadan:

(b) Hantida loo adeegsaday fulinta fal dembiyeedka;

(t) Hantida laga helay fal dembiyeedka;

(j) Faa'iidooyinka laga helay hantidaas; iyo/ama

(x) Lacago qiimaha ahaan u dhigma hantida ama faa'iidooyinka laga helay fal dembiyeedka, oo ay kujiraan hanti kasta ee shakshigu ku leeyahay maamul wax ku ool ah ama hanti kasta ee shakhsigu hadiyad ahaan usiiyay shakhsi kale shantii sano ee lasoo dhaafay, oo ka horeeysay inta aan maxkamadda loo gudbin codsiga.

2. Marka uu soo codsado Xeer Ilaaliyaha Guud ee Qaranka, haddii aysan si cad uga soo horjeedin cadaaladda, codsiga ku aadan soo saarista amarka lagu sheegay Qodobkaan waxay maxkamaddu dhageeysanaysa iyada uusan joogin shakhsiga amarku ku aadanyahay ama wakiiladiisa, iyadoo isticmaalaysa goob aan dadwaynaha u furneen.

3. Codsiga soo saarista amarka xannibaada ah waa inuu ahaa qoraal, waana inay la socotaa qoraal dhaar ah ee soo saaray sarkaal sharci fulinta katirsan, kaas oo muujinaaya arrimaha sarkaalku ka shakisanyahay iyo sababaha shakiga ku dhaliyay oo ah in hantidu tahay midda lagu sheegay faqrad-hoosaadyada (b) ilaa (x) ee faqrada 1-aad ee Qodobkan.

4. Haddii codsiga lagu sheegay faqrada 1-aad ee Qodobkan lasoo gudbiyo kahor inta aan shakhsi lagu xukumin inuu gelay fal dembiyeed, qoraalka dhaarta ah ee uu soo gudbinaayo sarkaal ka tirsan sharci fulinta waa inay ku qornaata sababaha keenayinuu aamino in shakhsiga arrintu khuseeydo uu gelay fal demibiyeed iyo in shakhsigaas ay ku socoto baaris ku aadan fal dembiyeedka, iyo sidoo kale dukumintiyada daruuriga ah ee shakiga dhaliyay.

5. Haddii, hantida loo soo raadsay amarka xannibaada ah, ay tahay mid uu gacanta ku haayo garab saddexaad, waa in qoraalka dhaarta ah uu muujiyaa in sarkaal katirsan sharci fulinta uu ka shakisanyahay hantidaas, sababaha keenay inuu ka shakiyo iyo in hantida loo soo raadsaday amarka xannibaada ah ay tahay hanti si wax ku ool ah uu u maamulo shakhsiga arrinku ku saabsanyahay. Qoraalka dhaarta ah waa inuu sidoo kale sheega hanti kasta ama qiimaheeda ee shakhsiga arrinku khuseeyo hadiyad ahaan u siiyay shakhsi seddexaad shantii sano ee lasoo dhaafay ee kahoreeysa taarikhda codsiga xannibaada ee lasoo gudbiyay.

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6. Haddii maxkamaddu soo saarto amarka xannibaada ah, waa in Xeer Ilaaliyaha Guud ku ogeeysiiyaa shakhsiga amarku saameeynaayo, labaatan iyo kow (21) maalmood gudahood oo ka bilaabmaysa maalinta amarka lasoo saaray, ama waqtiga maxkamaddu cayintu gudihiis.

7. Maxkamaddu, marka uu soo codsado shakhsiga amarka xannibaada ah uu saameeyay, waxay oggolaan kartaa in hantida xannibaadu saarantahay ama qaybo kamid ah hantidaas loo isticmaalo si loo dabaro mid ama kabadan oo kamid ah kuwaa soo socda:

(b) Kharashaadka nololeed ee macquulka ah ee uu u baahanyahay shakhsiga hantidiisa la xannibay (iyo kuwo ay u baahanyihiin dadka ku tiirsan shakhsigaas);

(t) kharashyada ganaci ee maalinlaha ee macquulka ah ee shakshigaas u baahanyahay;

(j) deymo cayiman ee si daacad ah shakhsigaas u galay.

Qodobka 33-aad
Nidaamka maareynta hantida inta Dowladdu hayso gacan ku haynteeda

1. Xeer Ilaaliyaha Guud ayaa mas'uul ka ah maareynta hantida gacan ku haynteeda lala wareegay. Waa in Xeer Ilaaliyaha Guud u maareeya hantidaas qaab ilaalin kara inaysan lumin qiimaaheeda kahor inta aan la go'aamin in Dowladdu la wareegi karto iyoin kale.

2. Xeer-ilaaliyaha Guud waa inuu dhisaa Xafiiska Maareynta Hantida oo hoos yimaada Xafiiska Xeer Ilaaliyaha Guud. Xafiiska Maareynta Hantida waa inuu lahaada Maareeye mas'uul ka ah hawlaha maalinlaha ah ee Xafiiska ama Waaxada, ooay kujiraan gaarista go'aamadda, marka ay haboontahay, isagoo raacaya tilmaamaha Xeer Ilaaliyaha Guud, in shirkad ganacsi oo gaar loo leeyahay loo xilsaaray inayfuliso qaybo kamid ah hawlaha maareynta ee ku aadan hantida lala wareegay.

3. Maareyaha Xafiiska Maareynta Hantida waa inuu u maareeya hantida gacan ku haynteeda lala wareegay, si maangal ah oo daruuri u ah ilaalinta hantida ama qiimaheeda, oo ay kujiraan balse aan ku ekayn:

(b) Inuu garab ka noqodo dacwad kasta oo madani ah oo saameynaysa hantida;

(t) Inuu hubiyo in dhammaan waajibaadyada saaran hantida la fuliyo;

(j) Iibinta hantida haddii ay tahay mid halaabeysa, qiimaheedu uusan

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ahayn mid fadhiya ama kharashka ku baxaaya maareeynteeda ay ka badnaan karto qiimaheeda. Markasta oo la iibinaayo hanti gacan ku haynteeda lala wareegay waa in la helaa oggolaanshaha maxkamadda, marka laga reebo:

i. Haddii shakhsiga markii hore hantida lagala wareegay uu aqbalo inhantida la iibiyo ama si kale hantida loola macaamilo;
ii. Haddi waqtiga galaaya helitaanka oggolaanshaha maxkamadda uukeeni karo in qiimaha hantida waxbadan ka lumaan; ama
iii. Haddi kharashka iyo waqtiga galaaya helista oggolaanshaha maxkamadda uu yahay mid kabadan qiimaha hantida lala wareegay.

(x) Haddii hantida lala wareegay badankeed ay tahay mid ganacsi:

i. Shaqaalaysiinta shaqaale cusub, ama shaqa ka joojinta shaqaale horayuga shaqeeynaayay ganacsiga;
ii. Samaynta wax kasta oo lagama maarmaan ah, sharciga waafaqsan oo ku habboon in lagu sii wado ganacsiga;
iii. Iibinta, baabiinta, ama xirista ganacsiga, kadib marka uu soo helo amarka maxkamadd; iyo
iv. Haddi hantidu ka koobantahay saamiyo kujira shirkad, inuu isticmaalo xuquuqda saamiyada la xiriira, isagoo u isticmaalaya sidii inuu yahay samilihii lahaa saamiyada.

Qodobka 34-aad
Shuruudaha la wareegidda hantida

1. Ka dib marka shakhsi lagu xukumo dembi, waxyaabaha soo socda waa in lala wareegaa:

(b) Hantida loo adeegsaday fulinta fal dembiyeedka;

(t) Hantida laga helay fal dembiyeedka;

(j) Faa'iidooyinka laga helay fal dembiyeedka; iyo/ama

(x) Lacagaha qiima ahaan u dhigma hantida ama faa'iidooyinka laga helay faldembiyeedka.

2. Marka ay maxkamaddu soo saarayso amar ku xusan faqrada 1-aad ee Qodobkan taasoo ku saabsan hanti aan lacag ahayn, maxkamaddu waa inay ku qeexdaa amarka, qiimaha lacageed oo ay aragtu inuu yahay midka hantida xilliga ay soo saarayso amarka.

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3. Haddii aan la aqoonsan dhibbanayaasha fal dambiyeedka, dhammaan hantida loola wareegay si aan kasoo noqosho lahayn waxaa lagu wareejinayaa lahaanshiyaheeda Jamhuuriyadda Federaalka Soomaaliya. Haddii dhibbanayaasha la aqoonsan karo,maxkamaddu waxay go'aansan kartaa inay magdhow siiso dhibbanayaasha iyadoo la isticmaalayo hantidaas lala wareegay.

Qodobka 35-aad
Habraaca codsiga amarka hanti la wareegista

1. Si loo helo amarka la wareegista aan kasoo noqoshada lahayn ee hanti, Xeer Ilaaliyaha Guud ee Qaranka waa inuu codsi usoo gudbiyaa maxkamaddaha awoodda u leh, isagoo ku caddeeynaaya codsiga in hantidu tahay middii loo adeegsaday fulinta fal dembiyeedka, mid laga helay fal dembiyeedka, ama faa'iidooyinka laga helay fal dembiyeedka ama lacago qiima ahaan u dhigma hantida ama faa'iidooyinka laga helay fal dembiyeedka.

2. Marka laga reebo haddii maxkamaddu ogolaato, Xeer Ilaaliyaha Guud waa inuu ku soo gudbiyaa codsiga ku xusan faqrada 1-aad ee Qodobkaan hal sano (1) gudahiisa oo
ka bilaabmaysa taariikhda shakhsiga sida kama dambeysta ah loogu xukumay faldembiyeedka.

3. Xeer Ilaaliyaha Guud waxa uu wax ka beddeli karaa codsiga amarka la wareegidda hantida waqti kasta ka hor inta maxkamaddu aysan gaarin go'aanka kama dambaysta ah ee codsiga. Waa in ogeysiis macquul ah oo kusaabsan wax ka beddelka codsiga la siiyo shakhsiyaadka ay khusayso.

4. Marka laga reebo haddii maxkamadda awoodda u leh ay u ogolaato, marka codsiga ku xusan faqrada 2-aad ee Qodobkan laga gaaro go'aan kama dambays ah, Xeer Ilaaliyaha Guud uma gudbin karo maxkamadda awoodda u leh codsi dheeraad ah ooku saabsan soo saarista amar la wareegis hanti ee ku aadan isla halka fal dambiyeed. Maxkamaddu ma bixinayso oggolaansha ilaa ay ku qanacdo:

(b) In hantida iyo faa'iidada codsiga cusub uu la xiriiro ay tahay mid la aqoonsaday ama laga warhelay, kadib markii la go'aamiyay codsigii hore;

(t) In caddaymo lagama maarmaanka ah la helay, ka dib markii la go'aamiyay codsigii hore; ama

(j) In danta cadaaladdu ay ku jirta.

5. Codsi dheeri ah ee ku xusan faqrada 4-aad ee Qodobkan lama soo gudbin karo lix

(6) sano ka dib oo ka bilaabmaysa taariikhdii la gaaray go'aankii kama dambaysta ah ee codsiga ee ku xusan faqrada 3-aad ee Qodobkan.

6. Si loo gaaro ujeedooyinka Qodobkan, shakhsiga waxa sidoo kale loo tixgelinaya in lagu xukumay fal dambiyeed, haddii:

(b) Aan lagu helin fal dembiyeed waalli darteed, ka dib markii la go'aamiyay in fal dambiyeedka la galay;

(t) Maxkamaddu, si waafaqsan raali ahaanshaha shakhsi lagu helay fal dembiyeed, ay xisaabta ku darsato fal dembiyeedka marka ay xukunka riddayso (TICs);

(j) Shakhsiga ay khusayso uu dhinto ama la waayo ka hor inta aan la xukumin,balse maxkamaddu ay go'aamiso in fal dambiyeedka la galay.

Qodobka 35A
Awaamiirta hantid la wareegista oo aan ku saleysnayn xukun ciqaabeed

1. Marka uu soo codsado Xeer-ilaaliyaha Guud, maxkamadda awoodda uleh waa inaysoo saartaa amarka la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed, haddii maxkamaddu ku qanacdo in ay u badantahay in hantidu tahay mid loo adeegsaday fulinta fal dembiyeed ama mid laga helay fal dembiyeed, ama ay tahay hanti ay leedahay argagixiso, iyadoon loo eegayn in la yaqaan cidda dembiga gashay iyo in kale.

2. Si loogu qanciyo maxkamadda in hantidu tahay mid laga helay fal dambiyeed, looma baahna in la caddeeyo in hantidu, si toos ah ama dadban, gebi ahaan ama qayb kamid ah, ay tahay mid laga helay fal dambiyeed gaar ah oo cayiman ama inuu jiro shakhsi lagu soo eedeeyay fal dambiyeedkaas ama inay jirto in layaqaano shakhsiga galay fal dambiyeedka. Waxa loo baahan yahay oo kaliya in maxkamadda laguqanciyo in hantidu tahay mid laga helay hal fal dambiyeed ama fal dambiyeedyo badan.

3. Hantida waxaa lagu heli karaa in ay tahay hantia lagu sheegay faqrada 1-aad ee Qodobkan xitaa haddi shakhsi lagu waayay fal dembiyeed, ama lagala laabto eedaha kahor inta aan xukunka lagaarin ama maxkamaddu joojiso garmaqalka.

4. Codsi ku aadan soo saarista amar la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed waxaa sidoo kale laga gudbin karaa hantida lagu beddeshay iyadoo loo maraayo iib ama nidaam kale, hantidii asalka ahayd ee loo adeegsaday fulinta fal dembiyeed ama middii laga helay fal dembiyeed iyo/ama hantidii aheyd mid ay laheyd argagixiso.

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5. Amarka ku aadan la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed waxaa loo codsan karaa hanti, iyadoon loo eegayn xilliga la helay hantidas.

6. Amarka ku aadan la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed waxaa laga soo saari kara hantida la helay ama la isticmaalay ka hor inta uusan Sharcigani dhaqangelin.

7. Amarka ku aadan la wareegis hanti oo aan ku saleysnayn xukun ciqaabeed waxaa la codsan karaa haddii uu dhintay shakhsiga galay falka uu ku saleysanyahay codsiga la wareegista hantida.

8. Marka la fulinayo faqradaha Qodobkan, waa in la ixtiraamaa xuquuqda dhinacyada saddexaad oo si daacadnimo ku jirto u dhaqmaya.

QAYBTA 8AAD
ISKAASHIGA CAALAMIGA AH: ISKA-KAASHIGA WADAJIR AH EE DHAQANGELINTA SHARCIYADA IYO ISKU-CELINTA EEDAYSANAYAASHA

Qodobka 36-aad
Qodob guud

1. Hay'addaha Dowladda ee awoodda uleh waa in ay siiyaan wada shaqaynta ugu balaaran ee suurtogalka ah hay'addaha awoodda uleh ee dowladaha shisheeye sii loo fududeeyo isku celinta eedaysanayaasha iyo iska-kaashiga wadajir ah ee dhaqangelinta sharciyada ku aadan baaritaanada dembiyada iyo dacwadaha la xiriira lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag- dhaqidda (predicate offenses) iyo maalgelinta argagixisada.

2. Haddii ay dhacdo in dalka shisheeye ee codsiga soo dirsanaaya uu codsado in tallaabooyin awood iyo qasab ku saleysan loo fuliyo, waa in lasoo buuxiya shuruuda ah in fal dambiyeedka shakhsiga lagu eedeeyay uu yahay mid dembi ka ah labada dal.

Tallaabooyin awoodda iyo qasab ku saleysan waxaa kamid ah balse kuma eka, xarig, baarista goobaha, la wareegista gacan ku haynta shay iyo dhageesiga isgaarsiinta.

3. Shuruuda ah in falka shakhsiga lagu eedeeyay uu yahay mid dembi ka ah labada dalwaxaa loo arkayaa in lasoo buuxshay, iyada oo aan loo eegayn in shuruucda dalka shisheeye ee codsiga soo dirsaday ay fal dambiyeedka ku daraan kooxaha dambiyada ah oo ay Jamhuuriyadda Federaalka Soomaaliya ku darto ama ay ugu yeerayaan magac lamid ah midka Jamhuuriyadda Federaalka Soomaaliya ay ugu yeerto, balse shuruudo waxay tahay in falka

saldhiga u ah dembiga taageerada loo soo raadsadayuu yahay mid ka ah fal dambiyeed Jamhuuriyadda Federaalka Soomaaliya iyo dalka shisheeye ee codsiga soo dirsaday.

4. Wasaaradda Cadaaladda oo kaashanaysa Xafiiska Xeer Ilaaliyaha Guud ee Qarankaiyo Xarunta Warbixinnada Maaliyadda waa inay:

(b) Diyaarinaysa xeer-nidaamiyaasha qeexaya habraacyada, foomamka, iyo waqtiyada kama dambaysta ah ee jawaab celinta, si loo hubiyo in codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada loo maareeyo si wax ku ool ah, walibana looga jawaabo waqtiga ku haboon gudihiisa. Xeer- nidaamiyaashan waa in loo soo saara si waafaqsan Qodobka 52-aad ee Sharcigan; iyo

(t) Uruurisaa xogta si loola socdo oo loo qiimeeyo wax ku oolnimada habraaca dirista iyo ka jawaabista codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada.

Qodobka 37-aad
Codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada

Markay dal shisheeye soo dirsado codsi, waa in codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada ee la xiriira lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) iyo maalgelinta argagixisada, loo fuliyaa si waafaqsan mabaadi'da lagu sheegay Qaybtan. Iska-kaashiga wadajir ah ee dhaqangelinta sharciyada waxa gaar ahaan ka mid noqon kara balse kuma eka, arrimahan:

1. Uruurinta caddaymaha ama ka qaadista shakhsiyaadka bayaannada, oo ay ku jiraan bayaannada lagu qaado maxkamaddaha dhexdoodo;
2. Ka gacan siinta arrimaka la xiriira in loo fududeeyo shakhsiyaadka la hayo, markhaatiyaasha iskood isku xilqaamay, ama shakhsiyaadka kale inay la kulmaan hay'addaha garsoorka ee dalka codsiga soo dirsaday, si ay u bixiyaan caddaymo ama gacan uga geystaan baaritaannada;

3. In si wax ku ool ah loogu gudbiyo dukumentiyada garsoorka shakhsiyaadka ay ku socdaan;

4. Fulinta baarista shakhsiyaadka iyo xarumaha, iyo la wareegista gacan ku haynta cadaymaha;

5. Baarista walxaha iyo goobaha;

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6. Bixinta macluumaadka, walxaha caddaymaha gala, iyo talo-bixin khubaro;

7. Bixinta dukumintiyada asal ah ama nuqullada la hubiyay, iyo diiwaanada, oo ay kujiraan diiwaanada dowlada, bankiyada, maaliyadda, shirkadaha iyo ganacsiyada oo ay haayan hay'addaha maaliyada, ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs) iyo shakhsiyaadka dabiiciga ah iyo kuwa qaanuuniga ah;

8. Aqoonsiga, raacraaca, xayiraada, la wareegista gacan ku haynt ama sitoos ah ula wareegista hantida la dhaqay ee ka timid fal dambiyeedyada, iyo hantida ama lacagaha qiima ahaan u dhigma ama hantida loo isticmaalay ama larabo in loo isticmaalo lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) iyo maalgelinta argagixisada, si cadeeyn ahaan loogu isticmaalo ama si aan kasoo noqosho laheyn loola wareego;

9. Bixinta nooc kasta oo kale oo ah kaalmo la xiriirta iska-kaashiga wadajir ah ee dhaqangelinta sharciyada oo aan ka hor imanayn shuruucda maxalliga ah ee Jamhuuriyadda Federaalka Soomaaliya.

Qodobka 38-aad
Diidmada ku aadan dhaqangelinta codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada

1. Codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada lama diidi karo iyadoo loo tiigsanaayo shuruudo keenaya xaddidaad aan maangal ahayn.

2. Codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada waxaa la diidi kara oo keliya:

(b) Haddii codsiga aysan soo gudbin hay'adda dowladeed ee awoodda uleh si waafaqsan shuruucda dalka shisheeye ee codsiga soo dirsaday, ama haddii codsiga loo soo gudbiyay si aan waafaqsaneeyn shuruucda arrinkaa nidaamisa ama haddii nuxurka codsigu uusan waafaqsaneyn Qodobka 44-aad ee Sharcigan.

(t) Haddii dhaqangelinta codsiga uu soo dirsaday dalka shisheeye uu wax u dhimayo sharciga iyo kala danbeynta, madaxbannaanida, amniga, xasiloonida guud, ama danaha kale ee muhiimka ah ee Jamhuuriyadda Federaalka Soomaaliya;

(j) Haddii fal dambiyeedka codsigu la xiriiro uu yahay mid dacwad oogistiisu ka socoto Jamhuuriyadda Federaalka Soomaaliya ama mid maxkamaddaha Jamhuuriyadda Federaalka Soomaaliya ay xukun horay

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uga gaareen;

(x) Haddii ay jiraan sababo macquul ah oo lagu aamini karo in tallaabooyinka ama amarka dhaqangelitiisa lasoo codsaday uu yahay mid loo abaabulay oo kadhan ah shakhsiga ay khuseeydo sababo la xiriira oo keliya isirkiisa, diintiisa, dhalashadiisa, meesha uu ka soo jeedo, fikradaha siyaasadeed ee uuaaminsanyahay, jinsiga ama xaalad kale ee shakhsiyadeed ee shakhsigaas u
gaar ah;

(kh) Haddii fal dambiyeedka lagu xusay codsiga uusan aheyn mid kuyaala ama ay aqoonsanyin shuruucda Jamhuuriyadda Federaalka Soomaaliya ama uusan la wadaagin asaatamo fal dambiyeedka lagu sheegay shuruucda Jamhuuriyadda Federaalka Soomaaliya. Balse, markii xaaladaan oo kale ay timaado, waa in la bixiyaa kaalmada sharci ee la xiriirta iska-kaashiga wadajirah ee dhaqangelinta sharciyada, haddii dhaqangelinta codsiga aysan u baahnayn in la isticmaalo tallaabooyin awood iyo qasab ku saleysan oo ka dhan ah shakhsiga ay khuseeydo.

(d) Haddii tallaabooyinka ama amarka dhaqangelintiisa lasoo codsaday aan la dhaqangelin karin sababo la xiriira dhamaadka muddada xaddidaada ah ee lagu dabaqo dembiya lacad lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) iyo maalgelinta argagixisada ee ku xusan shuruucda Jamhuuriyadda Federaalka Soomaaliya ama sharuucda dalka codsiga soo dirsaday.

3. Dhaqangelinta codsiga la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada lama diidi karo iyadoo lagu saleynaayo shuruuc waajibinaaysa in hay'addaha warbixinnada (reporting entities) ay dhawraan sirta, marka laga reebo haddii macluumaadka lasoo codsado uu yahay mid ay haayan qareenno oo hoos imaanaya shuruucda ilaalinta xogta dhexmarta qareenka iyo macmilkiisa.

4. Kaalmada la xiriirtaa iska-kaashiga wadajir ah ee dhaqangelinta sharciyada lama diidi karo iyadoo lagu saleynaayoo oo keliya in fal dambiyeedku uu xiriir la leeyahay arrimo maaliyadeed iyo dhaqaale.

5. Go'aanka maxkamadeed ee ku aadan codsi la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada waxaa laga qaadan karaa racfaan.

6. Hay'adda Dowladda ee awoodda uleh waan inay si degdeg ah ugu wargelisaa hay'addaha awoodda uleh ee dalka shisheeye, sababaha loo tiigsaday diidmada fulinta codsiga.

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Qodobka 39-aad
Codsiyada la xiriira dhaqangelinta tallaabooyin baaris

1. Tallaabooyinka baarista ee dal shisheeye soo codsado, oo ay kujiraan kuwa lagu xusay Qodobka 37-aad ee Sharcigan, waa inoo dhaqangeliya si waafaqsan habraacyada baarista ee ku xusan shuruucda Jamhuuriyadda Federaalka Soomaaliya, marka laga reebo haddii dowladda shisheeya ay soo codsato habraac baaris oo gaar ahoo aan khilaafsaneyn shuruucdaas Jamhuuriyadda Federaalka Soomaaliya.

2. Sarkaal idman oo wakiil ka ah hay'adda awoodda uleh ee dowladda shisheeye ayaa ka qayb gali kara dhaqangelinta tallaabooyinka ay soo codsatay dowlada shisheeye.

Qodobka 40-aad
Codsiyada la xiriira dhaqangelinta tallaabooyin ku meel gaar ah

1. Tallaabooyinka ku meel gaarka ah oo ay soo codsato dowlada shisheeye waa in loo dhaqangeliya si waafaqsan shuruucda Jamhuuriyadda Federaalka Soomaaliya. Haddii codsiga dowladda shisheeye uu u qoranyahay si guud oo an cayimnayn, waa in la dhaqangeliya tallaabooyinka ugu habboon oo ay oggolyihiin shuruucda Jamhuuriyadda Federaalka Soomaaliya.

2. Haddii shuruucda Jamhuuriyadda Federaalka Soomaaliya aysan qorayn tallaabooyinka dowladda shisheeye soo codsatay, hay'adda Dowladda ee awoodda uleh ayaa ku beddeli karta, kadib marka ay la tashato hay'addaha awoodda uleh ee dalka codsiga soo dirsaday, tallaabooyinka lasoo codsay tallaabooyin kale ee ku xusan shuruucda Jamhuuriyadda Federaalka Soomaaliya, kuwaa oo leh saameynta ugu dhawee lamidka ah tallaaboyinka lasoo codsaday.

3. Tallaabooyinka ku meel gaarka ah waxa iskood uga laaban kara xilli kasta hay'addaha garsoorka ee markii hore amray dhaqangelinta tallaabooyinkaas ku meel gaarka ah ama marka uu codsado Xeer Ilaaliya Guud, shakhsiyaadka laga shakiyay ama shakhsiyaadka ku doodaya inay xuquuq ku leeyihiin hantida, haddii ay jiraan sababo maangal ah oo muujinaya in fal dambiyeedka laga shakiyay uusan dhicin. Kahor inta aan laga laaban tallaabooyinka ku meel gaarka ah, waa in lagu wargeliya dalka shisheeye ee codsiga soo dirsaday.

Qodobka 41-aad
Codsiyada ku aadan hanti la wareegidda ee ka yimaada dalalka shisheeye

1. Haddii ay dhacdo in lasoo codsado kaalmo la xiriirta iska-kaashiga wadajir ah ee dhaqangelinta sharciyada oo kuu aadan dhaqangelinta amar hanti la wareegis, waa in hay'adda Dowladda ee awoodda uleh ee codsiga lagu soo hagaajiyay usoo gudbisaa Xafiiska Xeer Ilaaliyaha Guud, kaasoo aqoonsan kara, kadibna dhaqangelinaya amarka la wareegista hantida ee kasoo baxay hay'addaha garsoorka ee dalka shisheeye ee codsiga soo dirsaday ama ka codsan kara maxkamaddaha maxalliga ah ee awooddauleh inay siiyaan amar la wareegis hanti ee maxalli ah, kaasoo haddii lasoo saaro, ay tahay in Xafiiska Xeer Ilaaliyaha Guud uu dhaqangeliyo.

2. Haddii Xafiiska Xeer Ilaaliyaha Guud uu aqoonsado, walibana uu dhaqangeliyo amar la wareegis ee kasoo baxay hay'addaha garsoorka ee dalka shisheeye, waa inuuu tixgeliyaa xaqiiqooyinka lagu saldhiga u ah amarka la wareegista.

Qodobka 42-aad
Isticmaalka ama iibinta hantida lala wareegay ama la qaatay gacan ku haynteeda

1. Jamhuuriyadda Federaalka Soomaaliya:

(b) Waa inay la gashaa dalalka shisheeye heshiis ku aadan habraaca la'iskaga kaashanaayo arrimaha la xiriira qaadashada gacan ku haynta iyo la wareegista hantida;

(t) Waxay awood uleedahay maareynta iyo iibinta hantida taala dhulkeeda ee lala wareegay ama hantida la qaatay gacan ku haynteeda iyadoo dhaqangelinaysa codsiga uu soo dirsaday dalka shisheeye, haddii sidaas si ka

duwan aan lagu sheegin heshiis lala galay dalka codsiga soo dirsaday. Waa in tallaabooyinka maareynta iyo iibinta hantidaas aysan waxba u dhibin xaqqa ayuleeyihiin milkiilayaasheeda ku helay si niyadsan inay helaan hantidooda; iyo

(j) Waxay awood uleedahay inay la qaybsato dalalka shisheeya hanti lala wareegay, gaar ahaan, marka tallaabada la wareegista hantida ah, ay si toos ah ama si dadban uga dhalatay iskaashi ka dhaxeeyay hay'addaha sharci fulinta eeJamhuuriyadda Federaalka Soomaaliya iyo kuwa dalalka shisheeye.

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Qodobka 43-aad
Baaritaanada loo fuliyo sida wadajirka ah

Hay'addaha Dowladda Soomaaliya ee awoodda uleh iyo hay'addaha dowladaha shisheeye ee awoodda uleh waxay geli karaan heshiisyo laba geesood ah ama dhinacyo badan leh ama nidaamyo kala ee wadashaqayn oo laxiriira arrimaho ay baaristoodu ama dacwadoodu ka socoto hal wadan iyo in kabadan, si ay u abuuran kooxo si wadajir ah baaritaanada u fuliya. Heshiisyada ama nidaamyada wadashaqaynta ee noocaan ah waa inay qeexaan waajibaadyada, awoodaha, nidaamka macluumaad wadaagista, kharash-bixinta, iyo arrimaha kale ee la xiriira. Haddii uusan jirin heshiis ama nidaam wadashaqeyn, baaritaan wadajir waxaa loo samayn karaa si ku kooban hal hal kiis.

Qodobka 44-aad
Isku-celinta eedaysanayaasha

1. Lacag-dhaqidda iyo maalgelinta argagixisada waa dembiyo lagu dhaqaayo mabda'aisku-celinta eedaysanayaasha.

2. Dhaqangelinta codsiyada ku aadan isku-celinta eedaysanayaasha ee la xiriira dembiya lacag-dhaqidda iyo maalgelinta argagixisada waa inay u hoggaansamaan habraacyada iyo mabaadi'da lagu xusay heshiisyada isku-celinta eedaysanayaasha ee dhaqangalka ah. Haddii aysan jirin heshiisyo nuucaas ah ama haddii arrinku uusan hoos imaan heshiisyada jira, waxaa loo hoggaansamaya habraacyada ku qoran shuruucda Jamhuuriyadda Federaalka Soomaaliya.

3. Isku-celinta eedaysanayaasha ee ku salaysan Sharcigan waa in la fuliyaa oo keliya haddii fal dmabiyeedka la xiriira codsiga isku-celinta eedaysanayaasha ama dembiyada ku nuuca ah ay yihiin kuwo ku qoran ama ay aqoonsanyihiin shuruucda Jamhuuriyadda Federaalka Soomaaliya.

4. Codsiga isku-celinta eedaysanayaasha lama aqbalaayo:

(b) Haddii ay jiraan sababo macquul ah oo lagu aamini karo in codsiga isku- celinta eedaysanayaasha loo soo dirsaday si loo maxkamadeeyo ama loo ciqaabo shakhsi sababo la xiriira oo keliya isirkiisa, diintiisa, dhalashadiisa, meesha uu ka soo jeedo, fikradaha siyaasadeed ee uu aaminsanyahay ama jinsigiisa ama haddii fulinta codsiga ay dhaawac u gaysaneeyso shakhsiga arrinku khuseeyo sababo la xiriira asbaabta lasoo xusay;

(t) Haddii xukun kama dambaysta ah ay maxkamaddaha Jamhuuriyadda

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Federaalka Soomaaliya ay ka gaareen dembiga la xiriira codsiga isku-celinta eedaysanayaasha.

(j) Haddii shahsiga la codsaday in lasoo celiyo uu noqday mid aan la maxkamadeeyn karin ama la ciqaabi karin si waafaqsan shuruucda Jamhuuriyadda Federaalka Soomaaliya ama kuwa dalka codsiga soo dirsaday, sababo ay ka midyihiin dhamaadka muddada xaddidaad ee fal dambiyeedka lagu soo eedeeyay ama cafis loo fidiyay; ama

(x) Haddii ay jiraan sababo maangal ah oo muujinaya in shakhsiga in lasoo celiyo la codsaday uu yahay mid lagu soo sameeyay ama lagu sameeyn karo jirdil ama dhaqamo ama ciqaabo arxan darro ah, bini'aadantinimada ka baxsan, ama sharaf dhac ah, ama haddi shakhsigaas horay uusan uga helin ama uusan ka helin karin dalka soo codsaday in loo soo celiyo dammaanadda aasaaska ah ee la xiriira dacwadaha ciqaabta ah ee ku xusuan Qodobka 14-aad ee Axdiga Caalamiga ah ee Xuquuqda Madaniga iyo Siyaasadda.

5. Isku-celinta eedaysanayaasha lama diidi karo iyadoo lagu saleynaayoo oo keliya infal dambiyeedku uu xiriir la leeyahay arrimo maaliyadeed iyo dhaqaale.

6. Codsiga isku-celinta eedaysanayaasha waa la diidi karaa:

(b) Haddii ay jirto eed ama dacwad aan wali dhammaan oo ka socota Jamhuuriyadda Federaalka Soomaaliya oo la xiriirta fal dambiyeedka lagu soo eedeeyay shakhsiga lasoo codsado soo-celintiisa;

(t) Haddii fal dambiyeedku ka dhacay meel ka baxsan dhulka labada dal, oo walibana shuruucda Jamhuuriyadda Federaalka Soomaaliya aysan awood usiinayn Jamhuuriyadda Federaalka Soomaaliya inay maxkamadayn karto dambiyada nuucan oo kala u dhaca, kuwaas oo ka dhaca meelo ka baxsan dhulkeeda.

(j) Haddii shakhsiga dib usoo-celintiisa lasoo codsaday horay loogu xukumay isla fal dambiyeedka la xiriira codsiga soo celinta eedeeysanaha ama hadii shakhsiga uu khatar ugu jiro in lagu maxkamadeeyo maxkamad aan ahayn kuwa caadiga ah ama maxkamad gaar ah kuwaasoo ee uu kala kulmi karo caddaalad darro xoogan;

(x) Haddii Jamhuuriyadda Federaalka Soomaaliya, iyadoo sidoo kale tixgelinaysa dabeecadda fal dambiyeedka iyo danaha dalka codsiga soo dirsaday, ay u aragto in dib u celinta shakhsiga lasoo codsaday, iyadoo ku saleynaysa xaaladaha khaas u ah kiiska, ay tahay arrin khalo horjeeda arrimo la xiriira bini'aadantinimada sababo la xiriira da', caafimaadka ama duruufaha kale ee shakhsi ahaaneed ee shakhsiga lasoo codsaday in lasoo celiyo gaar u ah;

(kh) Haddii codsiga soo-celinta shakhsiga loo codsaday si loo dhaqan geliyo xukun kama dambeys ah oo la gaaray iyada uusan joogin shakhsiga la xukumay, iyadoo maqnaanshaha shakhsiga ay tahay mid ka dhalatay sababoka baxsan awooddiisa, in shakhsigu uusan helin ogeeysiis ku filan ee ka qaybgalka dacwadda ama in shakhsigu uusan helin fursad ku filan diyaarinta difaaciisa ama in shakhsigu uusan heli doonin fursad ku aadan in dacwadiisa dib loo dhageeysto ama dib loo maxkamadeeyo isagoo jooga; amd

(d) Haddii Jamhuuriyadda Federaalka Soomaaliya ay la wareegtay ikhtisaas maxkamaddeynta fal dambiyeedka.

7. Haddii codsiga la xiriira isku-celinta eedaysanayaasha loo diiday si waafaqsan faqrada 4-aad iyo 6-aad ee Qodobkan, waa in Xafiiska Xeer Ilaaliyaha Guud si'uu u furo dacwad ciqaab oo ka dhan ah shakhsiga codsiga soo celintu ku saabsaneyd, isagoo kusoo eedeeynaya fal dambiyeedka ku xusan codsi soo celinta.

8. Marka ay timaado fal dambiyeedyada lacag-dhaqidda iyo maalgelinta argagixisada, Jamhuuriyadda Federaalka Soomaaliya waxa ay aqbali kartaa codsiga soo celinta kadib marka ay ka hesho dalka codsiga soo gudbinaaya, codsi ku aadan in lasameeyo xarig ku meel gaar ah. Codsiga la xiriira isku-celinta eedaysanayaasha waxaa la fulinayaa haddii shakhsiga codsigu ku saabsanyahay uu maxkamadda awoodda uleh horteeda ku aqbalo in la celin karo.

Qodobka 45-aad
Habka maareynta codsiyada la xiriira isku-celinta eedaysanayaasha iyo iska-kaashiga wadajir ah ee dhaqangelinta sharciyada

1. Sii loo gaaro ujeedooyinkaan Sharcigan, dembiyada lacag-dhaqidda iyo maalgelinta argagixisada looma tixgelinaayo dembiyo siyaasadeed ama dembiyo la xiriira fal-dambiyeed siyaasadeed, ama dembiyo ka dhashay ujeeddooyin siyaasadeed.

2. Codsiyada la xiriira isku-celinta eedaysanayaasha iyo iska-kaashiga wadajir ah ee dhaqangelinta sharciyada waa in loo maareeya sida soo socota:

(b) Wasaaradda Cadaaladda ayaa mas'uul ka ah, iyada ayaana awood uleh in loo soo gudbiyo codsiyada la xiriira iska-kaashiga wadajir ah ee dhaqangelinta sharciyada ama codsiyada la xiriira isku-celinta eedaysanayaasha oo ay soo diraan hay'addaha dalalka shisheeye, kuwaa oo ku aadan dembiya lacad lacag- dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag- dhaqidda (predicate offenses) iyo maalgelinta argagixisada. Marka ay hesho codsiyada, waa inay u

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gudbisa Xeer Ilaaliyaha Guud si uu uga shaqeeyofulintooda.

(t) Wasaaradda Cadaaladda waa inay hubisaa in si degdeg ah loogu gudbiyo Xeer Ilaaliyaha codsiyada ay soo gudbiyeen hay'addaha dalalka shisheeye, oo walibana ay ku dhiirigelisa in si degdeg ah loo dhaqan-geliyo.

(j) Xafiiska Xeer Ilaaliyaha Guud waa in uu dhisaa habraacyo faahfaahsan, oo ay ku jiraan nidaamka maaraynta kiisaska, si loo hubiyo in si waqtiyeeysan oo mudnaan ku dheehantahay loo dhaqangeliyo codsiyadaas.

(x) Markii ay jiraan xaalado degdega ah, codsiyada waxaa lagu soo dhex gudbin karaa Hay'adda Booliska Caalamiga ah ee La-dagaalanka Dambiyada (ICPO/Interpol) ama waxaa si toos ah loogu soo gudbin karaa Xafiiska Xeer

Ilaaliyaha Guud ee Jamhuuriyadda Federaalka Soomaaliya. Markii tani dhacdo, Xafiiska Xeer Ilaaliyaha Guud waa inuu ogeysiiyaa Wasaaradda Cadaaladda.

(kh) Codsiyada iyo jawaabaha waa in lagu gudbiyaa boosto ama habab kale eedegdegta ah oo amnigoodu suganyahay oo usoo gudbin kara si saxa oo aan waxba iska beddelin, diiwaanada iyo dukumintiyada lagu soo diray, taasoo u oggolaan karta Jamhuuriyadda Federaalka Soomaaliya, inay xaqiijiso saxnaanta dukumintiyada ama diiwaanada lasoo gudbiyay.

(d) Codsiyada iyo lifaaqyadooda waa in ay la socodaan tarjumaad ku qoran luqad ay aqbali karto Jamhuuriyadda Federaalka Soomaaliya.

Qodobka 46-aad
Nuxurka codsiyada

1. Codsiyada waa in lagu qeexaa:

(b) Magaca hay'adda dowladda shisheeye ee codsaneysa tallaabooyinka;

(t) Magaca iyo mas'uuliyadaha hay'adda ama hay'addaha dowladda shisheeye ee sameeynaysa baarista, eedaynta iyo maxkamadeynta;

(j) Magaca hay'adda Dowladda ee laga codsanaayo tallaabooyinka;

(x) Ujeedada codsiga iyo sharaxaad ku aadan duruufaha

kiiska;(kh) Xaqiiqooyinka taageeraya codsiga;

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(d) Faahfaahin kasta oo la haayo oo sahlaysa in la aqoonsado shakhsiyaadka codsiga ku saabsan yahay, gaar ahaan magaca, xaaladda guur, dhalashada, ciwaanka goobta laga heelayo, iyo shaqada uu qabto;

(r) Macluumaad kasta oo lagama maarmaanka u ah in la aqoonsado ama la raadraaco shakhsiyaadka lagu eedeynaayo falka, iyo/ama hantida loo isticmaalay fal dambiyeedka amd hantida kale ee su'aalaha laga qabo;

(s) Qodobada sharciga ee dhigaya dembiga ama, haddii ay suurta gal tahay, sharaxaad maxkamadeed ee ku aadan qodobada sharciga ee dhigaya dembiga iyo sharaxaad la xiriirta ciqaabta lagu soo rogi karo shakhsiga gala dembiga; iyo

(sh) Sharaxaad ku saabsan kaalmada loo baahan yahay iyo tafaasiisha kuaadan habraac kasta oo gaar ah ee dalka codsiga soo dirsay uu rabo in loo dabaqo, oo ay kamid tahay in tallaabooyinka uu codsanaayo ay yihiin kuwo u baahan awood iyo qasan iyo inay ku tiirsan yihiin amar maxkamadeed ee kasoo baxay maxkamaddaha dalka codsiga soo dirsanaaya. Haddii uu ku tiirsanyahay amar maxkamadeed waa in nuqul ka mid ah amarka maxkamaddalagu soo daraa codsiga.

2. Marka laga soo tago kuwa kor ku xusan, waa in ay ku jiraan codsiyada faahfaahinnada gaar ah ee soo socda markii kiisasku yihiin kuwo si gaar ah loo cayimay:

(b) Markii codsigu kusaabsanyahay tallaabooyin ku-meel-gaarka ah, waa inay jirtaa sharraxaad ku aadan tallaabooyinka la codsanaayo;

(t) Markii codsigu kusaabsanyahay in loo soo saaro amar maxkamadeed ee la wareegista hanti, waa in lagu soo daraa codsiga, sharaxaad ku aadan xaqiiqooyinka iyo doodaha la isticmaali karo, si loogu qanciyo maxkamadda awoodda uleh inay soo saaran amar hanti la wareegis oo waafaqsan shuruucda maxalliga ah;

(j) Markii codsigu kusaabsanyahay dhaqangelinta amarro maxakamdeed ee la xiriira tallaabooyin ku meel gaar ah iyo la wareegis hanti, waa in codsiga ay la socdaan:

i. Nuqul ah amarkii maxkamadda oo la xaqiijiyay inuu yahay midkii maxkamaddu soo saartay iyo asbaabta lagu saleyay soo saarista amarka, haddii aysan kudhex qorneen amarka laftigiisa;

ii. Dukumeenti xaqiijinaya in amarku yahay mid kama dambeys ah, la dhaqangelin karo, oo aan racfaan ka furnayn;

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iii. Tilmaamo ku aadan ilaa xadka amarka la fulinayo iyo, haddii loo baahanyahay, lacagaha qayb ka ah hantida oo ay tahay in dib looga soo celiyo cid kale;

iv. Haddii ay lagama maarmaan noqoto, oo ay suurtagal tahay, macluumad kasta oo ku saabsan xuquuqda dhinacyada saddexaad ee ku aadan hantida loo adeegsaday in fal dambiyeedka lagu galo, hantida fal dambiyeedka laga helay iyo hantida iyo waxyaabaha kale ee hoos imaanaya codsiga;

3. Marka codsigu la xiriiro isku-celinta eedaysanayaasha, haddii shakhsiga lagu xukumay fal dambiyeed, waa in codsiga ay la socdaan xukunka maxkamadda ee asalka ah ama nuqul xukunka ah oo la xaqiijiyay ama dukuminti kale oo qeexaya xukunka iyo ciqaabta lagu soo rogay, iyo sidoo kale sharaxaad xaqiijinaysa in xukunku yahay mid dhaqangeli kara iyo inta ciqaabta ka harsan oo ay tahay in shakhsigu maro.

Qodobka 47-aad
Macluumaadka dheeriga ah

Wasaaradda cadaaladda ama hay'addaha Dowladda ee kale ee ka hawl galeysa dhaqangelinta codsiga waxay ka codsan kartaa hay'adda dowladda shisheeye ee soo gudbisay codsiga macluumaad dheeri ah, haddii ay u aragto inuu u yahay daruuri hawsha dhaqangelinta codsiga.

Qodobka 48-aad
Dhawrista sirta codsiyada

Haddii codsi lasoo gudbiyaya uu u baahanyahay in jiritaankiisa iyo nuxurkiisa sir ahaan loo dhawro, waa in loo hoggaansama shuruudaas. Haddi aysan suurtogal ahayn in la fuliyo shuruudaas, waa in hay'addaha dowladda shisheeye ee codsiga soo gudbisay si degdeg ah lagu oggeeysiia.

Qodobka 49-aad
Dib u dhaca dhaqangelinta codsiyada

Wasaaradda Cadaaladda waxay go'aansan kartaa inay daahiso u dirista codsiga loo soo gudbiyay Xafiiska Xeer Ilaaliyaha Guud si loo dhaqangeliyo, haddii tallaabooyinka iyo amarka lagu dhex codsaday codsiga uu ku yeelan karo saameyn taban baaris ama dacwad socota. Markii ay go'aankaan gaarto Wasaaradda Cadaaladda waa inay si degdeg ah ku oggeysiiya hay'adda dowladda shisheeye ee codsiga soo dirsatay.

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Qodobka 50-aad
Kharashaadka ku baxa dhaqangelinta codsiyada

Kharashaadka ku baxay dhaqangelinta codsiga ay soo gudbisay dowladda dalka shisheeye waxaa bixinaaya dowlada dalka shisheeye ee soo gudbisay codsiga, haddii sidaas si ka duwan aan la'isku raacin.

Qodobka 51-aad
Habka qaybsiga hantida lala wareegay

Hantida loola wareegay si waafaqsan dhaqangelinta codsi la wareegis hanti oo ay soo dirtay dowladda dal shisheeye, waxaa loo qaybsanayaa sidaan:

(b) Haddii hantida lala wareegay ay qiima ahaan kayartahay shan kun oo Doollar (USD $5,000), ama lacag kale oo aan Doollar ahayn ee u dhiganta lacagtaas, dhammaan lacagtaas ama hantidaas oo dhan waxaa lagu wareejinaaya Khasnadda Dhexe ee dowladda Federaalka Soomaaliya.

(t) Haddii hantida ama qiimaha hantida ay ka badan tahay shan kun oo Doollar (USD $5,000), ama lacag kale oo aan Doollar ahayn ee u dhiganta lacagtaas, labada dowladood waa inay ka heshiiyaan habka loo wadaagaayo hantidaas.

QAYBTA 9-AAD
NOOCYADA KALE EE ISKAASHIGA CAALAMIGA AH

Qodobka 51A
Qodob guud

1. Inta ay ku guda jiraan dagaalka ka dhanka ah lacad lacag-dhaqidda, dambiyada asalka ah ee lacagta soo saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) iyo maalgelinta argagixisada, Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh iyo hay'addaha kale ee Dowladda ee awoodda uleh waa inay hubiyaan in iskaashi dhaw ay la yeeshaan hay'addaha dowladaha shisheeya ee dhigooda ah, ha ahaato mid ka dhalatay codsi kayimid dalalka shisheeye ama mid hay'addaha Dowladda ay iskood u bilaabeen. Waa inay sidoo kale hubiyaan in habka iskaashiga uu yahay mid waafaqsan shuruucda Jamhuuriyadda Federaalka Soomaaliya, heshiisyada caalamiga ah oo ay Jamhuuriyadda Federaalka Soomaaliya saxiixday ama mid ku saleysan mabaadi'da isku-tiirsanaanta (reciprocity) iyo sir dhawrista.

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2. Si loo fuliyo iskaashiga lala yeenalaayo hay'addaha awoodda uleh ee dowladdaha shisheeye ee lagu sheegay faqrada 1-aad ee Qodobkan, Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh iyo hay'addaha kale ee Dowladda ee awoodda uleh:

(b) waa inaysan ku xirin shuruudo aan macquul ahayn ama keenaya xaddidaadaan maangal ahayn marka ay bixinayaan macluumaad ama kaalmo iskaashi, waana inay la wadaagaan hay'addaha dowladaha shisheeye ee dhigooda ah macluumaadka ay u baahanyihiin, iyadoon loo eegayn nooca ay yihiin hay'addahaas (sida, hay'addo madani ah, kuwo maamul, kuwo sharci fulin, kuwo garsoor, ama kuwa kale) ama in codsigu ku saabsanyahay arrimo maaliyadeed ama uu xiriir laleeyahay baaris, ama dacwad maxkamadeed ee socota;

(t) waa in ay isticmaalaan nidaamyo cad oo aminoogu suganyahay oo sahlaya gudbinta iyo fulinta codsiyada; iyo sidoo kale

(j) waa inay dhisaan, oo ay isticmaalan nidaamyo cad si loo ilaaliyo macluumaadka, xogaha, iyo dukumintiyada ay ka heleen hay'addaha dowladaha shisheeye ee dhigooda ah, waana inay sidoo kale isticmaalan sir dhawrista ku habboon codsiyada iskaashiga iyo xogaha, macluumadka iyo dukumintiyada , taaso waafaqsan waajibaadyada saaran hay'addaha labada dal ee la xiriira dhawrista xogta.

Qodobka 51B
Awoodda hay'addaha Dowladda ee kaalmo siinta hay'addaha shisheeye ee dhigooda ah

1. Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh iyo hay'addaha kale ee Dowladda ee awoodda uleh waxay awood uleeyihiin inay kaalmo iskaashi siiyaan hay'addaha dowladaha shisheeye ee dhigooda ah.

2. Xarunta Warbixinnada Maaliyadda waxay awood uleedahay inay la wadaagto dhigeeda dowladaha shisheeye:

(b) dhammaan macluumadka iyo dukumintiyada ay u heli karto si toosan ama dadban, oo ay kujiraan macluumaadka ay soo gudbiyaan hay'addaha warbixinnada (reporting entities) iyo hay'addaha kale ee dowladda ee awooddauleh, si waafaqsan Qodobka 23-aad ee Sharcigan; iyo

(t) macluumaad iyo dukuminti kasta oo ay awood leedahay inay si toosan ah ama dadban, kaga hesho hay'addaha maxalliga. Dhinsta macluumaadka iyo dukumintiyadaan waa inay u hoggansantahay mabda'a isku-tiirsanaanta(reciprocity).

JAMHURIYADDA FEDERAALKA SOOMAALIYA
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THE UPPER HOUSE
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3. Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay awood uleedahayinay la wadaagaan dhigooda dowladaha shisheeye:

(b) macluumaadka ay u heli karaan sida maxalliga ah, oo kujiraan macluumaadka ay haayan hay'addaha maaliyadda iyo ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs). Waa inay macluumaadka wadaagan iyagoo eegaya baahida loo qabo.

(t) marka ay daruuri u tahay ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada, waxay wadaagi karaan macluumaadkan:

i. macluumaadka la xiriira korjoogteeynta, oo ay ka midyihiin macluumka la xiriira nidaamyada korjoogteeynta, iyo macluumaadka guud ee la xiriira hay'addaha warbixinnada (reporting entities) sida hay'addaha maaliyadda iyo ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs); iyo
ii. macluumaadka la xiriira nidaamyada ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada, oo ay ka midyihiin macluumaadka la xiriira habraacyada iyo siyaasadaha gudaha ee ku aadan ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada oo ay isticmaalan hay'addaha warbixinnada (reporting entities) sida hay'addaha maaliyadda iyo ganacsiyada iyo xirfadaha la-cayimay ee aan fulin hawlaha maaliyadeed (DNFBPs) iyo sidoo kale macluumaadka la xiriira nidaamyada xaqiijinta xogta aqoonsiga ee macmiilka, nuucyada koontooyinka bankiyada iyo macaamilaadka.

(j) Marka laga soo tago macluumaad wadaagista, Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh waxay awood uleeyihiin in iyagoo wakiil ka ah hay'addaha dowladaha shisheeye ee dhigooda ah, inay jaawaabo u raadiyaan su'aalo ay qabaan hay'addahaas. Marka ay habboontahay, waxay sidoo kale awood uleeyihiin inay u oggolaadan hay'addaha dhigooda ah ee shisheeye inay jawaabo u raadsan karaa su'aalaha ay qabaan, iyagoo la xiriiraya hay'addaha warbixinnada (reporting) ee hoos yimaada kormeerka Hay'addaha Dabagalka iyo Kormeerka ee awoodda uleh.

4. Hay'addaha sharci fulinta waxay awood uleedahay inay la wadaagaan dhigoodadowladaha shisheeye:

(b) macluumaadyada maxalliga ah oo ay hayaan ee ah mid sirdoon ama mid
baaris ee la xiriira lacag-dhaqidda, dambiyada asalka ah ee lacagta soo

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
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THE UPPER HOUSE
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saara ee saldhiga u ah lacag-dhaqidda (predicate offenses) ama maalgelinta argagixisada, oo ay kujiraan macluumadyada la xiriira aqoonsiga iyoraadraaca hantida loo isticmaalay galista denmbiyada ama hantida laga helay dembiyada.

(t) marka laga soo tago macluumaad wadaagista, hay'addaha sharci fulinta waxay sidoo kale awood uleeyihiin:

i. inay u isticmaalan awoodooda, oo ay kamid tahay farsamooyinkooda baarista si waafaqsan shuruucda maxalliga ah, si'ay jawaabaha iyo macluumaadka ay u baahanyihiin hay'addaha dowladaha shisheeye eedhigooda ah ay usoo helaan.
ii. inay la fuliyaan baaritaano wadajir ah hay'addaha dowladdaha shisheeye ee dhigooda ah, oo marka ay daruuri tahayna, ay la sameeystaan heshiisyo iskaashi ee laba dhinac ah ama dhinacyo badan hay'addaha shisheeye ee dhigooda ah, si loo fududeeyo fulinta baaritaannada wadajirka.

Qodobka 51C
Diididda kaalmo siinta hay'addaha shisheeye

1. Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh iyo hay'addaha kale ee Dowladda ee awoodda u leh waxay diidi karaan inay macluumaad ama dukumintiyo la wadaagan hay'addaha dowladaha shisheeye ee dhigooda ah, haddii:

(b) hay'addaha dowladda shisheeye ee dhigooda ah aysan u dhawri karinmacluumaadka, xogta iyo dukumintiyada si wax ku ool ah;

(t) ujeedooyinka loo isticmaalaayo macluumaadka, dukumintiyada iyo xogta oo aan loo caddeyn si lagu qanci karo;

(j) ujeedooyinka loo isticmaalaayo xogta, macluumaadka iyo dukumitiyada aysan xiriir la lahayn ka-hortagga lacag-dhaqidda iyo la-dagaalanka maalgelinta argagixisada;

(x) wadaagista xogta, macluumaadka iyo dukumitiyada ay saameyn taban ku yeelan karto baaris ama dacwad oogis ka socota Jamhuuriyadda Federaalka Soomaaliya;

(kh) wadaagista xogta, macluumaadka iyo dukumitiyada ay ku tahay xadgudub danaha sharciga waafaqsan ee shakhsiyaadka dabiiciga ah iyo kuwa qaanuuniga ee Jamhuuriyadda Federaalka Soomaaliya ama waxa ay ka hor imaanaysa mabaadi'da aasaasiga ah ee shuruucda maxalliga ah. Marka ay diidaan, Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh iyo hay'addaha kale ee

Dowladda ee awoodda u leh, waxaa saraan mas'uuliyada ah inay u cadeeyaan hay'addaha dowladdaha shisheeye ee dhigooda ah saxnaanshaha sababta loo diiday wadaagista macluumaadka.

Qodobka 51D
Codsashada kaalmo hay'ado shisheeye

1. Marka ay kaalmo ka codsanayaan hay'addaha dowladaha shisheeye ee dhigooda ah,Xarunta Warbixinnada Maaliyadda, Hay'addaha Dabagalka iyo Kormeerka ee awoodda u leh iyo hay'addaha kale ee Dowladda ee awoodda u leh:

(b) waa inay ku daraan codsigooda, sharaxaad kooban oo muujinaysa xaqiiqooyinka ay ka warqabaan, walibana ay cadeeyaan ujeedooyinka looisticmaalaayo macluumaadka la codsaday;

(t) in aysan u isticmaalan macluumaadka iyo dukumintiyada ay soo gudbiyeen hay'addaha dowladda shisheeye ujeedooyin ka duwan kuwii loo codsaday, waana inaysan la wadaagin macluumaadka iyo dukumintiyada loo soo gudbiyay garab saddexaad ama aysan u isticmaalin macluumaadkaas iyo dukumintiyadaas baaris horudhac ah ama baaris dambiyeed, ama dacwad maamul ama mid madani ilaa ay ka helaan oggolaansho hay'adda dowladda shisheeye ay soo gudbisay macluumaadka iyo dukumintiyada; iyo sidoo kale

(j) waa inay marka laga soo codsado, ula wadaagan si waqtiyeeysan hay'addaha dowladdaha shisheeye ee soo gudbiyaya macluumaadka iyo dukumintiyada, warbixin ku aadan sida macluumaadki iyo dukumintiyadii loo isticmaalay iyo inta ay la ekeyd faa'iidada macluumaadka ay heleen.

QAYBTA 10-AAD
QODOBBO GUUD

Qodobka 52-aad
Awoodda soo saarista Xeer-nidaamiye-yaasha

1. Wasiirka Maaliyadda ayaa dikreeto wasiir ku soo saaraya, ka dib markii Guddigu ansixiyo, xeer-nidamiyeyaasha lagu dhaqan-gelinayo Sharcigan.

2. Xeer-nidaamiyeyaasha lagu soo saaro si waafaqsan faqradda 1-aad Qodobkaa waa in ay waafaqsanaadaan Sharcigan.

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THE UPPER HOUSE
AQALKA SARE

Qodobka 53-aad
Wax-ka beddelka sharciyadii ka horeeyay

Sharcigani waxaa uu beddelayaa Sharci Lr. 01 oo soo baxay Febraayo 21, 2016 oo ah Sharciga Ka Hortagga Lacag Dhaqista iyo Maalgelinta Argagixisada 2016.

Qodobka 54-aad
Dhaqan-Galka

Sharcigaani waxa uu dhaqan gelayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, laguna daabaco Faafinta Rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
FEDERAL REPUBLIC OF SOMALIA
THE UPPER HOUSE
AQALKA SARE

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 364 **TAARIIKH: 04-TA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1 ee soo baxay 02/03/1962, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7 ee soo baxay 02/02/1986 oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1762/11/2024**, ku taariikheysan **18/11/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Sakariye Cabdullaahi Axmed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Sakariye Cabdullaahi Axmed** loo magacaabay inuu noqdo Nootaayo.

Qodabka 2aad

Waxa uu **Dr. Sakariye Cabdullaahi Axmed** ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-043-2025
TAARIIKH: 10-01-2025
SAXIIX:
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY: Eadumo Mohamed Qaresadih.
AACAD _____ SAXIIX _____

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

XEER MADAXWEYNE LR. 365 **TAARIIKH: 04-TA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1 ee soo baxay 02/03/1962, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7 ee soo baxay 02/02/1986 oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1426/07/2024**, ku taariikheysan **08/07/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Mustaf Cabdulle Cosoble**.

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Mustaf Cabdulle Cosoble** loo magacaabay inuu noqdo Nootaayo.

Qodabka 2aad

Waxa uu **Dr. Mustaf Cabdulle Cosoble** ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-0042-2025
TAARIIKH: 10-03-2025
SAXIIX:
AVV Ahmed Isse Omar
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY:
SAACAD SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

XEER MADAXWEYNE LR.368 **TAARIIKH: 06-DA JANAAYO 2025**

MAGACAABIS GUDDOOMIYAHA HEY'ADDA QAXOOTIGA & BARA-KACAYAASHA QARANKA

MADAXWAYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 90aad, xarafka 'k'ee Dastuurka J.F.S.

MARKUU ARKAY: Qodobka 87aad, Farqadda 2aad ee Dastuurka J.F.S.

MARKUU ARKAY: Sharci Lr.2 ee 21/02/2016, dhismaha Hey'adda Qaxootiga iyo Bara-kacayaasha Qaranka.

MARKUU ARKAY: Warqadda summadeedu tahay **XRW/366/01/2025**, ku taariikheysan **04/01/2024**, kuna saabsan Go'aan Gole Ansixinta Magacaabidda Guddoomiyaha Hey'adda Qaxootiga iyo Bara-Kacayaasha Qaranka.

MARKUU ARKAY: Warqadda summadeedu tahay **WAGF&D/XW/2871/2024**, taariikheysan **29/12/2024**, kuna saabsan Soo-Jeedinta Wasiirka Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib-U-Heshiisiinta ee Magacaabidda Guddoomiyaha Hey'adda Qaxootiga iyo Bara-Kacayaasha Qaranka.

MARKUU GARWAAQSADAY: In ay laga maarmaan tahay in la magacaabo Guddoomiyaha Hey'adda Qaxootiga iyo Bara-Kacayaasha Qaranka.

MARKUU TIXGELIYAY: Aqoonta iyo waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.

Waxa uu Madaxwaynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkaan;

1. Waxaa **Marwo Safiya Xasan Maxamed** laga qaaday xilkii **Guddoomiyaha Hey'adda Qaxootiga iyo Bara-kacayaasha Qaranka.**

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Tell: +252 1 861000 / 261000 | Email: contact@presidency.gov.so | Web: www.villasomalia.gov.so

2. waxa uu u magacaabay **Mudane Axmed Xuseen Cilmi** in uu noqdo **Guddoomiyaha Hey'adda Qaxootiga iyo Bara-kacayaasha Qaranka.**

Qodobka 2aad

Waxa uu xeerkaan dhaqan gelayaa isla maalinta uu Madaxweynaha J.F.S saxiixo waxaana lagu soo daabici doonaa faafinta rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY: Fadumo Mohamed Omer
SAACAD _____ SAXIIX _____

Madaxweynaha J.F.S.
Mudane Dr. Xasan Sheekh Maxamuud

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-041-2025
TAARIIKH : 29-05-2025
SAXIIX :
AVV Ahmed Isse Guhle
Hantidhowraha Guud ee JFS

Address: Office of the President, Villa Somalia, Mogadishu, Somalia
Tell: +252 1 861000 / 261000 | Email: contact@presidency.gov.so | Web: www.villasomalia.gov.so

XEER MADAXWEYNE LR. 369 **TAARIIKH: 08-DA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7,** ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1859/12/2024**, ku taariikheysan **22/12/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Asad Maxamed Maxamuud Wehliye**.

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Asad Maxamed Maxamuud Wehliye** loo magacaabay inuu noqdo Nootaayo.

Qodabka 2aad

Waxa uu **Dr. Asad Maxamed Maxamuud Wehliye** ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-004-2025
TAARIIKH: 10-01-2025
SAXIIX:
Hantidhowraha Guud Ee J.F.S

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 KAN 2025
BY:
SAACAD SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

ـورية الصـومال الفيدرالـية
مكتـب الرئيـس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 371 **TAARIIKH: 15-TA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1 ee soo baxay 02/03/1962, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7 ee soo baxay 02/02/1986 oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1868/12/2024**, ku taariikheysan **23/12/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Burhaan Cabdullaahi Xuseen**.

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Burhaan Cabdullaahi Xuseen** loo magacaabay inuu noqdo Nootaayo.

Qodabka 2aad

Waxa uu **Dr. Burhaan Cabdullaahi Xuseen** ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-1059-2025
TAARIIKH: 15-03-2025
SAXIIX:
AVV Ahmed Issa Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY:
SAACAD: SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

Address: Office of the President, Villa Somalia, Mogadishu, Somalia
Tell: +252 1 861000 / 261000 | Email: contact@presidency.gov.so | Web: www.villasomalia.gov.so

XEER MADAXWEYNE LR. 373 **TAARIIKH: 18-DA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1917/01/2025**, ku taariikheysan **13/01/2025**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee ay leedahay **Dr. Faaduma Cali Abuukar**.

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Faaduma Cali Abuukar** loo magacaabay in ay yeelato Nootaayo.

Qodabka 2aad

Waxaa **Dr. Faaduma Cali Abuukar** ay ka howl galaysaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HDW-038-2025
TAARIIKH: 19-03-2025
SAXIIX:
AVV. Abdirisak Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
RIXID / SENT
29 MAR 2025
SAACAD SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

هـورية الصـومال الفيدرالـية
مكتـب الرئيـس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 374 **TAARIIKH: 20-KA JANAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/732/10/2023**, ku taariikheysan **11/10/2023**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Muuse Macalim Maxamed**.

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Muuse Macalim Maxamed** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Muuse Macalim Maxamed** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-037-2025
TAARIIKH: 10/03/2025
SAXIIX
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
RIXID / SENT
29 MAR 2025
BY:
SAACAD SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

Address: Office of the President, Villa Somalia, Mogadishu, Somalia
Tell: +252 1 861000 / 261000 | Email: contact@presidency.gov.so | Web: www.villasomalia.gov.so

XEER MADAXWEYNE LR. 378 **TAARIIKH: 05-TA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1702/2024**, ku taariikheysan **05/09/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Maxamed Axmed Ciyow.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Maxamed Axmed Ciyow** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Maxamed Axmed Ciyow** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HHH-036-2025
TAARIIKH: 10-02-2025
SAXIIX
AVV Ahmed Issse Gulaid
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
SENT
29 NOV 2024
BY:
MACAD SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

XEER MADAXWEYNE LR. 379 **TAARIIKH: 05-TA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Maxamed Cabdullaahi Maxamed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Maxamed Cabdullaahi Maxamed** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Maxamed Cabdullaahi Maxamed** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO. HAW - 035 - 2025
TAARIIKH 10-02-2025
SAXIIX
AVV Ahmed Isse Guiale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
LAXIID / SENT
09 FEB 2025
SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

XEER MADAXWEYNE LR. 380 **TAARIIKH: 05-TA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Sakariye Daahir Xuseen.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Sakariye Daahir Xuseen** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Sakariye Daahir Xuseen** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRAKA GUUD
DIIWAAN NO: HAP-0341-2025
TAARIIKH: 10-02-2025
SAXIIX:
AVV Ahmed Issa Guhad
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
RCVD / SENT
09 FEB 2025
SAXIIX

Madaxweynaha J. F.S.

Mudane Dr. Xasan Sheekh Maxamuud

XEER MADAXWEYNE LR. 385 **TAARIIKH: 18-KA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1625/2024**, ku taariikheysan **07/09/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cali Xuseen Nuur.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cali Xuseen Nuur** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cali Xuseen Nuur** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO:
TAARIIKH
SAXIIX
AVV Ahmed Issa Osoble
Hantidhowraha Guud Ee JFS

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR. 386 **TAARIIKH: 19-KA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1850/2024**, ku taariikheysan **18/12/2024**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Salad Cilmi Fiidow.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Salad Cilmi Fiidow** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Salad Cilmi Fiidow** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN- 082 - 2025
TAARIIKH: 10-03-2025
SAXIIX:
AVV Ahmed Isse Guuleed
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
20 MAR 2025
BY:
SAACAD ——— SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

هـورية الصـومال الفيدرالـية
مكتـب الرئيـس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 387 **TAARIIKH: 19-KA FEBRAAYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1933/2025**, ku taariikheysan **21/01/2025**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Xasan Maxamed Taajir.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Xasan Maxamed Taajir** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Xasan Maxamed Taajir** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-051-2025
TAARIIKH: 10-05-2025
SAXIIX:
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
20 MAR 2025
BY:
LACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

Address: Office of the President, Villa Somalia, Mogadishu, Somalia
Tell: +252 1 861000 / 261000 | Email: contact@presidency.gov.so | Web: www.villasomalia.gov.so

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

هـورية الصـومال الفيدرالـية
مكتـب الرئيـس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR.389 **TAARIIKH: 23-DA FEBRAAYO, 2025**

MAGACAABIS LA-TALIYAHA SARE MADAXWEYNAHA EE ARRIMAHA DIFAACA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad ee Dastuurka KMG ah ee J.F.S

MARKA UU ARKAY: Aqoonta iyo waayo-aragnimada ay leedahay Marwada loo magacaabayo xilkan.

MARKA UU TIXGELIYAY: Baahida loo qabo magacaabista La-Taliye Sare Madaxweynaha ee Arrimaha Difaaca.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan, waxa uu u magacaabay **Marwo Jihaan Cabdullaahi Xasan** in uu noqdo La-Taliye Sare Madaxweynaha ee Arrimaha Difaaca.

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-030-2025
TAARIIKH: 10-03-2025
SAXIIX:
AVV Ahmed Isse Gulale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY: Ferduna Mohamed Omar Sadhi
SAACAD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

هـورية الصـومال الفيدرالـية
مكتـب الرئيـس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 399 **TAARIIKH: 05-TA MAARSO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1925/01/2025**, ku taariikheysan **19/01/2025**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Saciid Cabdullaahi Axmed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Saciid Cabdullaahi Axmed** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Saciid Cabdullaahi Axmed** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-029-2025
TAARIIKH: 10-05-2025
SAXIIX:
AVV Ahmed Isse Gulale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
29 MAR 2025
BY:
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR. 406 **TAARIIKH: 24-TA MAARSO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: **Xeerka Lr. 1**, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: **Xeerka Lr. 7**, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuurka, warqadda sumaddeedu tahay **WC&AD/XW/1915/01/2025**, ku taariikheysan **14/01/2025**, kuna saabsan soo jeedin Ogolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Muuse Xasan Ibraahim.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Muuse Xasan Ibraahim** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Muuse Xasan Ibraahim** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRAKA GUUD
DIWAAN NO: HAN-028
TAARIIKH: 24/03/2025
SAXIIX:
AVV Xamdi Isse Guuleed
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
24 MAR 2025
BY:
NACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR.414 **TAARIIKH: 19-KA APRIIL 2025**

MAGACAABIS GARSOORE

MADAXWAYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 90aad, xarafka 'k'ee Dastuurka J.F.S.
MARKUU ARKAY: Qodobka 87aad, Farqadda 2aad ee Dastuurka J.F.S.
MARKUU ARKAY: Sharciga Nidaamka Garsoorka lambar 3, soona baxay 12 Juun 1962.
MARKUU ARKAY: Warqadda summadeedu tahay **MFA/FRS/OFM/5511/2025,** taariikheysan **06/04/2025,** kuna saabsan Soo-Jeedinta Wasiirka Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga ee Magacaabidda Garsoore.
MARKUU TIXGELIYAY: Aqoonta iyo waayo-aragnimada uu leeyahay Mudanaha loo magacaabayo xilkan.

Waxa uu Madaxwaynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkaan Waxaa **Avv. Abdiwahid Warsame Abdullahi,** in uu noqdo **Garsooraha ku Matali Doono J.F.S Maxkamadda Caddaaladda ee Bulshada Bariga Afrika (EACJ).**

Qodobka 2aad

Waxa uu xeerkaan dhaqan gelayaa isla maalinta uu Madaxweynaha J.F.S saxiixo waxaana lagu soo daabici doonaa faafinta rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
BY: Fadumo Mohamed Omar Saalihi
SAACAD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-052-2025
TAARIIKH : 09-09-2025
SAXIIX :
AVV Ahmed Isse Awale
Hantidhowraha Guud ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 432 **TAARIIKH: 11-DA MAAJO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay WC&AD/XW/2094/05/2025, ku taariikheysan 06/04/2025, kuna saabsan soo jeedin Ogolaansho Noot-aayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cumar Xasan Cilmi.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cumar Xasan Cilmi** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cumar Xasan Cilmi** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-056-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 JUL 2025
BY: Fadumo Mohamed Omar Sachihi
SACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 438 **TAARIIKH: 28-DA MAAJO, 2025**

XILKA-QAADIS GUDDOOMIYIHII HORE EE GOBOLKA BENAADIR AHAANA DUQA MAGAALADA MUQDISHO & MAGACAABIS GUDDOOMIYAHA CUSUB EE GOBALKA BENAADIR AHNA DUQA MAGAALADA MUQDISHO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY:	Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka J.F.S.
MARKUU ARKAY:	Qodobka 90aad, Xarafka 'K' ee Dastuurka J.F.S
MARKUU ARKAY:	Qodobka 8aad, Faqradda 4aad ee Xeer Lr. 6 ee soo baxay 12/02/1980, kuna saabsan in G/Banadir iyo Dowladda Hoose ay hoos yimadaan Madaxtooyada J.F.S.
MARKUU ARKAY:	Warqadda summadeedu tahay **WAGF&D/XW/2810/2025**, ku taariikheysan **28/05/2025**, kasoo baxday Xafiiska Wasiirka Wasaaradda Arrimaha Gudaha, Federaalka & Dib-U-Heshiisiinta, ujeeddaduna tahay soo jeedinta Magacaabista Guddoomiyaha Gobolka Benaadir,ahna Duqa Magaalada Muqdisho.
MARKUU TIXGELIYAY:	Waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.
MARKUU GARWAAQSADAY:	In ay jirto baahi loo qabo in loo magacaabo G/Benaadir Guddoomiye Cusub.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan;

1. Waxaa **Mudane Maxamed Axmed Amiir** laga qaaday xilkii guddoomiyaha Gobolka Benaadir, ahna Duqa magaalada Muqdisho.
2. Waxaa **Mudane Dr. Xasan Maxamed Xuseen (Muungaab)** loo magacaabay in uu noqdo **Guddoomiyaha Gobolka Benaadir ahna Duqa Magaalada Muqdisho**.

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
BY: Fadumo Mohamed Omer Salihi
MACAD ____ SAXIIX ____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-054-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Guhle
Hanti Dhowraha Guud ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 441 **TAARIIKH: 02-DA JUUN 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay WC&AD/XW/521/07/2023, ku taariikheysan 20/07/2023, kuna saabsan soo jeedin Ogolaansho Noot-aayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cabdifatax Cumar Maxamed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cabdifatax Cumar Maxamed** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cabdifatax Cumar Maxamed** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

MADAXWEYNAHA JFS
DIXID / SENT
11 JUL 2025
ACAD ____ SAXIIX ____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HA N-055-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Guteh

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR. 442 **TAARIIKH: 02-DA JUUN 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay WC&AD/XW/519/07/2023, ku taariikheysan 20/07/2023, kuna saabsan soo jeedin Ogolaansho Noot-aayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cusmaan Cumar Kaatib.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cusmaan Cumar Kaatib** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cusmaan Cumar Kaatib** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-057-2025
TAARIIKH : 05-08-2026
SAXIIX :
AVV Ahmed Isse Awale
Hantidhowraha Guud Ee JFS

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F. S.

MADAXWEYNAHA JFS
SENT
21 JUL 2025
ACAD SAXIIX

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
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FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR.453 **TAARIIKH: 14-TA JUUN, 2025**

XILKA-QAADIS AGAASIMAHA GUUD EE HAY'ADDA SIRDOONKA IYO NABAD-SUGIDDA QARANKA & MAGACAABIS AGAASIMAHA GUUD EE HAY'ADDA SIRDOONKA IYO NABAD-SUGIDDA QARANKA.

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY:	Qodobada **90aad** iyo **87aad** Farqadda **2aad** ee Dastuurka KMG.
MARKUU ARKAY:	Qodobka **117aad** ee Dastuurka KMG.
MARKUU ARKAY:	**Sharci Lr. 0003/2023** ee soo baxay **08 Maarso 2023**, Qodobka **9aad** faqraddiisa **1aad** oo tilmaameysa hannaanka Magacaabista Agaasimaha Guud Hay'adda Sirdoonka & Nabad- Sugidda Qaranka.
MARKA UU ARKAY:	Go'aanka Shirka Golaha Wasiirrada ee summadiisu tahay **SHGW.16.119.06.25** ee **01/06/2025** iyo soo jeedinta Ra'iisul Wasaaraha Xukuumadda J.F.S warqadda summadeedu tahay **XRW/435/06/2025** ee soo baxday taariikh **01/06/2025** kuna saabsan Go'aan Gole Soo jeedinta ''**Magacaabista Agaasimaha Guud ee Hay'adda Sirdoonka & Nabad-Sugidda Qaranka**.
MARKUU TIXGELIYEY:	Baahida loo qabo dardargalinta iyo adkeeynta Amniga Dalka.

Waxa uu Madaxweynuhu soo saaray Xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan;

1. Waxaa **Mudane Maxamed Cabdullaahi Maxamed Cali (Sanbaloolshe)** laga qaaday xilkii Agaasimaha Guud ee Hay'adda Sirdoonka & Nabad-Sugidda Qaranka.
2. Waxaa **Mudane Mahad Maxamed Salaad** loo magacaabay in uu noqdo Agaasimaha Guud ee Hay'adda Sirdoonka & Nabad-Sugidda Qaranka.

Qodobka 2aad

Waxa uu xeerkaan dhaqan galayaa marka uu Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
21 JUL 2025
BY: Fadumo Mohamed Omer Sadiki
SAACAD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-053-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR.469 **TAARIIKH: 28-DA JUUN 2025**

MAGACAABIS MAAREEYAHA GUUD EE WAKAALADDA MADBACADDA QARANKA.

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY:	Qodobada 87 aad iyo 90 aad ee Dastuurka J.F.S.
MARKUU ARKAY:	Xeer Lambar 3 ee 2da Janaayo 1971, kuna saabsan dhismaha wakaaladda Madbacadda Qaranka.
MARKUU ARKAY:	Xeer Lr. 16 ee 1970kii (Law on Autonomous Agencies), ee ku saabsan Sharciga Hay'adaha Madaxa Banaan.
MARKUU ARKAY:	Aqoonta iyo waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Mudane Wali Guuleed Nuur** loo magacaabay in uu noqdo Maareeyaha Guud ee Wakaaladda Madbacadda Qaranka.

Qodobka 2aad

Mudanaha kor ku tilmaaman waxay xaq u yeelanayaan wixii xuquuq ah ee uu sharcigu oggolyahay.

Qodobka 3aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

...WEYNAHA JFS
...NT
1 JUL 2025
Faduma Mohamed Omer Saaiki
...AD _____ SAXIIX _____

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
BIIWAAN NO: HAN-058-2025
TAARIIKH: 09-08-2025
SAXIIX:
AVV Ahmed Isse Gulale
Hantidhowraha Guud Ee JFS

Tariikh: 29/05/2024

Xeer Ra'iisul Wasaare Lr.157

XEERKA: **XEER-NIDAAMIYAHA QIIMEYNTA IYO LASOCODKA SAAMEYNTA DEEGAANKA IYO BULSHADA**

XAFIISKA RA'IISUL WASAARAHA
BIXID
28 MAY 2024
EXII
OFFICE OF THE PRIME MINISTER

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 99aad farqadaha (a), (b) iyo (e) ee Dastuurka KMG.

Markuu arkay: Qodobka 100aad farqadaha (a) iyo (d) ee Dastuurka KMG.

Markuu arkay: Warqadda summadeedu tahay **WD&IC/0122/2024** ee ku taariikheysana 05/05/2024 kuna saabsan codsi soojeedinta Wasaaradda Deegaanka & Isbedelka Cimilada.

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.18.75.05.24** ee **23/05/2024,** kuna saabsan **Xeer-Nidaamiyaha Qiimeynta iyo Lasocodka Saameynta Deegaanka iyo Bulshada** oo uu Goluhu cod aqlabiyad leh ku ansixiyay.

Markuu tixgeliyey: Muhiimadda uu leeyahay meel-marinta **Xeer-nidaamiyaha Qiimeynta Saameynta & Lasocodka Deegaanka iyo Bulshada.**

Wuxuu Meel-mariyey:

Qodobka 1aad

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.18.75.05.24** ee **23/05/2024,** kuna saabsan ansixinta "**Xeer-nidaamiyaha Qiimeynta iyo Lasocodka Saameynta Deegaanka iyo Bulshada**" oo uu Goluhu cod aqlabiyad leh ku ansixiyay.

Qodobka 2aad

Waxaa Wasaaradda Degaanka & Isbeddelka Cimiladda loo igmaday in ay hirgaliso, meelmarisana Xeer-nidaamiyaha Qiimeynta iyo Lasocodka Saameynta Deegaanka iyo Bulshada.

Qodobka 3aad

Xeer-nidaamiyaha Qiimeynta iyo Lasocodka Saameynta Deegaanka iyo Bulshada, waxa uu dhaqan-galayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo Saarayaa Faafinta Rasmiga ah ee J.F.S.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-045-2025
TAARIIKH : 09-09-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA

WASAARADDA DEGAANKA IYO ISBEDDELKA CIMILADA

XEER-NIDAAMIYAHA QIIMEYNTA SAAMEYNTA DEGAANKA, BULSHADA IYO DABA-GALKA

Waxaa diyaarisay: Wasaaradda Degaanka iyo Isbeddelka Cimilada 2024

Qodobka 1aad

Magaca

Xeer-nidaamiyahan waxaa lagu magacaabaa “**Xeer-nidaamiyaha Qiimeynta Saameynta Degaanka iyo Bulshada**”.

Qodobka 2aad

Qeexid

Macnaha erayada lagu isticmaalay Xeer-nidaamiyaha waxay noqonayaan sidan hoos ku xusan, hadii aan dib wax looga badelin:

“Xeer” waxaa loola jeedaa Xeerka Ilaalinta iyo Maareynta Degaanka 2024;

“Falanqeyn” waxaa loola jeedaa tijaabinta ama baarista arrin kasta, walax kasta ama hab-raac kasta oo ujeeddadu tahay in la garto waxay tahay (waxyaabaha ay ka kooban tahay), tayadeeda, iyo Saameynta ay ku leedahay qeyb kasta oo degaanka ka mid ah;

“Beddelka Shay” waxaa loola jeedaa eray sheegaya in shay ama walax laga tago iyadoo mid kale oo beddelkeeda ah la qaadanayo/adeegsanayo, iyadoo aan marnaba wax laga beddelayn shaqadii, tayadii iyo astaamihii shaygaas la beddelay qabanayey, kuwaasoo laga yaabo iney ku jiraan: goobta, nooca waxqabadka, naqshadeynta/qaabeynta, tiknoolajiyada, hawlaha, agabka, iwm;

“Wasaaradda” waxaa loola jeedaa Wasaaradda Degaanka iyo Isbeddelka Cimilada ee Xukuumadda JFS;

“Warbixinta Daraasadda Qiimeynta Saameynta Degaanka iyo Bulshada" waxaa loola jeedaa warbixinta la soo saaray dhammaadka hab-raaca daraasadda Qiimeynta Saameynta degaanka iyo bulshada ee hoos timaada Qeybta 56aad ee Xeerka iyo Xeer-nidaamiyahan;

"Maareynta Degaanka" waxaa ka mid ah ilaalinta iyo isticmaalka joogtada ah ee walxaha ama qeybaha kala duwan ee degaanka;

"Qorshaha Maareynta Saameynta Degaanka iyo Bulshada" waxaa loola jeedaa dhammaan faahfaahinta hawlaha mashruuca, Saameynta, tallaabooyinka yareynta, jadwalka waqtiga, kharashka, mas'uuliyadaha iyo ballan-qaadyada la soo jeediyey si loo yareeyo Saameynta degaanka iyo bulshada ee dhammaan wejiyada mashruuca;

"Hay'adda Hoggaamineysa" waxaa loola jeedaa wasaarad kasta, waax, ama hay'ad dawladeed ama hay'ad kasta oo uu sharci ku waajibiyey iney kaalin ka qaadato xakamaynta ama maareynta degaanka iyo arrimaha bulshada;

"Tallaabooyinka Yareynta" waxaa ka mid ah shaqooyinka injineernimada, horumarinta tiknoolajiyada, maareynta iyo dariiqooyinka iyo hababka lagu yareynayo dhinacyada taban, kuwaasoo laga yaabo iney ku jiraan khasaaraha dhaqan-dhaqaale iyo dhaqameed ee soo gaaray bulshooyinka iyo shakhsiyaadka, iyadoo kor loo qaadayo dhinacyada togan ee mashruuca;

"Doorbid Mashruuc La'aan" waxaa loola jeedaa doorbidid in aan la fulin mashruuc ama hawl ka mid ah;

"Barnaamijka" waxaa loola jeedaa ajande habaysan, ama jadwal ballan-qaadyo, hindiseyaal, qalabyo, iyo/ama hawlo sharraxaya oo hirgelineya siyaasad;

"Mabda'a Taxaddarka ah" waa mabda'a in haddii ay jiraan khataro waxyeello u geysanaya degaanka, ha ahaato mid halis ah ama aan laga noqon karin, la'aanta hubanti cilmiyeed oo buuxda waa inaan loo isticmaalin sabab dib loogu dhigo tallaabooyin wax-ku-ool ah si looga hortago xaalufka degaanka;

"Mashruuc" waxaa loola jeedaa waa hawl ama hawlo u gaar ah goob, oo ay ku jiraan kuwa siyaasad ahaan loo doortay, qorshayaasha iyo barnaamijyada kuwaasoo Saameyn ku yeelan kara degaanka;

"Milkilaha ama Wakiilka Mashruuca" waxaa loola jeedaa qofka soo jeedineya ama fulineya mashruuc, barnaamij ama ku hawlan ku qeexan Jadwalka kowaad ee xeer-nidaamiyahan;

"Diiwaanka" waxaa ku jira qoraal kasta, qoraallo, buug, qorshe, khariidad, sawir jaantus, sawir-gacmeed ama shaqo garaaf, sawir filin, qaab-yar, duubis cod, cajalad fiidiyow, rikoodh uu aqrin karo mashiin, iyo walxo kale oo dokumenti ah, iyadoo aan loo eegin qaabka ama sifaha;

"Dib-u-eegis" waxaa loola jeedaa hab lagu hubineyo ku filnaanta daraasadda Qiimeynta Saameynta degaanka iyo bulshada si loo hubiyo iney buuxisay shuruudaha sharciga iyo hubinta in ay gaartay heerkii laga rabay ee natiijooyinka daraasadda Saameynta degaanka iyo

bulshada; **“Baaritaan Kooban ama Daalacasho”** waxaa loola jeedaa marxaladda kowaad ee habka qiimeynta degaanka iyo bulshada, waxaana loo adeegsadaa in lagu go'aamiyo mashaariicda, siyaasadaha, qorsheyaasha ama barnaamijyada loo baahan yahay in lagu sameeyo baaritaanka degaanka iyo bulshada ee loo baahan yahay;

"Warbixinta Baaritaanka kooban" waxaa loola jeedaa warbixin soo koobeysa natiijada baaritaanka;

"Lafo-gurka Arrimaha Bulshada" waxaa loola jeedaa in la qiimeeyo ama hore loo sii qiyaaso cawaaqibka bulsho ee ka iman kara ficillada siyaasadeed ee gaarka ah ama horumarinta mashruuca oo ay ku jiraan cadaaladda bulshada iyo sinnaanta, hubanti la'aanta bulshada, wadajirka bulshada, shabakadaha bulshada iyo is-dhex-galka, heerka bulshada iyo takoorka jinsiga ku saleysan;

"Qiimeynta Saameynta Degaanka iyo Bulshada ee lagu sameynayo Istaraatijiyad" waxaa loola jeeda gorfayn iyo falanqayn arrimaha bulshada iyo xaalka degaanku ku sugan yahay si dhinacyada/meelaha wax-ka-qabashada u baahan tahay in loogaga jawaabo siyaasadaha, qorsheyaasha, iyo barnaamijyada, lana qiimeeyo xiriirada ka dhexeeya iyadoo la tixgelineyo dhaqaalaha iyo bulshada;

“Horumar Waara” waxaa loola jeedaa horumar daboolaya baahiyaha hadda jira, iyadoo aan la wiiqin awoodda jiilalka soo socda ay ku daboolayaan baahidooda;

"Saameynta/dhibaatada Xuduudka ka baxsan" waxaa loola jeedaa saameyn/dhibaatada ka baxsan xudduudaha Soomaaliya; iyo

“JFS” waxaa loola jeedaa Jamhuuriyadda Federaalka Soomaaliya.

Qodobka 3aad
Baaxadda

1) Xeer-nidaamiyahan waxaa lagu dhaqayaa:

a) Dhammaan mashaariicda ku xusan lifaaqa Xeerka sida uu dhigayo Cutubka 11aad ee Xeerka.
b) Dhammaan mashaariicda lagu daray Jadwalka Kowaad ee shuruucdan; iyo

c) Dayactir kasta oo weyn, kordhin, wax-ka-beddel ama dayactir aan caadi ahayn ama mashruuc kasta sida uu dhigayo Xeerku.

2) Qof kasta oo ah milkile ama wakiil mashruuc ma fulin karo mashruuc, kaasoo loo baahan yahay in la helo oggolaansho sida uu dhigayo Xeerka Ilaalinta iyo Maareynta Degaanka iyo Xeer-nidaamiyaha Qiimeynta Saameynta degaanka iyo bulshada lagu soo gebangabeeyo si waafaqsan xeer-nidaamiyahan.

3) Kormeeruhu waqti kasta oo macquul ah, wuxuu geli karaa dhul kasta, dhismo kasta si uu u go'aamiyo in mashruucu waafaqsan yahay shuruudaha Qiimeynta Saameynta degaanka iyo bulshada ee hoos yimaada Xeer-nidaamiyahan, isagoo u maraya hay'adaha amniga.

Qodobka 4aad
Ujeeddo

Ujeeddada Xeer-nidaamiyahani waa in la ilaaliyo nidaamka iyo shuruudaha sida ku cad qodobka 8aad ee Xeerka ee la xiriira diyaarinta, Qiimeynta, soo gudbinta, habaynta iyo tixgelinta, iyo go'aan-kaqaadashada codsiyada oggolaanshaha degaanka ee bilaabista hawlaha ku saabsan Qiimeynta Saameynta degaanka iyo bulshada, si looga fogaado ama loo yareeyo Saameynta waxyeelada leh ee degaanka iyo bulshada, iyo si loo wanaajiyo Saameynta togan, iyo arrimaha khuseeya.

Qodobka 5aad
Miisaaniyadda Qiimeynta Saameynta Degaanka Iyo Bulshada

(1) Codsiga iyo kharashka socodsiinta, daraasadda iyo kharashka ra'yi-urrurinta dadweynaha iyo bixinta dokumentiyada loo baahan yahay inta lagu jiro daraasadda, dib-u-eegista iyo marxalad kasta oo kale ee habka Qiimeynta Degaanka iyo Saameynta Bulshada waa inuu bixiyaa milkilaha mashruucu.

(2)Wasaaradda iyo Wasaaraddaha Degaannka ee Dawladdaha Xubnaha ka ah Federaalka (DXF) iyadoo uu kharashka bixineyo milkilaha mashruucu, waxay fulin karaan daraasado ka baxsan doorkeeda adeegga dadweynaha si ay u dhammaystiraan daraasadda, ama u soo saarto macluumaad iyo xog.

Qodobka 6aad

Mas’uuliyadda

1. Wasaaradda Deegaanka iyo Isbeddelka Cimilada waa iney xiriirisaa, maamushaa oo ay kormeertaa Qiimeynta Saameynta Degaanka iyo Bulshada iyo Hannaanka hanti-dhawrka ee mashaariicda khatarta sare leh iyo mashaariicda xuduudaha ka baxsan si gaar ah:

a) In la sameeyo baaritaanka mashruuca la soo jeediyey;
b) go'aan ka gaaraan habka ku habboon ee macluumaadka iyo ka qeybgalka dadweynaha;
c) Isku-dubaridka dhegaysiyada dadweynaha marka loo baahdo; iyo
d) Bixinta Oggolaanshaha ama diidmada mashruuca ka dib Qiimeynta Saameynta degaanka iyo bulshada.

2. In la sameeyo hanti-dhawr xilliyeed ee mashruuca khatarta sare leh ee la ansixiyey; iyo la-talinta milkilaha mashruuca lagala talineyo tillaabooyinka hagaajinta xaaladaha u-hoggaansanaan-la'aanta tallaabooyinka hore loo go'aamiyey.

3. Wasaaradda Degaanka ee DXF ayaa isku-dubaridi doona, maamuli doona oo kormeeri doona Qiimeynta Saameynta Degaanka iyo Bulshada iyo hannaanka hanti-dhawrka ee heer gobol iyo gaar ahaan:

(a) Hesho warbixin kooban oo mashruuc oo loogu talo-galay mashaariicda khatarta hoose iyo kuwa dhexdhexaadka ah;
(b) Isku-dubaridka dhegaysiyada dadweynaha marka loo baahdo;
(c) Bixinta ansixinta ama diidi karaan qoraallada mashruuca ee aan buuxin heerarka; iyo
(d) Go'aamiya haddii mashruuca la soo jeediyey uu u baahan yahay daraasad buuxda oo Qiimeynta Saameynta Degaanka iyo Bulshada ah oo aan ahayn warbixin mashruuc oo kooban sababtoo ah saameynta uu ku leeyahay degaanka;

4. Shirkadda sameyneysa Qiimeynta Saameynta Degaanka iyo Bulshadu waa iney kala shaqeysaa Maamulka Nidaamka Qiimeynta Saameynta Degaanka Bulshada (Heerka Federaalka iyo Gobolka) waxayna si gaar ah mas'uul uga tahay:
(a) Ku wargelinta milkilaha mashruuca baahida loo qabo Qiimeynta

Saameynta Degaanka iyo Bulshada in la qabto;

(b) Ku hagidda milkilaha mashruuca bixinta macluumaadka ku haboon ee fulinta nidaamka baarista; iyo

(c) Diidista oggolaanshaha fulinta mashruuc kasta ka hor inta aan la bixin oggolaanshaha Qiimeynta Degaanka iyo Saameynta Bulshada iyadaoo loo marayo Maamulka.

5. Milkilaha mashruucu waa inuu-

a) Bixiyaa macluumaadka ku habboon ee loo baahan yahay baaritaanka bilowga ah ee mashruuca la soo jeediyey;
b) Ka qeyb-galka shirka gogol-dhiga;
c) Bixinta dokumentiyada baaritaanka rasmiga ah iyo kan dadweynaha;
d) iney bixiyaan, marxalad kasta oo mashruuca ah, xogta dadweynaha goor hore si waafaqsan talada Hay'adda ee habka ku habboon; Qaado habka loo baahan yahay ee wadatashiga dadweynaha;

6. Guddi-hawleedka Qiimeynta Saameynta Degaanka iyo Bulshada waa inuu sannad walba dhisaa Guddi-Hawleedka Qiimeynta Saameynta Degaanka iyo Bulshada heer federaal ah, Guddi-Hawleedkaasi waxa ka qeyb ahaandoona xubno matalaya xafiisyada Dawladda ee ay khusayso arrintani, Hay'adaha bulshada rayidka ah iyo qeybaha gaarka loo leeyahay.

7. Guddi-hawleedka Qiimeynta Saameynta Degaanka ee Heerka Federaalka Qiimeynta Saameynta Degaanka iyo Bulshada waa iney kala taliyaan Wasaaradda arrimaha farsamada ee la xiriira fulinta Qiimeynta degaanka iyo Saameynta dhigayo Xeerku, iyo sharciyada kale ee khuseeya, gaar ahaana waa iney ku jiraan: siduu:

a) dib-u-eegista iyo ka talinta hababka fulinta ee Qiimeynta Saameynta degaanka iyo bulshada iyo usoo jeedinta talooyinka Wasaaradda;
b) dib-u-eegis iyo ka talinta hab-raacyada uu agaasinku u soo saaro milkileyaasha mashaariicda;
c) dib-u-eegis iyo tala-bixin ku saabsan daraasaddha Qiimeynta Saameynta degaanka iyo bulshada, iyo warbixinaha hanti dhawrka;

d) Tixgelinta isku dhacyada iman kara ee ka dhalan kara shuruudaha u tartamidda kheyraadka degaanka;

e) Ku talinta mudnaanta xakameynta degaanka iyo bulshada, iyo tallaabooyinka maaraynta in la meel mariyo inta lagu guda jiro fulinta mashaariicda la soo jeediyey;

f) Ka talinta iswaafajinta siyaasadda Qiimeynta Saameynta degaanka iyo bulshada iyo siyaasadaha wadaagaha/tubta khayraadka dabiiciga ah iyo degaanka;

g) La-talinta iyo ka-talo-bixinta hababka lagu hubineyo isgaarsiinta waxtarka leh ee khuseeya degaanka iyo arrimaha bulshada ee la xiriira mashaariicda horumarineed si kor loogu qaado ka qeybgalka qeybaha badan iyo dadweynaha ee hirgelinta siyaasadda degaanka;

h) Ka qeyb-qaadashada dhegaysiga dadweynaha ee la xiriira qaadashada ama wax-ka-bedelka habka Qiimeynta Saameynta degaanka iyo bulshada ee Soomaaliya; iyo kala talinta Maamulka wixii arrimo kale ah ee la xiriira Qiimeynta Saameynta degaanka.

i) Guddi-hawleedku waa inuu diyaariyaa oo uu u gudbiyaa Wasaaradda warbixin-sannadeedka waxqabadkiisa.

j) Shirarka Guddi-hawleedka ee la qabto mar kasta oo loo baahdo, waa in la qabanqaabiyo iyadoo lala tashanayo Wasaaradda.

k) Guddi-hawleedku wuxuu asaasi karaan Guddiga Qiimeynta Degaanka iyo Saameynta Bulshada, Guddi-hawleedku waxay dooran karaan xubin kasta oo ka mid ah shaqaalaha Wasaaradda ama qof kasta oo kale oo ay u aragto iney lagama maarmaan u yahay haboonaanta hawl-qabadkeeda.

l) Dawladdaha xubinta ka ah federaalka si ay u gutaan mas'uuliyadahooda waxay soo saarayaan warbixinno ku saabsan mashruuca iyagoo bixineya tallooyinka lagama-maarmaanka u ah fulinta mashaariicda khatarta hoose/dhexe ee hoos yimaada xeernidaamiyahan.

QEYBTA LABAAD

XOGTA KOOBAN EE MASHRUUCA

Qodobka 7aad

Sameynta iyo Gudbinta Xogta Kooban ee Mashruuca

(1) Milkile ama wakiil kasta oo fulineya mashruuca ah nooca B - khatar hoose iyo Khatar dhexdhexaad Mashruucyadda leh, ee Jadwalka kowaad ee Xeer-nidaamiyahan waa iney diyaariyaan xogta kooban ee mashruuca oo ay u gudbiyaan Wasiirka Dawladdaha xubinta ka ah Federaaalka, kaas oo qaabilsan degaanka. Marka la qorayo xogta kooban ee mashruuca waxaa la'isticmaalayaa Jadwalka saddexaad ee Xeer-nidaamiyaha.

(2)Marka la diyaarineyo xogta kooban ee mashruuca, milkiluhu ama wakiil ku waa inuu ugu yaraan hal shir la yeeshaa dhinacyada uu saameeyey iyo bulshooyinka ee ay ka mid yihiin haweenka, dhallinyarada, dadka naafada ah iyo kooxaha kale ee nugul si ay ugu sharraxaan mashruuca, saameyntiisa bulsho, dhaqaale iyo degaan, iyo in la helo faallooyin hadal ama qoraal ah oo ku saabsan mashruuca la soo jeediyey, waana in lagu lifaaqaa caddaynta ka qeyb-galka dadweynaha ee warbixinta mashruuca oo leh diiwaanka xaadiriska oo saxiixan, ajendihii shirka, hadal-qoraalka iyo sawirro. Ogeysiiska shirka waa in la sheego ugu yaraan todoba (7) maalmood ka hor qabsoomidda kulanka.

(3)Xogta mashruuca oo kooban waa inuu diyaariyaa khabiir (khubaro) u diiwaan gashan Qiimeynta degaanka iyo bulshada sida ku cad Xeernidaamiyahan.

(4)Codsiga shatiga Qiimeynta Saameynta degaanka iyo bulshadu waa inuu ahaadaa foomka 1aad sida ku cad Jadwalka Labaad ee Xeernidaamiyahan, codsaduhuna waa inuu u soo gudbiyaa maamulka codsi oo ay la socdaan ugu yaraan saddex nuqul oo daabacan iyo nuqul elektaroonik ah oo xogta kooban ee mashruuca ah.

Qodobka 8aad
Codsi Faallo Ka Dhiibashada Xogta Kooban ee Mashruuca

1) Haddii qoraalka kooban ee mashruucu waafaqsan yahay shuruudaha Xeer-hoosaadka, Wasiirku waa in uu shan (5) maalmood gudahooda ka dib marka uu helo warbixinta mashruuca u soo diraa nuqul ka mid ah qoraalka kooban Hay'adahan soo socda si uu u helo faallooyin qoraal ah afar iyo toban (14) maalmood gudahood laga bilaabo maalintii la helay xogta mashruuca

a) Mid kasta oo ka mid ah Hay'adaha Hogaanka ah ee ay khusayso; iyo
b) Guddiyada Qiimeynta Saameynta Degaanka ee ay Khusayso marka ay habboontahay.

(2) Marka la helo faallooyinka lagu sheegay xeer-hoosaadka 8 (1) ee sare ama haddii aan wax faallooyin ah la helin dhammaadka muddada kow iyo labaatanka (21) maalmood ee laga bilaabo taariikhda la helo xogta mashruuca, Wasiirka Dawladdaha xubinta ka ah Federaaalka ayaa sii wadi doona inuu go'aamiyo qoraalka kooban ee mashruuca.

Qodobka 9aad
Diiwaanka Go'aanka Xogta Kooban ee Mashruuca

(l) Marka la go'aamiyo qoraalka kooban ee mashruuca, go'aanka Wasiirada dawlad-goboleedyda xubnaha ka ah federaalka, oo ay weheliyaan sababaha, waa in lagu wargeliyaa milkilaha/wakiilka soddon (30) maalmood gudahooda maalintii lasoo gudbiyey xogta mashruuca.

(2)Maamulku waa inuu eegaa xogta kooban ee mashruuca, iyadoo la raacayo hagayso shuruudaha baarista ee ku xusan Jadwalka saddexaad ee Xeer-nidaamiyahan

(3)Ka dib marka la eego si waafaqsan Xeer-nidaamiyaha, Wasiirka Dawladdaha xubinta ka ah Federaaalka waa inuu soo saaraa qoraal/isgaarsiin rasmi ah oo tilmaamaysa in mashruucu;

a) U baahan yahay soo gudbinta Daraasadda Saameynta Degaanka iyo Bulshada (sida hoos timaada qeybta III ee Xeer-nidaamiyahan) in sidoo kale loo gudbiyo mashruuca xafiiska Wasaaradda;
b) In loo baahan yahay gudbinta macluumaad dheeri ah.
c) la oggolaaday oo la siiyey shati; marka mashruucu aanu wax Saameyn ah ku yeelan doonin degaanka, ama in xogta kooban ee mashruucu ay shaaca ka qaado talaabooyinka yaraynta khatarta oo ku filan
d) Ama in la diiday Haddii Wasiirka dawlad-gobaleedka uu ogaado in mashruucani yeelan doono Saameyn la taaban karo oo degaanka iyo bulshada ah ama uusan waafaqsanayn siyaasadda ama sharciyada dhaqan-gal ka ah, soo-bandhigiyaasha waxaa

laga filayaa iney tixgeliyaan ama doortaan beddel kale oo ka habboon.

(4)Milkilaha/wakiilka mashruuca, hadii aanu ku qanacsanayn go'aanka Wasiirka dawlad-gobaleedka ee diidmada codsiga qoraal mashruuc ah, waxa uu qaadan karaa afartan iyo shan (45) maalmood gudahooda rafcaan go'aanka, si waafaqsan qodobka 51aad ee Xeer-nidaamiyahan.

QEYBTA SADAXAAD
DARAASADDA QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHADA

Qodobka 10aad
Ururinta Xogta Muhiimka Ah Iyo Diyaarinta Arjiga Faahfaahinta Shaqada Daraasadda Saameynta Degaanka Iyo Bulshada

(1) Daraasadd Qiimeynta Saameynta Degaanka iyo Bulshada waa in loo qabtaa dhammaan mashaariicda khatarta sare leh ee hoos ku xusan nooca Mashruuca 'B' Jadwalka Kowaad ee Xeer-nidaamiyahan.

(2)Milkilaha/wakiilka mashruucu waa in uu adeegsadaa koox khubaro ah si ay u qabtaan Daraasadda Qiimeynta Degaanka iyo Bulshada oo ay ku jiraan warbixinta urrurinta xogta ee muhiimka ah iyo arjiga faahfaahinta shaqada, iyadoo lala tashanayo Wasaaradda ka hor inta aan la bilaabin Daraasadda.

(3)Warbixinta ururinta xogta muhiimka ahi waa iney qeexdaa baaxadda daraasadda Saameynta Bulshada Degaanka ee uu fulineyo milkilaha/wakiilku, waana in lagu daraa arjiga faahfaahinta shaqada, kaas oo tilmaamaya arrimaha muhiimka ah ee lagu wajahayo daraasadd Qiimeynta Saameynta degaanka iyo bulshada.

(4)Arjiga faahfaahinta shaqada ee Daraasadda Qiimeynta Saameynta Degaanka iyo Bulshada ee kor lagu sheegay waa iney ahaadaan ugu yaraan si waafaqsan shuruudaha lagu tilmaamay Jadwalka Saddexaad ee Xeer-nidaamiyahan.

Qodobka 11aad

Kooxda Khubarada Ah ee Qabanaya Daraasadda Qiimeynta Saameynta Degaanka Iyo Bulshada

(1) Milkilaha/wakiilka waa in ka dib marka la ansixiyo warbixinta ururinta xogta muhiimka ah iyo arjiga faahfaahinta shaqada, oo uu usoo xushay koox khubaro ah oo ka kooban koox karti leh oo diiwaangashan oo ah khubaro Qiimeynta degaanka iyo bulsheed aqoon u leh loona oggolaaday si waafaqsan Xeer-nidaamiyahan Jadwalkiisa Shanaad si loo fuliyo Daraasadda Qiimeynta Degaanka iyo Saameynta Bulshada.

(2)Daraasad kasta oo Qiimeynta Degaanka iyo Saameynta Bulshada waa in uu kormeero khabiir hurmuud u ah oo diiwaangashan sida waafaqsan shuruudaha lagu qeexay Jadwalka Shanaad ee Xeer-nidaamiyahan.

(3)Qofka sameynaya Daraasadda Qiimeynta Saameynta Degaanka iyo Bulshada waa inuu u dhaqmaa si waafaqsan anshaxa khubarada - Jadwalka Shanaad ee Xeer-nidaamiyahan.

Qodobka 12aad

Sameynta Warbixinta Qiimeynta Saameynta Degaanka Iyo Bulshada

(1) Warbixinta daraasadda Qiimeynta Degaanka iyo Saameynta Bulshada ee lagu diyaariyey si waafaqsan Xeer-nidaamiyahan waa iney tixgelisaa degaanka, bulshada, dhaqanka, dhaqaalaha, sharciga, amniga iyo caafimaadka.

(2)Nuxurka warbixinta daraasaadka Qiimeynta Saameynta Degaanka iyo Bulshada waa iney ugu yaraan u hoggaansamaan macluumaadka Daraasadda Qiimeynta Degaanka iyo Saameynta Bulshada ee ku xusan Jadwalka Saddexaad ee Xeerarkan.

Qodobka 13aad

Ka Qeyb-galka Dadweynaha

(1) Inta lagu jiro daraasadda Qiimeynta Degaanka iyo Saameynta Bulshada, milkilaha/wakiil ku, waa inuu raadiyaa aragtida dadka uu

Saameynayo mashruuca Isaga/iyada oo qaadaya talaabooyinkan hoos ku xusan:

(a) Qabashada ugu yaraan saddex (3) kulan dadweyne ama tirada lagu go'aamiyey arjiga faahfaahinta shaqada ee la ansixiyey si waafaqsan Xeer-nidaamiyahan, iyadoo dhinacyada ay khusayso iyo bulshooyinka ay ka mid yihiin dhalinyarada, dadka naafada ah iyo kooxaha kale ee jilicsan lagu kulmiyo goob ku habboon oo ay iman karaan, iyo luqad ay fahmi karaan daneeyeyaasha kala duwan in lagu sharxo mashruuca iyo saameyntiisa iyo iney helaan faallooyinkooda oo qoraal ah ama oraah ah;

(b) Hubinta in ogaysiisyada ku habboon ee tilmaamaya taariikhaha, waqtiyada iyo goobaha shirarka, loo bandhigo bulshooyinka ay khusayso iyo dhinacyada kale ee danaynaya ugu yaraan afar iyo toban (14) maalmood ka hor shirarka lagu sheegay qodobka (a) ee kor ku xusan;

(c) Ku dhejinta boorarka goobaha istaraatijiga ah ee dadweynaha iyo agagaarka goobta mashruuca la soo jeediyey ee ogeysiinta dhinacyada ay saameeyeen iyo bulshada mashruuca la soo jeediyey;

(d) Hubinta in xusuus qorka shirarka dadweynaha in lagu lifaaqo warbixinta daraasadda Qiimeynta Saameynta degaanka iyo bulshada;

Qodobka 14aad
Soo-gudbinta Warbixinta Daraasadda Saameynta Degaanka Iyo Bulshada

Milkilaha/wakiil ka mashruuca waa inuu u soo gudbiyaa shan (5) nuqul oo qabyo qoraal ah daraasadda Saameynta degaanka iyo bulshada wasaradda si loogu sameeyo dib-u-eegis gudaha ah oo bilow ah si loo hubiyo iney ku habboon tahay dib-u-eegis dadweyne oo ballaaran.

Qodobka 15aad
Dib-u-eegista Daraasadd Saameynta Degaanka Iyo Bulshada

(1) Agaasinku waa inuu dib-u-eegis ku sameeyaa qabyo-qoraalka daraasadda Saameynta degaanka iyo bulshada, ka dibna sameeyaa

faallo qoraal ah soddon (30) maalmood gudahood laga bilaabo maalinta la helo.

(2)Haddii ka dib marka dib-u-eegis lagu sameeyo qabyo-qoraalka daraasadda Saameynta degaanka iyo bulsheed uu Agaasinku ku qanco inuu dhammaystiran yahay, milkilaha/wakiil ka waa in lagu logeysiiyaa qoraal soddon (30) maalmood gudahooda laga bilaabo maalinta la helo.

(3)Marka warbixinta daraasaadka Qiimeynta degaanka iyo bulshada lagu ogaado aysan ku filnayn, Agaasinku waa inuu dib ugu celiyaa milkilaha/wakiil si uu dib-u-eegis ugu sameeyo, isaga/iyada oo tixgelineya/sa faallooyinka iyo diidmada Wasaaradda.

Qodobka 16aad
Martiqaadka Faallooyinka Dadweynaha

(1) Milkilaha/wakiilka mashruuca waa inuu qaab-qoraal ah ku martiqaadaa dadweynaha iney fikradahooda ka dhiibtaan qabyoqoraalka daraasadda Saameynta degaanka iyo bulshada muddo labaatan (20) maalmood oo shaqo ah gudahood marka ay ka helaan ogeysiis oggolaansho Wasaaradda.

(2)Martiqaadka uu dadweynaha u fidineyo milkilaha/wakiilka mashruuca waa in lagu faafiyaa tebin heer qaran ah gaar ahaan wargeysyada iyo idaacadaha si waafaqsan waqtiga uu agaasinku qeexay.

(3)Casuumadda milkilaha/wakiilka mashruuca ee dadweynaha waa iney tilmaantaa:

(a) Nooca mashruuca iyo goobta;

(b) Saameynta xun ee iman karta iyo saameynta togan ee mashruuca;

(c) istaraatiijiyadaha yaraynta ee la soo jeediyey si looga jawaabo Saameynta xun; iyo muddada dib-u-eegista iyo xarumaha;

(d) Ogeysiiska waafaqsan Xeer-nidaamiyahan waa inuu ahaadaa qaabka lagu qeexay Foomka 6aad ee ku xusan Jadwalka Labaad ee Xeernidaamiyahan.

Qodobka 17aad
Dib-u-eegista Faallooyinka Dadweynaha

(1) Agaasinku waa in uu labaatan (20) maalmood gudahood ka dib marka uu helo faallooyinka dadweynaha u diraa nuqullo ka mid ah

qabyo qoraalka daraasadda Saameynta bulsho ee degaanka iyo faallooyinka ay dadweynuhu ka bixiyaan xubin kasta oo ka mid ah guddihawleedka ee Qiimeynta Saameynta degaanka iyo bulshada si ay dib ugu eegaan oo ay faallo uga bixiyaan.

(2)Guddi-hawleedka Qiimeynta Saameynta Degaanka waa iney ku shiraan labaatan (20) maalmood oo shaqo gudahood markay helaan qabyo-qoraalka iyo dhammaan faallooyinka si waafaqsan Xeernidaamiyahan oo ay go'aan ka gaaraan.

Qodobka 18aad
Gundhigga Go'aan Ka Qaadashada Shatiga Qiimeynta Degaanka Iyo Saameynta Bulshada

(1) Marka la sameynayo go'aan ku saabsan daraasadda Saameynta degaanka iyo bulshada ee waafaqsan Xeer-nidaamiyahan, agaasinku waa inuu ku xisaabtamaa:

a) Inta lagu kalsoonaan karo saadaasha lagu sameeyey daraasadda
Saameynta degaanka iyo bulshada

b) Aragtida dadweynaha ee lagu sameeyey Xeer-nidaamiyahan;

c) Falanqaynta Saameynta dhaqan-dhaqaale iyo dhaqan ee mashruuca;

d) Ku filnaanta talaabooyinka yareynta ee la soo jeediyey iyo degaanka iyo qorshaha maamulka bulshada; iyo

e) Dhinacyo kale oo loo arko iney muhiim yihiin oo khuseeya mashruuca Wasaaradda.

(2)Agaasinku waa in uu go’aan ka gaaro si waafaqsan Xeernidaamiyahan sodon (30) maalmood oo shaqo gudahooda laga bilaabo taariikhda daraasadda la gudbiyey.

Qodobka 19aad
Go'aanka Wasaaradda

(1) Agaasinku isagoo tixgelineya dhammaan habka dib-u-eegista waa inuu:

a) Ansixiyo mashruuca; isagoo bixineya oggolaansho ku-meelgaarka ah ee ku salaysan caddaymaha la bixiyey;

b) U baahan in mashruuca dib loo habeeyo oo ay ku jirto in tiknoolajiyada kala duwan ama goob kale la doorto;
c) Dib-ugu-celiyo mashruuca ama qeyb ka mid ah - milkilaha/wakiilka halka aanay macluumad ku filan ku jirin, si daraasaad dheeraad ah loogu sameeyo ama soo gudbinta macluumaad dheeraad ah, oo ay ku jiraan degaanka iyo maamulka bulshada iyo qorshaha kormeerka, si loogu fududeeyo in agaasinku u gaaro go'aan; iyo
d) iney diido mashruuca.

(2)Go'aanka Wasaaradda iyo sababaha sida waafaqsan Xeernidaamiyaha waa in lala socodsiiyaa milkilaha iyo wakiilka mashruuca afar iyo toban (14) maalmood oo shaqo gudahooda.

Qodobka 20aad
Shuruudaha Ansixinta Mashruuca

Marka la gaarayo go'aanka lagu ansixineyo mashruuca, agaasinku isagoo la tashanaya guddiga hawl-gelinta heer federaal waa inuu:

a) Bixiyaa oggolaansho ku xiran shuruudaha ay u aragto lagama maarmaan;
b) Sheegaa muddada ay ansixintu shaqeynayso; iyo
c) Bixiyaa shatiga oggolaanshaha mashruuca qaabka ku jira foomka 2aad ee Jadwalka Labaad ee Xeer-nidaamiyahan.

Qodobka 21aad
Burinta Ansixinta

(1) Agaasinku wuxuu awood buuxda u leeyahay in uu burriyo shahaadada uu hore u bixiyey amaba ansixiyey marka:

a) Ay jirto u hogaansanaan la'aanta shuruudaha ku xusan shatiga oggolaanshaha degaanka iyo bulshada;

b) Marka ay jirto wax-ka-bedel la taaban karo oo lagu sameeyo fulinta ama hawl-galka mashruuca taasoo keeni karta saameyn xun oo degaanka ah;

c) Meesha ay jirto Saameyn la taaban karo oo aan loo baahnayn lana sii ogayn waqtigii ansixinta.

(2)Ku xadgudubka qodobka 20aad, wuxuu sababi karaa burrin degdeg ah haddii uu:

a) ka tanaasula sheegashada/cabashada iyo sii wadidda qiimeynta iyo dib-u-eegista nidaamka hoos yimaada Xeer-nidaamiyahan; iyo

b) Ka-noqoshada, macluumaadka loo gudbiyey Qiimeynta iyo joojinta nidaamka dib-u-eegista ee hoos yimaada Xeernidaamiyahan.

QEYBTA AFARAAD
QIIMEYNTA DEGAANKA IYO BULSHADA EE ISTARAATIIJIYADDEED

Qodobka 22aad
Daraasadda Istaraatijiyadda ee Degaanka iyo Qiimeynta

Bulshada

(1) Agaasinku waa inuu go'aamiyaa baahida loo qabo Qiimeynta Istaraatijiyadeed ee Degaanka iyo Bulshada si loo tixgeliyo welwelka ay bulshadu ka qabto degaanka, Siyaasadda, Qorshayaasha, ama Barnaamijyada, iyagoo tixgelineya sida xiriirka ula leeyihiin dhaqaalaha iyo bulshada.

(2) Ujeedooyinka Istaraatijiyada Qiimeynta Degaanka iyo Bulshada waa iney:

a) Si loo bixiyo go'aan qaadasho xog-ogaalnimo ku dhisan iyadoo la aqoonsanayo ficillada la soo jeediyey ee Saameynta degaanka, sidoo kale la tixgelineyo beddelka ugu wanaagsan ee la taaban karo iyo aqoonsiga tallaabooyinka yareyn kara dhibaato dhici karta;

b) iney gacan ka geysato horumarinta degaan ka: odoroska iyo ka hortagga Saameynta degaanka bar-bilowga, in goor hore laga digo khataraha iyo dejinta ilaalinta degaanka oo ku salaysan mabaadi'da horumarka waara;

c) Si kor loogu qaado joogtaynta siyaasadda, barnaamijka iyo qorshaha ee qeybaha kala duwan, iyo marka ay khusayso, si cad loo sameeyo is-dhaafsiga ama is waafajinta ujeedooyinka qeybaha kala duwan;

d) Ka qeyb qaadataa dejinta siyaasadaha iyo barnaamijyada buuxineya waajibaadka heshiisyada degaanka ee caalamiga ah;

e) Sameynta isla xisaabtanka degaanka ee wakaaladaha gaarka ah si loo yareeyo waxyeelada degaanka ee ka imaanaya qeybaha kala duwan;

f) Hubinta tixgelinta mabaadi'da degaanka ee muhiimka ah oo ay ka mid tahay ka qeyb-galka dadweynaha, sinnaanta jiilaalka, mabaadi'da ka hortagga iyo mabda'a ah in Wasakheeyuhu uu sameeyo adeegyo horumarineed iyo siyaasado maareynaya qashinka, si loo sameeyo qorshayaasha horumar waara.

g) iney gacan ka geysato hufnaan iyo furfurnaan xagga go'aan gaarista iyada oo loo marayo ka-qeyb-gal dhinacyo badan leh inta geeddi-socodku socdo.

(3)Tallaabooyinka loo marayo Istaraatijiyadda Qiimeynta Bulshada Degaanka waa:

a) Baaritaanka (go'aaminta in loo baahan yahay Daraasadda iyo in kale);

b) Xakamaynta (go'aaminta baaxadda arrimaha degaanka iyo arrimaha bulshada ee ay daboosho Daraasaddu);

c) Diyaarinta qabyo-qoraalka warbixinta istaraatiijiyadda degaanka iyo bulshada;

d) Fulinta wada-tashiga iyo tixgelin ra'yiga dadweynaha ee qabyo qoraalka warbixinta Qiimeynta Istaraatiijiyadeed ee Degaanka iyo
Bulshada;

e) Ku daridda tixgelinta degaanka ee qorshaha ama barnaamijka;

f) faafinta macluumaadka go'aanka (Bayaanka Qiimeynta Istaraatiijiyadeed ee Degaanka iyo Bulshada).

Qodobka 23aad

Soo Gudbinta Uu Milkiluhu/Wakiilku Ku Soo Gudbineyo Siyaasadda, Qorshaha Ama Barnaamijka Kooban

1) Qiimeynta Istaraatiijiyadeed ee Degaanka iyo Bulshada waa inuu fuliyaa/hor kacaa soo jeediyuhu, isaga/iyada oo la wadaagaya/sa xogta loo baahan yahay Wasaaradda si ay go'aan u gaarto.

2) Agaasinku waa inuu todoba (7) maalmood gudahood ku gaarsiiyaa natiijada baarista soo-jeediyaha:

3) Natiijooyinka baaritaanka:

a) Qiimeynta Istaraatiijiyadeed ee Degaanka iyo Bulshada oo buuxda ama dhamaystiran ayaa loo baahan yahay;

b) Daraasad dheeri ah ayaa loo baahan yahay si loo go'aamiyo baahida Qiimeynta Istaraatiijiyadeed ee Degaanka iyo Bulshada; iyo

c) Qiimeynta Istaraatijiyadeed ee Degaanka iyo Bulshada looma baahna.

Qodobka 24aad
Soo Gudbinta Iyo Ansixinta Warbixinta Ururinta Xogta Muhiimka Ah

(1) Agaasinku waa inuu kula taliyaa soo-jeediyaha ama milkilaha siyaasadda, qorshaha ama barnaamijka inuu sameeyo xog-ururin ku saabsan xogta muhiimka ah iyadoo ujeeddadu tahay qeexidda baaxadda mawduuca iyo goobta (juquraafiga), iyadoo gebogebadu noqonayso in lagu talo-bixiyo in loo baahan yahay Qiimeynta Degaanka Istaraatijiga ah ee waafaqsan Xeer-nidaamiyahan .

(2)mas'uulka soo jeediya siyaasadda, qorshaha ama barnaamijka waa inuu doortaa khabiirka ama khubarada hoggaamiya Qiimeynta degaanka iyo bulshada ama shirkad khubaro ah oo uu shati siiyey Agaasinku si ay u sameeyaan daraasadda oganshaha baaxadda.

(3)Soo-jeediyaha Siyaasadda, Qorshaha ama Barnaamijku waa inuu diyaariyaa warbixinta ururinta xogta muhiimka ah oo uu u gudbiyo ugu yaraan saddex (3) nuqul Wasaaradda si loo ansixiyo.

(4)Agaasinku waa inuu dib-u-eegis ku sameeyaa warbixinta ururinta xogta muhiimka ah ee la soo gudbiyey oo uu ka faa'iidaysto diiwaanka go'aanka si loo ansixiyo ama u codsado macluumaad dheeraad ah muddo kow iyo labaatan (21) maalmood oo shaqo gudahood ah, laga billaabo taariikhda la soo gudbiyey warbixinta ururinta xogta muhiimka ah.

Qodobka 25aad
Diyaarinta Warbixinta Istaraatijiyadda Qiimeynta

Degaanka Iyo Bulshada

Qofka soo-jeediya siyaasadda, qorshaha ama barnaamijka waa inuu iyadoo u adeegsanayo khubarada Qiimeynta degaanka iyo arrimaha bulshada sameeyaa daraasadda oo ay diyaariyaan warbixinta qabyoqoraalka ah ee Istaraatijiyadeed ee Degaanka iyo Qiimeynta Bulshada marka ay ansixiyaan Agaasinku warbixinta Ururinta Xogta Muhiimka ah. Nuxurka Qiimeynta Istaraatijiyadeed ee Degaanka iyo Bulshada waa iney ka kooban tahay waxyaabahan soo socda:

1. Sharaxaadda qorshaha, wuxuu sharaxaa xiriirka ka dhexeeya qorshayaasha iyo barnaamijyada kale ee khuseeya.
2. Sharaxaadda xaaladaha degaan iyo bulsho ee hadda jira, arrimaha iyo sida ay u horumarin lahaayeen qorshaha la'aantiis.
3. Yoolka, Ujeeddooyinka, asbaabta.
4. Wax yaalaha bedelka u noqon kara qaar kale ama hawlaha kale ee Siyaasadda, Qorshaha ama Barnaamijka; iyo qorshaha fulinta iyo waqtiga.
5. Is la jaanqaadka Qiimeynta u nuglaanshaha isbeddelka cimilada, tallaabooyinka dhibaatada lagu yaraynayo iyo u adkaysiga mudnaanta leh.
6. Aqoonsiga Saameynta suurtogalka ah ee qorshayaasha ama barnaamijyada la soo jeediyey.
7. Yaraynta Saameynta la taaban karo ee laga yaabo in laga helo qorshayaasha ama barnaamijka la soo jeediyey.
8. kormeerka/lasocod ka Saameynta muhiimka ah ee laga yaabo in laga helo qorshayaasha ama barnaamijka la soo jeediyey
9. Soo koobid aan farsamo ahayn oo si kooban u qeexaysa daraasadda iyo natiijooyinkeeda.

Qodobka 26aad
Wada-tashiga iyo Ka-qeyb-galka Dadweynaha

1. Mas'uuliyiinta siyaasadda soo jeediyey, qorshaha ama barnaamijka waa iney la tashadaan Dawlad Goboleedka ay khusayso, hay'adaha u idman, daneeyeyaasha muhiimka ah iyo xubnaha dadweynaha inta lagu jiro dhammaan geeddi-socodka Qiimeynta

   Istaraatijiyadeed ee Qiimeynta Degaanka iyo Bulshada.

2. La-tashiga iyo ka-qeyb-galka dadweynuhu waa iney si isdaba-joog ah u dhacaa, dhammaan geeddi-socodka Qiimeynta

Istaraatijiyadeed oo ay ugu muhiimsan tahay inta lagu jiro baaritaanka, ururinta xogta muhiimka ah iyo go'aan-qaadashada.

3. Hubi in ogeysiiska kulanka la soo diray ugu yaraan afar iyo toban (14) maalmood oo shaqo ka hor shirka iyo in goobta, taariikhda iyo waqtiga shirku ku habboon yahay dhammaan.

4. In la qabto ugu yaraan saddex (3) shirar dadweyne oo lala yeesho daneeyeyaasha iyo bulshooyinka ay khusayso si loo fahmo siyaasadda, qorshaha ama barnaamijka soo-jeediyaha iyo Saameynta ay ku leedahay, iyo in la helo faallooyinkooda oo hadal iyo qoraal ah.

Qodobka 27aad
Soo-gudbinta Qoraalka Qabyada Ah ee Warbixinta Qiimeynta Degaanka Iyo Bulshada

1. Siyaasadda, Qorshaha ama barnaamijka mas'uulka qaabilsani waa inuu u soo gudbiyaa Wasaaradda ugu yaraan shan (5) nuqul oo daabacan ama sida uu dalbado Agaasinku waqtiyada qaar iyo hal (1) nuqul elektroonik ah oo ah warbixinta qabyo qoraalka ah ee Qiimeynta degaanka oo ay la socoto soo gudbinta Foomka 1aad ee ku xusan Jadwalka Saddexaad ee Xeer-nidaamiyahan.

2. Agaasinku waa in uu afar iyo toban (14) maalmood oo shaqo gudahooda ah laga bilaabo maalinta la soo gudbiyo warbixinta qabyo qoraalka ah uu ku sameeyo dib-u-eegis gudaha ah si loo ogaado ku filnaanta warbixinta qabyada ah.

Qodobka 28aad
Martiqaadka faallooyinka warbixinta qabyada ah ee qiimeynta Istaraatijiyadda degaanka iyo bulshada

1) Agaasinku waa inuu todobo (7) maalmood gudahood ku go'aamiya ku filnaanshiyaha sida waafaqsan Xeer-nidaamiyahan, uu u soo diro nuqullada warbixinta qabyada ah ee Wasaaradda Degaanka ee heer Dawlad-gobaleed iyo guddiyada Qiimeynta Saameynta Degaanka iyo Bulshada ee heer Dawlad-gobaleed ee ay khusayso, guddiga heer federaal ee Qiimeynta Saameynta Degaanka iyo Bulshada halka ay khusayso, hay'adaha hogaamiya iyo daneeyeyaasha kale faallooyinkooda.

2) Markay helaan warbixinta qabyada ah, Wasaaradda Degaanka ee heer Dawlad-gobaleed iyo guddiyada heerka Qiimeynta Saameynta Degaanka iyo Bulshada ee heer Dawlad-goboleed, guddi hawleed heer federaal ah oo Qiimeynta Saameynta Degaanka iyo Bulshada ah, hay'adaha hogaamineya iyo daneeyeyaasha kale waa iney dib-u-eegis ku sameeyaan oo soo gudbiyaan aragtidooda shan iyo afartan (45) maalmood gudahooda ama waqtigii uu Agaasinku u qabtay.

3) Agaasinku waa inuu toddobo (7) maalmood gudahooda ka dib marka la go'aamiyo ku filnaanshiyaha, waa inuu:

   a) ku daabaco ogeysiis ku saabsan warbixinta qabyada ah ee Qiimeynta degaanka ee siyaasadda, qorshaha ama barnaamijka laba wargays oo ka soo baxa dalka, laba usbuuc oo midkiiba ay u dhaxayso usbuuc iyo faafinta idaacadaha ka baxa dalka oo dhan ugu yaraan hal mar todobaadkii laba todobaad oo isku xigta oo dadweynaha lagu martiqaado iyo daneeyeyaasha kale ee ay khusayso iney soo gudbiyaan faallooyin qoraal iyo hadal ah siday u kala horreeyaan;

   b) agaasinku waa inuu ku daabacaa nuqulka qabyo qoraalka ah ee Qiimeynta istaraatiihiyadda degaanka mareegaha Wasaaradda inta lagu jiro nidaamka ka Qeyb-galka dadweynaha; iyo

   c) dadweynuhu waxay ra'yigooda ugu soo gudbin karaan Wasaaradda shan iyo afartan (45) maalmood gudahooda laga bilaabo taariikhda daabacaadda ugu horreysa ee ogaysiiska ee martiqaadka faallooyinka dadweynaha.

Qodobka 29aad
Ku-daridda Faallooyinka Qabyo-qoraalka Qiimeynta Istaraatijiyadda Saameynta Degaanka Iyo Bulshada

1. Markay helaan oo ay dib-u-eegaan faallooyinka Wasaaraddaha Degaanka ee Dawlad-goboleedka, guddiyada Qiimeynta Saameynta Degaanka iyo Bulshada ee heer Dawlad-goboleed iyo guddi hawleedka heer federaal ee Qiimeynta Saameynta Degaanka iyo Bulshada, hay’adaha hogaamineya, xubnaha dadweynaha iyo daneeyeyaasha kale, Agaasinku waa in marka uu falanqeeyo faallooyinka u soo diro mas'uulka siyaasadda. , qorshaha ama barnaamijka iyadoo ujeeddadu tahay in lagu daro

warbixinta qabyada ah ee Qiimeynta Saameynta Degaanka iyo Bulshada.

2. Faallooyinka ka soo baxa Wasaaradda ay khuseyso Degaanka ee Gobolka, guddiyada Qiimeynta Saameynta Degaanka iyo Bulshada ee heer gobol iyo guddi-hawleedka heer federaal ee Qiimeynta Saameynta Degaanka iyo Bulshada, hay'adaha hoggaamineya, xubnaha dadweynaha iyo daneeyeyaasha kale, waa in lagu daraa siyaasadda, qorshaha ama barnaamijka soo-jeedinta gudaha lixdan (60) maalmood laga bilaabo taariikhda Codsiga Wasaaradda oo u soo gudbiyo saddex (3) nuqul oo daabacan iyo hal (1) nuqul elektaroonik ah oo ah warbixinta Qiimeynta Istaraatijiga ah ee dibu-eegay Agaasinku.

3. Marka la helo oo la xaqiijiyo warbixinta qabyada ah ee Qiimeynta istaraatijiyadeed ee dib loo eegay, Wasaaradda isagoo la tashanaya mas'uulka siyaasadda, qorshaha ama barnaamijka, waxay qaban qaabin doontaa aqoon-isweydaarsiga ansixinta soddon (30) maalmood gudahooda oo ay ku lug leeyihiin dhammaan daneeyeyaasha ujeeddada ansixinta nuxurka iyo ku filnaanta warbixinta qabyada ah ee dib loo eegay Qiimeynta Degaanka iyo Bulshada.

Qodobka 30aad
Soo-gudbinta Warbixinta Qiimeynta Degaanka iyo Bulshada ee u dambeysa

Marka la isku daro dhammaan faallooyinka, taageeraha siyaasadda, Qorshaha, ama barnaamijka waa inuu warbixinta ugu dambeysa ee qiimeynta degaanka iyo istaraatijiyadeed ee ay soo gudbiyaan shan (5) nuqul oo daabacan oo ah warbixinta qiimeynta Istaraatijiyadeed ee ugu dambeysa ee degaanka iyo bulshada ama sida uu Agaasinku u arko waqtiyada qaar iyo hal (1) koobbi elektroonik ah oo ay la socoto foom si sax ah loo buuxiyey ee 1aad ee lagu sheegay Jadwalka Labaad ee Xeer-nidaamiyahan.

Qodobka 31aad
Diiwaan-gelinta Go'aanka Warbixinta Qiimeynta Istaraatijiyadda Degaanka iyo Bulshada

1) Marka dib-u-eegis lagu sameeyo warbixinta Qiimeynta istaraatijiyadda ee u dambeysa ee degaanka iyo bulshada, Agaasinku waa inuu ku bixiyaa Qorshaha Diiwaanka Go'aanka ama Barnaamijka soddon (30) maalmood gudahooda laga bilaabo

taariikhda la soo gudbiyo warbixinta ugu dambaysa ee Qiimeynta degaanka iyo bulshada ee hoos timaada Xeer-nidaamiyahan.

2) Haddii ay dhacdo in diiwaanka go'aanka Qorshaha ama Barnaamijku la ansixiyo/oggolaado, agaasinku waa inuu u soo bandhigaa mas'uulka Qorshaha ama barnaamijka oggolaansho shuruuda leh.

3) Haddii ay dhacdo in warbixinta qiimeynta degaanka iyo bulshada ee ugu dambeysa ee la soo gudbiyey lagu sheego mid aan lagu qancin, agaasinku waa inuu soo saaraa ogeysiis qoraal ah oo sheegaya iney warbixintu kala dhimman tahay oo u baahan mas'uulka qorshaha iyo barnaamijka iney u hoggaansamaan talooyinka Wasaaradda.

4) Dhanka Siyaasadda, agaasinku waa inuu soo diyaariyaa qoraal kooban soddon (30) maalmood gudahooda una gudbiyaa Xafiiska Ra'iisul Wasaaraha Xukuumadda JFS.

5) Nuxurka qoraalka kooban waa inay ku jiraan kuwa soo socda iyo kuwa kale:
    a) magaca siyaasadda iyo mas'uulka/soo-jeediyaha;
    b) hordhac kooban oo ku saabsan Siyaasadda;
    c) ujeedooyinka siyaasadda iyo caddaymaha;
    d) habka istaraatijiiyadda Qiimeynta degaanka iyo bulshada oo kooban;
    e) arrimaha muhiimka ah ee degaanka, bulshada, dhaqaalaha dhaqanka iyo Saameynta;
    f) bedelka wanaagsan;
    g) kala-sarreynta doorarka kale;
    h) ganacsi, dib-u-dejin iyo magdhow; iyo
    i) gunaanadka iyo talooyinka siyaasadda.

5. Xafiiska Ra'iisul Wasaaraha ee u xilsaaran Siyaasadda ayaa horgeyn doona Baarlamaanka si loo ansixiyo.

Qodobka 32aad
Kormeerka iyo Qiimeynta Siyaasadda, Qorshaha ama Barnaamijka

1) Kormeerka iyo Qiimeynta, waxay wanaajisaa xiriirka ka dhexeeya fara-gelinta siyaasadda natiijooyinkooda iyo Saameyntooda, waxay kor-u-qaadaysaa la xisaabtanka iyo siyaasadaha waxtarka iyo waxtarka leh ee wax-ka-qabashada arrimaha degaanka, bulshada, dhaqaalaha iyo dhaqanka.

2) Mas'uulka/soo-jeediyaha Siyaasadda, Qorshaha ama Barnaamijku waa inuu mas'uul ka yahay dhammaan arrimaha Kormeerka iyo Qiimeynta oo u soo gudbiyaa warbixinnada Kormeerka iyo Qiimeynta Wasaaradda laba iyo tobankii biloodba mar (12) ama sida uu u arko lagama maarmaan agaasinku waqtiyada qaar agaasinku waa inuu si rasmi ah u qiimeeyaa natiijooyinka Kormeerka iyo Qiimeynta gudaha soddon iyo lix bilood (36) ama sida laga yaabo inuu agaasinku u arko iney lagama-maarmaan u tahay waqtiyada qaar iyadoo ku xiran xaaladda siyaasadda, qorshaha ama barnaamijka.

3) Agaasinku waa inuu kormeeraa kormeerka iyo Qiimeynta Siyaasadda iyadoo taageero farsamo ka helaysa Guddi-hawleedka Qiimeynta Saameynta Degaanka iyo Bulshada ee heer Federaal ah iyo Wasaaraddaha Degaanka ee Dawladdaha xubinta ka ah Dawladda Federaalka iyo Guddida Qiimeynta Saameynta Degaanka iyo Bulshada ee heer dawlad-goboleed hadii loo baahdo.

QEYBTA SHANAAD
HANTI-DHAWRKA DEGAANKA IYO BULSHADA
Qodobka 33aad
Hanti-dhawreyaasha Degaanka iyo Bulshada

Qof ma sameyn karo hanti-dhawrka degaanka iyo bulshada ilaa qofkaas si sax ah loo cadeyey oo loo diiwaan-geliyey si waafaqsan qodobka 46aad ee Xeerka Maaraynta Degaanka (Qiimeynta Saameynta Degaanka iyo Bulshada), 2024.

Qodobka 34aad
Mabaadi’da Aasaasigaa ee Hanti-dhawrka Degaanka iyo Bulshada

Qabashada hanti-dhawrka Degaanka iyo Bulshada waa in lagu saleeyaa mabaadi'dan soo socota:

a. Waxaa qabta shakhsi ama shirkad shahaado lagu siiyey oo ka diiwaan-gashan xafiiska Wasaaradda, si waafaqsan Xeerka Degaanka iyo Bulshada (Qiimeynta Saameynta, iyo hantidhawrka), 2024 waxaana loo fulineyaa si xirfadaysan; iyo

b. mas'uulka/soo-jeediyaha mashruucu wuxuu ku qasban yahay inuu ilaaliyo oo uu dheelitiro xaalada/awooda degaanka iyo horumar waara.

Qodobka 35aad
Hanti-dhawrka Degaanka iyo Bulshada

1) Dhammaan mashaariicda suurtagal ka ah inay saameyn xun ku yeelan karaan degaanka iyo bulshada waa in lagu sameeyaa hantidhawr degaanka iyo bulshada oo ku saleysan hagaha/hab-raaca Wasaaradda.

2) Mas'uulka/soo-jeediyaha mashruucu waa inuu ku sameeyaa hantidhawrka bilowga ah ee degaanka iyo bulshada muddo aan ka yarayn hal (1) sano oo aan ka badnayn saddex (3) sano ka dib marka la dhammeystiro ama la bilaabo mashruuca.

3) Mas'uulka/soo-jeediyaha waa inuu qabto hanti-dhawr ku salaysan Qiimeynta khatarta. Mashruucyada khatarta yar ee hoos yimaada mashruuca nooca B ee Jadwalka Kowaad ee la qabanayo saddexdii (3) sanoba mar, mashaariicda khatarta sare leh ee hoos timaada Mashruucyada Nooca A ee Jadwalka ugu horreeya oo la sameeyo laba iyo toban (12) biloodba mar, Haddii nolosha/muddada mashruucu ka gaaban tahay waqtiga aan kor ku soo xusnay,waxaa laga yaabaa in hanti-dhawrka loo baahdo si dhakhso ah, agaasinku waxa uu u baahan karaa baaris kale oo ku xiga hanti-dhawrka hore haddii loo arko lagama maarmaan.

4) Hanti-dhawrka hore ee degaanka iyo bulshada waa iney fuliyaan Qiimeynta Saameynta Degaanka iyo Bulshada iyo khabiir ku takhasusay hanti dhawrka oo uu ansixiyey agaasinku.

5) Hanti-dhawrka degaanka iyo arrimaha bulshada ee la cayimay waa in lagu sameeyaa iyadoo oo la raacayo arjiga faahfaahinta shaqada ee Agaasinku ansixiyey ee Wasaaradda.

Qodobka 36aad
Diyaarinta Warbixinta Hanti-dhawrka Degaanka iyo Bulshada

1. Warbixinta hanti-dhawrka degaanka iyo arrimaha bulshada waa in la diyaariyaa iyadoo la raacayo tilmaamaha guud ee hantidhawraha degaanka iyo bulshada kaas oo madax u noqon doona koox hanti-dhawrayaal ah.

2. Isbeddel kasta oo ku yimaadda baaxadda shaqada inta lagu jiro diyaarinta warbixinta degaanka iyo hanti-dhawrka waa iney ku heshiiyaan dhinacyada hanti-dhawrka degaanka iyo bulshada.

Qodobka 37aad
Qabashada Hanti-dhawrka Saameynta Degaanka iyo Bulshada

1. Qabashada hanti-dhawrka degaanka iyo bulshada waa inay ku jirto isticmaalka waydiimo la diyaariyey, booqashada goobaha degaanka, falanqaynta iyo tijaabada falaqaynta si waafaqsan Xeernidaamiyahan, qeybaha Warbixinta hanti-dhawrka Degaanka iyo Bulshada waa iney waafaqdaa shuruudaha loo dejiyey sida ku cad Jadwalka Afraad ee Xeer-nidaamiyahan.

2. Hanti-dhawraha degaanka iyo bulshada waa inuu:
    a) marka kowaad talada ku darsado faahfaahinta mashruuca;
    b) caddeeya ujeedada mashruuca, baaxadiisa iyo shuruudaha hanti-dhawrka;
    c) inuu u hoggaansamo sharciga degaanka ee qaranka iyo kan caalamiga ah iyo qaab-dhismeedka sharci ee caafimaadka iyo badbaadada iyo isticmaalka joogtada ah ee kheyraadka dabiiciga ah;
    d) xaqiijiyaa heerka u hoggaansanaanta mas'uulka/soojeediyaha mashruuca ee shuruudaha lagu dejiyey qorshaha maamulka degaanka iyo bulshada;
    e) qiimeeyaa wacyiga milkilaha/horumariyaha, aqoonta iyo mas'uuliyadda ku aaddan ku dhaqanka sharciyada khuseeya;
    f) dib-u-eegaa dokumeentiyada mashruuca ee la xiriira dhammaan kaabeyaasha dhaqaalaha iyo nashqadeynta si loo hubiyo ujeeddada ilaalinta degaanka iyo ka hortaga waxyeelo kasta;

g) baaraa barnaamijyada la socodka, hal-beegyada, iyo habraacyada loo dejiyey xakamaynta iyo sixitaanka tallaabooyinka degdega ah;

h) baaraa diiwaannada dhacdooyinka iyo shilalka iyo suurtogalnimada mustaqbalka ee dhacdooyinka iyo shilalka;

i) isku daraa Qiimeynta u nuglaanshaha cimilada, tallaabooyinka mudnaanta leh kuwaas oo lagu yaraynayo culayska ay keentay isbedelka cimiladu iyo falalka la qabsiga isbedelka cimilada;

j) kormeeraa dhammaan dhismeyaasha, goobaha iyo deyrarka ay wax-soo-saarka, tijaabinta iyo isku socodka alaabuhu ka socdaan gudaha iyo dibadda mashruuca, iyo sidoo kale meelaha alaabta lagu keydiyo, meelaha alaabta lagu tuuro, iyo in la diiwaan-geliyo dhammaan khataraha degaanka iyo bulshada ee la xiriira arrimahan oo kale;

k) baaraa oo uu helaa aragtida kooxda mashruuca, bulshooyinka degaanka ah kooxa nugul ee goobta mashruuca iyo dadka kale ee Saameyn caafimaad ama nabad-gelyo ku yeelan karo mashruucu; iyo

l) Qiimeyaa welwelka caafimaadka iyo degaanka ee hawlihii hore iyo kuwa socda.

Qodobka 38aad
Qaabeynta warbixinnada Hanti-dhawraha

1) Warbixinta hanti-dhawrka degaanka iyo bulshada waa iney lahaataa qaabkan soo-socda:

a) hordhaca kooban ee warbixinta;
b) Xogta heerka mashruuca ee hadda;
c) Ujeeddooyinka iyo baaxadda hanti-dhawrka;
d) Hab-maamuuska hanti-dhawrka, shuruudaha iyo hababka isticmaalka;
e) Natiijooyinka iyo indho-indhaynta;
f) Sharraxaadda arrimaha muhiimka ah oo ay ku jiraan meelaha uu ku wanaagsan yahay iyo meelaha uu ku liito mashruuca;
g) Tallooyinka;
h) Gebogebada;
i) liiska dokumantiyada la isticmaalay ama lasoo xigtay; iyo

j) lifaaqyada (sawiro, Qorshe hawleedka mustaqbalka, latalinta iyo liiska dadka ay khusayso ee lagala tashaday.)

2) Warbixinta hanti-dhawrka degaanka iyo bulshada waa inuu Saxiixa mid kasta oo ka mid ah shakhsiyaadka sameeyey hanti-dhawrka degaanka iyo bulshada.

3) Marka la dhammeeyo warbixinta daraasadda hanti-dhawrka bulshada iyo degaanka, mas'uulka/soo-jeediyuhu waa inuu soo gudbiyaa ugu yaraan shan (5) nuqul oo daabacan ama sida uu Agaasinku u oggolaado waqtiyada qaar iyo nuqul ka mid ah warbixinta oo ah qaab elektaroonig ah oo ku qoran qaabka la sheegay.

4) Marka la helo warbixinta hanti-dhawrka degaanka iyo bulshada, Agaasinku waa inuu todoba (7) maalmood gudahood ugu diraa nuqulka warbixinta:

a) dawlad-goboleedyada ay khuseyso;
b) mid kasta oo ka mid ah dhinacyada (hay'adaha dawliga ah) ee ay khusayso;
c) guddi-hawleedka heer federal,Guddiyada Qiimeynta Saameynta Degaanka iyo Bulshada iyo guddiga hantidhawrka ee heer gobol; iyo
d) marka ay wax ka badan hal Gobol ay ku lug leeyihiin, Maamulka Gobolka ee ay khusayso iyo qeybaha maareynta degaanku waa inay faallooyinkooda oo qoraal ah ugu soogudbiyaan Wasaaradda afar iyo toban (14) maalmood gudahood laga bilaabo maalinta ay helaan warbixinta hantidhawrka ee Wasaaradda.

5) Marka la helo faallooyinka ama haddii aan faallooyin la helin dhammaadka muddada kow iyo labaatanka (21) maalmood ah ee laga bilaabo taariikhda la helo warbixinta hanti-dhawrka, Wasaaradda ayaa sii wadi doonta iney qiimeyso warbixinta hanti-dhawrka.

6) Marka agaasinku ku qanco in hawlaha mashruucu u hogaansameen qorshaha maamulka degaanka iyo bulshada isla markaana aanay jirin wax Saameyn ah oo degaan iyo bulsho ah, agaasinku waa inuu sanad walba bixiyaa shahaadada u hogaansanaanta degaanka iyo bulshada ee foomka shanaad (5) ee

ku xusan Jadwalka labaad ee Xeernidaamiyahan shan iyo afartan (45) maalmood gudahood laga bilaabo taariikhda la helo warbixinta hanti-dhawrka.

Qodobka 39aad

Gudbinta Warbixinta Hanti-dhawrka Degaanka iyo Bulshada Warbixinta hanti-dhawrka degaanka iyo bulshada waa in loo gudbiyaa milkilaha ama hawl-wadeenka xarunta afar iyo toban maalmood (14) gudahood ka dib dhamaystirka hanti dhawrka.

Qodobka 40aad
Xakamaynta Hanti-dhawrka Degaanka iyo Bulshada

1. Xakameynta baaritaanka hanta-dhawrka degaanka iyo bulshada waa iney fuliyaan Wasaaradda mar kasta oo ay lagama maarmaan u aragto si loo hubiyo u hogaansanaanta mashruuca ee Qorshaha Maareynta Degaanka iyo Bulshada, waxaa kale oo la dammaanad qaadi karaa ka dib markii lagu guulaysto codsi qoraal ama hadal ah oo xubin dadweynaha ka mid ah u soo jeediyo si uu u sameeyo hantidhawrka.

2. Xakameynta hanti-dhawrka degaanka iyo bulshada waa iney xaqiijiyaan in mashruucu u hoggaansan yahay Qorshaha Maareynta Degaanka iyo Bulshada ee la dejiyey oo uu xaqiijiyaa ku filnaanshaha talaabooyinka yaraynta Saameynta xun ee degaanka.

3. Kormeerka ilaalinta degaanka iyo bulshada waa iney sameeyaan kormeerayaasha degaanka iyo bulshada.

Qodobka 41aad
Dalabka Hanti-dhawrka Ka dib

Guddi-hawleedka Qiimeynta Degaanka iyo Saameynta Bulshada waxa suurtagal ah iney soo saarto amar hagaajin ah oo lagu fulinayo tallaabooyinka sixitaanka ee lagu dhimayo xaalufka degaanka ee la muujiyey intii lagu jiray daraasad kasta oo hanti-dhawr ah.

Qodobka 42aad
Kormeer

1) Kormeeraha degaanka ee sharcigu awood u siiyey, waqti macquul ah, wuxuu geli karaa dhul kasta, dhismo ama goob kasta oo

mashruuc isagoo ay ujeeddadiisu tahay kormeer, si uu u baara diiwaannada iyo inuu wax ka weydiiyo mashruuca, kormeeraha degaanku wuu sameyn karaa ama sabab u noqan karaa in lagu sameeyo dhaqangelinta hanti-dhawrka degaanka iyo bulshada xarun kasta oo ay jirto sabab macquul ah oo lagu aamino in:

a) hawlaha laga qabanayo xarunta waxay jebineyaan ama ay u badan tahay iney ku xad-gudbaan Sharciga ama Xeernidaamiyahan;

b) dhaqdhaqaaqyada ka socda xarunta waxay u badan tahay iney keenaan khatar degdeg ah iyo waxyeello caafimaadka aadanaha, ama waxyeello aan loo baahnayn oo aan laga soo kaban karin u geystaan degaanka;

c) ku xad-gudub sharci kasta oo kale oo la xiriira degaanka, oo aan ahayn midka lagu sheegay farqada (1) (a) ee qodobkan, ayaa dhacaya.

2) Kormeeraha degaanka waa inuu:

a) Si waafaqsan qodobka (42) farqadiisa (1) (a) ama (b), u diraa hawl-wadeenka ama milkilaha xarunta ogeysiis qoraal ah, ugu yaraan siddeed iyo afartan (48) saacadood ka hor inta aan la sameyn hanti-dhawrka degaanka iyo bulshada; iyo

b) Si waafaqsan qodobka (42) farqadiisa (1) (c), waa in laga dalbadaa milkilaha inuu hanta-dhawr geliyo mashruuciisa muddada la cayimay, iyadoo wargelin ku filan loo dirayo.

3) Qofka diida inuu ka jawaabo su'aalaha, diido inuu isticmaalo dokumenti ama diido inuu bixiyo macluumaad kale oo uu si sharci ah u raadiyo kormeeraha degaanku wuxuu gelayaa dembi sida ku cad sharciga.

Qodobka 43aad
Kormeerka Degaanka iyo Bulshada ee Guddi-hawleedka Heer Federaal

1. Guddi-hawleed heer federaal ah waa inay la tashadaan Wasaaraddaha Degaanka ee Dawladdaha iyo guddiyada heer gobol iyo heer faderaal ama hay'adaha kale ee ay khuseyso:

a) la socdaan dhacdooyinka degaanka iyo bulshada iyadoo la eegayo in la sameeyo qiimeyn ku saabsan isbeddelada suurta-galka ah ee degaanka dabiiciga ah iyo saameyntooda;

b) la socodka hawlaha warshad kasta, mashruuc ama hawl kasta iyadoo la eegayo in la go'aamiyo Saameynta dhow iyo mustaqbalka fog ee degaanka;
c) marka laga reebo hadii daraasad barbilow ah la sameeyey, waa in milkilaha mashruuca laga dalbadaa in uu sameeyo daraasad si loogu ogaado halbeegyada aasaasiga ah ee degaanka iyo bulshada ee aagga mashruuca ka hor intaan la hirgelin;
d) go'aamiyaan halbeegyada iyo tilmaamayaasha la cabbiri karo ee loo adeegsan doono la socodka mashaariicda; iyo
e) in la sameeyo cabbiraadda isbeddellada degaanka ee dhacay intii lagu jiray hirgelinta mashruuca.

2. Guddi-hawleed heer federaal ah, isagoo la tashanaya Wasaaradda Degaanka ee Dawladda Federaalka iyo Dawladdaha xubinta ka ah fadaraalka ama hay'adaha kale ee ay khusayso waxay si joogto ah ula socdaan mashaariicda socda si waafaqsan hab-raacyada.

3. Guddi-hawleed heer federaal ah, marka la ogaado u hoggaansanaan la'aanta shuruudaha oggolaanshaha shahaadada daraasadda Saameynta degaanka iyo bulshada isla markiiba, waa inay bilaabaan tallaabo sixid ah.

Qodobka 44aad
Warbixinta Kormeerka

1) Ka dib marka la sameeyo kormeerka sida uu dhigayo qodobka 41aad ee sharciga, guddiga farsamadu waa inay u gudbiyaan warbixinta kormeerka Wasaaradda. Warbixinta waa inay ku jiraan:
a) magaca iyo ciwaanka goobta shaqada ee milkilaha mashruuca;
b) magaca mashruuca la soo-jeediyey;
c) taariikhda fulinta mashruuca la soo-jeediyey;
d) taariikhda warbixinta kormeerka ee ugu dambeysay, oo ay ku jiraan natiijooyinka warbixinta, tallaabada la qaaday iyo natiijada;
e) faahfaahinta xuduudaha degaanka ee lagu kormeerayo sida ku qeexan Qorshaha Maareynta Degaanka;
f) natiijooyinka shaqada kormeerka dhabta ah;
g) tallaabooyin cusub ee la fulineyo oo ay ku jiraan shuruudaha Qiimeynta soo socota; iyo

h) Natiijooyinka, gunaanadka iyo tallooyinka kooban oo aan farsamo ahayn.

2) Kormeeraha degaanku wuxuu u soo gali karaa dhul kasta ama dhisme kasta si uu ula socdo saameynta hawl kasta oo laga sameeyo dhulkaas ama dhismahaas ee degaanka.

QEYBTA LIXAAD
QODOBBO GUUD

Qodobka 45aad
Arrimaha Qiimeynta Saameynta Degaanka iyo Bulshada ee
Xuduudaha Ka Gudba

1) Marka mashruuc la filayo inuu saameyn ku yeesho xuduudaha, milkiluhu isagoo la tashanaya Wasaaradda waa inuu xaqiijiyaa in la sameeyey tallaabooyin yareyn kara oo ku habboon si looga fogaado waxyeello kasta oo imaan karta iyadoo la tixgelineyo heshiisyada jira ee u dhexeeya Soomaaliya iyo Dawladdaha kale.

2) Meesha ay u badan tahay in dhaqdhaqaaqu saameyn ku yeesho meel ka baxsan xudduudaha Soomaaliya, qiyaasidda baaxadda waa inay arrinkan muujisaa iyadoo la aqoonsanayo la Lana tashanayo dhinacyada danaynaya iyo kuwa ay khusayso ee dalalka deriska ah. Caawimaadda laga helayo Wasaaradda Degaanka iyo Isbeddelka Cimilada waxay noqoneysaa iney raadiyaan si loola xiriiro dhiggooda dalalka deriska ah.

3) Iyadoo la-talinta guud ee bulshada ee habka lagu qeexay Xeerka Maareynta Degaanka laga yaabo ineysan ka suuroobeynin dalalka ay saameysay, waxaa suurta-gal ah in la helo fikradahooda iyadoo loo marayo dhiggooda (Wasaaradaha Degaanka iyo Isbeddelka Cimilada) ee dalalkaas. Marka la eego nidaamkan warbixinta furan ah ee loo marayo (Wasaaradaha Degaanka iyo Isbeddelka Cimilada) ayaa laga yaabaa inuu ku caawiyo.

4) Hubinta tabashooyinka ay soo-jeediyeen dalka ay dhibaatadu saameysey si waafi ah loogu wajaho arjiga daraasadda Qiimeynta Saameynta degaanka.

5) Raadinta dhammaan macluumaadka loo baahan yahay ee khuseeya dalalka ay dhibaatadu saameysey, Wasaaradda ayaa gacan ka geysaneysa.

Qodobka 46aad
Helitaanka Xogta iyo Arrimaha ay tahay iney Qarsoonaadaan

1. Macluumaadka ama dokumentiyada uu qof kasta u soo gudbiyo Wasaaradda ee la xiriira qeybaha (2, 3, 4, 5, iyo 6) ee Xeernidaamiyahan iyo go'aanka xafiiska Agaasinku gaaro waa in dadweynaha loogu baahiyaa wargeysyada gudaha ah iyo warbaahinta elektaroonigga ah labadaba si waafaqsan Xeer-nidaamiyahan.

2. Qofka u soo gudbinaya macluumaad, Wasaaradda waxaa laga yaabaa inuu ka codsado Wasaaradda in macluumaadka qeyb ka mid ah ay tahay sir oo laga reebo macluumaadka loo soo bandhigayo dadweynaha iyadoo lagu saleynayo Sirta Ganacsiga Ama Danta Amni ee Qaranka.
3. Waa in xogtani ay sii ahaato mid ay heli karto Wasaaradda, agaasinkuna waa inuu qaadaa dhammaan tallaabooyinka lagu ilaalineyo sirta macluumaadka oo aan la koobiyeyn, faafin, daabicin ama shaacin macluumaadkaas.

Qodobka 47aad
Diiwaan-gelinta Khubarada Qiimeynta Saameynta Degaanka iyo Bulshada

1) Qofka codsanaya in loo diiwaan-galiyo xirfadle (Sarkaal sare, Sarkaal xigeen ama shirkad) si waafaqsan Xeer-nidaamiyahan waa inuu u hoggaansamaa shuruudaha u-qalmitaanka iyo xeerka anshaxa sida ku cad Jadwalka Afaraad ee Xeer-nidaamiyahan.

2) Codsiga diiwaan-gelinta xirfadlaha waa inuu ku jiraa foomka 3aad ee lagu qeexay Jadwalka Labaad ee Xeer-nidaamiyahan.

3) Codsiga ku xusan xeerkan waa inay la socotaa kharashaadka diiwaangelinta sida lagu qeexay Jadwalka Afaraad ee Xeer-nidaamiyahan.

Qodobka 48aad
Shatiga Khubarada Qiimeynaya Degaanka iyo Bulshada

Shatiga khabiir ku takhasusay Qiimeynta degaanka iyo bulshada ee la tixraacayo waa inuu ahaadaa mid waafaqsan Foomka (1) ee ku xusan Jadwalka Labaad ee Xeer-nidaamiyahan, waxaana lagu bixin doonaa kharashaadka uu cayimay agaasinku waqtigaas.

Qodobka 49aad
Anshaxa Khubarada Qiimeynaya Saameynta Degaanka iyo Bulshada

1) Khubarada Qiimeynta Degaanka waa inay u dhaqmaan si xirfadeysan, sax ah, cadaalad ah iyo si aan eex laheyn u gutaa shaqadooda.

2) Khubarada Qiimeynta Degaanka iyo Bulshada oo shahaado iyo shati haysta si waafaqsan Xeer-nidaamiyaha, waxaa ay asaasi karaan urur xirfadeed si ay u taageeraan horumarinta xirfadeed oo ay ku jirto sida ku cad qeybta anshaxa- Xeer-nidaamiyahan ee Jadwalka Afaraad.

Qodobka 50aad
Ansixinta ama Diidmada Mashruuca

1. Wasaaradda ama qof ka socdo mas'uuliyad madani ah ama ciqaab ah, kama saarno ansixinta mashruuc ama natiijada ka timaadda mashruuca la ansixiyey, lagumana qaadi karo fal-dambiyeed madani ah ama ciqaab ah, sababtiisa tahay oggolaanshaha, diidmada, ama shardi kasta oo ku lifaaqan oggolaanshaha.

2. Xaqiijinta la xiriirta Qiimeynta Saameynta Degaanka iyo Bulshada ee ka difaaceysa fal kasta oo madani ah ama Dacwad ciqaab ah ama fal kasta oo hoos yimaada sharci kasta oo khuseeya mashruuca ama qaabka loo maamulay ama looga shaqeeyey.

Qodobka 51aad
Dembiyada

1. Iyadoo aan loo eegin shati oggolaansho lagu bixiyey si waafaqsan sharciga, qof kasta oo bilaaba, fuliya, ama dhaqan-geliya mashruuc kasta isagoo aan oggolaansho ka helin Wasaaradda sida ku xusan Xeer-nidaamiyahan, wuxuu gelayaa dembi isagoo muteysanaya ciqaabta lagu qeexay qeybtan.

2. Qofka wuxuu gelayaa fal-dembiyeed hadii uu:
    a. ku guul dareysto inuu diyaariyo oo u gudbiyo warbixinta mashruuc kooban/Qiimeynta Saameynta Degaanka iyo

Bulshada Wasaaradaha Degaanka ee Dawlad goboleedyada ama Wasaaradda taas oo ka soo horjeedda Xeernidaamiyahan;

b. ku guul dareysta inuu diyaariyo oo uu soo gudbiyo Warbixinta Daraasadda Saameynta Degaanka iyo Bulshada taas oo ka soo horjeeda Xeer-nidaamiyahan; iyo
c. jebiya shuruudaha lagu siiyay shatiga mashruuca Qiimeynta Saameynta degaanka iyo bulshada.

Qodobka 52aad
Rafcaan

1. Qof kasta oo:
   a) Loo diiday bixinta shatiga ama wareejinta shatiga si waafaqsan Xeer-nidaamiyahan;
   b) Lagu soo rogo shuruudo ama xaddidaad ama hakin lagu sameeyo shatigiisa;
   c) La buriyo shatiga lagu bixiyey si waafaqsan Xeer-nidaamiyahan;
   d) Lagu soo rogay amar dib loogu soo celiyo degaanka ama lagu horumarineyo degaanka, amarkaas oo uu bixiyey Wasaaradda Degaanka;
   e) Loo diiday ansixinta ama dib-u-celinta shatiga Qiimeynta Saameynta degaanka;
   f) Loo Diiday oggolaanshaha qorshe ama barnaamij ama in lagu soo rago xaddidaad shati ama hakin oggolaansho la bixiyey.

2. Qof kasta oo ku qanci waaya go'aanada lagu gaaray si waafaqsan faqrada (1) ee qodobkan, wuxuu rafcaan ka qaadan karaa muddo lixdan (60) maalmood gudahooda oo ka bilaabanyso taariikhda go'aanka uu go'aanka soo baxay ama lasoo gaarsiiyo, go'aanka Gudiyada Qiimeynta Saameynta Degaanka iyo Bulshada ee heer Fadaraal iyo Guddi-hawl-wadeenka Hanti-dhawrka.

3. Qofka go'aanka ku qanci waaya soddon (30) maalmood gudahood ka dib go'aankaa ama amarkaas, wuxuu rafcaan ka qaadan karaa go'aankaas wuxuuna cabashadiisa u gudbin karaa Guddiga Qiimeynta Saameynta Degaanka iyo Bulshada ee heer fadaraal iyo guddihawleedka hanti-dhawrka.

4. Oggolaanshaha lagu bixiyey oo la xiriirta qiimeynta saameynta degaanka uma noqoneyso difaac dacwad madani ama ciqaab ah oo uu fal-dembiyeed ka dhigayo Xeerarka Dalka.

Qodobka 53aad
Diiwannada

Agaasinku waa inuu ilaaliyaa diiwaannada soo socda:

a) Dhammaan diiwaannada shatiga Qiimeynta Saameynta degaanka iyo bulshada ee lagu bixiyey Xeer-nidaamiyahan;
b) Diiwaanka Qiimeynta Saameynta Degaanka iyo Bulshada, kormeerka, iyo hanta-dhawrka degaanka;
c) Diiwaanka oggolaanshaha codsiyada doonaya ka saarista macluumaadka gaarka loo leeyahay xogta ay dadweynuhu heli karaan;
d) Dhammaan Diiwaannada khubarada Qiimeynta Saameynta Degaanka iyo Bulshada ama shirkado khubaro ah oo si sharci ah loogu oggolaaday iney qabtaan ama diyaariyaan hanti-dhawrka degaanka iyo diiwaanka warbixinnada hanti-dhawrka degaanka iyo bulshada;
e) Dhammaan Dokumentiyada machadyada tababarrada ee la aqoonsan yahay ee bixiya shahaadooyin si ay u qabtaan Qiimeynta Saameynta Degaanka iyo Bulshada;
f) Dadweynuhu waa iney heli karaan Diiwaanadda ay hayso wasaaradda, waxayna u baari kartaa cid kasta si waafaqsan shuruudaha ay dajisay Wasaaradda.

Qodobka 54aad
Kaalinta Wasaaradda

Kaalinta Wasaaradda iyo Wasaaradaha Degaanka ee Dawladdaha Xubinta ka ah Federaalka ee ku aaddan dhaqan-galinta Xeernidaamiyaha waa:

1. Hoggaaminta Qiimeynta Degaanka iyo Bulshada ee siyaasadaha, barnaamijyada iyo istaraatijiyadaha heer Federaal ee Soomaaliya.
2. Wasaaradaha Degaanka ee Dawladdaha xubinta ka ah Faderaalka si ay u helaan xog kooban oo ku saabsan mashaariicda qeybta B (khatarta dhex-dhexaadka ah iyo kuwa yar yar) ee gudaha Gobolka.

Qodobka 55aad

Wareejinta ama U-idmashada Hawlaha

Wasaaraddu waxay u wareejin kartaa ama u idman kartaa hawlo kasta oo uu Xeer-nidaamiyahani jideeyey, Wasaaraddaha Degaanka ee Dawlad-goboleedyada ama waax ka tirsan wasaaradda, si ay u gutaan hawshaas.

JADWALKA KOWAAD
MASHAARIICDA LA DHAQAN-GELINAYO
QEYBTA (A)
MASHAARIICDA HALISTA BADAN KA DHALAN KARTO

TILMAAN GUUD:

a) Mashaariicda sababaya in isbedel balaaran uu ku dhaco isticmaalka dhulka;
b) Qorsheyaasha heer Qaran iyo kuwa dawlad-goboleed;
c) Mashaariicda dhalan-rogeysa dhulka cagaaran ama keymaha, dhul-beereedka ku yaala magaalooyinka ee cabir kiisu ka badan yahay 20 Hektar; iyo
d) Kaabeyaasha waaweyn ee ku dhaw dhulka u nugul fatahaadda.

BEERAHA:

a) qodaalka(carageddinta) beeraha ee ka badan 100 Hectare (Ha);
b) mashaariicda horumarinta biyaha;
    (i) Baliyada ka wayn 300Ha;
    (ii) Biyo gaarsiinta ama gelinta ka badan 500 Ha;
    (iii) Fatahaadda ama daad celinta/moosidda ka badan 500 Ha;
c) gacamada (kanaallada) waraabka ee ka badan 500 Ha;
d) falidda dalaga kaligis ee ka badan 100 Ha;
e) qodaalka (carageddin) ubaxa ee ka badan 5Ha; iyo
f) hadiiba, qodaalku keenayo barakac ku dhacaysa bulshada waxaa lagama-maarmaan ah in la helo qorshaha dib-u-dejinta.

MAAREYNTA DHUL-DAAQ-SIMEEDKA IYO XOOLAHA:

a) dhaqidda xoolaha tiradoodu ka badan tahay 1000 neef; iyo
b) socodka ama geediga xoolo (Lo') ka badan 5000 neef.

KEYMAHA:

a) jarida dhirta qoriga looxa (dhirta loo beeray in looxa laga dhigo) ee ka badan 5 Ha;
b) jarida iyo farsameynta qoriga looxa iyadoo la'isticmaalayo kiimiko;

c) dhismaha wadooyinka dhex maraya kaymaha (muhiim ma aha dhererka wadadu inta uu la eg yahay);
d) banneynta iyo dhalan-roga kaymaha si loogu isticmaalo ujeedo/isticmaal kale; iyo
e) Marka dhir qalaad la rabo in lagu beero, marka la sameynayo dhirayn/ kayn dad sameeyen, la rabo in nooca dhirta ka mid ah kaynta laga dabar-jaro.

KALUUMAYSIGA:
a) beerashada/dhaqashada kaluun, sida Aargoosatada si looga ganacsado; ama
b) Warshadeynta kaluunka iyo keydintiisa ee ka badan 50 tan maalintii.

DUUR-JOOGTA:
a) dib-u-soo celinta ama beddelka noocyada cusub ee noolaha dhirta iyo xayawaanka ah;
b) dhaqashada noocyada xayawaanka; iyo
c) marka la sameynayo goobo:
   (i) xayawaanka lagu ilaaliyo laguna daryeelo;
   (ii) lagu ilaaliyo, daryeelo islamarkaana lagu daawado, aqoonna laga kororsado; iyo
   (iii) goob lagu ilaaliyo oo lagu daryeelo xawayaanka dhasha ah ee gacanta lagu dhigo, kuwaas oo aan noolaan karin hadii aanay helin daryeel iyo xanaano dheeraad ah.

HORUMARINTA GOOBAHA DALXIISKA IYO TAMASHLAYNTA:
a) dhismaha hoteelada iyo adeegyada la xiriira ee harooyinka, wabiyada, jasiiradaha iyo badaha;
b) hoteelada iyo adeegyada la xiriira ee laga dhisayo dusha sare ee buuraha; iyo
c) Horumarinta adeegyada dalxiiska iyo tamashlaynta ee dhulka seereyaasha ah amaba agagaarka seereyaasha (seere kaymeedka, seere dalxiiska, seere badeedka IWM.)

TAMARTA:
a) horumarinta habka gudbinta xoogga korontada,
b) qoddidda iyo soosaarida tamarta Gaasta (LPG);
c) warshadaha tamarta kulka loogu badelo tamarta korontada, taas oo awooddeedu ka wayn tahay 50 MW;

d) Sameynta goobaha tamarta korantada lagaga dhaliyo qulqulka biyaha.
e) sameynta warshadaha tamarta ka dhaliya awooda Nukliyarka;
f) sameynta goobaha tamarta korontada lagaga dhaliyo awoodda dabeysha; iyo
g) Horumarinta nooca ama noocyada kala duwan ee tamarta la cusboonaysiiyo, kuwaas oo laga dhalineyo koronto baaxad leh.

BATROOLKA:
a) sahminta iyo horumarinta goobaha saliidda iyo gaaska;
b) dhismaha dhuumaha badda iyo kuwa barriga;
c) dhismaha iyo horumarinta ceelasha saliidda iyo gaaska, farsameynta, habeynta, maareynta iyo keydintooda;
d) dhismaha warshadaha saliida lagu sifeeyo; iyo
e) gudbinta saliida iyadoo la'isticmaalayo dhuumaha saliida qaada.

GAADIIDKA IYO WADOOYINKA:
a) dhismaha iyo/ama balaarinta wadooyinka;
b) dhismaha garoonnada diyaaradaha ee waaweyn, garoonnada diyaaradaha ee yaryar iyo adeegyada kale ee la xiriira;
c) dhismaha iyo balaarinta xadiidka tareenadu maraan; iyo
d) dhismaha iyo balaarinta dekadaha.

CUNTADA IYO CABITAANKA:
a) warshadaha Sokorta soo saara; iyo
b) warshadaha tubaakada farsameeya.

WARSHADAHA MARYAHA:
Warshadaha wax-soo-saarka dharka cudbiga, suufka iyo adeegyada kale ee la xariira sida (tolidda, falkinta, qalajinta cudbiga iyo suufka).

WARSHADAHA HARGAHA:
Warshadaha farsameeya hargaha, saamaha iyo wax-soo-saar kale ee la xiriira.

WARSHADAHA WARQADAHA IYO BUUGAAGTA:
Warshadaha soo saara warqadaha, buugaagta iyo agabka la xiriira iyadoo laga farsameynayo qoriga dhirta.

DHISMAHA IYO INJINEERIYADA:
a) goobaha warshadaha iyo goobaha degsiimada; iyo
b) horumarinta xeebaha.

WARSHADAHA KIIMIKOOYINKA:

a) soo-saarista iyo keydinta sunta cayeyaanka ama kiimikooyinka kale ee khatarta ah;
b) soo-saarists alaabta dawooyinka (Farsamo);
c) soo-saarista rinjiga;
d) soo-saarista saabuunta iyo nadiifiyeyaasha kale; iyo
e) soo-saarista carro-nafaqeeyeyaasha.

QODDIDA KHEYRAADKA:

a) Qoddida iyo sifeynta shidaalka Gaaska (LPG); iyo
b) Qoddida macdan si kooban ama si balaaranba.

WARSHADAHA KALE EE WAX-SOO-SAARA (Macdanta ahayn) Soo-saarista shamiitada (sibidhka):

BIRRAHA IYO FARSAMEYNTOODA:

a) Soo-saarista noocyada biraha ee ay kamid yihiin (Aluminium, Copper, Lead, Nickel, Tin, Titanium and Zinc); iyo
b) Soo-saarista birta iyo xaddiidka culus.

KORONTADA IYO ELEKTOROONIKADA:

Soo-saarista beteriyada iyo dib-u-farsameyntooda.

MAAREYNTA QASHINKA IYO GOOBAHA QASHIN-QUBKA:

1. Qashinka sunta ah iyo kuwa halista ah:
    a. dhismaha goobaha qashinka lagu gubo;
    b. dhismaha warshadaha dib-u-habeynta qashinka;
    c. dhismaha warshadaha lagu sifeeyo biyaha wasakheysan ee bullaacadaha;
    d. dhismaha goobo qashin-qub oo amaan ah; iyo
    e. dhismaha goobo ku-meel-gaar ah oo qashinka lagu keydiyo.

2. Qashinka adag ee ka soo baxa magaalooyinka;
    a. dhismaha goobo qashin-qub oo lagu xabaalo qashinka adag ee ka soo baxa magaalooyinka;
    b. wasakhda dareeraha ah ee magaalooyinka; iyo
    c. dhismaha nidaamka bullaacadaha.

QEYBINTA BIYAHA:

a) qeybinta biyaha togagga iyadoo la isticmaalayo kanaalo;
b) duwidda qulqulka biyaha ee dabiiciga ah;

c) hababka biyaha looga jiito/kaxeeyo goob ilaa goob kale;
d) ka faa'iidaysiga biyaha dhulka hoose ku jira iyo kuwa dusha mara;
e) warshadaha biyaha lagu sifeeyo; iyo
f) baliyada ama biyo-xireennada.

QORSHEYNTA HORUMARINTA DHULKA, HAGAAJINTA DHULKA, GURIYEYNTA IYO GOOBAHA LA DAGAN YAHAY:

a) dhulka loo baahan yahay in dib-u-dejin lagu sameeyo;
b) sameynta xarumo/goobo qoxoonti degan yahay;
c) dhulka biyuhu fadhiyaan ama dhul biyoodka loo rogayo dhulka qalalan; iyo
d) qodidda gidaarada loogu talo-galay celinta fatahaada mowjadaha badda, jidadka dadku ku lugeeyaan, moosaska fatahaada la iskaga difaaco, saaqiyadaha (tubooyinka) biyaha qaada iyo meelaha wabiyadu ay biyaha kaga daraan badweynta.

QEYBTA B. MASHAARIICDA HEERKA DHEXE IYO KUWA YARYAR EE AAN LAHAYN HALIS WEYN

FAAHFAAHINTA MASHAARIICDA LOO BAAHAN YAHAY
Liiska mashaariicda heer ka dhexe iyo kuwa yaryar ee u baahan in diiwaanka lagu qoro, hasayeeshee, aan u baahnayn in lagu sameeyo daraasad buuxda oo lagu ogaanayo dhibaatada ka dhalan karta. Sidoo kale, mashaariicdani uma baahna in lagu sameeyo daraasad hordhac ah iyo mid koobanba, kaliya waxay u baahan yihiin in la eego nuxurka mashruuca ka dibna, la siiyo shahaadada ansaxinta.

BEERAHA,
a) qodaal balaaran (<50 ilaa 10 Ha); (b) Mashaariicda horumarinta khayraadka biyaha;
b) qeybinta biyaha (baaxadda dhulka (<200 ilaa <50 Ha, fatahaadcelinta (baaxadda dhulka (<200 ilaa <50Ha); (iii) waraabka, saaqiyadaha (tubooyinka) (baaxadda dhulka (<200 ilaa <50), qodaal keliya oo ku fadhiya dhul balaaran (<50 Ha).
c) qodaalka ubaxa (<2 Ha).

MAAREYNTA DHUL-DAAQSIMEEDKA IYO XOOLAHA

a) dhaqidda xoolaha tiradoodu ka badan tahay (< 1000 ilaa <500 neef); iyo
b) Socodka ama geediga xoolo (Lo) ka badan (< 500 ilaa < 100 neef.

KEYMAHA Marka la rabo in nooc dhirta ka mida keynta laga dabar-jaro.

KALLUUMAYSIGA Warshadeynta kalluunka iyo keydintiisa ee ka yar 10 tan maalintii.

HORUMARINTA DALXIISKA IYO TAMASHLAYNTA

Booqashada dhulka baadiyaha ah, iyadoo guryo ku-meel-gaar ah goobta laga dhisanayo si loogu hoydo.

CUNTADA IYO CABITAANKA

a) habeynta tubaakada;
b) sharaabka iyo cuntada la warshadeeyey; iyo
c) kawaannada xoolaha lagu gawraco (Mashaariicda oo dhan, kuwaasoo tirada xoolaha ay qalayaan ka yar tahay).

WARSHADAHA MARYAHA

Tolliinka iyo falkinta dharka cudbiga iyo suufka ah ee ay sameynayaan qof ama dad kooban.

DHISMAHA IYO INJINEERIYADDA,

a) iskuulka ay dhiganayaan arday ka yar 360, Rug caafimaad,

Xarumaha caafimaadka daryeelka hooyooyinka iyo dhallaanka; b) riigagga; iyo

c) balliyada yaryar.

BIRAHA IYO FARSAMEYNTOODA Goobaha gaadiidka lagu dayactiro/Geerashyada.

KORANTADA IYO ELEKTOROONIKADA
Qotominta/rakibaadda biraha isgaarsiinta iyo fidintooda.

MAAREYNTA QASHINKA IYO GOOBAHA QASHIN-QUBKA

a) qashinka qoysaska magaalooyinku soo saaraan;
b) dhiska warshadaha carro nafaqeeyeyaasha ka sameeya haraaga cuntada, caleemaha dhirta iyo digada xoolaha; iyo
c) wasakhda dareeraha ee magaalooyinka.

MASHAARIICDA SHIDAALKA LA XIRIIRA

Kaalimaha shidaalka iyo Warshadaha yaryar ee gaaska (LPG).

JADWALKA LABAAD,
FOOMKA QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHADA
FOOM KOWAAD, ISTICMAALKA

Tixraaca isticmaalka No.

XEERKA MAAREYNTA DEGAANKA

CODSI OGGOLAANSHO SAMEYN DARAASAD LAGU OGAANAYO SAAMEYNTA DEGAAN KA IYO BULSHADA KU LEEYAHAY MASHRUUC AMA QORSHE HORUMARINEED

QEYBTA, A FAAHFAAHINTA MILKILAHA MASHRUUCA

A1. Magaca milkilaha (Qof ama Shirkad) ----------

A2. Lambarka boostada ----------

A3. Magaca qofka lala xiriiri karo ----------

A4. Telefoon lambarka ----------

A5. Email-ka ----------

QEYBTA B. FAAHFAAHINTA MASHRUUCA

B1. Magaca mashruuca ----------

B2. Ujeeddada mashruuca iyo inta uu la egyahay ama ka kooban yahay --

---

B3. Faahfaahin kooban oo ku saabsan tallaabooyinka waaweyn ee mashruucu qaadayo ----------

---

B4. Meesha mashruuca laga fulineyo (bedka goobta, gobolka, loolka iyo dhigta goobta mashruuca laga fulineyo) ----------
---

QEYBTA C. CADEYNTA MILKILAHA MASHRUUCA AMA WAKIIL KIISA

Waxaan halkan ku caddeynayaa in xogta sare ku xusan ay saxan tahay isla markaana ay run tahay inta aan ka ogahay

Magaca: ----------
mas'uuliyadda qofka hayo----------

Saxiixa----------Wakiil ka ahay ----------

Taariikhda ---------- (Magaca shirkadda iyo Shaabbadda) ----------

QEYBTA D. FAAHFAAHINTA KHUBARADA SAMAEYNAYSA DARAASADDA/QIIMEYNTA DEGAANKA.

Magaca (Qofka ama Shirkadda) ----------

Shahaadada diiwaan-gelinta shirkadda ----------

Lambarka shatiga mihnadda Qiimeynta degaanka ----------

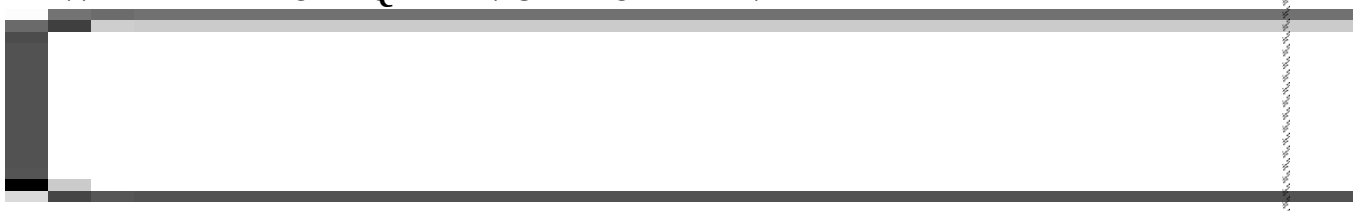
Lambarka Boostada ----------Telefoonka ----------

Emial-ka ----------

Mas’uuliyadda qofka ----------Saxiixa----------

---Tariikhda----------

QEYBTA E. WAXAA ISTICMAALI KARA KALIYA MAS'UULIYIINTA DAWLADDA EE SHAQADAN U XILSAARAN



La ansixiyey Lama ansixin

Faallo.

Magaca mas'uulka ---------- mas'uuliyadda uu hayo----------

Saxiixa----------Taariikhda----------

Qof kasta oo si been-abuur ah u sheega warbixin ama wax-ka-beddela warbixinta mashruuca wuxuu gelayaa dembi sida waafaqsan xeerkan.

F.G:

Fadlan soo gudbi kuwan soo socda:
(a) Saddex (3) nuqul oo foomkan ah oo si sax ah loo buuxiyey; (b) Saddex (3) nuqul oo ah warbixinta Kooban ee Qiimeynta Saameynta Degaanka uu mashruucu ku yeelan karo.

Agaasimaha Guud,
Wasaaradda Degaanka iyo Isbaddelka Cimilada,
Muqdisho, Somalia

FOOMKA LABAAD
SHATIGA OGGOLAANSHAHA QIIMEYNTA SAAMEYNTA
DEGAANKA IYO BULSHADA EE MASHRUUCA

Lamberka shatiga ----------

Tixraaca codsiga ----------

WAXAA ISTICMAALI KARA KALIYA MAS'UULIYIINTA DAWLADDA EE SHAQADAN U XIL SAARAN
XEERKA MAAREYNTA DEGAANKA
SHATIGA QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHADA

Waxaan halkan ku caddeynayaa in warbixinta Qiimeynta Saameynta Deeganka iyo Bulshada ee mashruuca ---------- ee uu soo gudbiyey ---------- (magaca qofka /ama shirkada), xarunteedu/tiisu tahay ----------, warbixin taasoo loo soo gudbiyey Wasaaradda Degaanka iyo Isbadelka Cimilada, ee Dawladda Federalka Soomaaliya si waafaqsan Xeer-nidaamiyahan Lr--- 2024, Qiimeynta Saameynta Degaanka iyo Bulshada ee Mashaaruuca. (magaca mashruuca) ----- ---------- ujeeddadiisu tahay in uu sameeyo ----------, mashruucaas oo laga fulineyo goobta----------degmada ----------waa la hubiyey, waxaana la siiyey shatigan oggolaanshaha fulinta mashruuca.
Waxaa la raaciyey shuruudaha ku xusan lifaaqa.
Taariikhda: ----------
Saxiixa ---------- Shaabbadda ----------

Ku: Agaasimaha Guud,
Wasaaradda Degaanka iyo Isbadelka Cimilada,
Muqdisho, Somalia

FOOMKA SADDEXAAD
CODSIGA KHUBARADA SAMAYSA QIIMEYNTA SAAMEYNTA
DEGAANKA IYO BULSHADA EE MASHRUUCA

Tixraaca codsiga----------

XEERKA MAAREYNTA DEGAANKA 2024
CODSIGA SHATIGA MIHNADA QIIMEYNTA SAAMEYNTA
DEGAAN IYO BULSHO EE MASHAARIICDA
QEYBTA A, FAAHFAAHINTA CODSADAHA

A1. Magaca codsadaha (qof ama shirkad) ----------

A2. Jinsiyadda ----------

A3. Haddii ay shirkadu tahay (ma wadanibaa mise waa shisheeye) ----
---

A4. Lambarka diiwaan-gelinta ganacsi ee shirkadda ----------

A5. Lambarka Boostada ----------

A6. Lambarka teleefoonka ----------

A7. Email-ka----------

A8. Heer waxbarasho iyo khibrada codsadaha ----------

A9. Liiska khubarada, dhalashadooda, heer kooda waxbarasho iyo khibradooda. ----------
---

A10. Takhakhuska ----------

A11. Khibrada shaqo ee la xiriira Qiimeynta Saameynta degaan iyo bulsho (Jaantus geli) ----------
---
A12. Xubinnimada urrurada ay ku midoobeen khubarada arrimaha degaanku ----------

A13. Codsiga shatiga shaqada lagu qabanayo (dooro meesha ku haboon) Hormuud Kaliye hormuud Shirkad

QEYBTA B, CADEYNTA CODSADAHA
Waxaan halkan ku caddeynayaa in xogta sare ku xusan ee aan bixiyey tahay mid sax ah, oo run ah inta aan ka ogahay, sidaas ayaanna aamin sanahay.

Magaca codsadaha ----------

Saxiixa codsadaha ----------

Tariikhda ----------

Ka wakiil ah ----------

Magaca shirkadda iyo shaabbadda

QEYBTA C, WAXAA ISTICMAALI KARA KALIYA MAS'UULIYIINTA DAWLADA EE SHAQADAN U XIL SAARAN.

La ansaxiyey

Lama ansixin

Faallo

Magaca ---------- Mas'uuliyada ----------

Saxiix ----------

Taariikhda ----------

FOOMKA AFARAAD, SHAHAADADA MIHNADA

Tixraaca codsiga----------
Lambarka diiwaan-gelinta ----------

XEERKA MAARAYNTA DEGAANKA 2024
SHAHAADADA MIHNADA QIIMEYNTA SAAMEYNTA DEGAAN IYO
BULSHO EE MASHRUUCA

Waxaan caddeynayaa in Mudane/Marwo ----------
----------oo laga helo ----------
inuu /inay dhamaystiray/tay shuruudihii looga baahnaa ee mihnada Sameynta Qimeynta Saameynta Degaanka iyo Bulshada ee mashruuca si waafaqsan Xeerka Maareynta Degaanka 2024. waxaanna loo oggolaaday inay/inuu qaban karo shaqada kor ku xusan, heerka ----------
-

Shahaadadani waxay shaqayneysaa laga bilaabo ----------
---------- ilaa ---------- Tariikhda ----------
Saxiixa ---------- Agaasimaha Guud,
Wasaaradda Degaanka iyo Isbadelka Cimilada,
Muqdisho, Somalia

FOOMKA SHANAAD
U HOGAANSANKA SHAHAADADA

Tixraaca codsiga ----------
Lambarka shahaadada ----------

XEERKA MAARAYNTA DEGAANKA 2024
SHAHAADADA U HOGAANSANAANTA QIIMEYNTA SAAMEYNTA
DEGAANKA IYO BULSHADA

Tixraaca codsiga ----------
Tariikhda ----------
Cinwaanka ----------
Milkiilaha Mashruuca ----------

Wasaaradda Degaanka iyo Isbeddelka Cimilada ee Dawlada Federalka Somaliya, waxaa uu dib u eegay warbixinta, waxaanu ogaaday iney u hoggaansantay oo ay waafac san yahay shuruudaha Maareynta Degaanka (Qiimeynta Istaraatijiga, Qiimeynta Degaanka iyo Bulshada), 20--- sidaaradeed waxaa uu bixineyaa Shahaadada U hogaansanaanta Qiimeynta Saameynta Degaanka iyo Bulshada muddo dhan ----- oo ka bilaabanta --------- kuna eeg---------

Taariikhda ----------
Saxiix ----------
Shaabbada ----------

Agaasimaha Guud,
Wasaaradda Degaanka iyo Isbadelka Cimilada,
Muqdisho, Somalia

Shuruudo sugnaanta shahaadada.

1. Waa in la hubiyaa in si buuxda loogu hogaansamo qorshaha maareynta degaanka ee ay soo jeedisay warbixinta baarista degaanku.

2. Wasaaradda Degaanka iyo Isbeddelka Cimilada ee Dawladda Federaalka Soomaaliya waxaa uu leeyahay awood buuxda uu kaga xayuubiyo ama ku tirtiro shahaadada la bixiyey haddii loo hogaansami waayo shuruudaha iyo xeerarka saldhiga u ah ay ku jirto, Xeerka Maaraynta Degaanka 2024 iyo Xeer-nidaamiyahan.

FOOMKA LIXAAD
OGEYSIIS FAALLOOYINKA DADWEYNAHA
XEERKA MAAREYNTA DEGAANKA 2024

OGEYSIINTA DADWEYNAHA SIDII AY U SOO GUDBIN LAHAAYEEN FAALLOOYINKA KU SAABSAN WARBIXINTA QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHADA

Iyadoo la raacayo Xeerka Maareynta Degaanka 2024 iyo Xeernidaamiyahan (Qiimeynta Degaanka iyo Saameynta Bulshada), Wasaaradda Degaanka iyo Isbadelka Cimilada waxaa loo soo gudbiyey warbixinta Qiimeynta Saameynta degaanka iyo bulshada ee mashruuca
la fulinayo ----------

Faahfaahinta Mashruuca ----------

Mashruuca laga fulinayo degmada----------
----Saameynata mashruuca ee la saadaaliyey waxaa ka mid ah ---------
-----

(Si kooban u sharax Saameynta mashruucu ee la filayo inuu yeesho iyo tallaabooyinka la qaadayo si loo yareeyo)----------
---

Warbixinta dhamaystiran ee mashruuca la soo jeediyey waxaa laga eegi karaa sida hoos ku xusan saacadaha shaqada,

1. Xarunta guud ee Wasaaradda Degaanka iyo Isbadelka Cimilada

2. Xafiisyada Wasaaradda ee Maamul-goboleedyada
3. Website ka Wasaaradda : http://www.decc.gov.so/

Wasaaradda Degaanka iyo Isbadelka Cimilada waxay dadweynaha ka codsaneysaa inay ka soo ra'yi dhiibtaan hab-qoraal soddon (30) maalmood gudahood oo ka bilaabanaysa maalinta ogaysiiskan la baahiyey, kuna soo hagaajiyaan.

1. Agaasimaha Guud ee Wasaaradda Degaanka iyo Isbaddelka Cimilada
2. Xafiisyada heer Maamul-goboleed

Taariikhda ----------

Saxiixa ----------

Agaasimaha Guud,
Wasaaradda Degaanka iyo Isbaddelka Cimilada,
Muqdisho, Somalia

JADWALKA SADDEXAAD
HAGE GUUD OO KU SAABSAN QIIMEYNTA SAAMEYNTA
DEGAANKA IYO BULSHADA
WAAFAQSAN XEER-NIDAAMIYE 8(1)
ARJIGA XOGTA MASHRUUCA OO KOOBAN
MAAMUL GOBOLEEDYADA

Wasaaradda Degaanka iyo Isbeddelka Cimilada
Dhammaan waraaqaha waxaa lagu socod siinayaa wasiirka

Tixraac---------- Lambarka qabashada ----------

---Tariikh----------

1. Xogta mashruuca oo kooban iyo Faahfaahinta nooca iyo qeybaha shaqada.

Tilmaamaha loogu talo-galay si loo dhammeystiro xogta kooban ee mashruuca.
Fadlan la soco in dhammaan qeybaha foomka ay tahay in la buuxiyo, haddii aanay meesha banaani ku filnayn kusoo lifaaq macluumaadka dheeraadka ah (wax-ka-beddelka foomka lama oggola).

Qof kasta oo ku qora xog been abuur ah qeybta xogta kooban ee mashruuca wuxuu mutaysanayaa ciqaab, sida uu dhigayo qodobka 50aad ee Xeerka Maaraynta Degaanka, Si loo hubiyo in aanu dib-u-dhac ku imaan fulinta mashruuca, waxaa haboon in xogta kooban ee mashruuca lasoo gudbiyo xili hore.

Fadlan ogow, haddii hay'adda Dawladda ee ku shaqada leh go'aamiso in mashruucu u baahan yahay qiimayn gun-dheer, faahfaahinta khubarada mas'uulka mashruucu soo jeediyey iyo shahaadada mihnadooda Qiimeynta Saameynta Degaanka iyo Bulshada, waa inuu u gudbiyaa hay'adda Dawladda ee ku shaqada leh ka hor inta aan Qiimeynta degaanka iyo bulshada la sameyn.

QEYBTA A

Faahfaahinta codsadaha:

1. Magaca mashruuca ----------
2. Qarashaadka mashruucu ku kacayo ---------- 3. Milkilaha mashruuca ----------
4. Cida lala xiriirayo ---------- 5. Lambarka Boostada ---------- 6. Meesha uu degan yahay/tahay ----------
- 7. Telefoonka ---------- 8. Email-ka ----------
9. Meesha mashruuca laga fulineyo (khariidad tusaysa goobta mashruuca laga fulineyo) ----------

QEYBTA B,

1. Faahfaahinta mashruuca
    a. xog kooban oo ku saabsan mashruuca;
    b) waa maxay heerka ama baaxda mashruucu; iyo
    c) waa maxay cimriga mashruucu amaba sida la odarasayo intee buu jiri karaa.

2. Habka mashruucu u shaqeyn doono (raaci lifaaq jaantus tusaya habka mashruucu u shaqeyn doono, raaci sawir meesha ku habboon)

    a) waa maxay agabka/qalabka shaqada lagu isticmaali doono ay ku jiraan kuwa xiliga dhismaha; iyo

b) waa maxay nooca wax soo-saarka iyo haraadiga wax soosaarka oo ku jiraan qashin ka soo baxay shaqada wax soosaarka.

3. Qorshaha mashruuca:
   a) mashruuca miyaa dhul la siiyey? (raaci lifaaqa waraaqaha cadeynta dhulka);
   b) waa sidee xilligan isticmaalka/ ka-faa'ideysiga dhulka mashruuca la siiyey?;
   c) ma laga yaabaa in mashruucu dhul beddel u baahdo?; iyo
   d) adeegyada hoos ku xusan miyaa laga helaa meesha mashruuca laga fulineyo?:
      i. waddo --------
      (faahfaahi); ii. biyo --------
      --(faahfaahi); iii. koronto -
      ------- (faahfaahi);
      iv. isgaarsiin ---------- (faahfaahi);
      v. habka maareynta wasakhda dareeraha ah ee magaalooyinka ---- ----------
      ----
      --(faahfaahi); vi. maareynta qashinka ---------

      (faahfaahi); iyo vii. hadii ay jiraan adeegyo kale -----
      ---------- (faahfaahi).

   e) mashruucu ma sababi karaa barakac dad iyo mid hantiyeed?;
   Hadii jawaabtu tahay haa (imisa qoys ayaa ku barakacay)?;
   f) mashruucu masaafo intee la eg ayuu u jiraa noocyada isticmaalka dhulka ee hoos ku xusan;
      i. Goobaha dadku degan yahay ----------
      -- ii. Goobaha warshadaha ----------

      - iii. Ganacsiga ----------

      --- iv. Dhul beereedka ----------

      ---
      v. Goobaha bixiya adeegyada bulshada (masaajid, Iskuul, goob loogu talo-galay in lagu tamashleeyo).

g) mashruucu miyuu ku yaalaa ama ku dhow yahay goobaha hoos ku xusan:

Goobta	**Haa**	**Maya**	**Inta ay u jirto**
Seere dalxiis ama xayawaan			
Seere lagu daryeelo noolaha iyo dabeecada leh mudnaanta gaarka ah			
Dhulka qoyan ee leh mudnaanta gaar ka ah (agagaarka webiyada, baliyada, harooyinka, IWM)			
Dhulka leh biyaha sare ee			
dhulka (biyo joogta ah iyo qaar aan joogto ahayn)			
Dhulka daadadku ku biyo furaan			
Goobaha xayawaan ku tarmaan (dhigaan ukuntooda ama marka ay dhalayaan yimaadaan)			
Goobaha laga helo xayawaanka ama dhirta tirada yar ama naadirka ah (dabar-go'aya)			
Goobaha leh ahmiyada gaarka ah sida (asaarta dabiiciga ah/arkiyolijiyadda, goobaha taariikhiga ah, ahmiyada diiniga ah, iyo tan dhaqan ba)			
Goobaha xiran ee xeerarka dalka ku xusan			
Buuro yaryar			

QEYBTA C,

1. Si kooban u qor Saameynta mashruuca ee suurta-gal ka ah ee uu ku yeelan karo degaanka (noocyada noolaha ee kala duwan, dhaqaalaha iyo bulshada), ee dhinacyada kala ah:

a. Dhibaatada ka dhalan karta (Saameyn taban) ----------

---

milkileyaashooduba kala duwan yihiin, arjiga faahfaahinta daraasadduna wuu kala duwanaanayaa.

Waxaa loo baahan yahay in arjiga faahfaahinta daraasaddu si fiican u sheegto baaxadda daraasaddu qiimeynta degaanka, iyo jadwalka shaqada si ay ula jaan-qaado diyaarinta, qorsheynta iyo fulinta mashruuca.

Dhammaan shaqooyinka ay daraasaddu ka koobnaanayso waa in si fiican loo faahfaahiyaa, ugu yaraana waa iny ku jiraan waxyaabaha hoos ku xusan:

1. Faahfaahinta siyaasadaha iyo xeerarka Dalka ee mashruuca khuseeya;
2. Faahfaahinta xaaladda degaanka shaqada laga fulinayo ku sugan yahay (noocyada noolaha ee kala duwan iyo ma noolaha)
3. Xaaladda dhaqan dhaqaale ee bulshada (xilligan iyo mustaqbalka dhawba);
4. La-tashiga dadweynaha si ay uga ra'yi dhiibtaan;
5. Gorfeynta iyo ka baaraandega xalalka suurta-galka ah;
6. Odoroska Saameyn kasta oo suurta-gal ah taas oo ka dhalan karta mashruuca;
7. Soo-jeedinta xalalka suurta-gal ka ah (arjiga faahfaahinta daraasadu waa in uu si fiican u sheegaa in khubarada daraasadd wada laga rabo iney soo jeediyaan xalalka ugu haboon ee suurta galka ah, isla markaana ku kacaaya kharash macquul ah iyada oo mar walba la hubineyo in xalka la qaadanayaa yahay ka ugu haboon ee yareynaya Saameynta/dhibaarada la odorosay);
8. Qorshe cad oo lagu fulinayo dhammaan xalalka habboon ee la doortay/qaatay si looga hortago iney dhacaan Saameynta taban (dhibaatada) suurta-gal ka ah ee la saadaaliyey (arjiga faahfaahintu waa inuu sheegaa shaxda rasmiga ah ee loo adeegsanayo marka la sameynayo qorshaha cad ee kor ku xusan, sidoo kale, waa inuu sheegaa sidii qorshaha daba-gal loogu sameyn lahaa iyo dhinacyada doorka ku leh mas'uuliyadda fulinta)
9. Saameynta asaarta qadiimiga ah (Archaeological);
10. Warbixinta daraasadda Qiimeynta Saameynta degaanka iyo bulshadu waa inay noqotaa mid kooban oo macno leh, tusaysa dhammaan Saameynaha suurta-gal ka ah.

WAAFAQSAN XEER-NIDAAMIYAHA 13 (2)

QEYBAHA AY KA KOOBAN TAHAY DARAASADD QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHDA

Ujeeddada Xeer-nidaamiyuhu waa inuu bixiyo macluumaadka asaasiga ah iyo kan ugu yar ee ay tahay inay ku jirto warbixinta Daraasadda Saameynta Qiimeynta Degaanka iyo Bulshada. Warbixinta waa inay ku jirtaa dhammaan xogta loo baahan yahay sida ku cad xeerka. Sidaa daraadeed, qaabka iyo qeybaha ay daraasaddu ka kooban tahay waa inay noqdaan sidan hoos ku xusan:

1. Faahfaahin dhamaystiran oo ku saabsan milkilaha mashruuca iyo khubarada daraasadda sameynaysa. Xogta waa inay ku jirtaa lambarka boostada, telefoonka, iyo Email-ka oo ay tahay in lagu qoro xaga sare ee warbixinta.
2. Gogol-dhigga warbixinta daraasadda (xog kooban oo ku saabsan warbixinta, mashruuca, meesha mashruuca laga fulinayo, milkilaha mashruuca, xeelada iyo farsamada la adeegsaday si daraasaddan loo sameeyo, Saameynta mashruuca ee la odorosay, xalalka suurta-gal ka ah, talo soo-jeedinta khubarada iyo gunnaanad ka warbixinta.
3. Hordhaca warbixintu waa inay faahfaahisaa mashruuca iyo nooca uu yahay, meesha laga fulineyo. Haddii mashruucu qeyb ka yahay mashaariic wadajirta waa in la qoraa xogta asaaska mashruuca iyo asbaabaha keenay.
4. Siyaasadda, xeerarka, Xeer-nidaamiyeyaasha, qorsheyaasha iyo hageyaasha la xiriira mashruuca, ee ay tahay in loo hogaansamo mar walba waa in si faahfaahsan loo qoraa.
5. Xogta faahfaahinta mashruuca waa inay ku jiraan wax yaaban hoos ku xusan:
    i. ujeeddada mashruuca;
    ii. heerarka mashruucu marayo (ka baraandegga suurta-gal nimada mashruuca, naqshadda iyo Qiimeynta Injineerka oo faahfaahsan, fulinta iyo dhammeystirka);
    iii. khariidad tusaysa goobta mashruuca laga fulineyo; iv. naqshadii bilowga (hadii ay jirto) ee dhismeyaasha iyo baaxadda horumarka;
    v. muddada uu qaadanayo dhismuhu iyo xiliga la filayo in lasoo gabo-gabeeyo;
    vi. Gaadiidka la isticmaalayo iyo jidadka ay marayaan; vii. Fahamka guud ee hawl-galka mashruuca; viii.

Noocyada iyo xadiga walxaha (ashyaada) la isticmaalayo; iyo

ix. Noocyada, xaddiga, isku-dhiska, haraadiga wasakhda iyo qorshaha lagaga hortagayo ama loo maaraynayo.

6. Xaaladda degaanku ku sugan yahay ee dhinacyada kheyraadka noolaha (dhirta iyo xayawaanka) dhaqan dhaqaalaha bulshada, iyo dhulka waa in la diiwaan-geliyaa/qoraa si loo isticmaalo xilayada danbe marka la sameynayo is-barbar dhig ku saabsan xaalka degaanku ku sagan yahay hadda iyo ka hor intii aan mashruuca la fulin.

7. Qeybtani waa inay ka hadashaa ujeeddada laga leeyahay la-tashiga dadweynaha, habka loo maray, iyo miraha ka dhashay (Scooping), waxaa sidoo kale loo baahan yahay in la xuso habka iyo xiliga, xeeladaha la isticmaali doono marka la sameynayo la-tashi dadweyne xiliga daraasadda Qiimeynta Saameynta Degaanka iyo Bulshada (ESIA).

8. Qeybtani waa qeybta ugu muhiimsan daarasadda Qiimeynta Saameynta Degaanka iyo Bulshada (ESIA), waa inay ka hadashaa dhammaan Saameyn kasta (dhib) oo suurtagal ah iney dhacdo xiliyada lagu gudo-jiro qeybaha mashruuca sida sahaminta, dhismaha iyo dhamaystirka ama gabo-gabada, taasoo fure u ah in la helo xal suurta-gal ah oo lagaga hortagayo. Faahfaahintan hoos ku xusan waxay tusaysaa astaamo ay leedahay saamaynta degaanka iyo tan bulshadu.

i. saameynta fiican ama faa'idada bulshadu heli karto (togan) iyo dhibaatada ka soo gaari karta (taban) marshruuc;
ii. saameynta toos ka ah iyo tan dadban ee ka dhalatay mashruuca, had iyo goor way fududahay in la garto Saameynta toos ka ah sida barakac dadweyne, laakiin, way adag tahay in Saameynta aan toos ka ahayn la garto;
iii. saameynnada (dhibaatooyinka) soo noqnoqda iyo kuwa mar kaliya dhaca;
iv. kuwa Saameynaya dhul kooban iyo Saameynnada u gudbaya dhul balaaran oo baaxad leh ama gobollo;

v. kuwa haraadigoodu marka uu isbiirsado ay ka dhalan karto dhibaato weyn iyo kuwa aanu haraadigoodu isbiirsan; iyo
vi. kuwa gaysan kara dhibaatada baaxadda leh ee aan laga soo waaqsan karin iyo kuwa aan lahayn Saameyn sii ridan ama weyn.

9. Waxaa jira Saameynno ka gudba xuduudaha caalamiga ah iyo kuwa aan ka gudbin, sidaa daraadeed, waxaa loo baahan yahay in daraasaddu ay eegto saameynnada ka gudbi kara.

10. Falan-qeynta xalalka suurta-galka ah: qorsheynta maal-gashiga la soo-jeediyey, goobta, tiknoolajiyada iyo hababka hawl-gelinta waa in si nidaamsan loo barbardhigo Saameynta ay yeelan karaan, kharashka ay ku kacayaan marka ugu horaysa ee la hawl-gelineyo iyo korjoogtada ay u baahan yihiin, la qabsiga/la jaan-qaadka degaanka laga shaqeynayo iyo hay'adaha qaabilsan, tababarrada iyo kormeerka.

11. Tallaabooyinka lagu yareynayo dhibaatada/Saameynta mashruuca, waxaa loogu talo-galay in tallaabooyin la qaado si loo hubiyo in bulshadu ka faa'ido isla markaana wax dhibaato ah oo weyni aanu dhicin, faa'idooyinka laga helayo:

i. helitaanka habab kala duwan oo lagu fuliyo mashruuc iyadoo la hubineyo inaan wax dhibaata ah oo weyni degaanka soo gaarin;
ii. baabi'inta ama yareynta Saameynta/dhibaatada ka dhalata fulinta mashruuca iyo balaarinta faa'idada bulshadu helayso;
iii. In la ilaaliyo xaqa ay xubnaha bulshadu ama guud ahaan bulshadu u leedahay magdhowga;
iv. sahminta mashruuca iyo tallaabooyinka kharash ahaan suurtagal ka ah waa in la isticmaalaa si loogu yareeyo dhammaan dhibaatooyinka ka imaan kara fulinta mashaariicda inta ugu badan ee suurtagal ka ah.
Tallaabooyinkaa waxaa ka mid ah kharash lagu fuliyo iyo mid lagu daboolo kharash ka soo noqnoqda, iyo tababaro la siinayo hay'adaha ku shaqada leh si ay waajibkooda u gutaan;
v. dib-u-hagaajinta meelaha ay dhibaatadu soo gaartay;

vi. Dib-u-soo-celinta degaan dhibaato hore usoo gaaray sidii sii hore iyadoo la isticmaalayo farsamada injineerrada oo heer sare ah; iyo

vii. Magdhow in la siiyo dad dhibaato ka soo gaartay mashruuc sida dad barakacay ama waayey ilihii dhaqaale ee ay ku maareynayeen noloshooda.

12. Qiimeynta aasaarta Qadiimiga ah; Saameynta mashruuc ku yeeshay ama dhibaatada ka soo gaaray aasaarta dabiiciga ah iyo talo-bixinta khubarrada waa in si faahfaahsan loo sharaxaa iyadoo la tixraacayo liiska Saameynnada iyo talo-bixinnada.

13. Qorshaha fulinta tallaabooyinka lagu yareynayo dhibaatada degaan iyo tan busho ee ka dhalan karta mashruuc; qorshuhu wuxuu qeexayaa cid waliba mas'uuliyadda ay qaadanayso, dhaqaalaha loo baahan yahay iyo waqtiga la fulineyo, mid ka mid ah qeybaha qorshaha ugu muhiimsan waa qorshaha daba-galka, kaas oo lagu hubineyo in qorshuhu si fiican u hirgalay iyo in kale, sidoo kale wuxuu sahlayaa in la ogaado in loo hogaasamay hageyaasha, heerrarka mashruuca iyo xeerrarka dalka. Qorshuhu wuxuu kale uu taabanayaa in la laga digtoonaado inaan wax dhibaato ahi aanay degaanka soo gaarin xiliga mashruucu dhamaado, wixii waxyeelo ah ee dhacay intii shaqadu socotayna la hagaajiyo.

14. Gabagabada iyo talo-bixinta; waxaa loo baahan yahay in warbixinta Qiimeynta Saameynta degaanka iyo bulshadu yeelato gabagabo iyo talo-bixin si fiican loo qoray, iyadoo hadalka la soo urrurineyo, gabagabadu waxay taabanaysaa xeeladda iyo farsamada la adeegsaday, Saameynta/dhibaatada suurta-galka ah ee mashruuca, iyo tallaabooyinka la qaadi karo si looga hortago dhibaatooyinkaasi inay dhacaan.

15. Tixraac; waxaa laga maarmaan ah in warbixintu yeelato liis ay ku dhan yihiin dhammaan tixraacyada meelaha laga soo qaatay xogta.

16. Lifaaqyada; qoraalada muhiim ka ah ee aan warbixinta guud ka midka ahayn, lakiin hadhow loo baahan karo si ay khubarada u tixraacdo waxaa laga dhigayaa lifaaqa warbixinta. Liiska lifaaqyada;

a) Arjiga faahfaahinta Qiimeynta Saameynta degaanka iyo bulshada;
b) Ilaha xogta iyo macluumaadka laga helay;
c) Liiska dhammaan dadka iyo xafiisyada lalatashaday waqtigii daraadasada Qiimeynu socotay;
d) Xogta la soo urruriyey muddadii daraasadu socotay;
e) Xogta ku saabsan asaarta qadiimka ah ee la soo helay;
f) Xogaha badan ee la helay muddadii daraasaddu socotay, taas oo aan badan keedu waxbixinta lagu dari karin maadaama oo ay aad u faahfaahsantahay, sida naqshada dhismaha, sawirada, khariidadaha, dikhowga degaanka, caro-guurka, baahiyaha adeegyada bulshada;
g) Xog kooban oo ku saabsan la-tashigii dadweynaha, waxaa loo baahan yahay qoraalka laga qoray (meeting minutes) shir walba oo dadweynaha lala yeeshay; iyo
h) Magacyada, xogaha waayo-aragnimada (CV), iyo macluumaadka kale ee loo baahdo.

F.G:
Inta ay la eg tahay faahfaahinta xogta ee la helayaa waxay ku xiran tahay hadba inta Saameynta/dhibaatada mashruuca uu keeni karo ay la eg tahay iyo tallaabooyinka la qorsheeyey.

JADWALKA AFARAAD
KHUBARADA QIIMEYNTA SAAMEYNTA DEGAANKA IYO MASHRUUCA

WAAFAQSAN XEER-NIDAAMIYAHA 47(1)
AQOONTA LOOGA BAAHAN YAHAY KHUBARADA QIIMEYNTA SAAMEYNTA DEGAANKA IYO BULSHADA, IYO DEGAAN DHAWREYAASHA HUBINEYA IN LOO HOGAANSAN YAHAY XEERRAR KA IYO HAGEYAASHA

1. Khubarada danaynaysa inay sameeyaan/qabtaan shaqada Qiimeynta Saameynta Degaanka iyo Bulshada ee mashaariicda, qorsheyaasha iyo hubinta u hogaasan ka xeerrarka iyo hageyaasha dhawrida degaanka waxaa looga baahan yahay haday yihiin

muwaadiniin ama ajanabi iney iska diiwaan-galiyaan Wasaaradda Degaanka iyo Isbadelka Cimilada.

2. Ka dib marka ay buuxiyaan shuruudaha hoos ku qoran, khubarada muwaadiniinta ah iyo shisheeye, saraakiisha sare, saraakiisha dhexe iyo shirkaduhu waa iney bixiyaan qarashaadka ku waajibay, iyagoo ku bixinaya canshuuraha Berriga ee Wasaaradda Maaliyadda, ka dibna dhammeystirka diiwaan-gelinta iyo oggolaanshaha rasmiga ah ka qaadanaya Wasaaradda Degaanka iyo Is-beddelka Cimilada.

3. Shuruudaha diiwaan-gelinta khubarada:
   a) Sarkaal sare (Khabiirka hogaamineya daraasadda Qiimeynta);
   b) Sarkaalka sare waa inuu leeyahay aqoonta hoos ku xusan;
   c) Waa inuu haystaa shahaaddada heerka labaad ee jaamacadeed, taas oo la xiriira shaqada laga shaqeynayo, sidoo kale, waa inuu leeyahay ugu yaraan 5 sano oo waayo-aragnimo ah oo la xiriira Qiimeynta Saameynta Degaanka iyo Bulshada ah, cilmi-baarista iyo tababarrada;
   d) Qarashaadka diiwaan-gelinta sarkaal sare –khabiirka muwaadinka ah (40 Doolar) qarashaadka diiwaan-gelinta sarkaal sare – khabiirka shisheeyaha ah (100 Doolar).
   e) Sarkaal dhexe (kaaliyaha khabiirka hogaamineya daraasadda Qiimeynta);
   f) Sarkaal xigeenku waa inuu leeyahay aqoonta hoos ku xusan. Waa inuu haystaa shahaaddada kowaad ee heer jaamacadeed, taasoo la xiriira shaqada laga shaqaynayo, ama waa inuu haystaa heerka wax barasho ee DIBLOOMADA iyo tababaro farsamo oo ku saabsan Qiimeynta Saameynta degaanka iyo bulshada.
   g) qarashaadka diiwaan-gelinta sarkaal xigeenka –khabiirka muwaadinka ah (30 Doolar);
   h) qarashaadka diiwaan-gelinta sarkaal xigeenka– khabiirka
   shisheeyaha ah (70 Doolar).

   A. Shirkada rabta inay noqoto mid ku takhakhustay Qiimeynta Saameynta Degaanka iyo Bulshada

Shirkadu waa inay buuxisaa shuruudaha hoos ku xusan:

1. Waa inay noqotaa shirkad ka diiwaan-gashan dalka Somaliya;

2. Waa inay xogta shirkada ee tusaysa awooddeeda farsamo, maamul, iyo khubaradeeda u gudbisaa Wasaaradda Degaanka iyo Is-bedelka Cimilada;

3. Sarkaalka sare ee iska diiwaan-geliyey Wasaaradda Degaanka iyo Is-bedelka Cimilada waa inuu haystaa shati muddadiisu aanu dhicin, kaas oo shaqaynaya;
4. Shirkada ay leeyihiin dadka ajaanibka ahi, waa inay shaqaaleysiiyaan khubarada muwaadiniinta ah.

Qarashaadka diiwaan-gelinta shirkada ay leeyihiin –khabiirka muwaadinka ah (60 Doolar)
Qarashaadka diiwaan-gelinta shirkada ay leeyihiin – khabiirka shisheeyeah (180 Doolar).

B. Codsiga dib-u-cusbooneysiinta shatiga mihnada Qiimeynta Saameynta Degaanka iyo Is-bedelka Cimilada.

Ka dib marka ay khubaradu iska diiwaan-geliyaan Wasaaradda Degaanka iyo Is-bedelka Cimilada waa inay codsadaan shatiga mihnada Qiimeynta Saameynta Degaanka iyo Bulshada, kaas oo dib loo cusbooneysiineyo sanadkiiba hal mar.
Shuruudaha dib-u-cusbooneysiinta

1. Waa in la bixiyaa qarashaadka ku waajibay, waraaqda lacag qabashadana la keenaa.
2. Nuqul ka shatigii sanadkii hore ama shahaaddada diiwaan-gelinta shirkada.

Qarashaadka dib-u-cusbooneysiinta:

Nooca	**Muwaadin**	**Shisheeye**
Sarkaal sare khabiirka hogaamineya daraasadd Qiimeynta Saameynta Degaanka iyo Bulshada	$50	$200
Sarkaal xigeen –kaaliyaha khabiirka hogaamineya daraasadd Qiimeynta Saameynta Degaanka iyo Bulshada	$40	$100

Shirkad ku takhakhustay Qiimeynta Saameynta Degaanka iyo Bulshada	$240	$720

Wasaaradda Degaanka iyo Isbedelka Cimiladu waa iney xaqiijisaa inuu helay arjiga codsiga 14 maalmood guddahood, islamarkaana uu ku bixiyaa shatiga mihnada Qiimeynta Saameynta Degaanka iyo Bulshada 45 ilaa 90 maalmood gudahood si waafaqsan Xeerka Maaraynta Degaanka.

Waajibka macmiilka

Waxaa fiican oo u habboon in milkilaha mashruucu inuu codsado shahaaddada bad-qabka degaanka iyo bulshada (ESIA Licence) 90 maalmood ka hor waqtiga la qorsheeyey inuu bilaabmo mashruuciisu Milkilaha waxaa looga baahan yahay inuu bixiyo qarashaadka ku waajibay

Waa inuu soo gudbiyaa dhammaan waraaqaha looga baahan yahay xili hore

Khubarada sameynaysa Qiimeynta Saameynta degaanka waxaa looga baahan yahay inay si fiican u shaqadooda u gutaan iyaga oo isticmaalaya xog ama macluumad dhab ah.

C. Waxbarashada jaamacadeed ee khusaysa Qiimeynta Saameynta Degaanka

Daraasadda degaanka, cilmiga noolaha (bayuulojiga), kiimikada, injineeriyada (shibil, beeraha, biyaha, iyo kiimikada), juqraafiga, cilmiga dhulka, cilmiga noolaha il-ma-qabatada cilmiga dabiiciga, degaanka, daraasadd dhaqanka bulshada, sharciga degaanka ama kuwa kale oo ay ansixiso hay'ada iyadoo raaceysa soo-jeedinta hay'ad ku foogan arimaha degaanka ama xeel-dheere.

HUBIN

Ka dib marka codsiga la helo, codsadaha waa loo yeeri karaa si loola yeesho waraysi gaara, ama laga hubiyo waraaqaha iyo xogta uu soo gudbiyey

Sii horumarinta aqoonta

Waxaa looga baahan yahay in khabiir waliba uu sanadkii qaato ugu yaraan hal tababar oo ah kuwa ay soo qabanqaabiyaan urrurada ay ku midoobeen khubarada arrimaha degaanku iyadoo lala tashanayo

Wasaaradda Degaanka iyo Isbedelka Cimilada si ay u ansixiso xubnaha ku jira liiska urrurka.

WAAFAQSAN XEER-NIDAAMIYAHA 49 (2)
ANSHAXA LOOGA BAAHAN YAHAY KHUBARADA IS DIIWAANGELISAY
SI WAAFAQSAN XEERKA

Khubaradu waa inay shaqadooda u gutaan sida ugu fiican ee suurta-gal ka ah ee waafaqsan mabaadiida caalamiga ah ee dhawrida degaanka iyo horumarka waara, waxaa kale oo loo baahan yahay in la raaco xeerrarka dalka, lana hubiyo in la sameeyo shaqo heer sare ah.

1. Khubarada sameynaysa daraaasada Qiimeynta Saameynta Degaanka iyo Bulshada waxaa looga baahan yahay in wax walba ka horaysiiyaan mudnaanta ilaalinta degaanka, caafimaadka iyo mabaadiida yoolka horumarka waara.
2. Khubarada sameynaysa daraaasada Qiimeynta Saameynta Degaanka iyo Bulshada waa inay tixgalin dheeraad ah siiyaan arrimaha khuseeya ilaalinta degaanka ee la xusay xiligii mashruuca la diyaarinayey.
3. Khubaradu waa inay shaqadooda u qabsadaan si daacadnimo ah, kana dheeraadaan wax isweydaarin, been iyo musuqmaasuq.
4. Khubaradu waa inay si fiican warbixintooda ugu kala saaraan ra'yiga dadweynaha iyo arrimaha xaqiiqada ah.
5. Khaburadu waa inay u dhego nuglaadaan oo ay la socdaan horumarka cilmiga ku saabsan Qiimeynta Saameynta degaanka, kaas oo maalinba maalinta ka danbaysa soo kordhaya, ka dibna, waa iney aqoonta ay helaan ku dabaqaan shaqadooda.
6. Khubaradu waa iney ku wargeliyaan loo shaqeeyaha wax kasta oo kala shaki keenaya, taas oo dhaawici karta qiimaha iyo qaayaha shaqada.
7. Khubaradu waa iney si fiican u isticmaalaan oo ay uga faa'ideyaan xogta la heli karo.
8. Khubaradu waa iney qaadaan mas'uuliyada macluumaadka ay warbixin tooda ku soo saareen, laakiin, mas'uul kama aha go'aan ka cid kale ay qaadato.
9. Khabaradu waa in qabtaan/sameeyaan Qiimeynta Saameynta Degaanka iyo Bulshada ee ay aqoon iyo waayo-aragnimo ku filan u leeyihiin.
10. Khubaradu waa in aanay xayeysiin shaqada ay bulshada u qabanayaan si aanay u dhaawicin qiimahooda iyo kalsoonida lagu qabi karo.

11. Khubaradu waa in aysan been ka sheegin heerkooda aqoonta iyo waayo-aragnimadooda shaqo iyo ta kaaliye-yaashooda midna, sidoo kale waa in aysan buunbuunin shaqada ay qabanayaan. Marka laga dalbado inay soo gudbiyaan codsigooda shaqo/qardaraas waa inay si habboon oo tafatiran u soo gudbiyaan.
12. Khubaradu waa in aysan isticmaalin warbixinaha Qiimeynta Saameynta Degaanka ee dadka kale, iyagoo aan oggolaansho ka helin.
13. Khubaradu waa inay ku ekaadaan ujeeddada Qiimeynta Saameynta Degaanka iyo Bulshada, kuna dedaalaan sidii ay u gaari lahaayeen.

FOORMKA TODOBAAD,
XAASHIDA DIIWAAN-GELINTA KHUBARADA SAMEYNEYSA

DARAASADDA QIIMEYNTA DEGAANKA IYO BULSHADA

No.	Magaca Khabiirka	Lambarka diiwaan-gelinta	Lambarka shatiga mihnada	Email-ka iyo Telefoonka	Takhakhuska
1.					
2.					
3.					

Xeer Ra'iisal Wasaare Lr. 181 **Taariikh: 05/07/2025**

XAFIISKA RA'IISUL WASAARAHA BIXID 07 JUL 2025 EXIT OFFICE OF THE PRIME MINISTER

XEER: SIYAASADDA QARAN EE SOCDAALKA SHAQADA

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradda 1aad iyo 2aad; iyo Qodobka 99aad faqradaha (a), (b), (e), (f) iyo (g); iyo Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG ah ee JFS;

Markuu arkay: Warqadda summaddeedu tahay **WASHAB/WSHXSH/319/2025** ee ku taariikheysan **27/03/2025** ee Wasiirka Wasaaradda Shaqada iyo Arrimaha Bulashada, kuna saabsan codsiga soojeedinta "**Siyaasadda Qaran ee Socdaalka Shaqada**";

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.18.121.07.25** ee **03/07/2025**, kuna saabsan ansixinta **"Siyaasadda Qaran ee Socdaalka Shaqada"** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Muhiimadda ay Dalka u leedahay Siyaasadda Qaran ee Socdaalka Shaqada;

Waxaa uu Meelmariyay:

Qodobka 1aad :

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.18.121.07.25** ee **03/07/2025**, kuna saabsan ansixinta **Siyaasadda Qaran ee Socdaalka Shaqada** oo uu Goluhu cod buuxa ku ansixiyay;

Qodobka 2aad:

Hirgalin

Waxaa Wasaaradda Shaqada iyo Arrimaha Bulshada, loo igmaday in ay hirgaliso, meelmarisana Siyaasadda Qaran ee kor ku xusan.

Qodobka 3aad:

Dhaqangal

Siyaasaddan waxa ay dhaqangalaysaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN- 047- 2025
TAARIIKH : 09- 08- 2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
Wasaaradda Shaqada iyo Arrimaha Bulshada

SIYAASADDA QARAN EE SOCDAALKA SHAQADA

Waxaa diyaariyey: Wasaaradda Shaqada iyo Arrimaha Bulshada, 2025

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I. ERAY-BIXIN

“Wada-xaajood Wadajirka ah” waxaa loola jeedaa dhammaan wadahadallada u dhexeeya loo-shaqeeyeyaasha iyo/ama ururrada loo-shaqeeyeyaasha dhinacooda, iyo ururrada shaqaalaha dhinacooda, oo loogu talo-galay in lagu go'aamiyo xaaladaha shaqo iyo shuruudaha shaqaaleysiinta, xeerarka xiriirka u dhexeeya loo-shaqeeyeyaasha iyo shaqaalaha, xeerarka xiriirka u dhexeeya loo-shaqeeyeyaasha ama ururradooda iyo ururrada shaqaalaha.

“Siyaasadaha Tixgelinta Jinsiga” waxaa loola jeedaa tallaabooyin istiraatiji ah oo si gaar ah loogu talo-galay in lagu garowsado in ragga iyo dumarkuba ay u socdaalaan sababo dhaqaale iyo fursado shaqo oo wanaagsan, balse shaqaalaha haweenka ah ay la kulmaan caqabado badan, dulmi, iyo takoorkaan heer kasta oo socdaalka ah. Siyaasaddan waxay diiradda saaraysa yareynta caqabadaha iyo xaqiijinta sinnaanta jinsiga ee dhammaan marxaladaha socdaalka.

“Xalka Waara” waxaa loola jeedaa iyadoo la tixracaayo tallaabooyin la dejiyey oo bixiya fursado ay haystaan qaxootiga, soo-noqdeyaasha, ama dadka gudaha ku barakacay kuwaasoo aan mar dambe u baahnayn gargaar iyo ilaalin gaar ah. Tallaabooyinkan waxay u oggolaanayaan inay si waara u helaan xuquuqdooda asaasiga ah ee dastuuriga ah iyo kuwa xuquuqda aadanaha, iyagoo si deggan oo sharaf leh ugu dhex noolaan kara bulshadooda.

“Ka-ganacsiga Dadka” waxaa loola jeedaa hawlo ay ka mid yihiin qorista, gaadiidka, kala-wareejinta, qarinta, ama helidda dad si loo isticmaalo. Sidoo kale, waxaa loo yaqaan **Ka-ganacisiga Dadka** sida ku cad **Heshiiska Palermo**. Ganacsigan waxaa lagu fuliyaa iyadoo la adeegsanayo cabsi-gelin, xoog, ama qaabab kale oo qasab ah, afduub, khiyaano, marin-habaabin, ama xad-gudub awood, ka-faa'idaysi qof nugul oo xaalad adag ku sugan, bixinta ama helidda lacag ama faa'iidooyin si qof kale loo maamulo. Ujeeddada ugu weyn ee ka-ganacsiga dadka waa ka-faa'idaysiga dadka, taasoo noqon karta shaqo qasab ah, addoonsi, ka-ganacsiga jirka, ama xad-gudubyo kale oo bani'aadannimo.

“Nidaamka Xogta Suuqa Shaqada” waxaa loola jeedaa shabakad isku-xirta hay'adaha, shakhsiyaadka, iyo ilaha macluumaadka oo leh door heshiisyo, iyo hawlo la wada aqoonsan yahay oo la xiriira soo-saarista, keydinta, faafinta, iyo isticmaalka macluumaadka suuqa shaqada.

Nidaamkani wuxuu higsanayaa in uu sare-u-qaado awoodda sameynta iyo hirgelinta siyaasadaha iyo barnaamijyada la xiriira

“Siyaasadda Socdaalka Shaqaalaha ee Tixgelinta Jinsiga” waxaa loola jeedaa Siyaasaddan waxay aqoonsanaysaa in ragga iyo dumarku labaduba ay u socdaalaan sababo dhaqaale iyo fursado shaqo oo wanaagsan, iyadoo la tixgelinayo khibradaha kala duwan ee socdaalka ee ragga iyo dumarka. Waxay, sidoo kale, aqoonsanaysaa in shaqaalaha dumarka ah ee socdaalka ay la kulmaan fursado yar iyo takoor inta lagu jiro socdaalka, iyagoo wajahaya dhibaatooyin, sida xayiraadaha shaqo, shuruudaha waxbarasho, iyo xaq-jirnimo, taasoo badanaa sii xumaysa iyadoo ay jiraan dhibaatooyin kale oo lagu wajahayo, iyadoo loo marayo caddaalad-darro is-daba-joog ah oo ku saleysan arrimo badan.

“Socdaalka Shaqaalaha” waxaa loola jeedaa Socdaalka shaqaalaha ee ka dhaca dalalka kala duwan ama gudaha dalka ay ku nool yihiin si ay u helaan shaqo.

“Heerka Ka-qeyb-galka Suuqa Shaqada” waxaa loola jeedaa Awoodda shaqaalaha ee shaqada, boqolkiiba dadka da'da shaqada ku jira, ayaa muujinaysa heerka ka-qeybgalka suuqa shaqada.

“Xoogagga Shaqada (Labour Force)” waxaa loola jeedaa dhammaan dadka ku jira da'da shaqada, kuwa shaqeeya iyo kuwa aan shaqeyn.

“Shaqaalaha Socdaalka” waxaa loola jeedaa Qof socdaal ah ama qof ka soo guuray dal kale si uu shaqo u helo.

“Socdaal” waxaa loola jeedaa Dhaqdhaqaaqa dadka ee meel ka mid ah adduunka oo dhan, oo inta badan isaga gudba masaafo dheer oo ka mid ah waddan ilaa waddan kale ama gudaha waddanka, iyadoo socdaalka guduhu yahay qaabka ugu badan ee socdaalka aadanaha ee adduunka.

“Bed-qabka iyo Caafimaadka Goobta Shaqada” waxaa loola jeedaa Meeleynta iyo ilaalinta shaqaalaha ee degaanka goobta shaqada oo la waafajiyey awoodahooda jireed iyo maskaxeed.

“Wareejin Karaanka Xuquuqda” waxaa loola jeedaa Qaadashada Tallaabooyinka loogu talo-galay in lagu ilaaliyo xuquuqaha la helay ama habka helitaanka iyo bixinta manfacyada si ballaaran. Wareejintu waxay u baahan tahay iskaashi ka dhexeeya wadamada martida loo yahay iyo kuwa asal ahaan laga soo jeedo.

“Shirkadaha Shaqaaleysinta Gaarka” waxaa loola jeedaa qof dabiici ah ama qof leh shakhsiyad qaanuuneed ama hay’ad ka madax-bannaan maamul Dawladeed, oo bixisa hal ama in ka badan oo ka mid ah adeegyada la xiriira shaqada, sida ku cad Qodobka 1aad ee Heshiiska Hay’adaha Shaqaaleysiinta Gaarka ah ee ILO 1997 (Lambarka 181). Sidoo kale, waxaa loo yaqaan shirkadaha shaqaaleysiinta.

“Tababar Ka Hor Socdaalka” waxaa loola jeedaa Hab-raacyada loogu talo-galay dhisidda awoodda iyo bixinta macluumaad ku saabsan nidaamyada dal-ku-galka (visa) iyo rukhsadaha shaqada, dokumentiyada loo baahan yahay, sharciyada khuseeya ee ilaalinaya shaqaalaha, hay'adaha la xiriiri kara marka loo baahdo, iyo xiriirka ururrada qurbo-joogta ee dadka soo dhaweynaya.

“Shaqaaleysiin” waxaa loola jeedaa Hannaanka ka kooban xayeysiinta, faafinta macluumaadka, xulashada, meeleynta shaqo, iyo marka ay khuseyso, dib-u-celinta shaqaalaha socdaalaya (migrant workers) waddankii ay asal ahaan ka yimaadeen. Hannaankani wuxuu khuseeyaa shaqo-doonayaasha iyo kuwa hore u shaqeynayey ee ku jira xiriirka shaqo

“Waafaqsanaanta Xirfadaha” waxaa loola jeedaa Habab iyo tallaabooyin lagu kordhinayo shaqo- helidda shaqaalaha iyo yaraynta yaraanta xirfadaha iyadoo la buuxinayo shaqooyinka bannaan oo lagu meeleynayo shaqo-doonayaal aqoon iyo xirfad u leh.

“Wada-hadalka Bulshada” waxaa loola jeedaa Dhammaan noocyada wadahadallada, la-tashiga iyo is-weydaarsiga macluumaadka ee u dhexeeya wakiillada shaqaalaha, loo-shaqeeyeyaasha, iyo Dawladaha oo ku saabsan

danaha guud ee siyaasadaha dhaqaale, shaqo iyo bulshada, iyadoo ujeeddadu tahay in la siiyo daneeyeyaasha cod iyo saameyn ku saabsan arrimaha khuseeya bulshooyinka iyo goobaha shaqada.

"Wada-hawl-galeyaasha Bulshada" waxaa loola jeedaa Wakiillada maamulka iyo shaqaalaha (ururrada loo-shaqeeyeyaasha iyo ururrada shaqaalaha), iyo xaaladaha qaarkood, hay'adaha Dawladda iyo bulshada rayidka ah, kuwaasoo door ka ciyaara arrimaha la xiriira xiriirka shaqo iyo ka-qeyb-qaadashada wada-hadallada saddexgeesoodka ah (tripartite discussions) ee lala yeesho Dawladda.

"Daneeyeyaasha Saddex-geesoodka ah (Tripartite Constituents)" waxaa loola jeedaa Dawladda, ururrada loo-shaqeeyeyaasha, iyo ururrada shaqaalaha.

II. SOO-GAABIN ERAYO IYO WAXAY U TAAGAN YIHIIN

ERAYGA GAABSAN	MACNAHA UU U TAAGAN YAHAY
AU	Midowga Afrika (African Union)
BLA	Heshiiska Labo-geesoodka ah ee Shaqada (Bilateral Labour Agreement)
BLMAs	Heshiisyada Labo-geesoodka ah ee Socdaalka Shaqada (Bilateral Labour Migration Agreements)
BRMM	Maareynta Wanaagsan ee Socdaalka Gobol (Better Regional Migration Management)
CERD	Guddiga Ciribtirka Midab-takoorka (Committee on the Elimination of Racial Discrimination)
COMESA	Suuqa Wadajirka ah ee Bariga iyo Koonfurta Afrika (Common Market for East and Southern Africa)
CSOs	Ururrada Bulshada Rayidka ah (Civil Society Organizations)
DACs	Bulshooyinka Saameynta Ka Soo Gaartay Barakaca (Displacement Affected Communities)
DTM	Habka Daba-galka Barakaca (Displacement Tracking Matrix)

DWCP	Barnaamijka Shaqo Wanaagsan ee Dalalka (Decent Work Country Programme)
EAC	Bulshada Bariga Afrika (East African Community)
EASO	Xafiiska Taageerada Magangelyo-doonka ee Yurub

	(European Asylum Support Office)
ESCWA	Guddiga Dhaqaalaha iyo Bulshada ee Galbeedka Aasiya (Economic and Social Commission for Western Asia)
EU	Midowga Yurub (European Union)
FCDO	Xafiiska Arrimaha Dibadda, Barwaaqo-sooranka iyo Horumarinta (Foreign Commonwealth and Development Office)
FDI	Maal-gashiga Shisheeye ee Gudaha (Foreign Domestic Investment)
FESTU	Ururda Shaqaalaha Soomaaliyeed (Federation of Somali Trade Unions)
FMPT	Dhaqdhaqaaqa Xorta ah ee Dadka iyo Xoolaha (Free Movement of Persons and Transhumance)
FMS	Sahanka Daba-galka Socodka (Flow Monitoring Survey)
FRS	Jamhuuriyadda Federaalka Soomaaliya (Federal Republic of Somalia)
GCM	Heshiiska Caalamiga ah ee Socdaalka (Global Compact for Migration)
GCR	Heshiiska Caalamiga ah ee Qaxootiga (Global Compact on Refugees)
GDP	Wax-soo-saarka Guud ee Dalka (Gross Domestic Product)

GIZ	Wakaaladda Jarmalka ee Horumarinta Caalamiga ah (German International Cooperation - Gesellschaft für Internationale Zusammenarbeit)
HIV	Fayraska Dilaaga ah ee Difaaca Jirka (Human Immunodeficiency Virus)
ICLS	Shirweynaha Caalamiga ah ee Xog-ururinta Shaqada (International Conference of Labour Statisticians)
IDPs	Dadka Gudaha Ku Barakacay (Internally Displaced

	Persons)
IEC	Xoggaha, Waxbarasho iyo Wacyi-gelin (Information, Education and Communication)
IGAD	Urur Goboleedka Horumarinta ee IGAD (Intergovernmental Authority on Development)
ILO	Ururka Shaqaalaha Caalamiga ah (International Labour Organization)
IOM	Hay'adda Caalamiga ah ee Socdaalka (International Organization for Migration)
KPIs	Calaamadaha Lagu Qiimeeyo Waxqabadka (Key Performance Indicators)
LMIS	Nidaamka Macluumaadka Suuqa Shaqada (Labour Market Information System)
M&E	Kormeerka iyo Qiimeynta (Monitoring and Evaluation)
MDAs	Wasaaradaha, Waaxyaha iyo Hay'adaha (Ministries, Departments and Agencies)
MoJCA	Wasaaradda Caddaaladda iyo Arrimaha Dastuurka (Ministry of Justice and Constitutional Affairs)
MoLSA	Wasaaradda Shaqada iyo Arrimaha Bulshada (Ministry of Labour and Social Affairs)

MPO	Falanqaynta Dhaqaalaha iyo Saboolnimada (Macro Poverty Outlook)
MWSS	Nidaamka Taageerada Shaqaalaha Socdaalaya (Migration Worker Support System)
NBS	Hay'adda Istaatitikada Qaranka (National Bureau of Statistics)
NCM	Hannaanka Iskuduwidda Qaranka (National Coordination Mechanism)
NDP	Qorsheha Horumarinta Qaranka (National Development Plan)
NGOs	Ururrada Aan Dawliga Ahayn (Non-Governmental

	Organizations)
NLFS	Sahanka Shaqada Qaranka (National Labour Force Survey)
ODA	Taageerada Horumarka Dibadda (Overseas Development Assistance)
PPP	Iskaashiga Dawladda iyo Shirkadaha Gaarka loo Leeyahay (Public-Private Partnerships)
PrEAs	Shirkadaha Shaqaaleysiint Gaarka loo Leeyahay (Private Recruitment and Employment Agencies)
PRMN	Shabakadda Ilaalinta iyo Daba-galka Dib-u-soocelinta (Protection and Return Monitoring Network)
PWD	Dadka Naafada Ah (Persons with Disabilities)
ReDSS	Xohaynta Xarunta Xalalka Waara ee Gobolka (Regional Durable Solutions Secretariat)
SCCI	Rugta Ganacsiga iyo Warshadaha Soomaaliyeed (Somalia Chamber of Commerce and Industry)
SDGs	Yoolalka Horumarka Waara (Sustainable Development Goals)

SNDP	Qorsheha Horumarinta Qaranka ee Soomaaliya (Somalia's National Development Plan)
SOM	Soomaaliya (Somalia)
STEM	Saynis, Tiknoolaji, Injineernimo iyo Xisaab (Science, Technology, Engineering and Mathematics)
SWOT	Xoogagga, Daciifnimada, Fursadaha, iyo Caqabadaha (Strengths, Weaknesses, Opportunities and Threats)
TVETs	Xarumaha Tababarka Farsamada iyo Xirfadaha (Technical, Vocational Education and Training Institutions)
TWG	Kooxda Farsamada ee Shaqada (Technical Working Group)
UN	Qaramada Midoobay (United Nations)
UNDP	Barnaamijka Horumarinta ee Qaramada Midoobay (United Nations Development Programme)
UNHCR	Xafiiska Qaramada Midoobay ee Qaxootiga (United Nations High Commissioner for Refugees)
UNOCHA	Xafiiska Qaramada Midoobay ee Isku-dubbaridka Gargaarka Bani'aadamnimo (United Nations Office for the Coordination of Humanitarian Affairs)
USD	Doollarka Mareykanka (United States Dollars)

III. DULMAR KOOBAN OO KU SAABSAN HIRGELINTA SIYAASADDAN

Siyaasaddan ayaa bixinaysa jihayn istiraatijiyadeed oo lagu maamulayo socdaalka shaqada ee Soomaaliya, iyadoo la higsanayo in la sameeyo nidaam ilaalinaya awoodna u siinaya shaqaalaha socdaalka ah, taasoo sare u qaadaysa kaalintooda ku aaddan horumarka qaranka Soomaaliya. Siyaasaddani waxay, sidoo kale, hagaysaa dadaallada lagu doonayo in lagu beddelo muuqaalka shaqada ee Soomaaliya, oo ay ku jirto kor-uqaadista aqoonta iyo xirfadaha bulshada si loo kordhiyo faa'iidooyinka fursadaha shaqo ee gudaha iyo dibadda, loona waafajiyo himmillooyinka guud ee horumarinta dalka.

IV. HIMMILLOOYINKA

In la helo Hannaan socdaal shaqao mideysan oo waara, kaasoo tixgelinaya kaladuwanaanshaha labada jinsi kuna saleysan xuquuqaha shaqaalaha si loogu horumariyo Qaranka.

V. HIGSIGA

Dhisidda hannaan dhammeystiran oo caddaalad ku dhisan, kaasoo fududeeya bedqabka iyo amaanka socdaalka shaqada.

VI. UJEEDDADA

Ujeeddada siyaasaddani waa Sare-u-qaadidda faa'idooyinka si loo horumariyo nolosha shaqaalaha socdaalka gudaha iyo dibadda.

VII. QIYAMKA ASAASIGA AH IYO MABAADI'DA HAGEYSA SIYAASADDAN

Siyaasaddan waxay ku saleysan tahay qiyam iyo mabaadi' ay ka mid yihiin:

1. Maamul-wanaagga iyo dhawrista sharciga.
2. Shaqo wanaagsan, oo ay ka mid tahay: bed-qabka iyo daryeelka shaqaalaha ee goobaha shaqada.
3. Awood-siin, ka-qeyb-galka, iyo sinnaanta.
4. Ilaalinta bulshada, cadaaladda iyo wada-xaajood bulsho.
5. Hufnaan iyo isla-xisaabtan.

6. Horumar waara.

VIII. UJEEDDOOYINKA ISTIRAATIJIYADEED EE SIYAASADDAN

Ujeeddooyinka muhiimka ah ee siyaasaddan waa:

1. Xoojinta maamul-wanaagga socdaalka shaqada iyadoo la waafajinayo halbeegyada iyo xeerarka caalamiga ah ee shaqada.
2. Horumarinta, tayeynta iyo aqoonsiga xirfadaha.
3. Ballaarinta ilaalinta iyo xuquuqda shaqaalaha socdaalaya iyo qoysaskooda.
4. Xoojinta doorka la-hawl-galeyaasha bulshada, bah-wadaagta horumarineed, iyo qeybaha ganacsiga gaarka ah.
5. Xoojinta xog-ururinta, maareynta, iyo faafinta xogta la xiriirta socdaalka shaqada.
6. Nidaaminta wakaaladaha Shaqaaleysiinta ee gaarka loo leeyahay.
7. Taageeridda nidaamyada dib-u-soo-celinta iyo dib-u-dhex-galka shaqaalaha dibadda ka soo laabta.
8. Horumarinta waxtarka Jaaliyadaha Soomaaliyeed ee qurbaha.

IX. MOWDUUCYO IS-DHEX-GALA (CROSS-CUTTING THEMES)

1. Si loo xaqiijiyo dhaqan-gal dhammeystiran oo tixgelinaya kala-duwanaanshaha jinsiga, iyadoo la raacayo hababka ugu wanaagsan ee caalamiga ah, Dawladdu waxay wax ka qabanaysaa arrimaha bulshada iyo dhaqaalaha.
2. U-hoggaansanaanta sinnaanta jinsiga.
3. Ka-qeyb-galka iyo xaqiijinta xuquuqda dadka naafada ah.
4. Yareynta nuglaanta bulshada.
5. Iskaashi caalami ah iyo taageerada Qunsuliyadaha.
6. Wada-shaqeynta Dawladda iyo Shirkadaha Gaarka loo leeyahay
7. Nabadaynta iyo xallinta khilaafaadka Isbeddelka cimillada, faafitaanka cudurrada saf-marka ah iyo arrimaha dabiiciga ah ee sababa guuritaan qasabka ah iyo barakaca.

X. FAL-GELIDDA SIYAASADDA IYO TALLAABOOYINKA LA SOO JEEDIYEY

Fal-gelidda siyaasadeed ee ugu weyn ee lagu hirgelinayo siyaasaddan laguna gaarayo ujeeddooyinkeeda waa:

Qeybta 1: Xoojinta Maamulka Socdaalka Shaqada

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Xoojinta Habka Iskuduwidda Qaranka

   Habka Iskuduwidda Qaranka ee hoos yimaad Xafiiska Madaxweynaha si loo hagaajiyo isku-xirka Hay'adaha muhiimka u ah fulinta siyaasadda (laga bilaabo heer Federaal ilaa heer Dawlad-goboleed).

2. Bilowga, gorgortanka, xoojinta, iyo dib-u-eegista Heshiisyada Socdaalka Shaqada ee Labo-geesoodka ah iyo kuwa Caalamiga ah (BLMAs & MLMAs), iyadoo la hormarinayo waddamada ay shaqaalaha Soomaalida ugu badan ku sugan yihiin.

3. Ansixinta, Meel-marinta, hirgelinta, iyo daba-galka hirgelinta heerarka shaqo ee caalamiga ah (heshiisyada, xeerarka, iyo ballan-qaadyada la xiriira socdaalka shaqada).

Qeybta 2: Horumarinta, Tayeynta iyo Aqoonsiga Xirfadaha

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Dhisidda Nidaamka Qaranka ee Qiimeynta Xirfadaha (National Skills Profiling Mechanism) si loo taageero baahiyaha suuqa shaqada iyo horumarinta xirfadaha ee Soomaaliya, Hirgelinta barnaamijyada Socdaalka Xirfadaha (Labour Mobility Schemes), oo diiradda saaraysa iskaashiga xirfadaha si kor loogu qaado horumarka xirfadeed ee kobaca Soomaaliya.

2. Maal-gelinta barnaamijyo kor loogu qaadayo xirfadaha iyo dib-u-tababaridda shaqaalaha socdaalaya ee gudaha iyo dibadda.

3. In la sameeyo shabakado iyo goobo shaqo-baahin oo heer kasta oo dawladeed, kuwaasoo xayeysiiya fursadaha shaqo iyo xirfadaha u baahan in la isku xiro, looshaqeeyeyaasha iyo kuwa shaqo-doonka ah ee jooga gudaha iyo dibadda Soomaaliya.

4. Kobcinta barnaamijyada isweydaarsiga aqoonta iyo xirfadaha ee shaqaalaha socdaalaya gudaha iyo dibadda.

5. Horumarinta nidaamyada taageeraya helitaanka macluumaadka, waxbarashada, tababarka, aqoonsiga xirfadaha, iyo helitaanka maal-gelinta shaqaalaha socdaalaya iyo qoysaskooda.

Qeybta 3: Ballaarinta Illaalinta Shaqaalaha iyo Daryeelka Bulshada ee Shaqaalaha Socdaalaya iyo Qoysaskooda

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Dib-u-eegista siyaasadaha, shuruucda, iyo barnaamijyada daryeelka bulshada si loogu daro shaqaalaha socdaalaya iyadoo lagu saleynayo mabda'a sinnaanta xuquuqda.
2. Xoojinta awoodda Hay'adaha iyadoo la sameynayo Mas'uuliyiinta Xiriirka ee illaalinta bulshada iyo xuquuqda shaqaalaha socdaalaya ee Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA) iyo Hay'adaha la xiriira. Sidoo kale, waxaa la dhisayaa Guddi saddex-geesood ah (tripartite committee) oo horumarinaya aqoonta gudaha ee daryeelka bulshada ee shaqaalaha socdaalaya iyadoo lala kaashanayo la-hawl-galeyaasha bulsheed ee dawliga iyo kuwa maxalliga.
3. Sameynta heshiisyo Shaqo oo labo-geesood ah (BLAs) oo ay ku jiraan qodobbo daryeelka bulshada, iyo/ama heshiisyada daryeelka bulshada oo dhinacyo badan leh, si loo hubiyo qaadista iyo wanaajinta dheefaha ama faa'iidooyinka..
4. Taageeridda hirgelinta Xeerarka Suuqa Wadajirka ah ee Bulshada Bariga Afrika (EAC Common Market) ee 2023, si loo hagaajiyo iskuduwidda xuquuqda iyo faa'iidooyinka bulshada.

Qeybta 4: Siyaasadda Xoojinta Doorka La-hawl-galeyaasha Bulshada, Bah-wadaagta Horumarineed iyo Qeybaha Ganacsiga Gaarka Ah

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Kor-u-qaadidda awoodda la-hawl-galeyaasha bulshada si ay uga qeyb-qaataan wada-hadalka bulshada ee la xiriira socdaalka shaqada.
2. Taageeridda la-hawl-galeyaasha bulshada iyadoo la bixinayo macluumaad iyo barnaamijyo awood-siineed si ay shaqaalaha socdaalaya uga caawiyaan abaabulkooda iyo u-doodista xuquuqdooda.
3. Taageeridda doorka la-hawl-galeyaasha bulshada ee ku aaddan difaacidda xuquuqda shaqaalaha socdaalaya, helitaanka cadaalad.
4. Xoojinta iskaashiga Dawladda, daneeyeyaasha horumarka iyo qeybaha gaarka loo leeyahay.

Qeybta 5: Xoojinta Xog-ururinta, Maareynta, iyo Faafinta Xogta La Xiriirta Socdaalka Shaqada

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Dhiirri-gelinta in lagu daro arrimaha socdaalka shaqada ee nidaamka macluumaadka suuqa shaqada (Labour Market Information System - LMIS).
2. Sameynta Qaab-dhismeedka xog-ururinta ee la xiriita socdaalka shaqaalaha, si joogto ahna loogu warbixiyo dhaqdhaqaaqa shaqaalaha socdaalaya iyo sifooyinkooda, iyadoo la raacayo talooyinka Shirweynaha Caalamiga ah ee Xogururinta Shaqada (ICLS).
3. In sahanno xilliyeed loo sameeyo xoogga shaqada, oo ay ku jiraan qeybo gaar ah oo ku saabsan socdaalka shaqada, si loo bixiyo xogta socdaalka shaqada iyo maamulka qurba-joogta, iyadoo la raacayo talooyinka Shirka Caalamiga ah ee Tiro-koobka Shaqada.
4. Kor-u-qaadidda awoodda Dawladda iyo qaab-dhismeedyadeeda si loo soo ururiyo, loo falanqeeyo, loona faafiyo xogta la xiriirta socdaalka shaqada, iyadoo la hubinayo kala-soocidda xogta sida jinsiga iyo sifooyinka kale ee la xiriira, xaqiijinta in xogta la heli karo guud ahaan Dawladda iyo dadweynaha (si ay uga faa'iidaystaan warbaahinta, jaamacadaha, ururrada bulshada, daneeyeyaasha horumarka, iyo Hay'adaha kale ee aan Dawliga ahayn).

Qeybta 6: Nidaaminta Wakaaladaha Shaqaaleysiinta ee Gaarka

Loo Leeyahay

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Dejinta qaab-dhismeedka sharciga, siyaasadda iyo hab-raacyada hay'adaha shaqaaleysiinta ee gaarka loo leeyahay.
2. Dhaqan-gelinta hab-raacyada habaynta iyo daba-galka hay'adaha shaqaaleysiinta ee gaarka loo leeyahay.
3. Dhisidda barnaamijyo dhisaya awoodda shirkadaha shaqaaleysiinta gaarka loo leeyahay si loo xaqiijiyo shaqaaleysiin caddaalad ah, iyo xoojinta awooddooda si ay u hirgeliyaan habab la jaan-qaadaya sinnaanta jinsiga dhammaan nidaamyada socdaalka shaqada, laga bilaabo hawlaha dhoofitaanka ka hor ee shaqaalaha (predeparture processes) Tababarka,

Imaanshaha dalka shaqada, qorsheha dib-unoqoshada iyo dib-u-dhex-gelinta shaqaalaha.

4. Nidaaminta hab-dhaqanka wakaaladaha shaqaaleysiinta iyadoo la sameynayo hagayaal sharci oo si siman loo fulin karo.

Qeybta 7: Taageeridda Nidaamyada Dib-u-soo celinta iyo Dib-udhex-gelinta Shaqaalaha Socdaalaya

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Taageeridda Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA) si ay u saadaaliso uguna diyaar-garowdo soo-laabashada shaqaalaha socdaalka ah. Waxaa la dhisayaa hannaan lagu bixiyo macluumaad, tababar, iyo kaalmo sharci (ama talo sharci) si dib-u-soo-noqdeyaashu ugu dhex milmaan dalka, iyadoo la kaashanayo shirkadaha shaqaaleysiinta ee gaarka loo leeyahay iyo xarumaha waxbarashada farsamada iyo xirfadaha (TVET).

2. Taageeridda dadaallada ay sameynayaan Hay'adaha dhexdhexaadiyeyaasha maaliyadeed si ay u bixiyaan adeegyada maaliyadeed (tusaale, xisaabaadka kuwa aan deganeyn dalka) si looga hortago khasaaraha maaliyadeed ee shaqaalaha socdaalaya iyo in la hubiyo xorriyadooda maaliyadeed.

3. Fududeynta nidaamyada xawilaadaha iyadoo la adkaynayo Qaab-dhismeedka la xiriira wareejinta xuquuqda daryeelka bulshada.

4. Xoojinta nidaamka dib-u-mideynta qoysaska iyo carruurta shaqaalaha socdaalaya ee dalka dib ugu soo laabanaya, iyadoo la dhex-gelinayo nidaamka waxbarashada iyo tababarka xirfadaha ee dalka.

5. Dhisidda hannaan daba-gal degdeg ah oo awood u leh in lagu soo gudbiyo cabashooyinka lana bixiyo mag-dhaw si loo hubiyo in caqabadaha soo if-baxa inta lagu jiro kala-guurka shaqaalaha laga soo celinayo ilaa ay si buuxda u dhexgalaan bulshadooda.

Qeybta 8: Horumarinta Waxtarka Jaaliyadaha Soomaaliyeed ee Qurba- joogta Ah

Tallaabooyinka ugu weyn ee qeybtan siyaasadeed waa:

1. Dhisidda iyo xoojinta adeegyada Qunsuliyadaha iyo u-qeybsanayaasha shaqada

(oo ay ku jiraan hababka cabashooyinka iyo wax-ka-qabashadooda) ee safaaradaha, Ergooyinka, iyo qunsuliyadaha dibadda si loo sameeyo sahanno dhammeystiran oo la xirira xaaladda jaaliyadaha Soomaaliyeed (marka la eego tirada, goobta, xirfadaha, jinsiga, iyo adeegyada loo baahan yahay).

2. Taageeridda shaqada shabakadaha iyo ururrada jaaliyadaha dibadda si ay uga qeyb-qaataan taageeridda shaqaalaha socdaalaya.

3. Dhisidda iyo dardar-gelinta xarunta isku-xirka jaaliyadaha Soomaaliyeed.

4. Kor-u-qaadidda wacyi-gelinta dadweynaha iyo siyaasad-dejiyeyaasha ee ku aaddan ka-qeyb-qaadashada horumarka Qaranka.

XI. HANNAANKA FULINTA SIYAASADDAN

1. Iyadoo uu kormeerayo Xafiiska Madaxweynaha, Xukuumaddu waxay xoojinaysaa habka Isku-dubbaridka Socdaalka Qaranka. Xafiiska Ra'iisul Wasaaraha oo hoggaaminaya hay'adaha fulinta ayaa kormeeraya meel-marinta siyaasaddan, iyadoo la kaashanayo Golaha Wasiirrada iyo Baarlamaanka.

2. Hannaanka Iskuduwidda Qaranku wuxuu taageero ka helayaa Guddiga Iskudubbaridka Socdaalka Shaqaalaha, oo ay ku jiraan wasaaradaha iyo hay'adaha xirirka la leh, oo ay horjooge ka tahay Wasaaradda Shaqada iyo Arrimaha Bulshada. Xafiiska Madaxweynaha waxaa matalaya Ergeyga Gaarka ah oo u xilsaaran Arrimaha Socdaalka, Shaqaalaha Dib u soo laabanaya iyo Xuquuqda Caruurta. Guddigan Isku-dubbaridku waxay bixinayaan siyaasad iyo hagitaan istaraatijiyadeed oo ku saabsan arrimaha socdaalka shaqaalaha wuxuuna ka shaqeynayaa hirgelinta qaraarrada la xiriira siyaasaddan.

3. Si loo ogeysiiyo tallaabooyinka siyaasadda, Wasaaradda waxay xoojinaysaa Xarunta Qaranka ee Kheyraadka Dijitaalka Socdaalka si loo ururiyo xog muhiim ah oo la xiriirta isbeddellada socdaalka shaqada. Wasaarradda, iyadoo adeegsanaysa madal la-hawl-galeyaasha bulshada, waxay la shaqeynaysaa ururrada shaqaalaha iyo shaqo-bixiyeyaasha, oo ay ka mid yihiin Ururka Shaqaalaha Soomaaliyeed, Rugta Ganacsiga Soomaaliyeed, Jaaliyadaha Dibadda, daneeyeyaasha horumarka iyo Hay'adaha aan Dawliga ahayn, si loo dardar-geliyo hirgelinta siyaasaddan.

4. Heer Dawlad-goboleed, siyaasaddan waxaa laga hirgelinayaa dhammaan gobollada dalka iyadoo ay hoggaaminayaan Agaasimeyaasha Guud, oo ay hoos yimaadaan Saraakiisha Shaqada ee Wasaaradaha Shaqada oo ka hawl-gelaya Waax Shaqo oo si buuxda loo asaasay. Shaqaalaha socdaalaya

ee gudaha iyo dibadda waxay noqonayaan kuwa ugu faa'iidada badan, iyadoo la hubinayo in siyaasaddan ay kor u qaaddo fursadaha ay ka helayaan socdaalka shaqada.

XII. FURSADAHA MAAL-GELINTA

Iyadoo laga duulayo caqabadaha maaliyadeed iyo kheyraadka xaddidan ee dalka, Dawladdu waxay adeegsanaysaa habab kala duwan oo lagu maal-gelinayo hirgelinta siyaasaddan, kuwaasoo kala ah:

1. Miisaaniyadda loo qoondeeyey Wasaaradaha iyo Hay'adaha Dawladeed ee ka timaadda miisaaniyadda Qaranka.
2. Taageero laga helo daneeyeyaasha horumarka iyo Hay'adaha caalamiga ah.
3. Kheyraadka laga soo ururiyo gudaha dalka iyadoo loo marayo ilo dakhli oo aan cashuur ahayn.
4. Maal-gelin laga helo iskaashiga Dawladda iyo Shirkadaha Gaarka loo leeyahay.
5. Deymo iyo deeqo, oo ay ku jiraan deymaha fudud ee Dawladda ay codsan karto si loo fuliyo mashaariic muhiim ah.
6. Isticmaalka sanduuqa Saamiyada gaarka loo leeyahay iyo xirmooyinka maaliyadeed ee hay'adaha maaliyadeed.
7. Ilaha maal-gelineed ee kale (oo ay ku jiraan maaliyadda cimillada) iyo dhaqaaleururinta Jaaliyadaha Soomaaliyeed ee Dibadda.

XIII. GAARSIINTA IYO FAAFINTA SIYAASADDAN

Siyaasaddan waxaa la gaarsiinayaa qeybaha kala duwan ee bulshada iyadoo la adeegsanayo habab kala duwan oo isgaarsiineed si loogu waafajiyo baahiyahooda gaarka ah.

XIV. GAARSIINTA XUKUUMADDA IYO HAY'ADAHA KALE EE DAWLADDA

Waxaa dib-u-eegis loogu sameynayaa hab-raac la mid ah habr-aacii lagu ansixiyey, waxaana lagu soo saarayaa Faafinta Rasmiga ee Dawladda. Nuqulka siyaasaddan oo kooban ayaa loo gudbinayaa dhammaan wasaaradaha iyo waaxyaha dawladda, heer federaal, heer dawlad-goboleed iyo dhammaan hay'adaha ay khuseyso, iyadoo lala kaashanayo Wasaaradda Shaqada iyo Arrimaha Bulshada.

XV. GAARSIINTA LA-HAWL-GALEYAASHA BULSHADA

Wasaaradda Shaqada iyo Arrimaha Bulshada oo matalaysa dhinaca Dawladda ee Qaabdhismeedka saddex geesoodka ah waxay adeegsanaysaa xiriiro shabakado, wada-hadallo bulsho, shirar, aqoon-isweydaarsiyo, wargelin warbaahineed iyo Wargeysyo, si loo gaarsiiyo siyaasaddan la-hawl-galeyaasha bulshada.

XVI. GAARSIINTA SHAQAALAHA SOCDAALAYA (GUDAHA IYO DIBADDA)

Si loo xariiriyo shaqaalaha socdaalka ee dibadda u baxaya, Wasaaradda Shaqada iyo Arrimaha Bulshada waxay sameynaysaa dadaallo kala duwan oo isgaarsiineed, kuwaasoo ka mid ah barnaamijyo laga sii-daayo idaacadaha iyo telefishinnada, shirar, kulammo bulshada lala yeesho, iyo is-dhex-gal fogaan arag ah oo lala yeesho muwaadiniinta Soomaaliyeed ee qurbaha ku nool, baraha bulshada, iyo mareegyadeeda ee is-dhex-galka leh.

Dhanka shaqaalaha socdaalka ee gudaha soo galaya, farriimo si gaar ah loogu talo-galay ayaa la diyaarinayaa si ay u daboolaan baahidooda xogeed, kuwaasoo ay ka mid yihiin siyaasaddan, siyaasado la xiriira, nidaamyada sharci, iyo adeegyada ay Dawladda u fidinayso.

Ururka Shaqaalaha Soomaaliyeed wuxuu adeegsanayaa xaruntiisa la xiriirta socdaalka iyo habab kale si uu siyaasaddan ugu faafiyo daneeyeyaasha ay khuseyso.

XVII. GAARSIINTA DAWLADAHA DALALKA MARTIDA LOO YAHAY

Dawladdu waxay adeegsanaysaa safaaradaha, xarumaha diblomaasiyadeed, iyo qunsuliyadaha dibadda si ay ula xiriirto Dawladaha dalalka ay shaqaalaha Soomaaliyeed u socdaalaan ama ka shaqeeyaan. Sidoo kale, Dawladda waxay ka faa'iidaysanaysaa teknoolojiyadda casriga ah iyo aaladaha isgaarsiinta si loo hagaajiyo hufnaanta isgaarsiinta iyo gudbinta macluumaadka muhiimka ah ee la xiriira shaqaalaha socdaalka ah.

XVIII. KORMEERKA IYO QIIMEYNTA SIYAASADDA

Wasaaradda Shaqada iyo Arrimaha Bulshada ayaa hoggaaminaysa kormeerka joogtada ah ee hirgelinta siyaasaddan, waxayna mas'uul ka noqonaysaa qiimeynteeda. Wasaaraddu waxay natiijada dib-u-eegista iyo qiimeynta siyaasadda u gudbinaysaa Guddiga Iskuduwidda Qaranka, waxayna warbixino iyo talooyin cusub u gudbinaysaa Wasaaradda Qorsheynta iyo Xafiiska Tiro-koobka Qaranka.

Dhammaan hawl-wadeennada fulinta waxaa looga baahnaanayaa inay la socdaan dhaqdhaqaaqyada sida ku qeexan siyaasaddan oo ay soo gudbiyaan warbixin sannadeedka horumarka. Sahan asaasi ah ayaa la sameynayaa sanadka ugu horeeya ee dhaqan-gelinta siyaasaddan si loo ururiyo macluumaadka iyo xogta heerka bilowga ah ee socdaalka shaqada, kaasoo lagu go'aaminayo ujeeddooyinkan siyaasadeed:

1. Dib-u-eegis sanadeed oo ku saabsan waxqabadka ayaa la sameynayaa si loo cabbiro horumarka.
2. Dib-u-eegis dhexdhexaad ah ayaa la sameynayaa si loo qiimeeyo waxqabadka siyaasadda.
3. Dib-u-eegis lagu sameeyo qaab-dhismeedka fulinta siyaasadda ayaa la soo jeedinayaa Dhammaadka muddada hirgelinta siyaasadda.
4. Wasaaradda Shaqada iyo Arrimaha Bulshada ayaa loo xilsaarayaa sameynta qiimeynta ugu dambeysa, taasoo gacan ka geysanaysaa dejinta siyaasadda soo socoto ka dib 10 (toban) sano oo fulin ah.

1. Hordhac iyo Falanqayn Xaaladeed

Siyaasaddani waxay dawladda iyo bulshada siinaysaa jihayn istaraatijiyadeed oo dhammeystiran oo ku aaddan maamulka socdaalka shaqada ee gudaha iyo dibadda Soomaaliya, Waxay ku saleysan tahay hab xasaasi ah oo ku saleysan sinnaanta jinsiga iyo ilaalinta xuquuqaha si loo xaqiijiyo qaab badbaado leh, nidaamsan oo joogto ah oo loogu talo-galay socdaalka shaqada ee dalka.

Siyaasaddan waxaa sidoo kale loo dejiyey inay hagto faragelinta loogu talo-galay in lagu taageero isbeddelka muuqaalka shaqada ee Soomaaliya, taasoo ay ku jirto koru-qaadidda xirfadaha shaqo ee bulshada si loo wanaajiyo fursadaha shaqo ee gudaha iyo dibadda.

1.1 Xogta Dadweynaha, Dhaqaalaha iyo Xaaladda Shaqooyinka

Waxaa la qiyaasayaa in tirada guud ee shacabka Soomaaliyeed ay gaartay 20 milyan, iyadoo dhaqaalaha dalka uu ku tiirsan yahay adeegyada (gaar ahaan ganacsiga), beeraleyda la nooshahay dalagyada iyo kalluumeysiga. Qeybta ugu badan ee bulshada waxay ka shaqeysaa Beeraha iyo xoolaha nool, iyadoo beeraha ay ka qeybqaataan 80.3% GDP-ga guud ee dalka.

Sanadkii 2023, GDP-ga Soomaaliya wuxuu ahaa $10.42 bilyan, halka dakhliga qofkiiba uu ahaa $592 sanadkii. Kobaca dhaqaalaha dalka wuxuu u dhexeeyey 2-3% muddadii u dhaxaysay 2019-2023, waxaana la saadaalinayaa inuu kor u kaco ilaa 3.1% sanadka 2024, taasoo ka sarreynaysa heerka kororka dadka oo lagu qiyaasay
2.92%.

In kasta oo la saadaalinayo koror dhaqaale, haddana dalka wuxuu wajahayaa caqabado waaweyn oo ay ka mid yihiin soo-xareynta dakhliga gudaha oo

hooseeya iyo heerka faqriga oo sarreeya, taasoo ka sii dhigtay amni-darro joogto ah. Sidaas darteed, dadaallada lagu soo jiidanayo maal-gashiga tooska ah ee shisheeye iyo dhiirri-gelinta ganacsiga gaarka loo leeyahay waxay muhiim u yihiin horumarka dhaqaale ee dalka, abuurista fursado shaqo, iyo dhimista heerka faqriga ee haatan jira.

1 .2 Muuqaalka Shaqada iyo Baahida Kor-u-qaadista Xirfadaha Si Tartiib

Tartiiib Ah

Dhallinyarada Soomaaliya waxay haystaan fursad weyn oo lagu horumarin karo dhaqaalaha dalka. Si kastaba ha ahaatee, shaqo-la'aanta dhallinyarada, gaar ahaan kuwa wax bartay, waxay weli tahay caqabad weyn. Dhallinyarada leh xirfado qiimo leh ayaa inta badan u hayaama dibadda iyagoo raadinaya fursado shaqo oo ka wanaagsan.

Sanadkii 2021, heerka wax aqriska iyo qoraalka Soomaaliya wuxuu ahaa 41.03%. Heerka ka-qeyb-galka xoogga shaqaalaha ee qeybta rasmiga ah wuxuu ahaa 15.9% sanadkii 2022, halka heerka guud ee shaqo-la'aantu uu gaaray 19.3%, iyadoo heerka shaqo-la'aanta dhallinyarada gaar ahaan uu aad u sarreeyey, oo gaaray 34.6%.

Dadka Soomaaliyeed intooda badan waxay ka shaqeeyaan qeybaha (sector-ka) adeegyada, gaar ahaan: Ganacsiga (tafaariiqda iyo jumlada) – 48% Beeraha iyo dhirta – 24% Shaqooyinka guryaha iyo adeegga gudaha – 17% Dhismayaasha, marti-gelinta iyo adeegyada hoteellada – 11%. Sida lagu sheegay warbixinta IOM Shaxda Daba-galka Barakaca ee 2023, 59% haweenka iyo 18% ragga ah ee shaqaalaha socdaalka ah ee ka shaqeeya dibadda waxay sheegeen inaysan haysan wax shahaado waxbarasho ah. Warbixinta DTM waxay ku salaysnayd xog laga qaaday 1,628 qof, oo ay ka mid ahaayeen 926 rag ah iyo 702 dumar ah.

Sida warbixinta lagu sheegay: Keliya 8.2% dadka la wareystay waxay dhammeeyeen heer jaamacadeed (7.4%) ama waxbarasho farsamo (0.8%). Keliya 0.5% ayaa haystay shahaado tababar shaqo. Laga soo bilaabo 2021, keliya 8.2% shaqaalaha socdaalka Soomaaliyeed waxay ka shaqeynayeen qeybaha shaqooyinka Heshiiska Adeegyada Xirfadeed.

Iyadoo la eegayo heerka hadda ee xirfadaha iyo tababarrada, Dawladda waxay u jeedaa inay dejiso jihada siyaasadeed ee xaqiijinaysa xuquuqaha shaqaalaha socdaalaya gudaha iyo dibadda, iyadoo abuuraysa jawi shaqo-sharafeed oo nidaamsan, taasoo gacan ka geysanaysa kobcinta shakhsiyaadka iyo horumarinta qaranka.

1. 3 Muuqaalka Socdaalka Soomaaliya

Soomaaliya waa dal socdaal badan leh oo ah dal laga tahriibo, loo tahriibo, oo marin u ah socdaalka ka gudba Geeska Afrika iyo meelo kale. Dalka wuxuu wajahaya caqabado la xiriira abuurista shaqooyin iyo fursado ku filan, iyadoo heerka shaqola'aantu uu gaarayo 19.29%.

Faqriga iyo Saboolnimadu waxay si baahsan ugu fidsan yihiin bulshada, iyadoo in ka badan 60% dadweynaha ay ku nool yihiin wax ka yar $1.90 maalintii. Heerka wax aqriska iyo qoraalka ee Soomaaliya wuxuu taagan yahay 41.03%.

Ka-qeyb-galka Suuqa Shaqada waxaa jira farqi weyn oo u dhexeeya jinsiga marka la eego ka-qeyb-galka shaqada. 33% ragga iyo 12% dumarka ayaa si firfircoon uga shaqeeya suuqa shaqada. Dawladda Soomaaliya, iyadoo loo marayo Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA), waxay la shaqeynaysaa bah-wadaagta horumarineed si loo dhiso Hay'ado adag oo tag leh.

Soomaaliya waxay leedahay dhallinyaro, taasoo awood u leh inay horseedo koboc dhaqaale. Si kastaba ha ahaatee, shaqo-la'aanta dhallinyarada ayaa weli caqabad weyn ah, gaar ahaan kuwa wax bartay. Shakhsiyaadka leh xirfado qiimo leh ayaa aad ugu dhow inay ka hayaamaan dalka iyagoo raadinaya fursado shaqo oo wanaagsan.

1.3.1 Qaxootiga iyo Magan-gelyo-doonka

Sida laga soo xigtay xogta Hay'adda Qaramada Midoobay u qaabilsan qaxootiga (UNHCR), laga soo bilaabo Abriil 2023, waxaa jiray 685,198 qaxooti Soomaali ah, oo u badan dalalka deriska ah, oo ay ugu horreyso Kenya (301,526) iyo Itoobiya (253,616). Sannadkii 2020, Soomaaliya waxay marti-gelisay 35,461 qaxooti iyo magan-gelyo-doon ah oo u diiwaan-gashan, badina waxay ka yimaadeen Itoobiya (23,701). Soomaaliya waxaa kale oo ay leedahay jaaliyado aad u badan oo qurbojoog ah, oo lagu qiyaaso 1-1.5 milyan oo qof, oo ay ugu horreeyaan Boqortooyada Midowday (UK), Netherlands, Norway, Sweden, Mareykanka, Kanada, iyo Australia (FMPT, 2022).

1.3.2 Socdaalka Soo-galootiga

Socdaalka gudaha wuxuu ka kooban yahay dadka gudaha ku barakacay iyo qaxootiga. Warbixinta Shabakadda Ilaalinta iyo Daba-galka Soo-noqoshada ee UNHCR (PRMN) waxay sheegtay in sannadkii 2023 ay jireen in ka badan 1.2 milyan oo qof oo cusub oo gudaha ku barakacay. Warbixinta IOM Shaxda Daba-galka Barakaca (Displacement Tracking Matrix (DTM) ee 2021 ee Soomaaliya waxay muujisay in ay jireen 121,671 qof oo dalka soo galay, kuwaasoo intooda badan ka yimid Itoobiya (66%), Kenya (13%), iyo Jabuuti (10%).

Sannadkii 2020, waxaa Soomaaliya ka baxay 159,812 qof, iyagoo aaday badankooda Itoobiya (46%), Sucuudiga (23%), Yemen (15%), Kenya (11%), iyo Jabuuti (6%).

Sida laga soo xigtay Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA), muddo 2 (labo) sano ah waxaa Soomaaliya lagu bixiyey qiyaastii 15,000 rukhsado shaqo, kuwaasoo intooda badan la siiyey muwaadiniinta Uganda, Kenya, Hindiya, Boqortooyada Midowday (UK), Pakistan, iyo Bangladesh.

Sida lagu xusay Warbixinta Horumarka Aadanaha ee Isku-dhafan (Integral Human Development Report 2024) oo ay WSHAB (MoLSA) wax ka diyaarisay, inta badan shaqaalaha ajaanibta ah ee yimaad Soomaaliya waxay ka shaqeeyaan jagooyinka kala ah La-taliye iyo shaqaalaha ka tirsan Hay'adaha caalamiga ah ee aan Dawliga ahayn (NGOs) iyo ururrada bulshada rayidka (CSOs), Shaqaale dhanka amniga ah, Shaqaalaha dhismaha. Tuubooleyda iyo farsamo-yaqaannada gaarka ah (inta badan heshiisyo kooban), Shaqaalaha ka hawl-gala hoteellada, hawlaha bini'aadannimada iyo waaxda marti-gelinta. Si kastaba ha ahaatee, ma jiro xog qeexan oo muujinaysa sida loo kala qeybiyey shaqaalaha ajaanibta ee haysta rukhsadaha shaqo, taasoo sabab u ah qaab-dhismeed iyo nidaamyo-la'aan lagu daba-galo xogtooda.

1.3.3 Socdaalka Shaqaalaha Dibadda

Waddooyinka ugu badan ee ay shaqaalaha socdaalka Soomaaliyeed u maraan dibadda waa saddex waddo oo waaweyn:

1. Badda – Iyagoo ka tallaabaya badda si ay u gaaraan Yemen, ka dibna uga sii gudbaya waddamada Khaliijka. Si kastaba ha ahaatee, waddadan ayaa hoos u dhacday tan iyo 2015, sababo la xiriira dagaalka Yemen.
2. Jidka Koonfureed – Iyagoo mara Kenya, ka dibna uga sii gudbaya dhanka Koonfur Afrika.
3. Jidka Galbeed – Iyagoo mara Sudan iyo Libya, iyagoo rajeynaya inay ka tallaabaan Badda Mediterraneanka si ay u gaaraan Yurub.

Weli ma jirto xog la cusboonaysiiyey oo ku saabsan socdaalka aan sharciyeysnayn (irregular migration).

Dawladda Soomaaliya waxay dhammeystirtay Heshiiska Shaqo ee labo-geesood (Bilateral Labour Agreement (BLA)) ee u dhexeeya JFS iyo Qatar, waxaana heer gebagabo ah maraya heshiis la mid ah oo ay la leedahay Boqortooyada Sacuudi Carabiya, taasoo ah waddanka marti-geliya inta badan shaqaalaha socdaalka Soomaaliyeed, gaar ahaan haweenka.

1.3.4. Ka-qeyb-galka Jaaliyadaha Soomaaliyeed

Soomaaliya waxay leedahay jaaliyado ballaaran oo ku kala firirsan daafaha caalamka, iyadoo lagu qiyaasay in ay ku nool yihiin 2 (labo) milyan oo Soomaali ah waddamada kala ah: **Boqortooyada Midowday (UK), Holland, Norway, Sweden, Mareykanka (USA), Kanada, Koonfur Afrika, Australia (FMPT, 2020).**

1.3.5 Lacagaha ay Dibadda Ka Soo Diraan Jaaliyadaha

Socdaalka shaqaalaha iyo doorkiisa ku aaddan horumarka dhaqaale waa ududbdhexaadka siyaasaddan. Jaaliyadaha Soomaaliyeed waxay door muhiim ah ka ciyaaraan horumarka Dalka, gaar ahaan marka la eego lacagaha ay dibadda ka soo diraan (remittances). Sanadihii 2023 iyo 2024, lacagaha ay jaaliyaduhu u soo direen Soomaaliya waxaa lagu qiyaasay inay u dhaxayso $1.73 bilyan ilaa $2 bilyan. Lacagtan ay dirayaan jaaliyaduhu waxay dhaaftay qiimaha guud ee dhoofinta Soomaaliya sanadkii. Waxay kaalinta labaad kaga jirtaa dhaqaalaha Soomaaliya, iyadoo ka dambeysa oo keliya Gargaarka Horumarinta Dibadda (Overseas Development Assistance - ODA), kaasoo gaaray $2.6 bilyan sanadkii 2023.

1.4 Qaab-dhismeedka Maamulka Socdaalka Shaqada

Marka la eego heerka caalamiga ah, Soomaaliya waxay ansixisay 26 Heshiisyo Caalami ah ee ILO, 22 ka mid ah hadda waa dhaqan-gal. Kuwaas waxaa ka mid ah 8 (siddeed) heshiis oo asaasi ah (C097 iyo C143). Bishii Feberaayo 2021, Wasiirka Shaqada iyo Arrimaha Bulshada ayaa ansixiyey 7 (toddobo) Heshiisyo Caalami ah oo dheeraad ah oo ILO ah isagoo ka wakiil ah Xukuumadda JFS.

Heerka Qaranka, Hannaanka Iskuduwidda Qaranka ee Socdaalka (NCM) waxaa dib loo asaasay 2023, waxaana la hoos geeyey Xafiiska Madaxweynaha JFS. NCM wuxuu ka kooban yahay saddex guddi-hoosaad oo ay ku jiraan (FESTU).

Heer Qaran: Hannaanka Iskuduwidda Qaranka ee Socdaalka (NCM) waxaa dib loo asaasay 2023, wuxuuna hoos imaanayaa Xafiiska Madaxweynaha, wuxuu ka kooban yahay 3 (saddex) kooxood oo hawl fulin ah:

- **Kooxda Hawl-fulinta ee Maareynta Socdaalka:** Hoggaaminaysa horumarinta siyaasadaha shaqo iyo shuruucda heer qaran, si waafaqsan heerarka iyo xeerarka caalamiga ah. Waxaa hoggaaminaya Wasaaradda Amniga Gudaha.
- **Kooxda Farsamo ee La-dagaallanka Tahriibka iyo Ka-ganacsiga Dadka:** Waxaa si wadajir ah u guddoominaya Wasaaradda Arrimaha Gudaha iyo Federaalka, iyo Wasaaradda Caddaaladda iyo Arrimaha

Dastuurka, Xukuumadda JFS. Waxay taageertaa hirgelinta siyaasadaha iyo xeerarka la xiriira socdaalka.

- **Kooxda Farsamo ee Soo-celinta iyo Dib-u-qaadashada Shaqaalaha Soomaaliyeed ee Tahriibay:** Waxay isku-dubbaridaa soo-celinta iyo dib-uqaadashada shaqaalaha Soomaaliyeed ee qurbaha ku nool.

Hannaanka Iskuduwidda Qaranka ee Socdaalka wuxuu bixiyaa qaab-dhismeed maamul oo hagaya, wadaagaya xogta, nidaaminayaa dadaalada lagu hirgelinayo siyaasadda qaran ee socdaalka. Sanadkii 2024, Xafiiska Madaxweynaha wuxuu marti-geliyey Ergeyga Gaarka ah ee Xuquuqda Carruurta iyo Muhaajiriinta, Iyadoo taageero laga helayo UNHCR, ILO, iyo IOM, waxaa la dhisayaa Koox Farsamo oo Socdaal Iskudhafan, taasoo wax ka taraysa kooxaha heer federaal ee maareynta socdaalka.

Bishii Maarso 2024, waxaa la asaasay Guddiga Isuduwidda Qaranka ee Socdaalka Shaqada, kaasoo hoos imaanaya NCM. Dawladda, iyadoo loo marayo Wasaaradda Shaqada iyo Arrimaha Bulshada, oo kaashanaysa ILO iyo IOM, waxay dhistay guddigan oo ay xubno ka yihiin hay'adaha soo socda:

1. Wasaaradda Shaqada iyo Arrimaha Bulshada;
2. Wasaaradda Arrimaha Dibadda & IC – Waaxda Qurbo-joogta;
3. Wasaaradda Qoyska iyo Horumarinta Xuquuqda Aadanaha;
4. Wasaaradda Arrimaha Gudaha iyo Federaalka;
5. Xafiiska Tiro-koobka Qaranka ee Soomaaliya; 6. Ururka Xiriirka Shaqaalaha Soomaaliyeed (FESTU); iyo
7. Rugta Ganacsiga iyo Warshadaha Soomaaliya (SCCI).

Jaantus muujinaya Qaab-dhismeedka Hay'adaha iyo nidaamka maamulka socdaalka shaqada wuxuu ku xusan yahay Qeybta 4.4 ee dokumintigan.

Shantii sano ee la soo dhaafay, waxaa muuqday horumar dhanka wada-shaqeynta ah oo u dhexeeya Dawladda iyo la-hawl-galeyaasha bulshada, iyadoo la adeegsanayo wadahadal saddex-geesood ah. Shaqaalaha socdaalka waxay billaabeen ka-qeyb-galka ururrada shaqaalaha ee Soomaaliya, gaar ahaan iyadoo loo marayo Taageerada ILO, FESTU waxay horumarisay una ansixisay istiraatijiyad abaabul oo shaqaalaha socdaalka u saamaxaysa inay helaan wakiillo matala, Tani waxay u fududeysay inay si firfircoon uga qeyb-qaataan shaqooyinka ay qabtaan ururrada shaqaalaha iyo arrimaha la xiriira gorgortanka wadajirka ah. Sidaas darteed, waa lama-huraan ah in FESTU ay sii wado dadaalladeeda wacyi-gelinta iyo xoojinta shaqaalaha socdaalka, si ay u helaan xuquuqohooda, loona horumariyo xaaladooda shaqo ee u baahan fiiro gaar ah.

1.5 Xaaladda Dhibaatada iyo Sababaha Asaasiga ah ee Siyaasaddan

Maamulka socdaalka shaqada ee Soomaaliya wuxuu daciif ka yahay xagga iskuduwidda hay'adaha iyo maqnaanshaha nidaam xog-ururin ee suuqa shaqada, taasoo caqabad ku noqotay xeer-nidaaminta iyo maareynta shaqaalaha socdaalka.

Sanadkii 2024, Dawladda Soomaaliya waxay dhammeystirtay Heshiisyada Shaqaalaha Socdaalka ee ay la gashay Qatar, halka ay weli wada-hadallo kula jirto Boqortooyada Sacuudi Carabiya, oo hoy u ah bulsho weyn oo Soomaali ah. Shaqada Shirkada Shaqaaleysiinta Gaarka loo leeyahay ee dalka weli si wanaagsan looma nidaamin, taasoo sababtay in shaqaalaha Soomaaliyeed ee socdaalka ah ay la kulmaan dhibaatooyin la xiriira xaquuq-la'aan, xaalado shaqo oo liita, iyo nuglaansho ka dhan ah tahriibinta iyo shaqada qasabka ah. Gaar ahaan, dalalka Khaliijka, oo ay ka jirto nidaamka dammaanadda shaqada (kafala system), waxaa si joogto ah loo diiwaan-geliyey xadgudubyo iyo takoorid ka dhan ah shaqaalaha socdaalka, gaar ahaan haweenka inta badan ka shaqeeya guryaha. Dhibaatadan waxay sii adkeyneysaa baahida loo qabo nidaam sharci oo xaqiijinaya ilaalinta xuquuqda shaqaalaha socdaalka Soomaaliyeed.

In kasta oo Xeerka Shaqada Qaranka uu Baarlamaanku ansixiyey Feberaayo 2025, haddana dalka wuxuu weli la tacaalayaa caqabado la xiriira hirgelinta iyo fulinta xeerkaas, maadaama ay jirto qaab-dhismeed hay'adeed oo daciif ah oo cusub. Xeerka Shaqaalaha Ajnabiga ah ee 2015 – oo nidaamiya socdaalka shaqaalaha ee imaanaya Soomaaliya ma lahan hab-raacyo dhammeystiran oo ilaaliya shaqaalaha socdaalka, wuxuuna si kooban uga hadlaa keliya shuruudaha iyo hannaanka lagu helo rukhsadda shaqo ee shaqaalaha ajnabiga ah ee dalka yimaad. Taageero dheeraad ah ayaa looga baahan yahay la-hawl-galeyaasha bulshada si ay kor ugu qaadaan awoodooda ayna u habeeyaan shaqaalaha oo ay u matalaan loo-shaqeeyeyaasha, oo ay ku jirto ka-qeybqaadashada wax-ku-oolka ah ee dadaalka gorgortanka wadajirka ah.

Arrimahan, iyo kuwo kale ayaa dammaanad-qaaday baahi degdeg ah oo loo qabo asaaska siyaasaddan socdaalka shaqada ee qaran.

1.6 Sababaha Asaasiga ah ee Siyaasadda

Maqnaanshaha siyaasadda iyo qaab-dhismeedka sharci ee u dhigma, shaqaalaha soogalootiga ah waxay sii wadayaan inay la kulmaan xad-gudubyada xuquuqda, dhiigmiirashada, iyo baylahda la xiriirta jawi shaqo oo khatar ah, oo ay ku jiraan caynsanaanta hoose ee badbaadada shaqada iyo caafimaadka, mushaar yar, takoorid isgoysyada, shaqo mushaar yar oo aan rasmi ahayn ama ku-meel-gaar ah, xorriyadda xaddidan ee ururka iyo gorgortan wadajir ah, xorriyad xaddidan ee dhaqdhaqaaqa, ilaalinta xaddidan ee helitaanka. Siyaasaddan ayaa

Soomaaliya u sahlaysa in ay gaarto yoolalka la higsanayo, gaar ahaan marka loo eego Himmillooyinka Horumarka Waara ee (SDGs (8) iyo (10). Waxay fulinaysaa ballan-qaadkii dawladda ee ku aaddan Qaabdhismeedka socdaalka shaqada ee Urur-goboleedka IGAD, ballan-qaadyadii ay u sameysay suuqa ganacsiga Bariga iyo Koonfurta Afrika (COMESA) iyo bulshada Bariga Afrika (EAC) iyo la jaan-qaadka siyaasadda socdaalka ee Soomaaliya.

1.7 La-tacaalidda Arrimaha Jinsiga

Qaabka socdaalka shaqada iyo natiijooyinkiisa waxay si weyn ugu kala-duwanaan karaan ragga iyo dumarka shaqaalaha socdaalka ah. Siyaasadaha suuqa shaqada iyo socdaalka mar walba waxay leeyihiin saameyn jinsiyeed, mana ahan kuwo dhexdhexaad ah, Siyaasaddan waxaa loo sameeyey iyadoo la tixgelinayo dhismaha nidaamyo iyo qaab-dhismeedyo dabooli kara baahiyaha kala duwan ee ragga iyo dumarka, taasoo dhiirri-gelinaysa fursadaha loo siman yahay. Soomaaliya gudaheeda, haweenka waxay la kulmaan caqabado badan oo aanay raggu la kulmin marka ay shaqo u socdaalaan. Tani waxay inta badan ka dhalatay aragtiyo isir-jinsiyeed xaq-jir ah, kuwaasoo dumarka siinaya heer ka hooseeya ragga, isla markaana hoos u dhigaya qiimaha shaqadooda. Naqshadeynta siyaasadda socdaalka shaqadu waxay qabataa hab ka jawaabaya jinsiga si wax looga qabto arrimahan iyo kuwa kale.

1.8 Ku-saleysanaanta Xuquuqda

Qaabeynta siyaasadda socdaalka shaqaalaha waxay qaadanaysaa hab-xuquuqeed, si waafaqsan heerarka shaqada ee caalamiga ah, ballan-qaadyada caalamiga ah iyo mid goboleed, iyo habka dhaqannada wanaagsan ee soo if-baxaya, Siyaasaddan waxay xoojinaysaa socdaal shaqo oo nabdoon, nidaamsan, iyo sharciyeysan, iyadoo la xaqiijinayo ilaalinta xuquuqda shaqaalaha socdaalka, gaar ahaan haweenka oo inta badan la kulma takoorid iyo xad-gudubyo la xiriira jinsiga, dadka naafada ah, si loo hubiyo in aysan la kulmin caqabado dheeraad ah marka ay shaqo raadsanayaan ama shaqo hayaan.

2. Jihada Istiraatijiyadda

Siyaasaddan waxay dejinaysaa jihada istiraatijiyadda ee maareynta socdaalka shaqaalaha Soomaaliya, iyadoo ujeeddadu tahay in la adkeeyo mabaadi'da ilaalinta iyo awood-siinta shaqaalaha socdaalka ah, loona suurta geliyo ka-qeybgalka ugu wanaagsan ee horumarka qaranka.

Aragtida

In la helo Hannaanka socdaalka shaqaalaha oo waara, isku-dhafan, loo dhan yahay, kuna saleysan xuquuqda aadanaha si kor loogu qaado horumarka qaranka.

2.1 Himmillada

In la dhiso qaab-dhismeed dhammeystiran oo caddaalad ah kaasoo fududeeya socdaal shaqo oo badbaado leh, nidaamsan oo joogto ah.

2.2 Ujeeddada

In la xoojiyo faa'idooyinka socdaalka shaqaalaha ee gudaha iyo dibadda si loo horumariyo noloshada shaqaalaha Soomaaliyeed iyo koboca dhaqaalaha qaranka.

2.3 Qiyamka Asaasiga ah iyo Mabaadi'da Hageysa Siyaasaddan

Qiyamka iyo mabaadi'da asaasiga ah ee siyaasaddan hagaya waa:

1. Maamul-wanaagga iyo u-hoggaansanaanta Sharciga hubinta hannaan ka-qeybqaadasho oo ay hoggaaminayaan shuruuc iyo xeerar hufan, laguna hirgeliyey hannaan hay'adeed oo la isku-dubbariday oo la iska kaashaday si kor loogu qaado danaha shaqaalaha socdaalaya si waafaqsan heerarka caalamiga ah.

2. Shaqo hufan Hubinta in shaqadu tahay mid wax-soo-saar leh, bixisa dakhli ku filan, hubinta amniga iyo xasilloonida goobaha shaqada, ilaalinta shaqaalaha iyo qoysaskooda, wanaajinta rajada is-dhex-galka bulshada shakhsi ahaaneed iyo horumarinta qaranka.

3. Xoojinta, ka mid noqoshada iyo ka qeyb-galka - Xoojinta nidaamyada, habaynta shaqada si loo hubiyo in aan cidna ka harin, iyo ilaalinta xuquuqda shaqaalaha socdaalka ah ee nugul iyo kuwa la takooro.

4. Ilaalinta, Cadaaladda iyo Wada-tashiga Bulshada - Bixinta ilaalinta bulshada dhexdeeda iyadoo la eegayo qeybo kamid dammaanad-qaadka badbaadada bulshada ee asaasiga ah, hubinta caddaaladda bulshada iyadoo la sameynayo nidaam ku habboon xuquuqaha loo siman yahay, iyo horumarinta wada-hadal bulsho oo waara.

5. Xaqiijinta wada-hadal bulsho oo waara oo ka yimaada dhanka Dawladda wadahadalkas oo ay ku jiraan dhammaan noocyada gorgortanka, wada-tashiga iyo xogisweydaarsiga u dhexeeya wakiillada Dawladda, loo-shaqeeyeyaasha iyo shaqaalaha kuna saabsan arrimaha danta guud ee la xiriirta siyaasadaha dhaqaalaha iyo bulshada.

6. Daah-furnaanta iyo La-xisaabtanka Xaqiijinta daah-furnaanta iyo isla-xisaabtanka dhammaan daneeyeyaasha si loo dhiso iskaashi ku habboon oo kor loogu qaadayo kalsoonida nidaamka socdaalka shaqaalaha, Isla-xisaabtanka wuxuu saameynayaa dhammaan daneeyeyaasha, kuwaasoo si

joogto ah loo qiimeeyo, loo cabbiro, loona hubiyo waxqabadkooda la xiriira waajibaadkooda.

7. Horumarinta Joogtada ah Dejinta hannaan waara oo loogu talo-galay socdaalka shaqalaha kaasoo tixgelinaya baahida jiilka hadda jira iyo kuwa mustaqbalka si loo gaaro yoolalka Horumarineed ee Joogtada ah.

2.4 Ujeeddooyinka Istaraatijiyadeed ee Siyaasaddan

Ujeeddooyinka asaasiga ah ee siyaasaddan waa:

1. Xoojinta maamulka socdaalka shaqaalaha si waafaqsan hal-beegyada iyo xeerarka caalamiga ah ee shaqada.
2. Aqoonsiga xirfadaha iyo Horumarintooda.
3. Xoojinta ilaalinta bulshada iyo dammaanadda bulsho ee shaqaalaha Socdaalka ah.
4. Xoojinta doorka la-hawl-galeyaasha bulshada.
5. Xoojinta soo-saarista, maareynta iyo faafinta xogta la xiriirta socdaalka shaqaalaha.
6. Nidaaminta wakaaladaha shaqaaleysiinta ee gaarka loo leeyahay.
7. Dhisidda iyo taageeridda nidaamyada lagu maareeyo soo-noqoshada iyo dib-umilanka shaqaalaha socdaalka ah.
8. Horumarinta waxtarka jaaliyadaha qurbaha.

2.5 Mowduucyada Is-dhex-gala

Dawladdu, iyadoo qeyb ka ah hirgelinta siyaasaddan, waxay wax ka qabanaysaa arrimaha is-dhex-gala leh si loo hubiyo in fulinta siyaasadda ay noqoto mid loo dhan yahay, u janjeera sinnaanta jinsiga, laguna waafajiyo hab-dhaqannada caalamiga ah ee ugu wanaagsan:

1. **Arrimaha Dhaqaalaha iyo Bulshada**– Sida lagu xusay Qorsheha Horumarinta Qaranka ee Soomaaliya, wax-ka-qabashada arrimaha socdaalka shaqaalaha waxay noqonaysaa qeyb ka mid ah dadaallada ballaaran ee lagu yareynayo saboolnimada, sinnaan-la'aanta dakhliga, iyo helitaanka adeegyada asaasiga ah ee dadka nugul. Waxaa la tixgelinayaa caqabadaha ay ka mid yihiin waxbarasho la'aanta, ku-tiirsanaanta, iyo caqabadaha kale ee ka hor istaagaya helitaanka adeegyada bulshada.
2. **Ka-jawaabista aragtida kala-duwanaanshaha jinsiga iyo Sinaanta**– Haweenka iyo carruurta ayaa si xad dhaaf ah u saameeye caqabadaha la xiriira socdaalka shaqaalaha. Si wax looga qabto arrintan, Dawladda waxay hirgelinaysaa tallaabooyin lagu ilaalinayo shaqaalaha socdaalka ah, gaar ahaan haweenka ka shaqeeya shaqooyinka guryaha iyo

daryeelka. Waxaa la xakameynayaa takooridda ku saleysan midabka, jinsiga, doorashada, (guurka) aqoonsiga jinsiga, luqadda, diinta, aragtida siyaasadeed, dhalashada, asalka qowmiyadeed ama bulsho, xaaladda maskaxeed, da'da, ama cudurka HIV, si waafaqsan Xeerka Shaqada Soomaaliya (2025),

3. **Ka-qeyb-galka Dadka Naafada ah-** Dadka naafada ah waxay la kulmaan takoor iyo caqabado la xiriira socdaalka shaqaalaha. Dawladda, oo si buuxda u ogsoon xaqiiqadan, waxay xoojinaysaa dadaallada lagu ilaalinayo xuquuqda dadka naafada ah. Waxaa la hirgelinayaa tallaabooyin gaar ah oo suurtagal ka dhigaya in ay si buuxda uga qeyb-galaan suuqa shaqada ee Soomaaliya iyo dibadda.
4. **Yareynta Nuglaanshaha-** Dawladdu waxay hirgelinaysaa tallaabooyin lagu yareynayo nuglaanta shaqaalaha socdaalka ah, iyadoo la hubinayo in heshiisyada shaqo ee labada dal (BLAs) ay si cad u qeexaan xuquuqda shaqaalaha, dammaanad bulsho, mag-dhaw shaqo, iyo ka-qeyb-galka ururrada shaqaalaha si ay u helaan xuquuqdooda shaqo iyo awoodda go'aan-qaadashada shaqo.
5. **Iskaashiga Caalamiga ah iyo Taageerada Qunsuliyadaha-** Dawladdu waxay xoojinaysaa iskaashiga caalamiga ah iyo wada-shaqeynta si loo hirgeliyo siyaasaddan si hufan. Waxaa la adeegsanayaa habab kala duwan oo lagu maareeyo socdaalka shaqaalaha, oo ay ka mid yihiin iskaashi goboleed, qaaradeed iyo caalami ah, si loo xaqiijiyo in shaqaalaha socdaalka ah ay helaan adeegyada qunsuliyadeed ee tayada sare leh, oo ay ku jiraan caawinta habraacyada fiisaha iyo adeegyada kale ee lagama-maarmaanka ah. Si arrintan loo xaqiijiyo, Dawladda waxay u diraysaa ku-qeybsanaha, xiriiriyeyaasha shaqaalaha waddamada ay shaqaalaha Soomaalida u badan yihiin si loo ilaaliyo xuquuqdooda.
6. **Iskaashiga Dawladaha iyo Ganacsiga Gaarka loo leeyahay-** Dawladdu waxay si dhow ula shaqeynaysaa hay'adaha shaqaaleysiinta ee gaarka loo leeyahay si loo hirgeliyo siyaasaddan, iyadoo la aqoonsanayo doorkooda muhiimka ah ee dhiirri-gelinta socdaal shaqo oo badbaado leh, nidaamsan oo joogto ah. Iskaashigan wuxuu xaqiijinayaa in baahiyaha iyo aragtiyada shaqaalaha iyo loo-shaqeeyeyaasha lagula xisaabtamo inta lagu guda jiro hirgelinta siyaasadda. Hindisayaal muhiim ah waxaa ka mid noqonaysaa horumarinta xirfadaha iyo abuurista fursado shaqo iyadoo la dhiirri-gelinayo ganacsiyada shaqaalaha qaxootiga ah.
7. **Nabadda iyo Xallinta Khilaafaadka-** Dawladdu waxay garwaaqsan tahay in nabadda iyo ammaanku ay lagama-maarmaan u yihiin abuurista jawi shaqo oo xasilloon. Sidaas darteed, Dawladda waxay sii wadaysaa dadaallada lagu hirgelinayo hannaanka xallinta khilaafaadka si kor loogu qaado maal-gashiga, abuurista shaqo, iyo horumarka dhaqaale. Waxaa sidoo kale la hirgelinayaa istiraatijiyado horumarineed oo lagu dhiirri-

gelinayo horumarinta miyiga, dhismaha nabadda, wacyi-gelinta bulshada iyo kor-u-qaadista isku-duubnida bulshada Soomaaliyeed.

8. **Isbeddelka Cimilada iyo Masiibooyinka Dabiiciga ah-** Isbeddelka cimilada, cudurrada faafa iyo masiibooyinka dabiiciga ah waxay si weyn u saameeyeen Soomaaliya, iyadoo 31% dadka Soomaaliyeed ay ku qasbanaadeen inay ka hayaamaan guryahooda sababo la xiriira abaaro iyo fatahaado daran. Si wax looga qabto arrintan, Dawladdu waxay xoojinaysaa nidaamyada digniinta degdegga ah (early-warning systems) si bulshada looga ilaaliyo saameynta masiibooyinka. Siyaasaddan waxaa la fulinayaa iyadoo la kaashanayo waaxyaha kale si loo ilaaliyo, loo xajiyo, loona dhawro degaanka.
9. **Dijitaalaynta (Casriyeenta)-** Soomaaliya waxay ka faa'iidaysanaysaa dijitaalaynta si loo horumariyo socdaalka shaqaalaha ee bed-qabka nidaamsanl

eh ee joogtada ah, iyadoo la aqoonsanayo hufnaanta iyo hal-abuurka ay teknolojiyaddu u keenayso dunida shaqada.

3. Tallaabooyinka, Faro-gelinada iyo Hababka Siyaasaddan

Si loo hirgeliyo siyaasaddan, loogana miro dhaliyo ujeeddooyinkeeda, waxaa la qaadayaa Faragelimhan, hababkan iyo tallaabooyinka asaasiga ah ee soo socoda**:**

Qeybta 1: Xoojinta Maamulka Socdaalka Shaqada si waafaqsan hal-beegyada iyo Xeerarka Caalamiga ah ee Shaqada

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Xoojinta Hannaanka Iskuduwidda Qaran ee hoos yimaada xafiiska madaxweynaha si la isku xiro shaqada hay'adaha muhiimka ah ee ku hawlan hirgelinta siyaasadaha socdaalka, lana gaarsiiyo dawlad-goboleedyada xubnaha ka ah federaalka.

2. Bilaabidda, dib-u-eegidda iyo xoojinta heshiisyada labo-geesoodka iyo kuwa dhinacyada badan ee socdaalka shaqaalaha (BLMAs iyo MLMAs), si gaar ah wadamada ay joogaan shaqaalaha Soomaaliyeed ee tiro badan. Waxaa sidoo kale la xaqiijinayaa ansixinta, hirgelinta, iyo daba-galka fulinta heerarka shaqaalaha ee caalamiga ah, oo ay ka mid yihiin xeerarka, heshiisyada iyo ballan-qaadyada la xiriira socdaalka shaqaalaha.

Qeybta 2: Aqoonsiga Xirfadaha iyo Horumarintooda

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Dhisidda hannaan qaran oo lagu qiimeeyo xirfadaha iyo qorsheynta shaqo.
2. Abaabulka iyo hirgelinta barnaamijyo lagu xoojinayo nidaamyada dhaqdhaqaaqa shaqaalaha, iyadoo diiradda la saarayo iskaashiga xirfadaha si loo daboolo baahida suuqa shaqada ee Soomaaliya iyo kobcinta xirfadaha.
3. Maal-gelinta barnaamijyada kobcinta xirfadaha oo ay ku jiraan xirfado cusub, sare-u-qaadidda xirfadaha iyo dib-u-tababaridda shaqaalaha gudaha iyo dibadda ka shaqeeya.
4. Hirgelinta shabakado iyo goobo shaqo baahin ee heer kasta oo dawladeed kuwaasoo xayeysiiya fursadaha shaqo iyo xirfadaha u baahan in la isku xiro loo shaqeeyeyaasha iyo kuwa shaqo-doonka ah ee jooga gudaha iyo dibadda.
5. Dhiirri-gelinta is-weydaarsiga aqoonta iyo xirfadaha ee shaqaalaha gudaha iyo kuwa dibadda.
6. Horumarinta habab taageero oo lagu xoojinayo helitaanka macluumaadka, waxbarashada, tababarada, aqoonsiga xirfadaha iyo maal-gelinta shaqaalaha socdaalka ah iyo qoysaskooda.

Qeybta 3: Ballaarinta Ilaalinta Shaqada iyo Dammaanadda Bulsho ee Shaqaalaha Socdaalka iyo Qoysaskooda

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Dib-u-eegista siyaasadaha, shuruucda, iyo nidaamyada dammaanadda bulshada si ay u daboosho shaqaalaha socdaalka iyadoo lagu saleynayo mabda’a sinnaanta xuquuqda shaqaalaha.
2. Xoojinta awoodda hay’adaha iyadoo la dejinayo xafiisyo gooni u ah arrimaha ilaalinta bulshada iyo shaqaalaha socdaalka, lana dhisayo guddi saddex-geesood ah si loo horumariyo aqoonta maxalliga ah ee ilaalinta shaqaalaha iyo dammaanadda bulsho.
3. Hirgelinta heshiisyada labo-geesoodka ah ee shaqaalaha oo ay ku jiraan dammaanado bulsho, iyo/ama heshiisyada ammaanka bulsho ee heer caalami si loo xaqiijiyo wareejinta iyo isticmaalka faa'iidooyinka.
4. Taageeridda hirgelinta xeerarka Suuqa Wadajirka ah ee Bariga Afrika (EAC Common Market regulations – 2023) ee isku-dubbaridka xuquuqaha iyo faa’iidooyinka dammaanadda bulsho.

Qeybta 4: Xoojinta Doorka La-hawl-galeyaasha Bulshada, Lahawl-galeyaasha Horumarinta, iyo Qeybaha Gaarka Loo Leeyahay

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Dhisidda awoodda ururrada shaqaalaha iyo daneeyeyaasha bulshada si ay uga qeyb-qaataan wadahadalka la xiriira socdaalka shaqaalaha.
2. Taageeridda ururrada shaqaalaha iyadoo la bixinayo macluumaad iyo dadaallo awood-siineed, si shaqaalaha socdaalka ah ay isugu abaabulaan una difaacdaan xuquuqdooda.
3. Taageeridda ururrada shaqaalaha si ay ugu doodayaan xuquuqda shaqaalaha socdaalka ah iyo helitaanka caddaaladda.
4. Xoojinta iskaashiga u dhexeeya Dawladda, daneeyeyaasha horumarineed, iyo ganacsiga gaarka loo leeyahay, si loo abuuro jawi shaqo oo hufan, badbaado leh, laguna kalsoonaan karo.

Qeybta 5: Xoojinta Soo-saarista, Maareynta, iyo Faafinta Xogta Socdaalka Shaqaalaha

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Ku-dhex-daridda qeybta socdaalka shaqaalaha nidaamka macluumaadka suuqa shaqada.
2. Dhisidda qaab-dhismeedka tiro-koobyada socdaalka shaqaalaha, kaasoo suurtagal ka dhigaya daba-gal joogto ah oo lagu sameeyo dhaqdhaqaaqa shaqaalaha socdaalka ah iyo astaamahooda, lana waafajinayo talooyinka Shirweynaha Caalamiga ah ee Tiro-koobyada Shaqada.
3. Daraasado joogto ah oo lagu sameeyo suuqa shaqada, iyadoo lagu darayo cutubyo khaas ah oo la xiriira xogta socdaalka shaqaalaha iyo maareynta jaaliyadda qurbaha, lana waafajinayo talooyinka (International Conference of Labour Statisticians ICLS). Waxaa la dhisayaa awoodda Dawladdu si ay si hufan u ururiso, u falanqeyso, uguna faafiso xogta socdaalka shaqaalaha, iyadoo la hubinayo in xogtaas lagu kala saaro jinsiga iyo astaamo kale oo muhiim ah. Waxaa la xaqiijinayaa in xogta si joogto ah loo faafiyo lana xoojiyo helitaankeeda dhammaan waaxyaha Dawladda iyo dadweynaha (warbaahinta, jaamacadaha, bulshada rayidka, daneeyeyaasha horumarineed iyo dhinacyada kale ee aan dawliga ahayn).

Qeybta 6: Nidaaminta Wakaaladaha Shaqaaleysiinta Gaarka Loo Leeyahay

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Dhisidda qaab sharci iyo xeerar nidaaminaya Shirkadda shaqaaleysiinta gaarka loo leeyahay.
2. Hirgelinta xeerar iyo hagitaan lagu nidaaminayo la-socodka iyo maareynta xarumaha shaqaaleysiinta gaarka loo leeyahay.
3. Dhisidda barnaamijyo kobcinta awoodda xarumaha shaqaaleysiinta si loo hubiyo inay si hufan u shaqeeyaan, loona sugo in shaqaaleysiinta ay noqoto mid cadaalad ah. Barnaamijkan wuxuu xoojinayaa awoodda xarumaha si loo hubiyo in habraacyo u janjeera sinnaanta jinsiga lagu daro dhammaan marxaladaha socdaalka shaqaalaha, oo ay ku jiraan Ka-hor bixitaanka Tababarka shaqaalaha, Imaanshaha waddanka loo socda Xaaladda shaqo ee waddanka loo tegay, Soonoqoshada iyo dib-u-milanka shaqaalaha.
4. Nidaamin sharci oo la xakameynayo hab-dhaqanka Shirkadaha shaqaaleysiinta, iyadoo la dejinayo hagitaanno sharciyeed oo labada dhinacba (Dawladda iyo shirkadaha shaqaaleysiinta) si siman u fulin karaan.

Qeybta 7: Taageeridda Nidaamyada Soo-noqoshada iyo Dib-umilanka Shaqaalaha Socdaalka

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Taageeridda Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA) si ay hore ugu sii qorsheyso soo-noqoshada shaqaalaha socdaalka, iyadoo la dhisayo hannaan bixiya macluumaad, tababar iyo caawinaad sharci ama talo-bixin ah, si shaqaalaha soo laabanaya dib ugu milmaan bulshada. Tani waxaa ka mid ah taageerada ay ka heli karaan shirkadaha shaqaaleysiinta gaarka loo leeyahay iyo machadyada TVET.
2. Xoojinta dadaallada ay wadaan hay'adaha maaliyadeed si loo fududeeyo bixinta adeegyada maaliyadeed ee shaqaalaha socdaalka ah, sida xisaabaadka maaliyadeed ee dadka aan dalka joogin (non-resident accounts), taasoo qeyb ka ah dadaallada looga hortagayo khasaaraha maaliyadeed iyo xaqiijinta xorriyadda maaliyadeed ee shaqaalaha socdaalka ah.
3. Hirgelinta nidaam fududeeya wareejinta lacagaha xawaaladaha iyadoo la xoojinayo qaab-dhismeedka wareejinta faa'iidooyinka ilaalinta bulshada.

4. Fududeynta mideynta qoysaska iyo kor-u-qaadista is-dhex-galka carruurta shaqaalaha soo laabanaya, iyadoo lagu darayo nidaamka waxbarashada qaranka iyo tababarrada xirfadeed. Waxaa la dhisayaa nidaam daba-gal iyo cabashooyinka lagu xalliyo si dhibaatooyinka ka dhasha kala-guurka laga soo bilaabo soonoqoshada ilaa dib-u-milanka loo xalliyo si degdeg ah.

Qeybta 8: Kordhinta iyo Hagaajinta Ka-qeyb-galka Jaaliyadaha Soomaaliyeed ee Qurbaha

Tallaabooyinka muhiimka ah ee qeybtan waa:

1. Dhisidda iyo xoojinta adeegyada qunsuliyadaha iyo xiriiriyeyaasha shaqaalaha ee safaaradaha, qunsuliyadaha, iyo xafiisyada diblomaasiyadda ee dibadda. Waxaa lagu darayaa habab cabasho iyo xal-u-helid si loo sameeyo tiro-koob joogto ah (diaspora mapping) oo lagu ogaanayo tirada, goobaha ay joogaan, xirfadahooda, jinsigooda, iyo adeegyada ay u baahan yihiin.

2. Taageeridda hawlaha ay wadaan shabakadaha iyo ururrada jaaliyadda Soomaaliyeed si ay gacan uga geystaan difaacidda xuquuqda shaqaalaha socdaalka ah iyo taageeridda ka-qeyb-galka bulshada.

3. Dhisidda xarun isku xirta jaaliyadda Soomaaliyeed ee qurbaha taasoo fududeynaysa wada-shaqeynta iyo iskaashiga jaaliyadda iyo Dawladda.

4. Wacyi-gelinta guud ee bulshada iyo siyaasiyiinta ee la xiriirta doorka muhiimka ah ee jaaliyadda Soomaaliyeed ay ka ciyaaraan horumarka qaranka, si loo kordhiyo aqoonsiga iyo taageerada loo fidiyo.

4. QAAB-DHISMEEDKA HIRGELINTA SIYAASADDAN

Soomaaliya waxay qaadanaysaa hab **“Dawlad iyo bulsho wadajir ah”** si loo xaqiijiyo in hirgelinta siyaasaddan ay noqoto mid dhammaan bulshada ka faa'iidaysato, loona hubiyo in cidna laga tagin. Dawladdu waxay dhisaysaa qaab-dhismeed maareynta socdaalka shaqaalaha oo dhammeystiran, iyadoo xoojinaysa awoodda hay’adaha u xilsaaran fulinta, isku-xirka, iyo iskaashiga daneeyeyaasha muhiimka ah.

Hannaankani wuxuu ka koobnaanayaa Dhisidda qaab sharci iyo xeer nidaaminaya socdaalka shaqaalaha hagaajinta xiriirka hay’adaha dawliga ah ee ka shaqeeya hirgelinta siyaasadda abuurista hannaan isku xiraya hay’adaha fulinta si loo hubiyo wada-shaqeyn hufan waafajinta qaab-dhismeedka Soomaaliya ee socdaalka shaqaalaha xeerarka goboleed iyo caalami ah

4.1 Qaab-dhismeedka Sharciyada iyo Xeerarka

Qaab-dhismeedka Qaranka

Sharciyada, siyaasadaha, istiraatijiyadaha, iyo qorsheyaasha Qaran ee qaabaynaya macnaha guud ee siyaasaddan waa:

Dastuurka Ku-meel-gaarka ah ee Jamhuuriyadda Federaalka Soomaaliya (2012)

Dastuurka Qaranka wuxuu qeexayaa dhawr qodob oo muhiim ah oo la xiriira siyaasaddan:

1. Qodobka 24 – Wuxuu xaqiijinayaa in dhammaan shaqaaluhu ay leeyihiin xuquuqda xiriirka shaqo ee cadaaladda ku dhisan. Qodob-hoosaad (5) wuxuu si gaar ah u xusayaa in “dhammaan shaqaalaha, gaar ahaan haweenka, ay leeyihiin xuquuq gaar ah oo lagu ilaalinayo ku-xad-gudubka galmada, takoorka, iyo caddaalad-darro shaqo.”

2. Sharci kasta oo la xiriira shaqada iyo dhaqankeeda waa in uu kor u qaadaa sinnaanta jinsiga ee goobaha shaqada. Muwaadiniintu waa xor inay sameystaan ururro siyaasadeed ama kuwa aan siyaasadeed ahayn. Waxay sidoo kale leeyihiin xuquuqda dhaqdhaqaaqa dalka gudihiisa, xorriyadda ka-bixidda dalka iyo soonoqoshada, iyo xaqa ay u leeyihiin inay helaan baasaboor u oggolaanaya in ay safraan. Dhammaan muwaadiniinta Soomaaliyeed waxay xor u yihiin in ay doortaan xirfadda ay doonayaan oo ay si xalaal ah ugu shaqeystaan.

Qorsheha Shaqo ee Qaranka (NEP) iyo Qorshaha Fulinta (2019)

Siyaasaddan waxaa lagu hirgelinayaa iyadoo la kaashanayo qodobbada muhiimka ah ee ku xusan **Qorshaha Shaqo ee Qaranka,** gaar ahaan kor-u-qaadista shaqo-abuurka iyadoo lala kaashanayo wadahadalka Dawladda iyo shirkadaha gaarka loo leeyahay. Hirgelinta siyaasad canshuur iyo ganacsi oo dhiirri-gelisa koboca fursadaha shaqo. xoojinta arrimaha is-dhex-galka bulshada, oo ay ka mid yihiin xuquuqda shaqaalaha carruurta, saameynta isbeddelka cimilada, da’yarta, haweenka, iyo kooxaha kale ee nugul, iyo wax-ka-qabashada kaladuwanaanshaha magaalooyinka iyo miyiga.

Qorshaha Horumarinta Qaranka 2020–2024

Iyadoo la raacayo qorshahan, siyaasaddan waxay mudnaan siinaysaa:

1. Abuurista shaqo iyo horumarinta xirfadaha shaqaalaha.

2. Xoojinta wax-soo-saarka dhaqaalaha, oo ay ka mid yihiin beeraha, xoolaha, iyo kalluumeysiga.

3. Hirgelinta qorshayaal lagu xallinayo khilaafaadka soo noqnoqda.
4. Dadaallada wax looga qabanayo saameynta taban ee isbeddelka cimilada, taasoo saameyn weyn ku leh socdaalka shaqaalaha.

Xeerka Shaqada Soomaaliya ee Dib-u-eegista Lagu Sameeyey

Siyaasaddan waxay la jaan-qaadaysaa Xeerka Shaqada, iyadoo xoogga la saarayo qodobadan muhiimka ah:

1. **Qodobka 60 (2)** – Shaqaalaha khasaaraha shaqo la kulmay waxay xaq u leeyihiin inay si toos ah dacwad uga gudbiyaan shirkadaha qandaraaska bixiya.
2. **Qodobka 59 (2)** – Haddii ay jiraan heshiisyo qoran oo dhex mara qandaraaslaha iyo shirkadaha hoos yimaada (sub-contractors), qandaraasluhu waxaa waajib ku ah inuu labo nuqul oo heshiiska ah u gudbiyo xafiiska shaqada ee awoodda u leh, isagoo muujinaya goobta shaqadu ka socoto.
3. **Qodobka 48 (a)** – Shaqo bixiyaha waxaa waajib ku ah inuu si sax ah u bixiyo mushaharka ay ku heshiiyeen, iyadoo la raacayo shuruudaha, xilliyada, iyo goobaha lacagta lagu bixiyo sida ku xusan heshiiska shaqo.
4. **Qodobka 93** – Wuxuu qeexayaa ciqaabta iyo mas'uuliyadda qof kasta oo shakhsi kale ku qasba ama marin-habaabiya inuu u safro dibadda iyadoo aan la helin heshiis shaqo oo sharciyeysan.

Siyaasadda Qaranka ee Qurbo-joogta (2023)

In kasta oo barnaamijyo kala duwan oo jaaliyadda Soomaaliyeed la xiriira ay gaareen guulo waqti-gaaban ah iyo maal-gelin la heli karo, saameyntooda horumarineed wali waa mid xaddidan. Sida lagu xusay siyaasaddan, tani waxay ka dhalatay "la'aanta awoodda lagu qaabeeyo lana hirgeliyo faragelin wax-ku-ool ah oo ballaaran." Siyaasaddan waxay ka faa'iidaysanaysaa qodobbada muhiimka ah ee lagu xusay Siyaasadda. Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga ah ayaa hormuud u ah hirgelinta siyaasaddan, iyadoo la kaashaneysa safaaradaha, qunsuliyadaha, iyo xafiisyada diblomaasiyadda ee Soomaaliya. Siyaasaddan waxaa si gaar ah loo asaasay si loo fududeeyo iskaashiga lala yeesho daneeyeyaasha caalamiga ah ee la xiriira arrimaha jaaliyadda Soomaaliyeed. Si loo xaqiijiyo hirgelin wax-ku-ool ah, Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga ah waxay ka qeyb-qaadanaysaa Hannaanka ama Habka Iskuduwidda Qaranka (National Coordination Mechanism). Guddiga Isku-dubbaridka Socdaalka

Shaqaalaha. Labadan madal waxay gacan ka geysanayaa doodaha iyo xallinta arrimaha soo kordha ee la xiriira jaaliyadaha Soomaaliyeed ee qurbaha, oo ay ku jiraan shaqaalaha Soomaaliyeed ee socdaalka ah.

Siyaasadda Qaran ee Qaxootiga Soo noqday iyo Barakacayaasha Gudaha

Hirgelinta siyaasaddan waxay ka faa'iidaysanaysaa qodobbada muhiimka ah ee ku xusan Siyaasadda Qaran ee Qaxootiga Soo noqday iyo Barakacayaasha:

1. Ilaalinta ka dhanka ah barakaca qasabka ah.
2. Ilaalinta dadka inta ay ku jiraan xaaladda barakaca.
3. Soo-noqoshada qaxootiga si mutadawacnimo ah iyo xorriyadda doorashada xal waara.
4. Xuquuqda dhaqdhaqaaqa xorta ah iyo doorashada goobta deegaamaynta.
5. Xuquuqda nolol ku filan oo waafaqsan heerarka aadanaha.
6. Xuquuqda dadka naafada ah si loo sugo ka-qeyb-gal buuxa oo xuquuqdooda lagu ilaaliyo.
7. Diiwaangelinta iyo haynta dukumentiyada saxda ah ee qaxootiga soo noqday iyo barakacayaasha gudaha.
8. Ka-hortagga takoorka iyo qaxootiga soo noqday iyo barakacayaasha gudaha.

Sharciga Shaqo-qorista Shaqaalaha Shisheeye (2015)

Shacriga Shaqo-qorista Shaqaalaha Shisheeye ee 2015 wuxuu xeerinayaa arrimo kala duwan oo la xiriira shaqaalaha ajaaniibta oo ay ka mid yihiin:

1. Shuruudaha shaqada iyo xaaladaha ka reeban.
2. Codsiga rukhsadda dhiirri-gelinta maal-gashiga.
3. Degganaanshaha iyo fiisaha shaqaalaha dibadda.
4. Soo-saaridda iyo ansaxnimada rukhsadaha shaqada.
5. Bixinta kordhin mushahar la xiriirta.
6. Shaqaaleysiinta, meeleynta, ama is-casilaadda shaqaalaha.

7. Dhisidda Guddiga Qiimeynta Shaqaalaha Ajaanibta.
8. Xad-gudubyada xuquuqda shaqaalaha ajaaniibta.

Siyaasaddan waxay si gaar ah u dhammeystiraysaa qodobbada soo socda:

1. Qodobka 3: Xaaladaha shaqada iyo ka dhaafitaannada la xiriira.
2. Qodobka 5: Dhiirri-gelinta maal-gashiga iyo codsiga rukhsadaha la xiriira.
3. Qodobka 6: Degganaanshaha iyo fiisaha shaqaalaha ajaaniibta.
4. Qodobka 7: Xaaladda shaqaalaha ajaaniibta, dadka la musaafuriyey, iyo shakhsiyaadka jinsiyaddooda laga noqday; iyo sidoo kale dadka Soomaaliya ku dhashay balse aan wali helin jinsiyadda Soomaaliga ah.

Hab-raaca Shaqo-siinta Dibadda (Overseas Employment Guidelines) (2022)

Siyaasaddan waxay ku salaysnaanaysaa dhinacyadan soo socda ee hagaha//Siyaasaddan waxay ku salaysnaanaysaa qodobbada muhiimka ah ee ku jira Hab-raaca Iyo Adeegga Guud ee Shaqo-siinta Dibadda Shaqaalaha Hagaha Shaqada Dibadda (2022) waxaa ka mid ah:

1. Xaaladaha shaqo ee dibadda iyo hubinta inay yihiin kuwo wanaagsan oo ku habboon shaqaalaha.
2. Dhawrista iyo u-hoggaansanaanta heshiisyada shaqada ee shaqaalaha socdaalka ah inta ay dibadda joogaan.
3. Bixinta mag-dhawga shaqaalaha marka ay waxyeello gaarto ama ay khasaaro la kulmaan.
4. Shaqaaleysiinta iyo qorista shaqaalaha loo dirayo wadamada aan la lahayn heshiisyada shaqo ee labo-geesoodka ah (bilateral labour migration agreements) ee Soomaaliya la leedahay.

Heshiisyada Socdaalka Shaqaalaha ee Labo-geesoodka ah

Dawladdu waxay la gelaysaa Heshiisyo Labo-geesood ah oo la xiriira Socdaalka Shaqaalaha dalalka ugu waa weyn ee ay shaqaalaha Soomaaliyeed ay u socdaalayaan. Heshiisyadan waxay ujeeddoodu tahay in la dhiso nidaam is-faham leh oo ku saleysan qorista, dirista, iyo dib ucelinta shaqaalaha, iyadoo lagu saleynayo sharciyada, xeerarka, iyo qawaaniinta khuseeya.

Sharciga Maal-gashiga Shisheeye 2015

Sharciga Maal-gashiga Shisheeye ee 2015 wuxuu dhiirri-gelinayaa horumarinta dhaqaalaha, iyadoo la hubinayo ilaalinta shaqaalaha iyo xuquuqdooda.

Qodobada muhiimka ah ee sharcigan waxaa ka mid ah:

1. Kor-u-qaadista maal-gashiga shisheeye ee dalka si loo kobciyo dhaqaalaha.
2. Abuurista fursado shaqo oo ay ka faa'iidaystaan shaqaalaha gudaha iyo kuwa socdaalka ah.
3. Horumarinta xirfadaha shaqaalaha iyo dhiirri-gelinta tababaro xirfadeed.
4. Hubinta in heerarka shaqada cadaalad yihiin, oo la ilaaliyo xuquuqda shaqaalaha.
5. Soo-gelinta iyo fududeynta Is-dhaafsiga Teknolojiyadda si loo horumariyo waxsoo-saarka.
6. Dhiirri-gelinta koboc waara oo waafaqsan shuruudaha horumarineed ee dalka.
7. La jaan-qaadidda baahida suuqa shaqada, iyadoo shaqaalaha loo diyaarinayo xirfado la jaan-qaadi kara shaqooyinka la heli karo.
8. Taageeridda ka mid noqoshada shaqaalaha socdaalka ah ee nidaamka rasmiga ah ee shaqo

Qaab-dhismeedka iyo Heerarka Caalamiga ah

Hadafyada Horumarka Waara ee Qaramada Midoobay

Hadafyada Horumarka Waara ee Qaramada Midoobay (SDGs), oo sidoo kale loo yaqaan Ajandaha 2030, waxay aqoonsan yihiin in socdaalka shaqaalaha uu yahay arrin muhiim u ah horumarka waara. Mowduuca "in cidna aan la dayicin" wuxuu muujinayaa dadaal caalami ah oo lagu hubinayo in dhammaan dadka, oo ay ku jiraan shaqaalaha qaxootiga ah, lagu daro qorsheyaal horumarineed oo waara.

Siyaasaddan waxay si gaar ah diiradda u saaraysaa hadafyada SDGs ee la xiriira socdaalka shaqaalaha, kuwaasoo kala ah:

1. Hadafka 1: Ciribtirka saboolnimada iyo hubinta in shaqaalaha qaxootiga ah ay helaan fursado dhaqaale.
2. Hadafka 5: Xaqiijinta sinnaanta jinsiga iyo awood-siinta haweenka iyo gabdhaha shaqaalaha qaxootiga ah.
3. Hadafka 8: Kobcinta shaqo cadaalad ah, koboc dhaqaale, iyo ilaalinta xuquuqda shaqaalaha qaxootiga ah.
4. Hadafka 10: Yaraynta sinnaan-la'aanta iyo hubinta in shaqaalaha socdaalka sameynaya ay helaan xuquuqdooda shaqo.
5. Hadafka 16: Xoojinta hay'adaha cadaaladda iyo dawlad wanaagga, si loo hubiyo ilaalinta xuquuqda shaqaalaha.

Si loo xaqiijiyo hirgelinta hadafyadan, Dawladda Soomaaliya waxay billowday dadaal bishii Janaayo 2016 si ay u waafajiso hadafyadan qorsheyaasha qaran.

Si loo fududeeyo hirgelinta Ajandaha 2030 ee la xiriira siyaasaddan:

1. Dawladdu waxay xoojinaysaa isku-xirka hay'adaha muhiimka ah ee ururinaya xogta la xiriirta socdaalka shaqaalaha.
2. Waxaa la xallinayaa caqabadaha ku xeeran ururinta iyo keydinta xogta, si gaar ah goobaha muhiimka ah iyo waaxyaha shaqo.
3. Waxaa la xoojinayaa awoodda dawlad-goboleedyada iyo heerka federaalka ee la xiriirta maareynta iyo falanqeynta xogta socdaalka shaqaalaha.

Siyaasaddan waxay la jaan-qaadaysaa hadafyada horumarineed ee caalamiga ah, iyadoo xoojinaysa nidaamyada maareynta shaqaalaha qaxootiga ah, ilaalinta xuquuqdooda iyo kobcinta dhaqaalaha Soomaaliya.

Hadafyada Horumarka Waara ee Qaramada Midoobay (SDGs), oo sidoo kale loo yaqaan Ajandaha 2030, waxay u aqoonsan yihiin socdaalka shaqada inuu yahay arrin muhiim ah oo horumar waara. Mowduuca "in cidna aan la dayicin" waxay xoogga saaraysaa dadaal caalami ah oo hubinaya ka-qeyb-galka, oo ay ku jiraan socdaalka shaqo, si loo helo xal waaro. Himmillooyinka ku habboon siyaasaddan ayaa ah Yoolalka
1, 5, 8, 10, iyo 16. Si loo xaqiijiyo dhaqan-gelinta qorsheyaasha Qaramada Midoobay ee SDGs, Dawladda Soomaaliya ayaa bishii Janaayo 2016 bilowday dadaallo lagu xaqiijinayo hadafyadaas laguna waafajinayo qorsheyaasha qaranka. Si loo taageero geeddi-socodkan, Dawladdu waxay kor u qaadaysaa isku-dubbaridka xog-ururinta ee ka dhexeeya daneeyeyaasha muhiimka ah, wax-ka-qabashada duduleelada xogta iyo xogururinta ee goobaha muhiimka ah iyo qeybaha muhiimka ah, xoojinta nusqaamaha, Farqi awoodeed heer federaal iyo heer Dawlad-goboleed ee maamulka iyo falanqaynta xogta.

Heshiisyada Caalamiga ah ee Ururka Shaqaalaha Adduunka ee Socdaalka Shaqaalaha

Marka laga soo tago Heshiiska Caalamiga ah ee Shaqaalaha Socdaalka ee ILO No. 97 ee 1949 (kaasoo tixraacaya xogta, siyaasadaha qaran, sharciyada iyo xeerarka la xiriira soo-galootiga iyo socdaalka; macluumaadka ku saabsan qodobbada gaarka ah ee la xiriira shaqo-doonista iyo xaaladaha shaqada iyo nolosha socdaalka shaqo-doonka ah) iyo Heshiiska ILO No. 143 ee 1975 ee Shaqaalaha Socdaalka (kaasoo sheegaya in dalalka ay waajib ku tahay inay ilaaliyaan danaha shaqaalaha marka ay ka shaqeynayaan waddamo aan dalkooda ahayn), waa lama huraan in la ogaado in qaar ka mid ah heshiisyada muhiimka ah aan weli la ansixin, balse ay tahay in la tixgeliyo si kor loogu qaado maamulka socdaalka shaqaalaha ee Soomaaliya. Kuwaas waxaa ka mid ah:

1. Heshiiska Siyaasadda Shaqaalaynta No. 122 ee 1964

2. Heshiiska Shaqaalaha Guryaha No. 189 ee 2011
3. Qoritaanka Heshiiskii Shaqaalaha Wadaniga ah ee No. 50 ee 1936
4. Qandaraasyada Shaqada (Shaqaalaha asaliga ah) Heshiiska No. 64 ee 1939 Hubinaya in shaqaalaha socdaalka ay helaan damaanad bulsho oo siman (Social

Security) Heshiiskii No. 118 ee 1962

5. Iyadoo qeyb ka ah hirgelinta siyaasaddan, Dawladdu waxay tixraacaysaa aaladaha kale ee caalamiga ah ee ay Soomaaliya qeyb ka tahay, oo ay ku jiraan: Is-afgaradka Caalamiga ah ee Bed-qabka, Nidaaminta iyo Socdaalka Joogtada ah.
6. Hagidda Caalamiga ah ee Heshiisyada Socdaalka Shaqada ee Labogeesoodka ah
7. Guddiga Ciribtirka Takoorka Jinsiga
8. Guddiga Ilaalinta Xuquuqda Dhammaan Shaqaalaha Socdaalka ah iyo Xubnaha qoysaskooda.

Barnaamijka Shaqo Hufan ee Dalka (DWCP 2023-2025)

Dhaqan-gelinta siyaasaddan waxay la jaan qaadaysaa hawl-gelinta Barnaamijka Labaad ee Shaqo Hufan ee Soomaaliya (DWCP 2023-2025). Barnaamijku wuxuu ku baaqayaa in cadeymo lagu saleeyo falanqaynta xaaladda bulsho, siyaasadeed iyo dhaqaale ee Soomaaliya. Waxay gacan ka geysataa gaaritaanka afar ujeeddooyin istiraatijiyadeed oo ILO ah: shaqaaleysiinta, ilaalinta bulshada, wada-hadalka bulshada iyo saddexgeesoodka iyo mabaadi'da asaasiga ah iyo xuquuqda shaqada.

Qaab-dhismeedka Kale ee Horumarinta Qaranka

Dhawr qaab-dhismeed heer qaran ah ayaa ku socda horumarinta oo khuseeya hirgelinta siyaasaddan:

Qabyo-qoraalka Istiraatijiyadda Socdaalka Qaranka (2024)

Dawladdu waxay hirgelinaysaa Istaraatijiyadda Socdaalka Qaranka, taas oo ujeeddadeedu tahay in lagu bixiyo hagitaan qaran oo ku aaddan aragtida, mabaadiida iyo yoolalka socdaalka ee Soomaaliya. Aragtida istaraatijiyadu waa in la hubiyo fursadaha socdaalka joogtada ah, badbaado iyo nidaamsan, iyo sidoo kale horumarinta natiijooyinka horumarinta ee dhammaan. Siyaasaddani waxay ka soo qaadanaysaa dhinacyada soo socda ee istiraatijiyaddan: horumarinta nabad-gelyada iyo is-xilqaanka dib-u-soo-celinta iyo dib-u-dhex-galka muhaajiriinta Soomaaliyeed, joogtaynta waddooyinka socdaalka, la-dagaalanka tahriibka iyo tahriibinta dadka, ka-qeyb-galka qurba-joogta horumar waara iyo dhimista kharashaadka xawaaladaha. Hirgelinta istiraatijiyaddan waxay hoos imaanaysaa Wasaaradda Shaqada iyo Arrimaha Bulshada, si ay ula jaan-qaado

Siyaasadda Socdaalka Qaranka. Siyaasaddan ayaa ah qaabdhismeedka guud ee hagaya dhammaan arrimaha socdaalka, oo ay ku jirto socdaalka shaqaalaha.

Qabyo-qoraalka Istiraatijiyadda Xalka Waara ee Qaranka (20252029)

Istaraatijiyadan waxaa fulinaya Wasaaradda Qorsheynta, Maal-gashiga iyo Horumarinta Dhaqaalaha iyo Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib-uheshiisiinta. MuddadaWasaaradahan hadda jira waxay dhammaanauaan 2024, iyadaoo qorshooyinka lagu bilaabayo hirgelinta 2025. Siyaasaddani waxay tixraacaysaa istaraatijiyada xalalka waara ee qaranka taas oo abuurtay jawi awood u leh halabuurnimo badan iyo dadaallo saameyn leh (iyo sidoo kale Xoghaynta Xalalka Waara ee la asaasay 2019). Istaraatijiyaddu waxay ujeedadeedu tahay in lagu taageero Soomaaliya sidii loo dammaanad-qaadi lahaa boos maaliyadeed iyo mid siyaasadeed, taasoo u gogol xaareysa xaqiijinta horusocod ee jawi karti leh. Degaankani wuxuu hubinayaa in bulshooyinka ay saamaysay barakaca, oo ay ku jiraan dadka gudaha ku barakacay, qaxootiga, magangalyo-doonka, kuwa soo laabtay iyo bulshooyinka martida loo yahay, ay helaan xalal waara.

Qabyo-qoraalka Siyaasadda Qaran ee TVET Waxbarashada Farsamada iyo Tababarka Xirfadaha)

Ujeeddooyinka ugu waaweyn ee Siyaasadda TVET ee Soomaaliya, marka loo eego socdaalka shaqaalaha, waxay diiradda saaraan xoojinta awoodda shaqaalaha si ay u daboolaan baahiyaha suuqa shaqada gudaha iyo caalamiga ah. Ujeeddooyinkan waa la kala saari karaa dhawr qodob oo muhiim ah:

1. Xoojinta Horumarinta Xirfadaha iyo Fursadaha Shaqo.
2. Hubinta Aqoonsiga Shahaadooyinka iyo Xirfadaha.
3. Taageeridda Socdaalka Ammaan oo Sharci ah.
4. Horumarinta Koboca Dhaqaalaha Waara.
5. Xoojinta Taageerada Dib-u-soo-noqoshada.
6. Dhiirri-gelinta Sinnaanta Jinsiga.

Qaab-dhismeedyada Heer Goboleedka ah

Dhismaha siyaasadda socdaalka shaqaalaha waxaa, sidoo kale, laga dhaxlayaa siyaasadaha sharci iyo qaab-dhismeedyada hay'adaha goboleed ee soo socda:

1. Qaab-dhismeedka Siyaasadda Socdaalka ee Midowga Afrika (MPFA) iyo Qorshaha Hawleedkeeda (2018-2030)
2. Tilmaamaha Midowga Afrika ee Dejinta Heshiisyada Labo-geesoodka ee Shaqaalaha (BLAs)

3. Bayaanka Midowga Afrika ee Ilaalinta iyo Horumarinta Xuquuqda Shaqaalaha Socdaalka
4. Hannaanka Khartoum, Hindisaha Jidka Socdaalka Geeska Afrika ee Midowga Yurub (Noofembar 2014)
5. Qaab-Dhismeedka IGAD ee Socdaalka Shaqaalaha
6. Siyaasadda Socdaalka Shaqaalaha ee Bulshada Bariga Afrika (2024)
7. Shirwaynaha Wasiirrada Goboleedka ee Socdaalka Bariga iyo Geeska Afrika (2020)
8. Qorshaha Ka-jawaabista Socdaalka ee Gobollada Geeska Afrika iyo Yemen (2022)
9. Wadahadalka Socdaalka ee COMESA (2013)

4.2 HABABKA DHAQAN-GELINTA SIYAASADDA

Dawladdu waxay xoojinaysaa Haanaanka Iskuduwidda Qaranka (NCM) ee Socdaalka oo hoos imanaya Xafiiska Madaxweynaha. Guddiga Isku-xirka Shaqaalaha Socdaalka, oo ay guddoominayso Wasaaradda Shaqada iyo Arrimaha Bulshada, ayaa taageeraya hannaankan. Xafiiska Ra'iisul Wasaaraha, oo ah hoggaanka fulinta ee Dawladda, ayaa kormeeraya hirgelinta siyaasadda, isagoo fududeynaya xiriirka Golaha Wasiirrada iyo Baarlamaanka.

Xafiiska Madaxweynaha waxaa nidaamkan ku matalaya Ergayga Gaarka ah ee Socdaalka, Soo-noqoshada iyo Xuquuqda Carruurta. Guddiga Isku-xirka Shaqaalaha Socdaalka wuxuu bixinayaa hagitaan siyaasadeed iyo jiheyn istaraatijiyadeed oo ku saabsan arrimaha shaqaalaha socdaalka, isagoo hagaya hirgelinta go'aannada la gaaray. Si ay u hesho xog lagu hagayo tallaabooyinka siyaasadeed, Wasaaradda Shaqada iyo Arrimaha Bulshada (MOLSA) waxay xoojinaysaa Xarunta Qaran ee Kheyraadka Dijitaalka ee Socdaalka, si loo helo xog lagama-maarmaan ah oo ku saabsan isbeddellada socdaalka shaqada.

Wasaaradda Shaqada iyo Arrimaha Bulshada, iyadoo adeegsanaysa madal-wadaaga bulshada, waxay la shaqeynaysaa ururrada shaqaalaha iyo kuwa loo shaqeeyeyaasha, oo ay ku jiraan Ururka Xiriirka Shaqaalaha Soomaaliyeed sdia, Rugta Ganacsiga Soomaaliyeed, jaaliyadda qurbo-joogta, bah-wadaagta horumarinta, iyo daneeyeyaal kale oo aan dawli ahayn, si ay u fududeeyaan hirgelinta siyaasaddan.

Heer dawlad-goboleed, siyaasaddan waxaa laga hirgelinayaa guud ahaan dalka, waxaana taageeraya Agaasimayaasha Guud iyo saraakiisha shaqada ee ka hawl-gala Waaxda Shaqada ee si buuxda loo dhisay. Dadkii ugu horreeyey ee ka faa'iideysanaya siyaasaddan waa shaqaalaha socdaalaya, kuwaasoo si wanaagsan uga faa'iideysanaya fursadaha shaqo ee socdaalka shaqada.

Dawladdu waxay horumarinaysaa nidaam wada-shaqeyn iyo is-dhex-gal leh oo u dhexeeya hay'adaha kala duwan, si loo xaqiijiyo hirgelinta waxtarka leh ee

siyaasaddan. Si loo dhiso nidaam waara oo isku-dhafan oo loogu talogalay shaqaalaha socdaalaya ee Soomaaliya, Dawladdu waxay dhisaysaa hab hufan, midaysan, oo si wanaagsan loo maal-geliyey, ee leh qaab-dhismeed hirgelin oo cad.

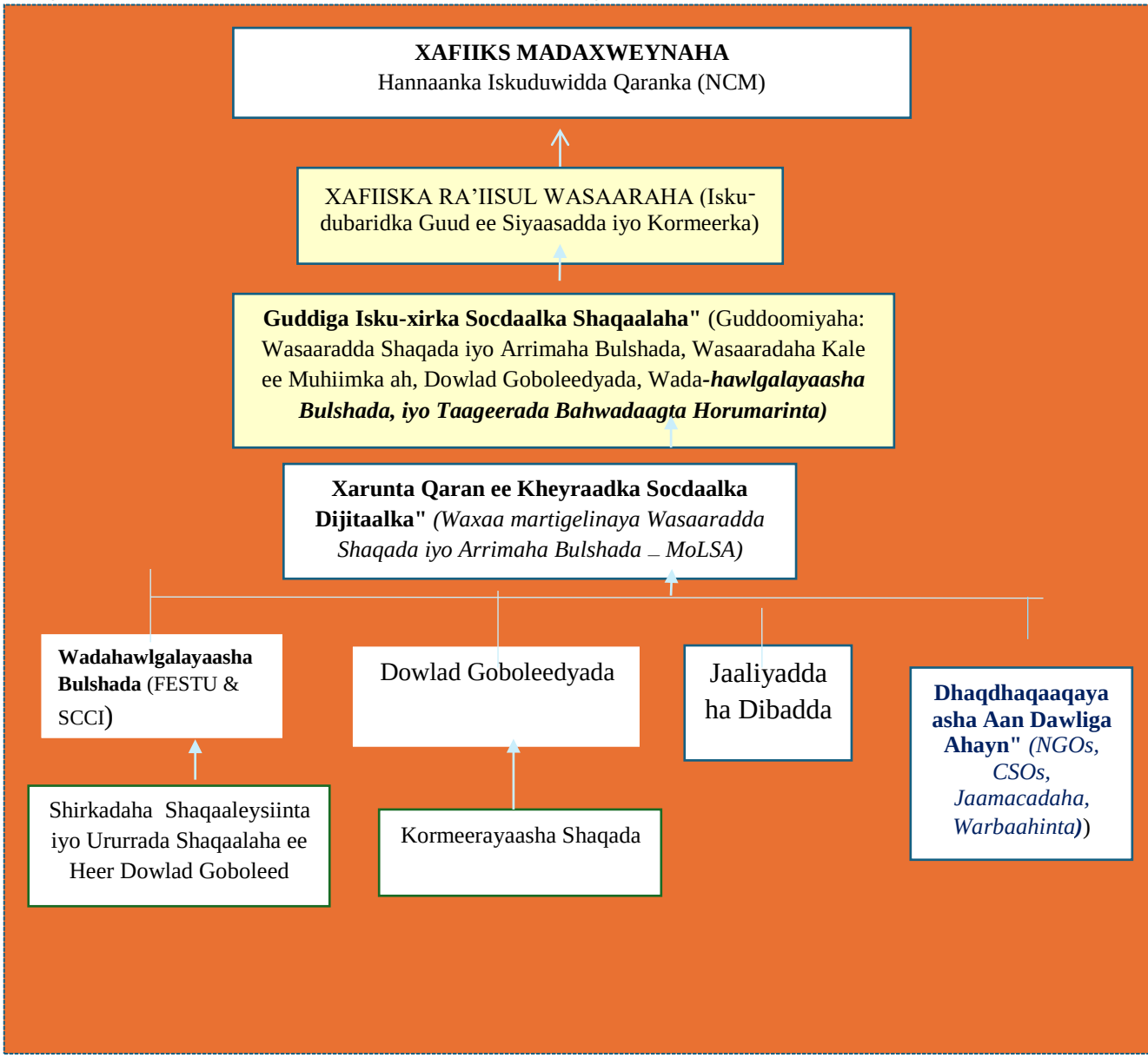
4.3 Dhaqan-geliyeyaasha Fulinta, Isku-dubbaridka iyo Wadashaqeynta Hay'adaha

Wasaaradda Shaqada iyo Arrimaha Bulshada ayaa mas'uul ka noqonaysaa iskuxirka iyo wada-shaqeynta Hay'adaha kala duwan, iyadoo hubinaysa in siyaasaddan si mideysan loo hirgeliyo. Wasaaradda waxay hadda martigelisaa shirarka Kooxda Farsamada ee Socdaalka Shaqaalaha. Nidaamkan wuxuu soo koobayaa ka-qeyb-galka daneeyeyaal aan dawli ahayn, oo ay ka mid yihiin: ururrada shaqaalaha, ururrada loo shaqeeyeyaasha, ganacsiga gaarka loo leeyahay, jaaliyadda qurbo-joogta, ururrada aan dawliga ahayn, ururrada ku saleysan bulshada, iyo bah-wadaagta horumarinta.

Natiijooyinka ka soo baxa wada-hadalladan waxay hagayaan shaqada Haanaanka Iskuduwidda Qaranka (NCM), oo hoos yimaada Xafiiska Madaxweynaha, si loo xaqiijiyo daba-galka guud iyo jihaynta siyaasadeed ee shaqaalaha socdaalaya.

Iyadoo qeyb ka ah maareynta socdaalka shaqaalaha, Dawladda waxay saxiixaysaa, ansixinaysaana, hirgelinaysaa, fulinaysaa, oo si joogto ah uga warbixinaysa heshiisyada caalamiga ah, aaladaha goboleed, borotokoollada, axdiyada iyo shuruucda khuseeya shaqaalaha socdaalaya. Sidoo kale, Dawladda waxay horumarinaysaa socdaal shaqo oo sugan, nidaamsan oo joogto ah, iyadoo la adeegsanayo Heshiisyada Shaqo ee Labogeesoodka ah.

Jaantuskan Tusaalaha ah Wuxuu Muujinayaa Doorka Hay'adaha kala duwan ee Fulinta Siyaasaddan



4.4 Qaab-dhismeedka Hay'adaha

Doorarka muhiimka ah ee Hay'adaha kala duwan ay ku leeyihiin hirgelinta siyaasaddan waa:

Hay'adda	Mas'uuliyadaha Fulinta Siyaasadda

Xafiiska Madaxweynaha	• Guddoominta Hannaanka Iskuduwidda Qaranka ee Socdaalka" • Bixinta Taageerada Ergayga Gaarka ah ee Socdaalka, Soonoqoshada, iyo Xuquuqda Carruurta.
Xafiiska Ra'iisul Wasaaraha	Isku-dubbaridka wasaaradaha, hay'adaha iyo waaxyaha si loo hubiyo hirgelinta waxtarka leh ee waajibaadkooda iyo in la soo gudbiyo warbixinno la xiriira tallaabooyinka lagu gaari karo yoolalka siyaasadda. Wakiil ka noqoshada dalka shirarka goboleed iyo kuwa caalamiga ah ee la xiriira socdaalka shaqaalaha."
Baarlamaanka	• In la xaqiijiyo in dhaqaale iyo agab ku filan loo qoondeeyo fulinta siyaasadda • Sameynta, dib-u-eegista iyo kormeerka hirgelinta siyaasadda. • Dejinta, dib-u-eegista iyo la-socodka dhaqan-gelinta siyaasadda
Xafiiska Garyaqaanka Guud ee Dawladda	• Dib-u-eegista Sharciyada iyo Siyaasadaha • Matalaad Sharci • Bixinta Talo Sharciyeed ku saabsan Ilaalinta Xuquuqda Shaqaalaha Socdaalka • Bixinta Talo Sharciyeed ee hannaanka Xallinta Khilaafaadka • Wada-shaqeynta Hay'adaha kale ee Sharci • Daba-galka Saameynta Sharciga ee Socdaalka Shaqaalaha • Latalinta Xeerarka Socdaalka iyo Shaqaaleysiinta • Soo-jeedinta dib-u-habaynta Xeerarka Socdaalka Shaqaalaha
Hannaanka Iskuduwidda Qaranka	Isku-dubbaridka guddi-hoosaadyada iyadoo la adeegsanayo hab qaran iyo hab bulsho si loo wadaago xogta, loona xoojiyo jawaabaha isku-dubbaridan ee heer qaran ee mudnaanta la siinayo arrimaha socdaalka, oo ay ku jirto socdaalka shaqaalaha.
Guddiga Iskuduwidda Qaranka ee Socdaalka Shaqaalaha Soomaaliya	Guddigan oo uu guddoominayo Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA), wuxuu ka koobnaanayaa wakiillo ka socda hay'adaha muhiimka ah ee Dawladda iyo wada-hawlgaleyaasha bulshada. Ujeeddada ugu weyn ee guddigan waa in la xoojiyo isku-xirka daneeyeyaasha kala duwan iyo in la hubiyo hirgelinta siyaasadda si mideysan oo isku-dhafan.

Wasaaradda Shaqada iyo Arrimaha Bulshada	• Hoggaaminta guud hagidda iyo taageerada farsamo si loo fududeeyo hirgelinta siyaasaddan. • Dhisidda iyo isku-dubbaridka xafiis isku-xir qaran si loo kormeero hirgelinta siyaasadda. • Wada-xaajood la yeelashada bah-wadaagta horumarineed si loo abaabulo kheyraad. • Isku-dubbaridka miisaaniyadda, qorsheynta istiraatijiga ah, sharciyeynta iyo hirgelinta siyaasadaha waaxyaha kala duwan. • Fududeynta dhammeystirka Heshiisyada Labo-geesoodka ee Socdaalka Shaqaalaha (BLMAs). • Kormeerka la jaan-qaadidda, hirgelinta, iyo warbixinta heerarka caalamiga ah ee shaqaalaha. • Bixinta rukhsadaha shaqada. • Hagidda hab-raacyada guud iyo adeegyada la xiriira shaqaalaha Soomaaliyeed ee dibadda u socda shaqo-doon. • Hoggaaminta hirgelinta Nidaamka Xogta Suuqa Shaqada, iyadoo lala kaashanayo Hay'adda Qaranka ee Istaatistikada (Tiro-koobka) Soomaaliya, si loo soo saaro, loona maareeyo, lana faafiyo xogta socdaalka shaqaalaha.
Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga ah	• Martigelinta Waaxda Qurbo-joogta, taasoo kormeerta hirgelinta siyaasadda qaran ee jaaliyadda dibadda. Siyaasaddan waxay xiriir dhow la leedahay socdaalka shaqaalaha, sida lagu xusay dokumentigan." • Taageeridda dadaallada iyo hab-raacyada sharciyeynta ee lagu hirgelinayo siyaasadda socdaalka shaqaalaha gudaha iyo dibadda. • Taageeridda dejinta iyo dhaqan-gelinta Heshiisyada Labogeesoodka ee Socdaalka Shaqaalaha si loo hubiyo in shaqaalaha ay helaan faa'iidooyin wanaagsan. Fududeynta shaqada safaaradaha, qunsuliyadaha iyo xafiisyada diblomaasiyadeed si ay u taageeraan qurbo-joogta.
Wasaaradda Waxbarashada	• Aqoonsiga shahaadooyinka iyo xirfadaha shaqaalaha socdaalka ee gudaha iyo dibadda. • Taageeridda horumarinta xirfadaha ee machadyada Waxbarashada Farsamada iyo Tababarka Xirfadaha (TVET) iyo jaamacadaha, iyadoo si gaar ah diiradda loo saarayo heerarka waxbarashada ilaa heer Diploma. • Waa in la ogaadaa in waajibaadka Wasaaradda Shaqada iyo Arrimaha Bulshada (MoLSA) uu daboolayo horumarinta xirfadaha ilaa heer Diploma, halka Wasaaradda Waxbarashadu ay mas'uul ka tahay waxbarashada ka sarreysa heerka Diploma.

Wasaaradda Amniga Gudaha	• Maareynta hab-raacyada dhalashada, socdaalka iyo maamulka kastamada • Taageeridda tallaabooyinka waxtarka leh ee xuduudaha si loo fududeeyo socdaal ammaan ah oo nidaamsan.
Wasaaradda Maal-Qorsheynta, iyo gashiga, Horumarinta Dhaqaalaha	• Taageeridda qaabeynta iyo hirgelinta siyaasadaha kobcinaya shaqaaleysiinta, qorsheynta iyo miisaaniyadda. • Bixinta taageero dhaqaale si loo hirgeliyo siyaasadaha, iyadoo la hubinayo in kheyraadka si hufan loo qoondeeyo lagana xisaabtamo. hirgelinaysaa nidaam xisaabeed hufan si loo xaqiijiyo in kheyraadka la isticmaalo si waafaqsan baahiyaha shaqaalah
Wasaaradda iyo Horumarinta Qoyska Xuquuqda Aadanaha	• Ilaalinta xuquuqda shaqaalaha socdaalka. • Dhiirri-gelinta sinnaanta jinsiga ee socdaalka shaqaalaha. • Bixinta taageero loo fidinayo kooxaha nugul ee shaqaalaha socdaalka. • Sii wadidda u doodista iyo bixinta kaalmo-sharciyeed ee shaqaalaha socdaalka. • La-shaqeynta hay'adaha xuquuqda aadanaha ee caalamiga ah. • Horumarinta siyaasado la xiriira dib-u-midoobidda qoysaska. • Daba-galka iyo soo-saarista warbixinnada la xiriira daryeelka shaqaalaha socdaalka. • Hirgelinta ololayaal wacyi-gelin iyo barnaamijyo waxbarasho oo ku saabsan xuquuqda shaqaalaha socdaalka. • Isku-dubbaridka barnaamijyada ilaalinta bulsho ee shaqaalaha socdaalka. • Hubinta in siyaasadaha iyo xeerarka ay la jaan-qaadaan heerarka xuquuqda aadanaha.

Wasaaradda Caafimaadka	• Qiimeynta xaaladda caafimaadka shaqaalaha iyo go'aaminta baahiyaha daryeel caafimaad. • waxay hubinaysaa in dhammaan shaqaalaha helaan caymis caafimaad iyo adeegyada lagama-maarmaanka ah. • Wasaaradda Caafimaadka waxay xoojinaysaa dadaallada lagu ilaalinayo caafimaadka dadweynaha iyo ka hortagga cudurrada faafa. • Iskaashi lala yeesho hay'adaha caalamiga ah si loo xoojiyo nidaamka daryeelka caafimaadka shaqaalaha. • Cilmi-baaris joogto ah iyo daba-gal lagu sameeyo xaaladaha caafimaadka si loo hagaajiyo adeegyada caafimaad. • Hirgelinta barnaamijyo wacyi-gelin caafimaad ah si bulshada loogu baraarujiyo muhiimada nadaafadda iyo ka hortagga cudurrada. • Xuquuqda caafimaad ee shaqaalaha socdaalka waa in la ilaaliyo

	oo la hormariyo si ay helaan daryeel caafimaad oo habboon.
Hay'adda Qaranka ee Istaatistikada (Tiro-koobka) Soomaaliya	• Qorsheynta iyo sameynta sahanno si loo ururiyo xog muhiim ah oo ku saabsan socdaalka shaqaalaha. • Ururinta iyo faafinta tiro-koobka si loogu daro Nidaamka Macluumaadka Suuqa Shaqada (the Labour Market Information System LMIS). • In la taageero maamul-daadejinta iyo kala-soocidda adeegyada tiro-koobka iyo bixinta kaalmo farsamo oo ku saabsan soo-saarka tiro-koobka shaqada. • In la diiwaan geliyo oo la faafiyo daraasaadka cilmi-baarista iyo qiimeynta mowduucyada ee isbeddellada soo baxaya ee qorsheynta shaqaalaynta, iyadoo la siinayo aragtiyo siyaasadeed si loo ogeysiiyo hirgelinta. Ka qeyb-qaado hirgelinta Nidaamka Macluumaadka Suuqa Shaqada, iyadoo la kaashanaysa Wasaaradda Shaqada MoLSA, si loo soo saaro, loona maareeyo oo lana faafiyo xogta socdaalka shaqada.

Hay'adda Socdaalka iyo Jinsiyadda	• Bixinta fiisooyinka iyadoo la raacayo xeerarka la dejiyey. Difaacida xakamaynta xuduudaha iyo sharciyada socdaalka. Dokumentiga iyo diiwaangelinta shaqaalaha socdaalka. • Sameynta qiimeyn ku saabsan suuqa shaqada iyo go'aaminta tirada shaqaalaha loo baahan yahay. • Wada-shaqeynta loo leeyahay loo-shaqeeyeyaasha iyo shirkadaha shaqaaleysiinta. Kormeerka iyo hirgelinta shuruudaha shaqo ee loo-shaqeeyeyaasha shaqaalaha socdaalka. • Isku-xirnaanta hay'adaha kale ee Dawladda. • Hubinta in la raaco heerarka caalamiga ah ee socdaalka." • Sameynta ololayaal wacyi-gelin dadweyne oo ku saabsan socdaalka. • Ka-jawaabista wax-ka-qabashada dhibaatooyinka socdaalka ama xaaladaha degdegga ah
Hay'adaha Horumarinta ee Caalamiga ah	• In uu gacan ka geysto abaabulka ilaha dhaqaale si loo xaqiijiyo hirgelinta qodobbada siyaasaddan. • Bixinta kaalmo farsamo inta lagu jiro muddada fulinta siyaasadda, sida loo baahan yahay, oo ay ku jiraan sameynta dib-u-eegis istiraatijiyadeed, qiimayno iyo daraasado kale. • In la wadaago hababka ugu wanaagsan ee caalamiga ah ee socdaalka shaqada.
Dawladgoboleedyada	• Ku darista qorsheynta shaqada iyo isku-xirnaanta arrimaha shaqada iyo shaqaaleysiinta heer dawlad-goboleed. • In ay kormeeraan hirgelinta siyaasadaha heer degaan. • Hubinta shaqaaleysiinta iyo dejinta shaqaalaha kormeerayaasha shaqada. • Fulinta sharciga shaqada. • Taageeridda hirgelinta sharciga shaqada iyo adeegyada shaqaaleysiinta la xiriira.
Kormeerayaasha Shaqada ee Heer Degmo	□ Daba-galka la-socodka iyo dhaqan-gelinta heerarka shaqada iyo siyaasadaha socdaalka ee heer degmo. .

Wada-hawlgaleyaasha Bulshada	• Taageeridda u-hoggaansanaanta heerarka iyo xeerarka la dejiyey. • Difaacista horumarinta xuquuqda shaqaalaha, ilaalinta iyo wadaxaajoodka guud. • Sameynta cilmi-baaris, keydinta iyo diiwaan-gelinta iyo wadaagista natiijooyinka si loo taageero hirgelinta siyaasadda.
Ganacsiga Gaarka Ah	• Dhammeystirka dadaallada Dawladda iyadoo la siinayo khibrad, dakhli iyo hal-abuurnimo dhinaca shaqada. • Abuurka fursado shaqo, oo ay ku jiraan horumarinta teknoolajiyada iyo hal-abuurka. • Taageeridda tababarada warshadaha, tababarada shaqada iyo shaqooyinka tababarka. • Kobcinta iskaashiga dawladda iyo Ganansiga gaarka ah ee shaqo abuurka.
Dhaqdhaqaaqayaasha Aan Dawliga Ahayn (NGOs iyo Ururrada Bulshada Rayidka ah (CSOs), Jaamacadaha, Warbaahinta)	• La-shaqeynta Dawladda si loo xaqiijiyo hirgelinta waxtarka leh ee barnaamijyada horumarinta shaqo. • Difaacista u-hoggaansanaanta heerarka shaqada iyo xeerarka si loo ilaaliyo xuquuqda shaqaalaha socdaalka. • Taageeridda iyo ka qeyb qaadashada tababarka iyo cilmi-baarista dhinacyada kala duwan ee shaqo-abuurka. • Aqoonsiga iyo la wadaagista dhaqamada ugu wanaagsan ee wadahawl-galeyaasha bulshada. • Difaacista nidaamyada daba-galka iyo kormeerka si loo hubiyo uhoggaansanaanta heerarka ugu hooseeya ee shaqada iyo sharciga. • Faafinta mabda'a siyaasaddan iyadoo loo marayo warbaahinta kala duwan.

5. Maaliyadda iyo soo-ururinta Kharashaadka

1. Dawladda ayaa hoggaaminaysa dadaallada lagu dhaqaajinayo kheyraadka dhaqaale, farsamo iyo midka hawl-galka si loo taageero hirgelinta siyaasadda. Qodobbada muhiimka ah ee kheyraadka ah ee ay ku jiraan: Taageeridda shaqada joogtada ah ee Guddiga Isku-xirka Siyaasadda Qaranka warbixinta u soo gudbisa NCM.
2. Dhisidda nidaam xogta suuqa shaqada oo si buuxda u shaqeynaya.
3. Xoojinta awoodda hay'adaha si loo hirgeliyo siyaasadaha si waxtar leh dhammaan heerarka.
4. Iyadoo la tixgelinayo caqabadaha kheyraadka iyo dhaqaalaha, Dawladda waxay isticmaalaysaa hababka maal-gelinta kala duwan, oo ay ku jiraan:

Kheyraadka loo qoondeeyo Wasaaradaha, Waaxyaha, Hay'adaha iyo dawlad-goboleedyada ka tirsan miisaaniyadda qaranka; Taageero ka timid bah-wadaagta horumarinta (oo ay ku jiraan ILO, IOM, UNOCHA, UNHCR, UNDP, World Bank, Islamic Bank, GIZ iyo bah-wadaagta horumarinta ee labada iyo ka badan).

5. Kheyraadka laga helo gudaha dalka iyadoo loo marayo ilaha canshuurta iyo kuwa aan canshuurta ahayn (tusaale ahaan, ururinta lacagaha la bixiyo ee Visas, rukhsadaha shaqada iyo khidmadaha ay bixiyaan PEAs, iyo diiwaan-gelinta ganacsiga; iyo kuwa kale).
6. Dhaqaalaha laga helo iskaashiga Dawladda iyo ganacsiga gaarka ah (PPPs) ee ku saabsan tallaabooyinka la qaado oo ay iskaashanayaan Dawladda iyo ganacsiga gaarka ah, iyo bah-wadaagta horumarinta kale.
7. Deeqaha, amaahda (oo ay ku jiraan amaahda dhaqaalaha yar ee mudnaanta leh) ee Dawladda ay raadsan karto si loo taageero tallaabooyinka muhiimka ah ee taageeraya habka socdaalka shaqaalaha.
8. Isticmaalka Sanduuqyada Maal-gelinta Gaarka ah iyo xirmooyinka kale ee maaliyadeed ee hay'adaha maaliyadeed, ururrada caalamiga ah iyo CSOs oo taageeraya maamulka socdaalka shaqaalaha ee IGAD, COMESA iyo meel ka baxsan.
9. Ilaha kale ee maal-gelinta (tusaale ahaan, maal-gelinta cimilada oo xallinaysa dhibaatooyinka masiibooyinka ka dhasha cimilada ee keena barakac dadka iyo socdaalka qasabka ah; iyo sidoo kale ururinta lacagaha laga helo xubnaha qurbojoogta).

In kasta oo Dawladda ay hoggaaminayso ururinta kheyraadka lacagaha si loo hirgeliyo siyaasaddan, waxay dooneysaa in ay dhiirri-geliso daneeyeyaasha kale inay ka qeyb qaataan ururinta kheyraadka. Tani waxaa lagu gaarayaa iyadoo la maal-gelinayo mashaariic soo saaraysa lacag iyo taageero farsamo oo loogu talogalay hirgelinta siyaasadda. Wada-hawl-galeyaasha bulshada, hay'adaha gaarka loo leeyahay, ururrada aan dawliga ahayn (NGOs) iyo ururrada bulshada rayidka ah sida shirkadaha shaqaaleysiinta waxaa lagu taageerayaa sameynta soo-jeedin lacag ururin ah oo loo gudbinayo hay'adaha horumarinta badan, ururrada Qaramada Midoobay, bankiyada horumarinta iyo hay'adaha kale ee maal-gelinta horumarinta ee bixiya maal-gelinta muddada dheer iyo taageerada farsamo.

Kheyraadka loo baahan yahay hirgelinta siyaasadda waa farsamo iyo hawl-gal, taasoo u baahan in la qaato kaabayaasha cusub ee adag iyo jilicsan. Sidaas darteed, hababka maal-gelinta iyo ururinta kheyraadka waxay ku jiriya aqoonsiga baahiyaha aan maaliyadeed ahayn ee kaalin muhiim ah ka ciyaara maamulka socdaalka shaqaalaha. Baahiyahaas waxaa ka mid ah:

1. Qalabka lagu xakameeyo xuduudaha, sida kamaradaha CCTV, qalabka baarista, qalabka gelinta xogta iyo falanqaynta, kaabayaasha amniga internetka, iyo tababarada la xiriira isticmaalka qalabkan. Iyadoo ay socdaalka shaqaalaha yahay arrin ka baxsan hal waax, waxaa muhiim ah in dhammaan hay'adaha lagu aqoonsaday qorsheyaasha hirgelinta ay iskugu keenaan kheyraadka si ay ugu sameeyaan maal-gelin istiraatiji ah oo ay kor u qaaddo guulaha siyaasaddan.

2. Hufnaanta iyo mas'uuliyadda ayaa muhiim u ah in la xaqiijiyo isticmaalka kheyraadka la ururiyey ee ugu wanaagsan. Dawladda waxay sii wadaysaa dadaallada lagu dhisayo awoodda wasaaradaha, waaxyaha, hay'adaha iyo dawlad-goboleedyada si loo hubiyo isticmaalka kheyraadka ugu wanaagsan, iyadoo la xaqiijinayo in hirgelinta siyaasadda lagu sameeyo si hufan oo mas'uuliyad leh.

6. Hababka Isgaarsiinta

Si loo abuuro wacyi-gelin iyo fahamka ku saabsan siyaasaddan, Dawladda ayaa adeegsanaysa habab is-gaarsiineed iyo kanaallo kala si ay ugu dhiirrigeliso daneeyeyaasha taageero u fidinaya hirgelinta siyaasadda. Ujeeddada is-gaarsiinta waa in la kor-qaado masuuliyadda ee daneeyeyaasha kala duwan ee ku saabsan hab-raacyada socdaalka shaqaalaha, hawl-gallada xeer-dejinta, xuquuqda shaqaalaha socdaalka, iyo fursadaha shaqo ee Soomaaliya iyo dalalka loo socdaalo. Kala-duwanaanshaha dadka ayaa la gaarayaa iyadoo la adeegsanayo habab isgaarsiineed kala duwan, iyadoo lagu saleynayo baahiyaha iyo doorbidda ay qabaan. Tani waxay ku lug leedahay isticmaalka noocyo kala duwan oo macluumaad ah, kuwaasoo loo faafinayo kanaallo kala duwan, sida hoos ku xusan:

7. Gaarsiinta Xukuumadda iyo Hay'adaha kale ee Dawladda

Ka dib ansixinta siyaasaddan Wasaaradda Warfaafinta, Dhaqanka iyo Dalxiiska ayaa adeegsanaua kanaallo warbaahineed ballaaran iyo xeelado is-gaarsiineed si loo faafiyo siyaasaddan, oo ay ku jiraan: barnaamijyada raadiyaha, documentaries-ka telefishanka, agabyo macluumaad, waxbarasho iyo is-gaarsiin, xayeysiisyada, buugaagta, joornaalada, warqadaha, boorar, iyo xayeysiisyo kale oo la mid ah.

Dawladda federaalka iyo dawladaha xubnaha ka ah ayaa taageeraya inay la shaqeeyaan dhaq-dhaqaaqayaasha aan dawliga ahayn iyo qeybta gaarka loo leeyahay si ay u helaan jawaab celin ka timid muwaadiniinta ku saabsan waxtarka siyaasadda. Jawaabaha laga helayo ayaa noqonaya saldhigga

Dawladda ay ka bilaabaysaa tallaabooyin waafaqsan si looga jawaabo arrimaha soo bixaya. Xogta laga ururiyo hab-raacyadan is-gaarsiineed waxaa lagu darayaa xarunta xogta dhexe ee Nidaamka Kheyraadka Socdaalka ee Dijitaalka ah. Tani waxay noqonaysaa meel keydinta iyo maareynta dhammaan xogta socdaalka shaqaalaha iyo habka ilaa heerarka federaalka iyo dawlad-goboleedyada, iyadoo la adeegsanayo kanaallo isgaarsiineed oo ku habboon.

8. Gaarsiinta Wada-hawl-galeyaasha Bulshada

Wasaaradda Shaqada iyo Arrimaha Bulshada, oo qeyb ka ah habka saddex-geesoodka ah iyo xulafada la shaqeeya ilaa heerka degmo, waxay adeegsanaysaa shabakado iyo dhacdooyinka wadahadalka bulshada, shirarka, aqoon-is-weydaarsiyada, faafinta warsidaha iyo hawl-gallada warbaahinta kale si ay u caan-qaadiso siyaasaddan. Dawladda ayaa taageeraysa booqashooyinka is-dhaafsan iyo qabanqaabinta munaasabadaha lagu soo bandhigayo tusaalooyinka ugu wanaagsan ee ku saabsan socdaalka shaqaalaha, taasoo dhiirrigelisa habab cusub iyo nidaamyada waxtarka leh.

9. Gaarsiinta Shaqaalaha Socdaalka Soo Gelaya iyo Kuwa Ka Baxaya

Si looga hadlo shaqaalaha socdaalka ee ka baxaya dalka, MoLSA waxay dhisaysaa goobo is-dhex-gal ah, oo ay ku jiraan barnaamijyo raadiyo iyo telefishan, shirar, kulammo bulshada, is-dhex-gal online ah oo ay la sameynayaan muwaadiniinta Soomaaliyeed ee qurbo-joogta ah, iyo sidoo kale barnaamijyada war-baahinta bulshada iyo bogga internet-ka si loo faafiyo mabaadi'da muhiimka ah ee siyaasaddan. Shaqaalaha soo gelaya, fariimo si gaar ah loo diyaariyey ayaa loo sameynayaa si looga daboolo baahiyaha macluumaad ee kala duwan ee shaqaalaha u socda Soomaaliya. Fariimahaan waxay ka hadlayaan siyaasaddan, siyaasadaha la xiriira, nidaamyada sharciga, iyo adeegyada Dawladda ee taageeraya shaqaalaha. Dhanka kale, FESTU waxay adeegsanaysaa Xarunteeda Socdaalka si ay siyaasaddan ugu faafiso daneeyeyaasha ay khuseyso.

10. Gaarsiinta Dawladaha Dalalka Martida Loo Yahay

Dawladdu waxay adeegsanaysaa safaaradaheeda, wakiillada iyo qunsuliyadaha dibadda, iyo sidoo kale teknoolajiyada casriga ah iyo codsiyada is-gaarsiinta, si loo xaqiijiyo is-gaarsiin waxtar leh iyo wadaagista macluumaadka la xiriira dawladaha dalalka loo socdo. Dawladda ayaa sidoo kale ka faa'iidaysanaysaa kanaallo isgaarsiineed dijitaal ah si ay uga wargeliso dadka gudaha iyo dibadda ee daneeyeyaasha muhiimka ah horumarka gobolka iyo heerarka caalamiga ah ee socdaalka shaqaalaha.

11. Helitaanka Fal-celinta/Jawaab-celinta

Si loo hubiyo habka gaarsiinta ee labo-geesoodka ah, dawladdu waxay dejinaysaa nidaam elektaroonig ah oo lagu maamulo cabashooyinka, xarun wicitaan oo leh khad lacag la'aan ah oo loogu talo-galay weydiimaha dadweynaha, isla markaana leh aaladaha is-dhex-galka bulshada. Marka la is weydaarsado macluumaadka ku saabsan siyaasaddan iyo hirgelinteeda, fal-celinta ama jawaab-celinta daneeyeyaasha la helo ayaa loo baaraan-degayaa si ay gacan uga geysato horumarinta joogtada ah ee nidaamka. Habkan wada-xiriirka ah wuxuu kor u qaadayaa qaddarinta wadajirka ah ee ka-qeyb-qaadashada socdaalka shaqadu ku leeyahay horumarinta qaranka.

Guud ahaan, is-gaarsiinta ku saabsan siyaasaddan waxay noqonaysaa hannaan labogeesood ah. Dhanka kale dawladdu waxay sii wadaysaa qabashada jawaab-celinada /fal-celinada dhammaan dadka ay khusayso iyadoo loo marayo ka-qeyb-galyo kala duwan oo is-dhex-gal ah oo ku saabsan arrimaha la xiriira hirgelinta siyaasaddan. Isdhex-galkaani wuxuu fursad siinayaa daneeyeyaasha siyaasaddan si ay uga wada hadlaan arrimaha muhiimka ah oo ay ku heshiiyaan isbeddellada la soo jeediyey ama dib-u-habaynta laga yaabo inay soo baxaan ama loo baahdo muddo ka dib.

12. Qaab-dhismeedka Kormeerka, Qiimeynta iyo Barashada

Habka Is-kuduwidda Qaranka wuxuu hubinayaa in hirgelinta siyaasaddan si joogto ah loo kormeero oo la qiimeeyo si loo ogaado heerka gaaridda himmillooyinkeeda, hawl-galka iyo natiijooyinka. In kasta oo Wasaaradda Shaqada ay kormeerto hirgelinta siyaasadda, habka sare ayaa qaadaya doorka kormeerka heer sare ah. Waxqabadka hirgelinta siyaasaddan waxaa lagu qiimeynayaa iyadoo lala barbardhigo Qorsheha Horumarinta Qaranka ee Soomaaliya iyo halka loo marayo in la gaaro Ujeeddooyinka Horumarinta Waara ee Qaramada Midoobay. Intaas waxaa sii dheer, siyaasaddan waxaa lagu qiimeynayaa iyadoo la tixraacayo saameynta ay ku leedahay siyaasadda guud ee socdaalka dalka, iyadoo la tixgelinayo socdaalka shaqaalaha sida qeyb ka mid ah qaab-dhismeedka siyaasadda socdaalka guud.

12.1 Kormeerka

Qaab-dhismeedka Kormeerka iyo Qiimeynta ee socdaalka shaqaalaha hadda waxaa maamula Wasaaradda Shaqada iyo Arrimaha Bulsahda, oo wada shaqeyn la leh Wasaaradda Qorsheynta, Maal-gashiga iyo Horumarinta Dhaqaalaha iyo Hay'adda Is-taatitikada Qaranka ee Soomaaliya. iyadoo hoos timaada siyaasaddan, cid kasta oo hirgelinaya /ka-qeyb-gal kasta oo hirgelinaya ayaa kormeeraya hawl-gallada oo warbixin ka siinaya horumarka sanadlaha ah, iyadoo la raacayo Tilmaamayaasha Waxqabadka Muhiimka ah (Key Performance Indicators KPIs). Sahan asaasi ah ayaa lagu sameynayaa sannadka ugu horeeya si loo ururiyo xogta bilowga ah ee ku saabsan socdaalka shaqaalaha, iyadoo la dejinayo yoolalka siyaasadda. MoLSA ayaa iskudubbaridaya macluumaadka ka soo ururay hay'adaha kala duwan

warbixin sannadeedka waxqabadka. Dhisidda nidaam xogta suuqa shaqada ee shaqeyneysa ayaa siinaya xogta shaqada ee la cusbooneysiiyey, taasoo ka dhigaya habkan mid ka sahlan. LMIS waxay keydinaysaa tilmaamayaasha socdaalka shaqaalaha iyo KPIs, taasoo suurtogal ka dhigeysa Sahlidda muuqaalka horumarka muddo waqti. Dib-ueegisyada sanadlaha ah ayaa lagu cabbirayaa horumarka, waxaana warbixinnada la soo gudbinayaa kulammada Guddiga Isku-xirka Qaranka. Natiijooyinka waxaa la wadaagayaa NCM si loo muujiyo horumarka. Si loo hubiyo Kormeerka iyo Qiimeynta wax-ku-ool ah, waxaa la dhisayaa qaab-dhismeed iyo qorshe hawleed kormeer iyo qiimeyn ah si loo raadiyo horumarka hirgelinta siyaasadda. Dib-u-eegista farsamo ee soo gudbinta waxay iftiiminaysaa meelaha u baahan in fiiro gaar ah loo yeesho, iyadoo Dawladda ay qaadaya tallaabooyin ku habboon sannadaha hirgelinta ee soo socda. Habkani wuxuu sidoo kale ka koobnaanayaa falanqaynta baahiyaha kheyraadka dhaqaale, farsamo, hawl-gal iyo kuwo kale.

12.2 Qiimeynta

Wasaaradda Shaqada iyo Arrimaha Bulsahda ayaa hoggaaminaysa kormeerka joogtada ah ee hirgelinta iyo amrada qiimeynada. Dib-u-eegista dhexdhexaadinta waxay qiimeynaysaa horumarka bartamaha muddada hirgelinta, iyadoo la bixiyo talooyin lagu saxo qaab-dhismeedka hirgelinta siyaasadda. Dhammaadka muddada hirgelinta siyaasadda, MoLSA ayaa amraysa qiimeyn dhammeystiran si loogu wargeliyo qaabeynta siyaasadda beddelka ah, toban sano ka dib hirgelinta.

12.3 Barashada

Kormeerka joogtada ah ee waxqabadka iyo sidoo kale qiimeynnada gudaha ee madaxa-bannaan, waxaa lagu sameynayaa si loo bixiyo macluumaad ku saabsan barashada xogta. Waaxda qorsheynta siyaasadda iyo Daba-galka iyo Qiimeynta ee Wasaaradda Shaqada iyo Arrimaha Bulshada ayaa hoggaaminaysa in macluumaadkan uu gaaro sameeyeyaasha siyaasadda, taasoo ka caawineysa inay dibu-eegaan oo ay taageeraan helitaanka natiijooyinka siyaasadda ee la filayo. Wasaaradda Shaqada iyo Arrimaha Bulshada ayaa u gudbinaysa natiijooyinka hirgelinta siyaasadda, iyadoo soo bandhigaysa warbixinnada iyo talooyin ay uga soo baxaan Wasaaradda Qorsheynta iyo Hay'adda Is-taatikada Qaranka. Faa'idada ugu dambeysa ee Daba-galka iyo Qiimeynta waa barashada joogtada ah ee hagaajinta nidaamka, taasoo u sahlaysa in la gaaro yoolalka siyaasadda, hawl-galka iyo himmillooyinka.

13. GUNAANADKA

Siyaasaddani waxay ka tarjumaysaa sida ay Soomaaliya uga go'an tahay in ay dhisto hannaan socdaal oo cadaalad ah loona dhan yahay kaas oo kor u qaadaya horumarka dhaqaalaha iyo bulshada, isku dheellitirnaanta baahiyaha suuqayada gudaha iyo ilaalinta sharafta shaqaalaha socdaalka ah.

Wasaaradda Shaqada iyo Arrimaha Bulshada waxay xaqiijinaysaa in guusha siyaasaddan ay ku xiran tahay:

a) Iskudubarid wax ku ool ah oo ka dhexeeya dhammaan hay'adaha dawladda, lahawlgalayaasha bulshada iyo qaybta gaarka ah.
b) Dabacsanaanta iyo la qabsiga isbeddelada dadweynaha iyo dhaqaalaha caalamiga ah.
c) Daah-furnaanta iyo isla-xisaabtanka hirgelinta habraacyada iyo barnaamijyada.

Waxaan ugu baaqeynaa dhammaan dhinacyada ay khuseyso in ay qaataan aragtidan oo ay ka wada shaqeeyaan sidii loogu beddeli lahaa xaqiiqada, iyadoo mudnaanta koowaad la siinayo sidii shaqaalaha muhaajiriinta ah looga ilaalin lahaa ka faa'ideysiga iyo in ay ka qeyb qaataan horumarinta Soomaaliya iyo dalalka ay u socdaan.

Ugu danbeyn, waxaa loo baahan yahay siyaasadan in shantii (5) sanaba mar dib u eegid lagu sameeyo si ay ula jaanqaado horumarka sharciga caalamiga iyo kan maxaliga ah, loona waafajiyo xaaladaha dhaqan-dhaqaale iyo qorshaha qaran markaas jira, iyadoo laga faa'ideysanayo caqabadahii jiray iyo casharradii laga bartay muddadaas.

Xeer Ra'iisal Wasaare Lr. 182 **Taariikh: 13/07/2025**

XAFIISKA RA'IISUL WASAARAHA
BIXID
13 JUL 2025
EXIT
OFFICE OF THE PRIME MINISTER

XEER RA'IISAL WASAARE

MAGACAABIDDA XUBNAHA GUDDIGA QARAN EE TACLIINTA SARE

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradaha (1)iyo (2); Qodobka 99aad faqradaha (a), (b), (f), (g), iyo (i); Qodobka 100aad faqradaha (a) iyo (d) ee Dastuurka KMG ah ee JFS;

Markuu arkay: **Qodobbada 9(1), 11, iyo 12** ee Sharciga Tacliinta Sare (**Sharci Lr. 30** ee **04/12/2024**);

Markuu arkay: Warqadda summaddeedu tahay **WWH&TS/XW/37/07/2025** kuna taariikheysan **08/7/2025** ee Wasaaradda Waxbarashda Hiddaha iyo Tacliinta Sare , kuna saabsan "**Soojeedinta Magacaabidda Xubnaha Guddiga Qaran ee Tacliinta Sare**";

Markuu arkay: Taariikh nololeedka, aqoonta iyo waayo-aragnimada ay leeyihiin xubnaha la soojeediyay;

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.19.122.07.25** ee **10/07/2025**, kuna saabsan soogudbinta **"Magacaabidda Xubnaha Guddiga Qaran ee Tacliinta Sare"**oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Baahida loo qabo in la dhiso Guddiga si sare loogu qaado tacliinta sare ee dalka .

Waxaa uu meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.19.122.07.25** ee **10/07/2025**, kuna saabsan soogudbinta **"Magacaabidda Xubnaha Guddiga Qaran ee Tacliinta Sare"**oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad:

Magacaabid

Waxaa **xubnaha Guddiga Tacliinta Sarrre** loo magacaabay xubnaha hoos ku xusan:

1. Dr. Cabdinuur Sh. Maxamuud
2. Dr. Maxamed Cali Faarax
3. Dr. Ayaan Sh. Cabdullaahi Maxamed
4. Dr. Axmed Adam Maxamed
5. Dr. Roble Ibrahim Liban
6. Dr. Cabdulqaadir Cabdulle Cibaar
7. Dr. Cabdishakuur Sh. Xasan (Fiqi)
8. Dr. Cabdullaahi Maxamuud Shariif
9. Dr. Cabdiwahab Ali Mumin
10. Dr. Cismaan Maxamed Cabdiraxman
11. D r. Faysal Cabdiraxmaan Cabdullahi
12. Dr. Maxamed Macallin Abdullahi Kutub
13. Dr. Maxamad Ibraahim Nuur
14. Dr. Maxaamuud Yusuf Garre
15. Dr. Nadiifa Sheekh Cumar

Qodobka 3aad:

Dhaqangal

Magacaabiddani, waxaa ay dhaqangalaysaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dowladda.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-046-2025
TAARIIKH : 09-08-2025
SAXIIX :
AVV Ahmed Isse Guleid
Hantidhowraha Guud Ee JFS

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

Xeer Ra'iisul Wasaare Lr. 183 **Taariikh: 02/08/2025**

XAFIISKA RA'IISUL WASAARAHA
BIXID
03 AUG 2025
EXII
OFFICE OF THE PRIME MINISTER

XEERKA: XEER-NIDAAMIYAHA DHIJITALAYNTA NIDAAMKA MAARAYNTA MAALIYADDA GUUD.

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad farqadaha 1aad iyo 2aad; iyo Qodobka 99aad farqadaha (a), (b), (e), (f) iyo (i); iyo ee Qodobka 100aad Faqradaha (a) iyo (d) ee Dastuurka KMG.

Markuu arkay: Warqadda summaddeedu tahay MOF/**OM/02012025** ee ku taariikheysan **22/07/2025** ee Wasaaradda Maaliyadda kuna saabsan codsiga soojeedinta **Xeer-nidaamiyaha Dhitijalaynta Nidaamka Maaraynta Maaliyadda Guud;**

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.22.125.07.25** ee **31/07/2025,** kuna saabsan Ansixinta **"Xeer-nidaamiyaha Dhitijalaynta Nidaamka Maaraynta Maaliyadda Guud"** oo uu Goluhu cod buuxa ku ansixiyay.

Markuu tixgeliyay: Muhiimadda uu u leeyahay fududaynta adeegsiga hannaan maaliyaddeed oo amni ah **"Xeer-nidaamiyaha Dhitijalaynta Nidaamka Maaraynta Maaliyadda Guud"**

Wuxuu Meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.22.125.07.25 ee 31/07/2024,** kuna saabsan ansixinta **"Xeer-nidaamiyaha Dhitijalaynta Nidaamka Maaraynta Maaliyadda Guud"** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad:
Hirgalin

Waxaa Wasaaradda Maaliyadda loo igmaday in ay hirgaliso meelmarisana Xeer-nidaamiyahan.

Qodobka 3aad
Dhaqanqal

Xeer-nidaamiyahan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa faafinta Rasmiga ah ee Dowladda.

XUKUUMADDA FEDERAALKA SOOMAALIYA
OFFICE OF THE PRIME MINISTER
FEDERAL GOVERNMENT OF SOMALIA

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-059-2025
TAARIIKH : 09 - 08 - 2025
SAXIIX :
AVV Ahmed Issa Guuleed
Hantidhowraha Guud Ee JFS

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

2025

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA MAALIYADDA

XEER-NIDAAMIYAHA DIJITAALAYNTA MAAREYNTA MAALIYADDA GUUD

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CUTUBKA 1-AAD
QODOBBADA GUUD

Qodobka 1aad: Magaca Xeer-nidaamiyaha

1. Xeer-nidaamiyahan waxaa lagu magacaabaa "Xeer-nidaamiyaha Dijitaalaynta Nidaamka Maareynta Maaliyadda Guud".

2. Xeer-nidaamiyahan waxa uu khuseeyaa Xafiisyada Dadweynaha, Mashaariicda ay deeqbixiyayaashu maalgeliyaan iyo Shirkadaha Dawladdu leedahay ama qeyb ku leedahay intaba.

3. Xeer-nidaamiyahan waxa uu khuseeyaa dhammaan maamullada hoos taga Dowladda Federaalka ah.

4. Sida ku cad Qodobka 1(4) ee Sharciga Maareynta Maaliyadda Guud ee 2019, Xeernidaamiyahan waxa uu sidoo kale khuseeyaa Dawladaha Xubnaha ka ah Dawladda Federaalka ah, waxaa lagu dabaqayaa ilaa xadka lagu sheegay Xeer-nidaamiyahan, iyada oo aan waxba loo dhibayn xeerka dhaqangalka ah ee heer federaal, ee u dejisan maaraynta maliyadda Dawladaha Xubnaha ka ah Dawladda Fedaraalka.

Qodobka 2aad: Ujeeddooyinka Xeer-nidaamiyahan

1. Ujeeddada Xeer-nidaamiyahan waa dhaqan-gelinta Qodobka 56-aad ee Sharciga Maareynta Maaliyadda Guud (2019), si taas loo xaqiijiyo, waxa la dejinayaa xayndaabhawlaha aasaasi ah oo:

   b. loo raaco hawlaha soo iibsiga iyo adeegsiga saxiixyada elektarooniga ah, marka la fulinaayo howlaha maareynta maaliyadda guud ee hoos yimaada Sharciga Maareynta Maaliyadda Guud ee 2019;

   t. lagu fududaynaayo adeegsiga ammaanka wax-ku-oolka ah ee isgaarsiinta elektronigga ah, marka la fulinaayo howlaha maareynta maaliyadda guud ee hoos yimaada Sharciga Maareynta Maaliyadda Guud ee 2019;

j. loogu talagalay xadidista (qeexitanka) masuuliyadaha maamulka xogta maaliyadeed;

x. loogu talagalay xadidista masuuliyadaha ku saabsan hirgelinta tiknoolajiyada dijitalka ah iyo sii wadista shaqada Hannaanka Maamulista Maaliyadda Soomaaliya ee Elektarooniga ah – Somalia Financial Management Information System; iyo

kh. loogu talagalay adeegsiga garaadka macmalka ah (artificial intelligence), marka la qabanaayo shaqooyinka Maamulka Maaliyadda Guud.

Qodobka 3^{aad}: Erey Bixin

Haddii aan si kale loogu qeexin Xeer-nidaamiyahan gudihiisa, ereyadan soo socda wuxuu mid walba yeelanayaa macnaha ku hor qoran:

1. **"Garaadka Macmalka ah (Artificial Intelligence)":** waxa loo la jeedaa aalad amaba barnaamij dijital ah, kaas oo loo qaabeeyay in uu qabto shaqooyin ama hawlo la mid ah kuwa garaadka aadamigu qabto, sida gaarista go'aannada, xallinta mashaakilka, fahmista hadalka iyo wax-ka-barashada xogaha jira.

2. **"Shahaado":** waxa loo la jeedaa fariin kombuutar oo loo adeegsado xaqiijinta iyo hubinta saxnimada xiriirka qofka elektaroonig ahaan wax ku saxiixaya iyo xogta loo isticmaalay abuurista saxiixa laftiisa, si loo xaqiiqsado in ay is leeyihiin saxiixa iyo saxiixuhu.

3. **"Qorshaha soo kabashada iyo joogtaynta shaqada":** Waxa loo la jeedaa qorshe amaba hab loo dejiyo ogaanshaha wixii dhib ah ee dibedda amaba gudaha kaga iman kara hanaanka elektroniga ah ee Maamulka Maaliyadda Guud, iyada oo la dhisaayo hab difaac oo dhinaca qalabka ah (hardware) iyo dhinaca barnaamijyada (software), taas oo keenaysa in la abuuro hannaan wax-ku-ool ah oo ka hortag iyo soo kabasho haddii uu dhib ku yimaaddo habsami u socodka hawlaha Maamulka Maaliyadda Guud ; iyada oo la dhawraayo sumcadda iyo adkaysiga nidaamka, xafidnaanta xogta iyo u diyaarsanaanta xaalad kasta oo timaadda.

4. **"Shahaado bixiye":** waxa loola jeedaa qofka soo saara/bixiya shahaadooyinka elektroniga ah ee xaqijinaaya is-lahaanshaha saxiixa iyo saxiixaha, waxaana suuragal ah in uu qofkaasi bixiyo adeegyo kale oo isla hawlahaas ku saabsan.

5. **"Maaraynta xogta maaliyadeed":** waxa loo la jeedaa nidaamka ka qeexaaya cidda leh xaqa qaadashada go'aannada iyo cidda ay sarantahay masuuliyadda isla xisaabtanku, si loo hubiyo amniga, tyada iyo habsami u socodka hababka xogta maaliyadeed.

6. **“Isla-falgal”:** waxa loola jeedaa qalabyo elektaroonig ah oo kala duwan, shabakado, nidaamyo hawlgelineed (operating systems) iyo barnaamijyo kombuutar in ay si iskood oo wax-ku-ool ah isula shaqayn karaan, oo xog waxtar iyo micnoba leh u wadaagi karaan, iyada oo aanay qalabyadaasi u baahanin in hawlgalkooda ka hor ay cidina ka shaqaysiiso ama la xiriiriyo.

7. **"Xogta Aasaasiga ah":** waa xog guud oo saldhig u ah shaqada nidaamka dijitalka ah, taas oo micnaysa xogta hawlaha maaliyadeed ee lagu shaqaynaayo. Waa xog si duuduub ahaan u qaabaysan, oo aan faahfaahsanayn, kuna saabsan hawsha elegtrooniga ah ee maamulka maaliyadda. Xogta Aasaasiga ah (Master Data) ee nidaamku ku shaqyanaayo waxaa ka mid noqon kara habka kala soocidda madaxyada kala duwan ee miisaaniyadda, iyada oo aan faahfaahin hoose la gelin.

8. **“Hay’addaha Dawladda”:** waxaa loola jeeda Wasaaradaha, Waaxyaha iyo Wakaaladaha Dawladda Fadaraalka ah ee Soomalaiya.

9. **“Wasiirka”:** halkan waxa loo la jeedaa Wasiirka Maaliyadda ee Dawladda Fadaraalka ah.

10. **"Xog-faahfaahinta Xogaha (Metadata)":** waxa loo la jeeedaa xog faahfaahin dheeraad ah ka bixisa dabciga iyo ujeedka xogta la adeegsanaayo lafteeda. Waa xog sharaxaysa fikradaha ay xogtu metelayso, isla markaana micnaynaysa xiriirka u dhexeeya xogta la faahfaahinaayo iyo waxa xogtu ay ku saabsantahay.

11. **“Sarkaal Dawladeed”:** waxa halkan looga jeedaa, sarkaal ah shaqaale dawladeed, oo leh masuuliyad maamul maaliyad dadweyne.

12. **“Tixraac”:** waxa laga wadaa, xog qeexaysa halbeegyo la isla ogolyahay, oo loo isticmaalo dhismaha/qaabaynta xogaha kale, kuwaas oo aan badiyaa is bedbedelin, sida halbeegyada cabbirka iyo furayaasha telefoon ee wadamada oo kale (units of measurement and country codes).

13. **“Ku Kalsooni”:** waxa loola jeedaa qof amaba xafiis kale, oo kalsooni ku qaba kuna shaqeeya saxnimada shahaado ama saxiix elektaroonig ah oo ay cid kale soo saartay.

14. **“Nidaam-Xisaabeedka Maareynta Macluumaadka Maaliyadda Soomaaliyeed (SFMIS)”:** waxaa loola jeeda Nidaamka Dawladda Soomaaliya ee Maaraynta Macluumaadka Maaliyadda (Somalia Financial Management Information System “SFMIS”).

15. **“Saxiixaha”:** waa sarkaalka dawladda ee haya xogta abuurista saxiixa elektrooniga ah, kuna shaqaynaya oo adeegsanaaya saxiixaas, amaba qof uu wakiil ka yahay ugu saxiixaaya.

16. **“Xogta Abuurista Saxiixa”:** waxa loola jeedaa waxyaabaha loo adeegsado marka la samaynaayo saxiix elektaroonig ah, sida xarfo furayaal ah, koodhadh xogo [data codes] amaba waxyaabo kale, si loo abuuro xariir ammaan ah oo u dhexeeya saxiixaha iyo saxiixa laftiisa.

17. **“Sharciga Maareynta Maaliyadda Guud ee 2019”:** waxaa loola jeedaa Sharciga Maareynta Maaliyadda Guud ee Sharci Lambar 17 ee soo baxay 25 December 2019.

18. **“Erey-bixinaha aan Qeexnayn”:** erey-bixin kasta oo aan Xeer-nidaamiyahan dhexdiisa lagu qeexin, waxa ay qaadanaysaa amaba loo raacayaa sida ku qeexan Sharciga Maareynta Maaliyadda Guud ee 2019 amaba Xeer-nidaamiyaha Sharciga Maareynta Maaliyadda Guud ee 2022.

CUTUBKA 2-AAD
SAXIIXA ELEGTAROONIGA AH

Qodobka 4aad:
Saxiixa Elektarooniga Ah

1. Marka la eego ujeedada Xeer-nidaamiyahan, saxiixa elektarooniga ah waxaa loo tixgelinayaa in uu yahay mid lagu kalsoonaan karo, waase marka saxiixaas lagu sameeyo/abuuro iyada oo la adeegsanaayo tiknoolajiyad amaba barnaamij kombuutar oo leh astaamaha soo socda:

   b. Xogta Abuurista Saxiixa, marka la eego micnaha iyo ujeedka loo adeegsanaayo, waa in qofka saxiixaha ah iyo saxiixa la isu garan karo amma la isku xiriirin karo, cid kale na aanay shuqul ku lahayn;

   t. Xogta Abuurista Saxeexu, marka la eego goorta/wakhtiga saxiixa la adeegsaday, waa in ay ahayd mid ku jirta gacanta saxiixaha, oo qof kale aanu shuqul ku lahayn;

   j. Haddiiba ay dhacdo in saxiixa elektrooniga ah wax-ka-beddel lagu sameeyo ka dib marka la adeegsado, waa in is-beddelkaas la garan karo; iyo

   x. Kolba hadii ujeedka adeegsiga saxiixa elegtrooniga ahi tahay in la bixiyo kalsooni lagu qabi karo saxnimada xogta dukumentiga loo adeegsaday, waa in ay jirto qaab

lagu garan karo hadiiba ay dhacdo in xogta dukumentiga lagu sameeyay wax-kabeddel ka dib markii la saxiixay.

2. Wixii go'aanno ah ee la qaato iyada oo lagu salaynaayo faqradda 1aad ee Qodobkan 4aad, waa in ay noqdaan kuwo la socda halbeegyada caalamiga ah ee amuurahaas khuseeya.

Qodobka 5^{aad}: Adeegga Shahaado Bixiyayaasha

1. Marka la eego ujeedooyinka Xeer-nidaamiyahan, adeeg-bixiyayaasha shahaadaynta (Xaqiijinta) saxiixyada elektarooniga ah, waxa laga qaadan karaa uun xafiis loo aqoonsanyahay in uu yahay 'Shahaado Bixiye',:

2. Marka la eego ujeedooyinka Xeer-nidaamiyahan, adeeg-bixiyayaasha (Xaqiijinta) shahaadada saxiixyada electarooniga ah, waxa laga qaadan karaa uun xafiis loo aqoonsanyahay in uu yahay 'Shahaado Bixiye', kaas oo:

b. U dhaqma si waafaqsan siyaasadaha iyo hab-dhaqankooda shaqo ee ay iyagu dejisteen;

t. Si digtooni leh u xaqiijiya saxnimada iyo dhammaystirnaanta bayaanada iyo xogaha ay iyagu soo saareen, ee ku saabsan adeegsiga shahaadada inta lagu dhex jiro mudada adeegsigeeda, iyo xogaha shahaadada lafteeda ku keydsan intaba;

j. Sameeya habab hay'adaha/xafiisyada adeegsada shahaadadu ay si macquul ah ugu ogaan karan xogaha soo socda:

i. Aqoonsi (identity) bixiyaha shahaadada;
ii. In qofka saxiixaha ah, sida ay muujinayso shahaadada elegtarooniga ahi uu xogta loo adeegsanaayo abuuritaanka saxiixa elegtaroniga ah gacanta ku hayay waqtiga la bixiyay shahaadada taageeraysa saxiixiisa;

iii. In xogta loo adeegsaday abuurista saxiixu ay ahayd mid sax ah (valid) goorta amaba ka hor goorta la bixiyay shahaadada;

x. In ay shahaado-sameeyayaashu bixiyaan hab/qaab kasta oo si macquul ah shahaadada dhexdeeda, amaba si kale oo ka baxsan ay xafiisyada shahaaddaadaas adeegsadaa amaba ku tiirsani ku ogaan karaan xogaha soo socda:

i. In la ogaan karo dariiqada loo maray aqoonsiga saxiixaha;

ii. Xadaynta ujeedooyinka loo ogolyahay in saxiixa iyo shahaadada ku lamaanba loo adeegsan karo, iyo in la xadido qadarka lacageed ee la ogolyahay in saxiixa iyo shahaadada elektarooniga ah lagu bixin karo;

iii. In xogta loo adeegsanaayo abuurista saxiixu ay tahay mid sax ah, oo aanay cidina jabsanin amaba ku xad-gudbin;

iv. In shahaado-bixiyuhu caddeeyo noocyada khasaaraha ah ee ay masuuliyadeeda qaadanayaan, iyo ilaa xadka ay masuuliyadaasi gaari karto hadii uu khasaare ka yimaado adeegsiga saxiixa iyo shahaadada ay bixiyeen;

v. In ay jiraan siyaabo amaba habab saxiixuhu uu wargelin toos ah ugu diri karo shahaado-bixiyaha, sida ku cad Xeer-nidaamiyahan Faqraddiisa 1aad ee Qodobka 6aad;

vi. In uu jiro adeeg degdeg ah, kaas oo loo adeegsan karo, tusaale ahaan, joojinta shahaado amaba saxiix si qaldan loo adeegsaday;

Kh. Halka lagu xusay adeegyada hoos yimaada Faqrad-hoosaadka 'X', (5), waxa shahaado bixiyaha laga doonayaa in uu abuuro qaab saxiixuhu uu ugu soo gudbin karo wargelin degdeg amaba xaasaasi ah oo ku saabsan amniga saxiixa/shahaadada, sida uu dhigaayo Qodobka 6aad, Faqraddiisa 1aad; halka Faqrad-hoosaadka 'X' (6), lagu sheegay masuuliyadda shahaado-bixiyaha ee sheegaysa in ay bixiyaan adeeg degdeg ah, ka dib marka la war geliyo, adeeggaas oo loo adeegsado joojinta shaqada saxiix elegtaroonig ah amaba shahaadada la socota oo si qaldan loo adeegsaday, amaba wakhtigii jiritaankeeda (cimrigeedu) dhamaday;

d. In shahaado-bixiyayaashu, si ay u bixiyaan adeegyo lagu kalsoonaan karo, ay adeegsadaan nidaamyo sugan, habraacyo iyo dad xirfad u leh hawlahaas.

3. Heshiisyada wax soo iibsigu waa in ay xaqiijiyaan (ay ku caddaato) in bixiyaha adeegga shahaadayntu uu qaadi doono mas'uuliyadda sharci ee ka dhalata hadii aanu buuxin shuruudaha lagu sheegay Faqradda 1aad ee Qodobkan 5-aad.

4. Marka la eego ujeedooyinka Qodobkan 5aad, Faqradda 1aad, Xarafka 'D', si loo go'aamiyo in kalsooni lagu qabi karo, iyo ilaa xadka lagu kalsoonaan karo nidaamyada, habraacyada iyo hawlwadeenada ay adeegsadaan hay'adaha bixiya shahaadooyinka la raaciyo saxiixyada elektarooniga ah, waa in la eego waxyaabaha soo socda:

b. Awooddooda dhaqaale iyo baaxadda shaqaalahooda, oo lagu daray wixii hanti/raasamaal ah ee jira;

t. Tayada qalabyadooda iyo barnaamijyadooda kombayuutar (Hardware and software) ee ay haystaan;

j. Habraacyadooda farsamaynta shahaadooyinka, maamulka codsiyada shahaadooyinka iyo sida ay u keydiyaan diiwaanada amaba xogaha amuurtaas ku saabsan;

x. Xogaha shahaadada dhexdeeda ku keydsan, sida aqoonsiga saxiixaha, cimriga shahaadada iyo saxnimadeeda iwm, waa in ay yihiin kuwo ay heli karaan saxiixayaasha laftooda iyo dhinacyada kale ee ku tiirsan saxiixas elektaroonigga;

Kh. Shaqada shahaado-bixiyaha in ay hay'ad madax bannaani ku samayso Baaritaanno joogto ah oo wakhtiyaysan, si loo hubiyo waxyaabo ay ka mid yihiin u hogaansamidda

shuruucda jirta, hababka shaqo ee la isla ogolyahay, badbaadada barnaamijyada iyo qalabyada shahaado bixiyaha IWM;

d. In ay jiraan bayaanno (warbixino) ay soo saartay tusaale ahaan, dawladda oo kale, hay'adaha madaxa banaan ee baaritaanka ku sameeya shahaado bixiyaha, amaba xataa warbixino ay soo saareen shahaado-bixiyaha laftoodu, kuwaas oo lagu sheegaayo in loo hogaansamay shuruucdii jirtay iyo habraacyadii la isla ogolaa, sida ku qeexan qodobada kor ku xusan; amaba

r. Wixii kale ee tixgelin u baahan ee hadba soo kordha, ee lagu tilmaamo warbixinada Wasiirka.

5. Marka la go'aaminaayo saxnimada iyo heerka waxtarnimo sharci ee shahaado amaba saxiix elegtaroonig ah, ma aha in tixgelin la siiyo:

   b. Juquraafi ahaan goobta/meesha shahaadada la ga soo saaray, amma saxiixa elektarooniga ah lagu abuuray, ama lagu isticmaalay; ama

   t. Juquraafi ahaan Meesha saldhigga u ah hay'adda soo saartay ama tan adeegsanaysa saxiixa amaba shahadada elegtaroonigga ah.

6. Shahaado lagu sameeyay Jamhuuriyadda Federaalka ah ee Soomaaliya meel ka baxsan, waxa ay leedahay awood amaba waxtar sharciyeed oo la mid ah shahaadada waddanka Soomaaliya dhexdiisa lagu sameeyay oo kale, waase hadii ay leedahay heer kalsooni oo u dhigma midka gudaha.

7. Saxiixa elektarooniga ah ee lagu sameeyay ama lagu isticmaalay meel ka baxsan Jamhuuriyadda Fadaraalka ah ee Soomalaiya, waxa uu la awood yahay sharci ahaan, midka lagu sameeyo amma lagu isticmaalo waddanka gudahiisa, waase hadii uu leeyahay heerkii astaamaha lagu kalsoonaan karaayay ee kan gudaha waddanku lahaa oo kale.

8. Marka la go'aaminaayo in shahaado amma saxiix elegtaroonig ahi uu leeyahay heer kalsooniyeed oo waafaqsan tilmaamaha Faqradaha 5aad iyo 6aad ee Qodobkan 5aad, waa in lagu qiimeeyo xeerarka iyo habraacyada caalamiga ah ee la isla ogolyahay, iyo tixgelin la siiyo tilmaamaha dheeraadka ah ee uu Wasiirku ka bixiyo hadba waxyaabaha soo kordha.

Qodobka 6^{aad}: Hab-dhaqanka Saxiixaha

1. Saxiixe kasta waa in uu:

   b. Sameeyaa taxaddar kasta oo macquul ah, si uu uga fogaado in xogta abuurista saxiixiisa loo adeegsado si aan la ogolayn;

   t. Isaga oo aan luminin wakhti dheeraad ah hadiiba ay wax qaldamaan, waa in uu saxiixuhu adeegsadaa hababka uu soo saaray bixiyaha adeegga shahaado bixinta, ee lagu xusay Qodobka 5aad ee Xeer-nidaamiyahan, isla markaana uu Wasiirka, Xisaabiyaha Guud, iyo Agaasimaha Miisaaniyadda war-geliyaa haddii:

i. Uu saxiixuhu ka war helo in xogta abuurista saxiixiisa la jabsaday amaba si uun loogu xad-gudbay; amaba;

ii. Uu saxiixuhu si uun u ogaado xogo muujinaaya in ay suurtagal tahay halis weyn, oo ah in la jabsaday amaba si uun loogu xad gudbi karo xogta abuurista saxiixa;

j. Marka shahaado elegtaroonig ah loo isticmaalo taageeridda saxiix elegtaroonig ah, waa in saxiixuhu uu feejignaan dheeraad ah ka muujiyo xaqiijinta iyo dhammeystirka dhamaan xogaha loo adeegsanaayo shahadada, xogahaas oo shahaadada khuseeya mudada adeegsigeedu uu ansaxaa yahay.

2. Hadii ay dhacdo in saxeexuhu ka baaqsado ku dhaqanka shuruudaha ku xusan faqradda 1aad ee Qodobkan, waxa uu si buuxda u qaadi doonaa mas'uuliyadda sharci iyo anshaxeed ee ka dhalata gaabisnimadiisa.

3. Ma jirto qayb Xeer-nidaamiyahan ka mid ah oo loo fasiran karo in la iska dhaafay waajibaadkii la iska rabay ee daacadnimada, oo ah sida ku cad Xeerka Shaqaalaha Rayidka ah, Sharci Lambar 11, 05-12-2006. Ku xadgudub kasta oo lagu sameeyo Sharciga Maaraynta Maaliyadda Guud ee 2019, amaba xeer-nidaamiyayaasha isaga hoos yimaada, ee lagu kaco iyada oo la adeegsanayo saxiixa elektaroonigga ah, waxa ciqaab-marinteeda loo raaci doonaa sida uu dhigaayo Qodobka 55-aad ee Sharciga Maaraynta Maaliyadda Guud ee 2019.

CUTUBKA 3-AAD
DIIWAANADA ELEKTAROONIGGA AH IYO ISGAARSIINTA ELEGTAROONIGA AH

Qodobka 7aad:
Diritaanka iyo Helitaanka Diiwaanada Elegtarooniga ah

1. Diiwaanka (farriinta) elektaroonig ah ee uu diro sarkaal dowladeed, waxaa loo tixgelinayaa in la diray taariikhda iyo waqtiga marka:

   b. Ay farriintu soo gaarto (gasho) nidaamka elegtarooniga ah ee uu isticmaalaayo loodiraha fariintu, waana marka ay diraha iyo loo diruhu adeegsanayaan laba nidaam oo kala duwan, tusaale ahaan email dawladeed iyo mid guud, sida Gmail oo kale. Loo diruhu marka uu fariinta helo ayaa loo aqoonsanayaa in Fariintaas la diray; ama

   t. Ay fariinta la diray labada qof ee isu diraya adeegsanayaan nidaam isku mid ah, (tusaale ahaan hanaanka email ka dawladda), markaasna waxa loo aqoonsanayaa in fariinta la diray, marka loo diruhu uu dukumentiga/fariinta ka arki karo nidaamka ay wadaagayaan diraha iyo loo diruhu.

2. Iyada oo loo cuskanaayo faqradda 1-aad ee Qodobkan, fariin elegtaroonig ah waxa loo tixgelinayaa in la diray, hadii loo diruhu helitaanka fariimaha noocaas ah u asteeyay amaba u diyaarsaday nidaamkii (qalabkii) ku habboonaa in uu fariinta la soo diray arki karo, gaar ahaan taariikhda iyo wakhtiga ay fariintaasi soo gaarto nidaamka/qalabka uu isticmaalaayo, ee uu awoodi karo in uu fariintaas la soo baxo oo adeegsado.

3. Haddii loo diruhu aanu soo gudbin wargelin sheegaysa in aanu helin oo adeegsanin diiwaan elegtaroonig ah oo loo diray, waxa loo tixgelinayaa in loo diruhu uu helay oo adeegsaday diiwaanka (dukumentiga) elektaroonig ah ee loo diray.

4. Diiwaan amaba dukumenti elektaroonig ah waxa loo qaadanayaa (tixgelinayaa) in sarkaalka loo diray uu helay, goorta iyo wakhtiga helitaanka ee uu muujinaayo nidaamka/qalabka uu sarkaalku adeegsanaayo ee u asteeyay ujeedadaas.

5. Haddii xogta amaba fariimaha elegtarooniga ah uu sarkaalka loo diray la soo bixi kari waayo oo adeegsan kari waayo, waxa suuragal ah in loo tix-geliyo in sarkaalkaasi aanu fariintaas helin.

6. Fariimo amaba diiwaanno dhawr ah oo isku mar la wada diray, waxa loo tixgelinayaa in dhamaantood isku mar la wada helay; goorta iyo taariikhdana waxa loo raacayaa sida ku xusan faqradda 4-aad ee Qodobkan.

7. Caddayn muujinaysa goorta iyo taariikhda la diray amma la helay diiwaan elegtaroonig ah, waxa lagu xaqiijin karaa iyada oo la adeegsanayo xogaha hoos ku xusan midkood, lana hubinaayo in dukumentiga amma diiwaanka la isu diray uu muujinaayo taariikhda iyo saacadda la diray/helay dukumentigaas:

   b. Fariin-qoraal elektaroonig ah, taas oo muujinaysa in dukumentigaas la diray;

   t. Qoraal xaqiijin ah, kaas oo caddaynaaya in fariintii/dukumentigii la helay;
   j. Xog-faahfaahiye (metadata) kasta ku saabsan diiwaanka elektaroonig ah ee la diray; amaba

x. Helitaanka diiwaan kale oo elegtaroonig ah, oo u dhigma kuwaas hore.

Qodobka 8aad:
Bedelista Dukumentiyada

1. Dukumenti kasta waa la bedeli karaa, iyada oo uu ku jiro xog-faahfaahiyihiisu, (metadata), lagana dhigi karaa (rogi karaa) diiwaan elektaroonig ah.

2. Qalab amaba tiknoolajiyaddii la doonaba hala adeegsadee, bedelista amaba rogitaanka dukumentiga elektarooniga laga dhigaayo waa in loo sameeyaa si aan waxyeelo u geysan Tayada iyo micnaha sharci ee dukumentiga la bedelaayo iyo xog-faahfaahiyihiisa (metadata) midkoodna.

3. Si loo muujiyo in diiwaanka elektarooniga loo bedelay iyo xog-faahfaahiyihiisa la xiriiraa (metadata) ay xambaarsanyihiin isla xogtii ku qornayd dukumentigii asalka ahaa ee laga soo guuriyay (laga soo scan gareeyay), lana dhawray tayadooda, sarkaalka dawladdu waa in uu:

(b) Qoraal ka sameeyo faahfaahinta qaabka loo sameeyay bedelista, taas oo ay ku jiraan:

i. xog tixraac noqota oo sheegaysa qaabkii uu ahaa dukumentiga asalka ahaa iyo macluumaadkii ku jirayba, tillaabooyinka la qaaday intii lagu jiray hawsha dukumanti bedelista (scan garaynta), iyo dammaanadaha la socday aaladda amaba barnaamijka loo adeegsaday dukumenti bedelista ee tilmaamaaya dhawrista Tayada dukumentiga asalka ah iyo midka elektarooniga ah iyo xog-faahfaahiyihii (metadata) la socday;

ii. Faahfaahin ku saabsan hubinta dhinaca tayada ee hawsha dukumenti bedelista, haddii faahfaahintaasi ay khuseyso Tayada (sumcadda) diiwaanka elektarooniga ah ee la soo saaray; iyo

iii. Faahfaahin ku saabsan haddii ay jirtay in dukumentigaas marar hore la bedelay (la scan gareeyay).

(t) la keydiyo (xafido) xogta ku saabsan qaabka dukumanti bedelista loo sameeyay, lana hayo mudada lagu jiro wakhtigii loo xaddiday in xogtaas la hayo, taas oo ay tahay in la raaciyo dukumentiga asalka ahaa amaba midka elektarooniga ah, amaba lagu shubo aaladaha xogta elektaroniga ah lagu xafido.

Qodobka 9aad:
Xeerarka Caddaymaha

Haddii dukumeentiga amaba xogta asalka ahayd la burburiyo (amaba ay si kale u lunto), dukumentiga elektaroonigga ah ee kii asalka ahaa laga sameeyay, si sax ahna loo bedelay/rogay, loona keydiyay si waafaqsan Qodobka 8aad ee Xeer-nidaamiyahan, lama diidi karo in la aqbalo sharcinimadiisa, iyada oo diidmadaas lagu salaynaayo dood ah in macluumaadka amaba nuqulka elektarooniga ahi uu yahay mid aan asal ahayn ama la bedelay, loo mana cuskan karo Xeerarka Caddeymaha. Si kale haddii loo dhigo,

dukumentiga si sax ah loo rogay (scan gareeyay) waxa uu sharci ahaan la mid yahay kii asalka ahaa ee laga soo guuriyay, xeerka cadaymuhuna ma qabanaayo.

Qodobka 10aad:
Elektaroonig Ahaan In Dukumenti ama Xog Loo Keydiyo

1. Dukumanti amma macluumaad uu sarkaal dawladeed diyaariyay, diray amaba helay, ayna tahay in la keydiyo, waa in elektaroonig ahaan loo keydiyo haddii:

(b) Goorta dukumentiga amma xogta la abuuraayo, la diraayo amaba la helayo haddii uu:

i. Dukumentiga amma macluumaadku yahay mid aan elektaroonik ahayn, in loo kaydiyo qaab aan waxba ka bedelaynin nuxurkiisa; ama

ii. haddii uu yahay diiwaan elektaroonik ah, loo kaydiyo:

(B) Isla qaabkii uu ku abuurmay, lagu diray ama lagu helay, ama
(T) qaab si sax ah u matala (u dhigma) diiwaankkii amaba dukumentigii elektaroonigga ahaa ee markii hore la abuuray, lagu diray ama lagu helay;

(t) Nuxurka diiwaanka elektarooniga ah iyo xog-faahfaahiyihiisa ku lifaaqan (metadata) si cad loo akhriyi karo ama loo fahmi karo, si mustaqbalka loo isticmaalo; iyo

(j) Qaabka loo keydinaayo iyo qalabka lagu keydinaayo diiwaanka elektaroonigga ahi ay yihiin kuwo leh hab lagu ilaaliyo Tayada dukumentiga, tayadaas oo aan is bedelin ilaa goortii dukumantiga la abuuray, la diray ama la helay, waxaana ku jira faahfaahinta ku saabsan tayada keydinta iyo tallaabooyinka dhinaca maamulka ee ku saabsan keydinta; waxa aanse ku jirin wixii isbedel amaba wax ku dar ah ee yimid amaba dhacay inta lagu jiro habka caadiga ah ee isu dirista, kaydinta ama soo bandhigida.

Qodobka 11aad:
Ilaalinta Taariikhda iyo wakhtiga

Haddii ay jirto amaba muuqato faahfaahin sheegaysa taariikhda iyo saacadda dukumenti elektaroonig ah la diray amaba la helay, sarkaalka dawladdu waa in uu dhawro amaba ilaaliyo xogtaas dheeriga ah.

Qodobka 12aad:
Halbeegga (Heerka) Ku-Kalsoonaanta

Heerka amaba halbeegga kalsoonida loo baahanyahay ee diiwaan (dukumanti) elegtaroonig ahi, waa in uu ku salaysnaado ujeedadii uu qaabaysnaa amaba loo sameeyay dukumentigii asalka ahaa ee uu sarkaalka dawladdu abuuray, diray amma loo soo diray.

Qodobka 13-aad
Dhawrista Tayada Diiwaanka Elektarooniga ah Mudada uu Keydka Ku Jiro

1. Tayada diiwaanka elektarooniga ah waa in la dhawro (ilaaliyo), laga soo bilaabo maalinta sarkaalka dawladdu uu dukumentigaas abuuro, diro, ama loo soo diro, ilaa laga gaaraayo wakhtiga ay ku egtahay muddada loo baahanyahay in la hayo (keydiyo) dukumentiga ama macluumaadka asalka ah.

2. Tayada diiwaanka elektarooniga ah waa in qiimayn lagu sameeyo iyada oo la tixgelinayo heerka talaabooyinka amni ahaan loo saaray:

   b. Diiwaanka elektarooniga ah si loo hubiyo in tayadiisa la dhawro muddada lagu sheegay Faqrada 1aad ee Qodobkan; iyo

   t. Elektaroonig ahaan, nidaamka dukumentiga ama macluumaadka elektarooniga ah lagu abuuray, lagu diray, lagu helay, amaba lagu kaydiyey.

3. Tayada diiwaanka elektarooniga ah waa in la dhawro, waase haddii la xaqiijin karo in dukumentigii asalka ahaa ama macluumaadka iyo xogtiisa dheeraadka ah (metadata) aan waxba laga beddelin, marka laga reebo beddelista la ogolyahay ee ku xusan Qodobka 14aad (Faqraddiisa 2-aad) ee Xeer-nidaamiyahan, xitaa haddii dukumentigu yahay mid farsamo ahaan la yaryareeyay amaba la isku cufay (fragmented or compressed) si loo fududeeyo diritaankiisa (gudbintiisa), ama ku-meel-gaar ahaan loo keydiyay.

4. Diiwaanka elegtaroonigga ah ee tayadiisa la dhawray:

   b. Waxaa loo adeegsan karaa ama uu geli karaa halkii dukumentiga ama macluumaadka asalka ah;

   t. Marba haddii uu dukumentigu elektaroonig yahay, micnaheedu ma aha in aanu sax ahayn amaba aan la adeegsan karin; iyo

   j. Waxa uu leeyahay qiime (maqam) sharciyeed oo la mid ah kan dukumentiga ama macluumaadka asalka ah oo kale, mana loo eegaayo meesha lagu keydiyay, qaabka loo sameeyay, amaba tignoolajiyadii samayntiisa loo adeegsaday.

Qodobka 14^{aad}:
Reebbanaanta Wax-ka-Beddelidda

1. Marka laga reebo Faqradda 2aad ee Qodobkan inta ku xusan, cidna loo ma ogola in ay wax ka bedesho diiwaan/xog elektaroonik ah ama xog-faahfaahiyaha (metadata) ee dukumantigaas ku lammaan, ee uu sarkaal dawladeed sameeyay, diray, amma loo soo diray.

2. Qofka uu Wasiirku u oggolaado uun baa wax-ka-beddel ku samayn kara diiwaan elektaroonig ah ama xog-faahfaahiyihiisa (metadata), marka horese waa in qaab aan waxba laga beddeli karayn loo diiwaangeliyo xogta ku saabsan wax-ka-beddelka la samaynaayo, faahfaahinta qofka is-bedelka samaynaya, taariikhda iyo goorta la samaynaayo intaba.

Qodobka 15aad:
Dhamaadka Mudada Keydinta - Xog-burburinta

1. Goorta la soo gaaro dhamaadka mudada haynta (keydinta) diiwaanka elegtaroonigga ah, diiwaankaas ama xogta waa la baabiin karaa (burburin karaa), waana in faahfaahinta burburin kasta lagu reebo diiwaan hubin ah (audit log) ama dukument kale oo la mid ah, kaas oo qeexaya waxyaabaha soo socda:

   b. Diiwaanka elektarooniga ah ee la burburinayaa ka uu yahay;

   t. Taariikhda iyo goorta diiwaanka elektarooniga ah ee la burburinaayo la sameeyey, la diray ama la helay – waa haddii faahfaahinta noocaas ah markii hore la diyaariyay lana keydiyay;

   j. Magaca qofka bixiyay ogolaanshaha burburinta; iyo

   x. Taariikhda iyo waqtiga dukumantigaas la burburiyay.

CUTUBKA 4-AAD
MAAMULIDDA XOGTA MAALIYADEED

Qodobka 16aad:
Baaxadda Maamulka Xogta Maaliyadeed

1. Xeer-nidaamiyahan waxa uu khuseeyaa dhammaanba nidaamyada macluumaadka ee ku saabsan Maareynta Maaliyadda Guud iyo gebi ahaanba xogta maaliyadeed ee la helo, tan la abuuro, ama ay maamulkooda hayaan hay'adaha maareynta Maaliyadda Guud, iyada oo aan xogahaas loo eegin meelaha ay ka yimaaddeen, qaabka ay yihiin iyo noocooda toona.

2. Xeer-nidaamiyahan waxa uu qeexayaa mabaadii'da ay ku salaysanyihiin maamulka xogta maaliyadeed iyo qaabka loogu shaqeeyo; iyo sidoo kale, doorka iyo waajibaadka ay tahay in ay qaataan shakhsiyaadka hoos ku xusan:

   b. Maareeyaha Xogta Maaliyadeed (Fiscal Data Controller);

   t. Ilaaliyaha Xogta Maaliyadeed (Fiscal Data Steward); iyo

   j. Khabiirka Farsamo ee Aag-xogeedka Maaliyadeed (Fiscal Data Domain Expert).

Qodobka 17aad:
Mabaadii'da Guud ee Maareynta Xogta Maaliyadeed

1. Nidaamyada xogta maareynta maaliyadda ee Wasaaraddu waa in ay yihiin kuwo u hogaansan sharciyada Dowladda Federaalka ah, ee u dejisan ilaalinta xuquuqda asturnaanta gaar ahaaneed iyo dhawrista xogta.

2. Xogta maaliyadeed waa in ay tahay mid diyaar ah, si fududna loo heli karo, laakiin xogaha dabci ahaan xaasaasiga ahi ma ku jiraan, waxayna u baahanyihiin in qarsoodi laga dhigo, lana ilaaliyo.

3. Xogta maaliyadeed waa in loo wadaago, loo uruuriyo, loo maamulo, loona adeegsado sidii Maaliyadda Guud loogu maareyn lahaa si hagaagsan oo wax-ku-ool ah.

Qodobka 18aad:

Qaab-maareyneedka Xogta Maaliyadeed

1. Lakabyada xogaha maaliyadeed waxa loo maareynayaa qaab ay socodsiinta adeeggu hoos timaaddo masuul dawladeed (Data Stewardship).

2. Sarkaalka dawladeed ee ay saarantahay masuuliyadda xogta maaliyadeed, waxa waajib ku ah, oo lagala xisaabtamayaa sidii uu u xaqiijin lahaa in xogtaas loo adeegsado danaha dhamaan nidaamka Maareynta Maaliyadda Guud ee Jamhuuriyadda Federaalka ah ee Soomaaliya.

3. Qaab-dhismeedka maareynta xogta maaliyadeed waa in uu ahaado mid ku haboon waxka-tarista baahiyaha hababka maareynta Maaliyadda Guud, iyada oo:

   b. La tix-gelinayo baahida loo qabo in xogta maaliyadeed laga heli karo waaxaha xafiisyada kala duwan ee dawladda;
   t. La hubiyo in la sameeyo ilaalinta ku habboon ee ku saabsan xogaha xasaasiga ah ee maaliyadeed, ee loo calaamadiyay in ay yihiin qarsoodi; iyo

   x. La taageero hirgelinta farsamooyinka casriga ah ee dijitalka ah.

Qodobka 19aad:
Isla Shaqaynta Nidaamyada

1. Waa in ay si habsami leh u wada shaqeeyaan dhammaan nidaamyada macluumaadka ee maareynta maaliyadda guud, ee uu ka mid yahay Nidaam-Xisaabeedka Maareynta Macluumaadka Maaliyadda Soomaaliyeed (SFMIS), dhamaantoodna u hoggaansamaan hagayaasha Dawladda ee u dejisan xaqiijinta isla shaqaynta nidaamyada.

2. Dhammaan Nidaamyada Macluumaadka ee Maareynta Maaliyadda Guud waa in ay ahaadaan kuwo si habsami leh isu la shaqeeya, oo si toos ah xogta isu dhaafsan kara, iyada oo aan loo baahan wax faragelin gacmeed ah.

Qodobka 20aad:
Lakab-xogeedyada Maaliyadeed

1. Xogaha maaliyadeed waxa la isu raaciyaa (kala soocaa) hadba intii is ku shaqo ah.

2. Ujeeddooyinka Xeer-nidaamiyahan awgood, lakabyada xogeed ee maaliyaddu waa kuwa ku qoran lifaaqa 1aad ee Xeer-nidaamiyahan.

3. Wasiirku waxa uu Wareegto Wasaaradeed ku shaacin doonaa liiska lakab-xogeedyada maaliyadeed ah, sida ay dhigayso baahida loo qabo qaabayn (jaangoyn) wax-ku-ool ah oo lagu sameeyo hababka maareynta Maaliyadda Guud .

Qodobka 21aad:
Maamulayaasha Xogta Maaliyadeed

1. Wasiirku waxa uu magacaabi doonaa masuuliyiin wadar ahaantooda loogu yeero ‘Maamulayaasha Xogta Maaliyadeed’, waxaanay yeelan doonaan gacan-ku-haynta lakabyada xogeed ee kala duwan ee ka mid ah nidaamyada loo adeegsado maareynta Maaliyadda Guud, waxaana ka mid ah kuwa hoos ku qoran, intaas kuma koobna:

   b. Agaasimaha Guud ee Dakhliga: kaasoo mas’uul ka ah xogta ku saabsan ururinta dakhliga, waxaana ku jira dakhliga cashuuraha ka yimaad iyo dakhliga aan cashuuraha ka iman labadaba.

   t. Xisaabiyaha Guud: kaasoo mas'uul ka ah lakab-xogeedyada Nidaam-Xisaabeedka Maareynta Macluumaadka Maaliyadda Soomaaliyeed (SFMIS), meelmarinta miisaaniyadda, warbixin-maaliyadeedyada, habraaca xisaabaadka iyo koontooyinka dowladda intaba.

   j. Agaasimaha Miisaaniyadda: kaasoo mas'uul ka ah lakab-xogeedyada miisaaniyadda khuseeya, sii deynta lacagaha, sida miisaaniyadaha sannadlaha ah, kuwa dhawrkii sanaba mar ah, miisaaniyadda qeybaheeda dibedda ka yimaadda iyo kuwa ku saabsan mashaariicda waaweyn ee kaabayaasha dhaqaale.

   x. Agaasimaha Maareynta Hantida: kaasoo mas'uul ka ah lakabyada xogeed ee ku saabsan hantida Dowladdu leedahay oo dhan.

   Kh. Madaxa Waaxda Maareynta Deynta: kaasoo mas'uul ka ah lakabyada xogeed ee ku saabsan deymaha Dowladda.

d.Xafiiska Xiriirinta Deeq-bixiyeyaasha ee Wasaaradda Qorsheynta, Maalgelinta iyo Horumarinta Dhaqaalaha: kaasoo mas'uul ka ah gacan-ku-haynta lakabyada xogeed ee ku saabsan kaalmada dibadeed oo ay hesho Dowladda Federaalka ah ee Soomalaiya.

2. Maamulayaasha Xogta Maaliyadeed waa in ay:

   b. Hubiyaan tayada xogta maaliyadeed ee hoos timaadda mas'uuliyaddooda sida ku qeexan Faqradda 1aad ee Qodobkan, iyaga oo saddexdii bilood ee kastaba mar baaritaan ku samaynaya xogaha ay hayaan, ka dibna ay warbixin siiyaan Wasiirka, una sii mariyaan Agaasimaha Guud ee Wasaaradda Maaliyadda, muddo ah soddon maalmood gudahood, oo ka bilaabanta dhamaadka saddexda bilood ee kasta.

   (t) Diyaariyaan oo xafidaan xog-faahfaahiyaha dheeraadka ah (metadata) ee ku saabsan lakab xogeedyada maaliyadeed, iyaga oo hubinaya in dhammaan xogahaas loo kala soocay si waafaqsan Qodobka 24aad ee Xeer-nidaamiyahan.

   (j) Bixiyaan tilmaamo cad (qayaxan) oo ay raacaan maamulayaasha adeegsiga xogaha ee
   maalinlaha ah, ee ku saabsan maareynta xogta, iyada oo tilmaamahaas
   lagu salaynaayo sida xogaha loo kala soocay – (data classification).

   (x) Diyaariyaan, isla markaana kuwa xogaha adeegsanaaya la wadaagaan, jaantusayaasha xogta maaliyadeed - (data catalogues).

(kh) Hawlaha kaydinta iyo burburinta (tirtiridda) xogta ay waafajiyaan shuruucda arimahaas u dejisan.

(d) Hirgeliyaan aalado dijital ah oo loo adeegsado hubinta heerka isku xirnaanta xogta iyo tayadeeda.

(r) Hubiyaan is dhexgalka xogaha, iyada oo si aan kala joogsi lahayn ay macluumaadka isu dhaafsanayaan nidaamyada loo adeegsanaayo maareynta maaliyadda dadweynuhu.

(s) Tababarro siiyaan ilaaliyaayaasha xogta maaliyadeed, ayna hirgeliyaan hab lagu sameeyo ilaalin joogto ah oo ah dhinaca Tayada iyo isku xirnaanta xogta.

(sh) Magacaabaan Khubaro Farsamo oo qaabilsan aag-xogeedyada, kuwaas oo rasmi ahaan u xil saaran maareynta xogaha dheeriga ah (metadata) ee maaliyadeed.

(dh) Magacaabaan Ilaaliyayaasha Xogaha Maaliyadeed oo ku sugan dhamaanba Hay'adaha Dawliga ah (Wasaaradaha, Waaxaha iyo Wakaaladaha) iyaga oo hubinaya jiritaanka habraacyo adag oo ay lahaadaan xafiisyadaas kala duwani, taas oo lagu ilaalinaayo tayada xogta maaliyadeed.

3. Si loo gaaro ujeedooyinka Faqrada 2(b) ee Qodobkan 21-aad, warbixinta saddexbiloodlaha ah ee uu soo gudbinaayo Maamulaha Xogta Maaliyadeed waa in ay ka warbixiso:

(b) Jiritaanka iyo kala soocidda xogta;

(t) Waxtarnimada habka xogta loo farsameeyo/maareeyo;

(j) Hababka xogta lagu farsameeyaa/maareeyaa sida ay u waafaqsanyihiin sharciyada lagu dhaqmo ee hawlahaas ku saabsan; iyo

(x) Ilaalinta xogta iyo maaraynta halista jabsiga xogta.

Qodobka 22^{aad}:
Ilaaliyayaasha Xogta Maaliyadda

1. Ilaaliyayaasha Xogta Maaliyadda waxa saaran mas'uuliyadda tooska ah ee:

(b) Si sugan in ay u soo ururiyaan, una farsameeyaan xogaha ku jira Nidaamka Soomaaliya ee Maareynta Macluumaadka Maaliyadda, iyo nidaamyada kale ee maareynta Maaliyadda Guud, iyaga oo raacaaya tilmaamaha ku dhigan buug-gacmeedyada adeegsiga nidaamyadaas iyo sharciyada u dejisan ururinta xogta;

(t) U hogaansamidda habraacyada u dejisan amniga xogta iyo sharciyada ku saabsan dhawrista xuquuqaha asturnaanta xogaha gaarka ah;

(j) Muddo ah todoba (7) maalmood gudahood (oo ah maalmaha shaqada) in ay ku soo sheegaan doldaloolo kasta oo ku saabsan amniga xogta amaba jebinta nidaamka, oo saameyn ku yeelan karta tayada xogta maaliyadeed;

(x) Sida nidaamku yahay, aqoonsiga iyo xallinta dhibaatooyinka ku saabsan xogta maaliyadda iyo in macluumaadka amuurahaas ku saabsan loo gudbiyo Maamulayaasha Xogaha Maaliyadeed; iyo

(kh) Soo jeedinta isbeddelada suuragalka ah ee maamulka xogaha, gaar ahaan dhinaca siyaasadaha, halbeegyada, xeerarka iyo habraacyada intaba, iyada oo soo jeedimahaasi ku saleysanyihiin natiijada ka dhalata hawlgalada shaqo, waxaana loo gudbinayaa Maamulaayaasha Xogta Maaliyadda ee ay khusayso.

Qodobka 23aad:
Khubarada Aagg-xogeedka Maaliyadda

1. Khubarada Aag-xogeedka Maaliyadda waxa saaran mas'uuliyadaha ah:

(b) Ilaalinta iyo cusboonaysiinta lakab-xogeedyada maaliyadeed ee dheeriga ah, (metadata) saddexdii biloodba mar;

(t) Daabacaadda xogaha dheeriga ah (metadata) kuna faafiyaan barta internetka rasmiga ah ee dowladda iyo in ay xogahaas dheeriga ah la wadaagaan khubarada gacanta ku haya aagxogeedyada nidaamyada kale ee maareynta Maaliyadda Guud;

(j) Hirgelinta dhamaanba qaybaha farsamo ee caawinaaya hawlaha farsamaynta ee ay tilmaamaan/sheegaan Ilaaliyayaasha Xogta Maaliyaddu;

(x) Hirgelinta iyo ka shaqaynta sidii loo joogtayn lahaa qaab midaysan oo xogta loo farsameeyo, loo kaydiyo, loo qaado (gudbiyo), loona gaarsiiyo isticmaalayaasha;

(kh) Fahmista iyo sheegista khataraha amniga xogta; iyo khatarahaasi saamaynta ay ku yeelan karaan xogaha maaliyadeed sirnimadooda, tayadooda iyo jiritaankooda (helitaankooda) intaba;

(d) Hubinta adeegsiga xogtu in uu yahay mid ogolaansho loo haysto, lana xakameeyo;

(r) Hirgelinta talaabooyin munaasib ah oo muuqda iyo kuwo farsamo intaba, kuwaas oo looga jeedo ilaalinta sirnimada, tayada iyo jiritaanka (helitaanka) xogta maaliyadeed; iyo in la qiimeeyo waxtarnimada talaabooyinkaas amniga xogta lagu ilaalinaayo;

(s) Hubinta xogta lagu daraayo lakabyada xogaha maaliyadeed ee jira, in ay waafaqsantahay habraaca iyo hagayaasha u dejisan xogta maaliyadeed;

(sh) Hubinta saxnimada noocyada xogta, gaar ahaan kuwa tixraac ahaan loogu baahanyahay ee joogtada loo adeegsado, iyo xogaha aasaasiga u ah hawsha in la ilaaliyo,

lana diiwaangeliyo wixii is bedelo ah ee filasha elegtaroonigga ah ee xogta lagu sameeyay;

(dh) Marka keyd-xogeedyada (database) is-beddel lagu samaynaayo, in la hubiyo raacista (ku dhaqanka) habraacyada u dejisan maareynta xog-bedelista, si loo ilaaliyo saxnaanta kaydka xogeed;

(c) Hubinta in baaritaanno lagu samayn karo xogta la hayo iyo isbeddellada lagu sameeyay intaba; iyo

(f) Ku dhaqanka (hirgelinta) halbeegyada farsamo ee xogta mas'uuliyadooda ku hoos jirta.

Qodobka 24aad:
Kala Soocidda Xogta

1. Xogta dhaqaale waa in la kala soocaa.

2. Heerka kala soocida, iyo hadba ilaalinta iyo xakamaynta la socota heerka kala soocidda ee la qaato, waa in ay ku salaysnaato (ka turjunto) khataraha/halisaha daran ee ka dhasha xogaha ogolaansho la'aan loo dusiyo (saaro), waana in la qiimeeyo nooca xogta iyo heerka xaasaasinimadeeda.

3. Xogaha jira, haddii ay yihiin kuwo la abuuray iyo haddii ay yihiin xogo ka yimid hay'ado/xafiisyo kalaba, waa in markiiba (durtaba) la kala sooco, kala soocistaasina, ay ahaato mid wakhtiyaysan.

4. Heerarka amaba qeybaha xogta loo kala soocaayo waxa ka mid ah:

   (b) Mid Dadweyne;

   (t) Midda Rasmi ah;

   (j) Mid Qarsoodi ah; iyo

   (x) Mid Xadidan.

5. Wasiirku waxa uu soo saari doonaa tilmaamo uu ku qeexaayo shuruudaha loo raacaayo kala soocida xogaha, waxaana tilmaamahaas ka mid ah qeexid iyo tusaalayaal ku saabsan heer kasta oo ka mid ah heerarka xogaha loo kala saaraayo; habraacyada lagu qiimaynaayo heerka xasaasiyadda xogta, iyo hababka dib-u-eegista iyo cusbooneysiinta kala soocida loo samaynaayo, si loo hubiyo u hoggaansamidda heerarka amniga xogta iyo hab-dhaqanka hagaagsan ee maaraynta khataraha ku saabsan.

6. Sida ku sheegan tilmaamaha Wasiirka ee ku xusan Faqradda 5aad ee qodobkan, Maamulayaasha Xogta Dhaqaaluhu waa in ay hirgeliyaan hannaan xadidaaya wadaagista lakab-xogeedyada maaliyadeed ee ay gacanta ku hayaan.

7. Dhammaan xogta maaliyadeed ee ku calaamadsan ‘Mid Dadweyne’, waa in si joogto ah loogu daabaco bogga internetka ee Wasaaradda, mana loo baahna ogolaansho dheeraad ah oo laga sugo hay’adaha/xafiisyada kala duwan ee Dawladda Fadaraalka ah.

Qodobka 25aad:
Waajibaadka iyo Xeerarka Wadaagista Xogta

1. Si qaab wax-ku-ool ah xogaha maaliyadeed loogu wadaago:

(b) Waa in Marka ay xogaha isu dirayaan Maamulayaasha Xogta Maaliyadeed, ay mudnaanta siiyaan adeegsiga hababka aaminka ah ee wadaagista xogta ee hore loo ansixiyay.

(t) Waa in uu Ilaaliyaha Xogta Maaliyadeed (Data Steward) wixii xog ah cid kale la wadaagaa uun marka dhammaanba mabaadi’da u dejisan amniga xogta la buuxiyo, isla markaana, la dhamaystiro gebi ahaanba shuruudaha u yaalla xakamaynta xogta.

(j) Xogta Dhaqaale ee la wadaagaayo, waa in mar kasta laga reebo wixii faahfaahin shaksi ah ee qof lagu aqoonsan karo, hadii aan laga reebayninna, waa in ay lagama maarmaan u tahay xogta la diraayo, markaas oo kale waa in la raaco sharciyada Dowladda Federaalka ah ee u dejisan ilaalinta xogta iyo dhawrista xuquuqda asturnaanta khaaska ah ee shakhsiyaadka.

(x) Marka xogaha la wadaagaayo, waa in la diyaariyo xog-faahfaahiyayaasha dheeriga ah (Metadata) ee ku saabsan xogta la diray, marka loo baahdana waa in la bixiyo.

Qodobka 26aad:
Hantidhawrka Gudaha ee Sare (Chief Internal Auditor)

1. Hantidhawraha Gudaha ee Sare waxa uu leeyahay awood uu si buuxda ugu heli karo xogaha ku jira dhammaan nidaamyada maareynta Maaliyadda Guud, si uu u guto waajibaadkiisa shaqo ee ku xusan Sharciga Maareynta Maaliyadda Guud ee 2019, iyo Xeernidaamiyaasha Sharciga Maareynta Maaliyadda Guud ee dhaqangalka ah.

2. Hantidhawraha Gudaha ee Sare waxa uu fulin karaa kormeerro joogto ah, oo ay ku jiraan kuwo ay la fuliyaan khubaro dibedda ah, si uu ula socdo adeegsiga nidaamka, u hogaansanaanta joogtada ah ee habraacyada, iyo wax-ku-oolnimada maareynta xogta maaliyadeed iyo weliba saxnimada hababka wadaagista xogta dhaqaale.

Qodobka 27aad:
Hantidhawraha Guud ee Jamhuuriyadda Fadaraalka ee Soomaaliya

Hantidhawraha Guud ee JFS waxa uu leeyahay awood uu si buuxda ugu heli karo xogaha ku jira dhammaan nidaamyada maareynta Maaliyadda Guud, si uu u guto waajibaadkiisa shaqo ee ku xusan Sharciga Maareynta Maaliyadda Guud ee 2019, Sharciga Xafiiska Hantidhawrka Guud ee 2023, iyo wixii xeer-nidaamiyaal ah ee kuwaas ka farcama.

CUTUBKA 5-AAD
MASUULIYADAHA HIRGELINTA TIKNOLOOJIYADA DIJITALKA EE CASRIGA

AH

Qodobka 28aad:
Xisaabiyaha Guud

1. Iyada oo loo hoggaansamaayo tilmaamaha Wasiirka, Xisaabiyaha Guud waa in uu ka shaqeeyo kor-u-qaadista adeegsiga tignoolajiyada casriga ah, waana in uu hogaamiyo hirgelintooda ee gudaha Nidaamka Soomaaliya ee Maareynta Macluumaadka Maaliyadeed, sida uu dhigaayo Qodobka 56-aad ee Sharciga Maareynta Maaliyadda Guud ee 2019 iyo Xeer-nidaamiyahan laftiisuba.

2. Si loo gaaro ujeedooyinka Faqradda 1-aad ee Qodobkan, Xisaabiyaha Guud waxa uu mas'uul ka yahay:

(b) in uu garto, isla markaana hirgeliyo isbeddelada loogu baahanyahay si loo bilaabo adeegsiga saxiixyada elegtaroonigga ah ee nidaamyada macluumaadka maaliyadeed ee hoos yimaaddo maamulka Xisaabiyaha Guud;

(t) dhisidda xirfadaha muhiimka u ah in si waxtar leh, oo wax-ku-ool ah looga shaqaysiiyo
Nidaamka Soomaaliya ee Maareynta Macluumaadka Maaliyadeed; iyo

(j) la-talinta Wasiirka ee ku saabsan soo saarista tilmaamaha ay tahay in loo raaco habka tignoolajiyada casriga ah loogu isticmaalaayo Nidaam-xisaabeedka Maareynta Macluumaadka Maaliyadda Soomaaliyeed (SFMIS).

Qodobka 29aad:
Agaasimaha Miisaaniyadda

1. Iyada oo uu hagaayo Wasiirku, Agaasimaha Miisaaniyaddu waxa uu mas'uul ka yahay aqoonsiga iyo hirgelinta isbeddelada loo baahan yahay si loo meelmariyo adeegsiga tiknoolajiyada casriga ah ee khusaysa nidaamka miisaaniyadda, sida uu Xeer-nidaamiyahan dhigaayo iyo weliba Sharciga Maareynta Maaliyadda Guud ee 2019, Qodobkiisa 56-aad.

2. Si loo gaaro ujeedooyinka Faqradda 1-aad ee Qodobkan, Agaasimaha Miisaaniyadda ayaa masuul ka ah:

(b) Aqoonsashada iyo hirgelinta isbeddelada loo baahan yahay si loo bilaabo adeegsiga saxiixyada elektarooniga ah ee nidaamyada macluumaadka maaliyadeed, ee hoos yimaadda Agaasinka Waaxda Miisaaniyadda;

(t) Dhisidda xirfadaha muhiimka u ah in si waxtar leh, oo wax-ku-ool ah looga shaqaysiiyo

Nidaamka Macluumaadka Maaliyadeed, inteeda hoos timaadda Agaasinka Waaxda Miisaaniyadda; iyo

(j) La-talinta Wasiirka ee ku saabsan soo saarista tilmaamaha ay tahay in loo raaco habka tiknoolajiyada casriga ah loogu isticmaalaayo hagaajinta iyo xoojinta nidaamka miisaaniyadda.

Qodobka 30aad:
Saraakiisha Idman

1. Saraakiisha Idman ee hay'addaha Dawladda ayaa mas'uul ka ah hirgelinta adeegsiga saxiixyada elektarooniga ah, waxayna raacayaan tilmaamaha iyo hagista Wasiirka hadba sida baahidu tahay.

2. Sarkaalka Idman, haddii ay dhacdo in uu isbeddel ku yimaaddo doorarka iyo mas'uuliyadaha saraakiisha isaga ka hoosaysa ee adeegsada nidaamyada macluumaadka ee maareynta maaliyadda guud, waxa saaran mas'uliyadda ah in uu si degdeg ah isbedeladaas u ogaysiiyo Wasiirka, Xisaabiyaha Guud iyo Agaasimaha Miisaaniyadda.

Qodobka 31aad:
Qorshayaasha Joogtaynta Shaqada Nidaam-Xisaabeedka Maareynta Macluumaadka
Maaliyadda Soomaaliyeed (SFMIS)

Iyada oo loo hoggaansamaayo tilmaamaha Wasiirka, Xisaabiyaha Guud waa in uu ka faa'iideeyo adeegsiga tiknoolojiyadda casriga ah, si uu u hirgeliyo qorshayaal looga dan leeyahay hubinta sii socoshada (joogtaynta) shaqooyinka muhiimka ah ee NidaamXisaabeedka Maareynta Macluumaadka Maaliyadda Soomaaliyeed (SFMIS), marka ay ku yimaaddaan carqalado amaba khalkhal weyn oo dhinaca tiknoolajiyadda ah, uuna abuuro hannaan soo kabasho.

Qodobka 32aad:
Hannaanka Korjoogtaynta Guulaha

1. Wasaaraddu waa in ay dejisaa, walibana hawlgelisaa Hannaanka Korjoogtaynta Guulaha si loo cabbiro, loogana warbixiyo saamaynta iyo natiijooyinka ka dhasha dadaallada dijitaalaynta nidaamka maareynta maaliyadda guud.

2. Dhammaan hay'adaha Dawladda ee ka qayb-qaadanaya dadaallada dijitaalaynta nidaamka maareynta maaliyadda guud, waa inay si joogto ah usoo gudbiyaan xogta iyo macluumaadka looga baahanyahay, si loo diyaariyo warbixinnada Hannaanka Korjoogtaynta Guulaha.

3. Hannaanka Korjoogtaynta Guulaha waa inuu ka koobnaada:

(b) Halbeegyada bar-bilowga iyo nidaamyada cabbirrista horumarka iyo natiijooyinka;

(t) Jadwallada kasoo warbixinta, kuwaas ee uu ansixiyay Xisaabiyaha Guud; iyo

(j) Habraac si madaxbannaan loogu xaqiijinaayo natiijooyinka la soo gudbiyay.

4. Si uu dib-ugu-eego, kadibna u ansixiyo, Xisaabiyaha Guud waa in uu warbixin sanadle ah ee Hannaanka Korjoogtaynta Guulaha u gudbiyaa Wasiirka.

Qodobka 33aad:
Istaraatiijiyada Maareynta Isbeddelka

1. Hay’ad kasta oo Dawladeed ee ka qayb-qaadanaysa dadaallada dijitaalaynta nidaamka maareynta maaliyadda guud waa inay diyaarsataa, kadibna hawlgelisaa Istaraatiijiyada Maara (haddii loo baahdo); iyoeynta Isbedelka, si loo hubiyo in si wax-ku-ool ah loo dhaqangeliyo dadaallada dijitalaynta nidaamka maaraynta maaliyadda guud.

2. Istaraatiijiyada Maareynta Isbedelka waa inay ka koobnaata:

(b) Qorshayaasha xog-wadaagista iyo habraacyada latashiga daneeyayaasha;

(t) Barnaamijyo lagu tababaraayo shaqaalaha iyo habraacyada iyo agabka kale ee loogu fududeeynaayo shaqaalaha isticmaalka nidaamka dijitaalka ah;

(j) Qorshayaasha dib-u-habeynta hay'add

(x) Tallaabooyinka wax looga qabanayo dhaqamada ka hor imanaya dadaallada dijitalaynta nidaamka maareynta maaliyadda guud.

3. Xisaabiyaha Guud ayaa korjoogteeynaaya sida hay'addaha Dawladdu ugu hoggaansanyihiin Istaraatiijiyadooda Maareynta Isbedelka, waxa uuna lixdii biloodba mar u diraaya Wasiirka, Warbixinta U-hoggaansanaanta Istaraatiijiyada Maareynta Isbedelka.

CUTUBKA 6-AAD
GARAADKA MACMALKA AH

Qodobka 34aad:
Ujeeddada iyo Baaxadda Adeegsiga Garaadka Macmalka ah

Ujeedada Xeer-nidaamiyahan waa in uu hago isticmaalka iyo hawlgelinta barnaamijyada ku shaqeeya garaadka macmalka ah, marka ay timaaddo socodsiinta hawlaha maareynta Maaliyadda Guud; waxaana looga jeedaa in la hubiyo sidii aaladdan loogu adeegsan lahaa si ay ku dheehantahay mas'uuliyad iyo anshax, isla markaana, la jaan-qaadaysa danaha guud ee bulshada.

Qodobka 35aad:
Mabaad'iida Gundhigga u ah Adeegsiga Garaadka Macmalka ah

1. Adeegsiga garaadka macmalka ah, marka loo adeegsanaayo socodsiinta hawlaha nidaamyada macluumaadka Maaliyadda Guud, waa in ay waafaqsanaato amaba la jaanqaaddo mabaad'iida halkan ku xusan:

(b) La sharixi karo (la micnayn karo): Hab-fikirka, hab-socodsiinta shaqada iyo natiijooyinka ka soo bixi kara adeegsiga amaba shaqada barnaamijyada ku shaqeeya garaadka macmalka ah, waa in loo fasiri karo daneeyayaasha ay khusayso si ay faham fiican u helaan;

(t) Mas'uuliyadda: Iyada oo la adeegsanaayo garaadka macmalka ah, hadana waa in ay caddaato cidda lahayd mas'uuliyadda gaarista go'aamadu. Si shaki meesha looga saaro, Saraakiisha Dawladda ayaa leh wixii mas'uuliyad ah, oo lagula xisaabtamayaa, xataa haddii ay adeegsadaan amaba ay caawimo ka helaan barnaamijyada ku shaqeeya garaadka macmalka ah;

(j) Takoor-la'aan iyo Xaqsoor: Nidaamyada ku shaqeeya garaadka macmalka ah, waa in loo qaabeeyo, loona adeegsado si ka maran eex iyo takoor gardarro ah. Si taas loo hubiyo, baaritaano joogto ah waa in nidaamyada lagu sameeyo, lana hubiyo in xeerarkii arimahaas ka yaalay loo hogaansamay.

(x) Asturnaanta iyo Ilaalinta Xogta: Barnaamijyada ku shaqeeya garaadka macmalka ahi waa in ay ku socdaan sharciyada iyo siyaasadaha jira ee u dejisan dhawrista xogta; iyada oo taas looga jeedo hubinta ilaalinta sumcadda shakhsiyaadka iyo dhawrsanaanta xogaha xaasaasiga ah.

(kh) Maareynta Khataraha: Waa in la dejiyo habraacyo looga jeedo aqoonsiga, qiimaynta iyo ka hor tagga khataraha ka iman kara adeegsiga garaadka macmalka ah, oo ay ku jiraan khataraha dhaqaale, bulsho iyo kuwa anshaxeed intuba.

Qodobka 36aad:
Samaynta iyo Hawlgelinta

1. Nidaamyada ku shaqeeya garaadka macmalka ah, waa in samayntooda iyo hawlgelintoodaba lagala tashado khubarada ay khusayso, oo ay ku jiraan saynisyahannada xogta digitalka ah, xeeldheerayaasha dhinaca anshaxa, iyo daneeyeyaasha kale ee ay taabanayso.

2. Ka hor inta aan si buuxda loo hawl gelinin, nidaamyada macluumaadka ee garaadka macmalka ah ku shaqeeya waa in si adag loo tijaabiyo, si loo hubiyo saxnaantooda, is-kuhallayntooda, iyo in aanay soo bixin natiijo aan lagu talagalin.

Qodobka 37aad:
Qiimeyn iyo Kormeer Joogto Ah

1. Nidaamyada ku shaqeeya garaadka macmalka ah, waa in si joogto ah loogu sameeyo kormeer iyo qiimayn, si loo ogaado hawl-qabadkooda, saameyntooda iyo waafaqsanaantooda halbeegyada anshaxa.
2. Waa in la dejiyo habab (talagal) si joogto ah loogu sii horumarinaayo nidaamyadan ku shaqeeya garaadka macmalka ah, iyada oo lagu salynaayo hadba jawaab-celinta dadka adeegsada ka soo noqota iyo marba halbeegyada cusub ee soo baxa.

Qodobka 38aad:
Tababar iyo Wacyigelin

1. Dhammaan shaqaalaha ku lug leh hawlgalka iyo korjoogtaynta nidaamyada garaadka macmalka ah ku shaqeeya waa in la siiyo tababar ku filan.

2. Si daneeyayaasha loo baro arimaha tixgelinta mudan ee dhinaca anshaxa, faa'iidooyinka iyo weliba khataraha ku jira adeegsiga nidaamyada ku shaqeeya garaadka macmalka ah, waa in la sameeyo barnaamijyo wacyigelineed.

Qodobka 39aad:
U-hoggaansanaanta Sharciyada

Barnaamijyada ku shaqeeya garaadka macmalka ah ee loo adeegsado maaraynta maaliyadda guud waa in ay u hoggaansanyihiin sharciyada iyo halbeegyada heer qaran iyo kuwa heer calami ah ee u dejisan adeegsiga garaadka macmalka ah.

Qodobka 40aad:
Ka Qaybqaadashada Dadweynaha iyo Ka Warbixinta

1. Waa in la sameeyo dadaalo looga jeedo dadweynaha iyo daneeyayaasha kalaba in ay qayb ka noqdaan fahmista iyo dib-u-eegista lagu samaynaayo adeegsiga nidaamyada garaadka macmalka ah ku shaqeeya ee dhinaca maareynta maaliyadda guud.

2. Si joogto ah waa in loo soo saaro warbixino ku saabsan waxqabadka, caqabadaha, iyo arimaha tixgelinta mudan marka ay timaaddo adeegsiga aaladaha ku shaqeeya garaadka macmalka ah, ee loo adeegsanaayo maamulka maaliyadda guud.

CUTUBKA 7-AAD
QODOBBADA KALE EE GUUD

Qodobka 41aad:
Ka Reebid

Si loo dejiyo hagayaal cad, Wasiirku waxa uu tilmaamo gaar ah ku soo saari doonaa habraacyada ka midka ah maamulka maaliyadda guud ee aan lagu dabaqayn xeerarka ku saabsan diiwaannada elektarooniga ah, isgaarsiinta elektarooniga ah iyo saxiixyada elektarooniga ah.

Qodobka 42aad:
Dhaqan-Galka

1. Xeer-nidaamiyahan waxa uu dhaqan-gal noqonayaa kadib marka ay ansixiyaan Golaha Wasiirada Xukuumadda JFS, waxaana lagu Faafinayaa Faafinta Rasmiga ah ee Dawladda iyo Mareegta rasmiga ah ee Wasaaradda Maaliyadda.

2. Qodobbada Xeer-nidaamiyahan hadii ay iska hor yimaadaan qodobada ku soo baxay Xeernidaamiyaha Sharciga Maareynta Maaliyadda Guud ee 2022, waxa la qaadanayaa qodobada Xeer-nidaamiyahan.

3. Wasiirku wuxuu wareegto kusoo saari karaa amar, kaasoo dib loogu dhigaayo ama lagu hakinayo dhaqangelinta cutubyo, qaybo ama qodobbo ka mid ah Xeer-nidaamiyahan, si loo fududeeyo habsami u socodka dhaqangelinta Xeer-nidaamiyaha.

Lifaaqa 1-aad: Lakab-xogeedyada Maaliyadda (Fiscal Datasets)

Nuuca Xogta	**Tusaalooyinka Lakabyada Xogaha Maaliyadeed**
1. **Lakab-xogeedka Dakhliga**	(b) Dakhliga Cashuuraha: (cashuurta dakhliga, cashuurta shirkadaha, cashuurta iibka, iwm.); (t) Dakhliga aan Cashuuraha ahayn: (khidmadaha, ganaaxyada, iyo dakhliyada kale); (j) Ilo Maaliyadeed oo Dibadeed: (deeqaha iyo deymaha); iyo (x) Lacagaha Kaashka ah ee ka yimid Ilo Maaliyadeed oo Dibadeed (deeq iyo deyn la helay).
2. Lakab-xogeedyada Kharashaadka	(b) Kharashaadka Joogtada ah: (mushaharooyinka, bixinta biilasha korontada/ biyaha iwm, iibsiga badeecooyinka iyo adeegyada); (t) Kharashaadka Maalgashiga (mashaariicda kaabayaasha iyo iibsashada hantida); iyo (j) Maalgashiga Barnaamijyada Guud: (maalgelinta mashaariicda arimaha bulshada iyo qiimaynta natiijooyinka).
3. Lakab-xogeedyada Miisaaniyadda	(b) Miisaaniyadaha la Ansixiyay (Sharciga Qoondada Miisaaniyadda ee Sannadlaha ah); (t) Dib-u-eegisyo iyo Wax-ka-beddelka Miisaaniyadda; iyo (j) Qaabaynta Maaliyadeed ee Muddada Gaaban iyo Mudda Dhexe.

4. Lakab-xogeedyada Maareynta Hantida Dawladda	(b) Diiwaanka Hantida Dawladda (dhulka, dhismayaasha, qalabka, gaadiidka iwm); (t) Jadwallada qiimaha iyo qiima-dhaca hantida Dawlada; iyo (j) Diiwaannada lacagaha ku baxay ama ka soo hoyday hanti Dawladeed oo la iibiyay ama mid la soo iibsaday.
5. Lakab-xogeedyada Maaraynta Deynta	(b) Diiwaanka Deymaha Dowladda (deynta gudaha iyo tan dibedda); (t) Waajibaadka Deyn bixinta (bixinta dulsaarka iyo asalka ah); (j) Waajibaadka bixinta lacagaha cadaanka ah (lacagaha caddaanka ah ee loogu talagalay bixinta dulsaarka iyo
	deynta asalka ah); (x) Qiimeynta sida loo joogtayn karo bixinta deynta; (kh) Istaraatijiyadda Maareynta Deynta ee Muddada-Dhexe; iyo (d) Qorshaha Amaahda ee Sannadlaha ah.
6. Lakab-xogeedka Warbixinnada Maaliyadeed	(b) Warbixinaha Maaliyadeed ee Ku Salaysan Lacagaha Cad (warbixinta qaadashada iyo bixinta lacagaha); (t) Warbixinnada Hantidhawrka (natiijooyinka ka soo baxa baarista hantidhawrka gudaha iyo ka dibedda); iyo (j) Dukumentiyada iyo diiwaanada muujinaaya uhoggaansanaanta shuruucda iyo xeerarka maaraynta maaliyadda guud.
7. Lakab-xogeedyada Maareynta Mucaawinooyinka	(b) Mucaawinada dibedeed ee la helay (macluumaadka deeq-bixiyaha, faahfaahinta mashruuca iwm); (t) Warbixinnada qiimeynta isticmaalka mucaawinooyinka iyo saamayntooda; iyo (j) Warbixinnada qiimeynta isticmaalka lacagaha caddaanka ah ee caawimada ah iyo saameyntooda.

8. Lakab-xogeedyada Wax-qabadyada iyo natiijooyinka	(b) Tilmaamayaasha Muhiimka ah ee Waxqabadka (KPIs) ee ku saabsan maamulka maaliyadda; iyo (t) Natiijooyinka mashaariicda iyo adeegyada dadweynaha oo Dawladu bixiso (warbixinnada qiimeynta saameyntooda).
9. Lakab-xogeedyada Kala soocidda iyo Haykalka Xogaha (Metadata)	(b) Kala soocista xogaha (heerka sir-qarsoodi ee xog kasta, iyo ruqsadaha adeegsiga xogahaas ee loo baahanyahay);iyo (t) Halbeegyada ku aadan Haykalka Xogaha (Metadata) la xiriira Maareynta Xogaha Maaliyadeed.
10. Tilmaamayaasha Heerarka Dhaqaale iyo Kuwa Maaliyadeed	(b) Tilmaamayaasha Dhaqaalaha Guud (Wadarta Waxsoo-saarka Gudaha, heerarka sicir-bararka, shaqaaleynta); iyo (t) Tilmaamayaasha Badqabka Maaliyadeed ee Muddada Dheer (heerka is-dhinka miisaaniyadda, keydka lacageed ee caddaanka ah, isku jaangoynta heerka deynta qaran iyo Wadarta Wax-soo-saarka Gudaha).

Summad:MDW/05/2023-BF **Tr.28/10/2023**

Ujeeddo: Beec Guri lagu iibinayo Naado si waafaqsan Qod.338, 346, 397 ,398 iyo 406 ee XHMS.

Maxkamadda Degmada Waaberi, oo tixraaceyso xukuunnada ka soo baxay isla Maxkamadda Degmada Waaberi, lehna summadaha kala ah, **MDW/51/2021-BG, Lr.06/2022,** kuna taariikheysan **27/03/2022** iyo **Ref:73/2022-BG, Lr.01/2023-BX** kuna taariikheysan **15/01/2023.**

Sidoo kale, tixraaceyso Naadada Summadeedu tahay MDW/05/2023 ee ku tr.17/09/2023 laguna faafiyay si waafaqsan Qod.338, 346, 397 iyo 398 ee XHMS muddo 15 maalin ah oo ka bilaabaneysay 20/09/2023, kuna eg 05/10/2023, Facebook page-ka rasmiga ah ee Maxkamadda Racfaanka G/Banaadir iyo Radio Muqdisho, ayey maanta oo ay Taariikhdu tahay 25/10/2023 qabatay fadhi lagu iibinaayo NAADO GURI oo ay leeyihiin Dhaxaltooyada Marxuum Cabdullaahi Yalaxow Afrax, sida ku cad dhaxalkoobka Summadiisu tahay MDCCS/85/2022 ee ku tr.21/07/2022, lehna warqadda lacag Qabasho No.12298 ee ku tr.28/05/2022 iyo Dukuminti Duplicate ah lehna **B/B/S/10/48/2022,** ee ku tr.28/05/2022, gurigaas oo ku yaallo Degmada Waaberi, waaxda Horseed cabbirkiisu yahay 12x8Mtr, oo uu ka dhisan yahay Hool leh xafiisyo, jihooyinkiisuna yihiin **Waqooyi** Guri dad, **Koofur** jid **Bari** laamiga Via Uganda (Dabka) **Galbeed** Guri dad .

Fadhiga Naadada waxaa ka soo qeyb-galay oo shuruudaha Naadadana buuxiyay shirkadda **Dalkom Somalia** kaliya, oo uu matalayo, Guddoomiye **Maxamed Axmed Jaamac** lehna ID.No.2986, kana soo baxay Favori Airport oo bixiyay Carbuun Dhan ($18,000) sideed iyo toban kun oo doolar.

Majiro shaqsi ama shirkad kale, oo carbuun bixiyay si uu uga qeyb-galo beecaas naadada ah iyadoo xitaa Maxkamadda ay kordhisay muddo 20 cisho ah si loo helo qiimo ka sarreeyo qiimaha ay gaartay shirkadda magaceeda kor ku xusan yahay.

Qiimaha Guriga Aasaaska u ah ayaa ahaa lacag dhan **$180,000** (Boqol iyo Sideedan ku oo doolar ah) oo ay Maxkamadda dalbatay qiimahaas waxaa gaaray Shirkadda Dalkom, girigaas hadda waxaa ijaar ahaan u deggan Shirkadda Rajo Cable Tv.

Gmail: Maxkamaddadegwaaberi@Gmail.Com

CamScanner

Sidaa darted, Maxkamadda Degmada Waaberi waxa ay go'aamisay.

- Guriga leh tilmaanta sare ku xusan waxa ay ka iibisay shirkadda **Dalkom Somalia** uuna matalayo Guddoomiye Maxamed Axmed Jaamac waxa ayna uga iibisay lacag dhan $180,000 (boqol iyo sideetan kun doolar).
- Dhammaan dukumintiyada Guriga ee sare ku xusan waxa ay ku wareejisay iibsadaha oo ah shirkadda Dalkom uuna Matalayo Guddoomiye Maxamed Axmed Jaamac.
- Qarashka lagu sameeyay Duplicate-ka oo ah lacag $3,200 (Sadax kun iyo labo Boqol doolar ah), waxaa la dulsaaray dhaxaltooyada Cabdullaahi Yalaxow Afrax.
- Maaliyadda oo ah 2% waxaa la dulsaaray dhaxaltooyada marxuum Cabdullaahi Yalaxow Afrax, iyadoo la waafajinayo Xeer nidaamiyaha Ujuurada Maxkamadaha ee Ref: MOF/OM/1828/2023 ee soo baxay Maarso 19/2023.
- Go'aankaan waxa uu dhacay manta oo taariikhdu tahay 28/10/2023.

Cabdullaahi Maxamed Rooble
Guddoomiyaha Maxkamadda Degmada Waaberi

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
MAXKAMADDA DEGMADA WAABERI
WABERI DISTRICT COURT
FEDERAL REPUBLIC OF SOMALIA

Gmail: Maxkamaddadegwaaberi@Gmail.Com

SHARCI LR.41 **TAARIIKH: 22-DA OKTOOBAR 2025**

SHARCIGA AXDIGA AFRIKA EE XUQUUQDA IYO BARAARAHA CARUURTA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY: Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.

MARKUU ARKAY: Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/778/B11/25**, ku taariikheysan **21/10/2025**, ujeeddaduna tahay Soo Gudbin Axdiga Afrika ee Xuquuuqda iyo Baraaraha Caruurta.

MARKUU TIXGELIYAY: Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Axdiga Afrika Ee Xuquuqda Iyo Baraaraha Caruurta.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxweynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRAHA GUUD
DIWAAN NO: Han-985-25
TAARIIKH: 13/12/2025
SAXIIX:
AVV Ahmed Issa Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud

Madaxweynaha J. F.S.

Jamhuuriyadda Federaalka Soomaaliya

Wasaaradda Haweenka iyo Horumarinta Xuquuqda Aadanaha

Axdiga Afrika ee Xuquuqda iyo Baraaraha Carruurta

Muqdisho - Soomaaliya
August 2023

ARAR

Dawladaha Xubnaha ka ah Ururka Midnimada Afrika, ee Qeybta ka ah Axdigan hadda jira ee lagu magacaabo "Axdiga Afrika ee Xuquuqda iyo Baraaraha Carruurta," ayaa iyagoo:

TIXGALINAYA in Axdiga Ururka Midnimada Afrika uu aqoonsado ahamiyadda sarreynta xuquuqda aadanaha iyo in Axdiga Afrika ee Xuquuqda Aadanaha iyo dadka lagu baaqay la iskuna raacay in ruux kasta uu leeyahay dhammaan xuquuqda iyo xorriyadaha lagu aqoonsaday laguna damaanad qaaday Axdigan iyadoo aan sina loo kala soocin, ha ahaato isir, qolo, midab, jinsi, luqad, diin, ama fikrad siyaasadeed, ama aragti kasta oo kale, qaran ama asal bulsho, hanti, dhalasho, ama xaalad kale,

XUSUUSANAYA Baaqa Xuquuqda iyo Baraaraha Carruurta Afrika (AHG / ST.4 REV.1) ee ay ku ansixiyeen Madaxweyneyaasha Dawladaha iyo Madaxda Xukuumadaha Ururka Midnimada Afrika kalfadhigoodii Caadiga ahaa ee lix iyo tobnaad ee Monrovia - Liberia laga soo bilaabo 17kii illaa 20kii Luulyo 1979kii, inuu aqoonsaday baahida loo qabo in la qaado tallaabooyin habboon, si kor loogu qaado loona ilaaliyo Xuquuqda iyo Baraaraha Carruurta Afrika.

KA WALWALSAN in xaaladda inta badan carruurta Afrika ay tahay mid halis ah iyadoo ay ugu wacan yihiin xaaladaha gaarka ah ee dhaqaale-bulsho, dhaqan, caado iyo duruufaha horumar, musiibooyinka dabiiciga ah, colaadaha hubaysan, kaga-faa'iidaysi duruuf (explotation) iyo baahi, iyadoo la tixgalinayo bisayl la'aanta maskaxeed iyo midda jireeed ee carruurta waxay u baahan yihiin dhowris iyo daryeel gaar ah.

GAROWSADAY in Ilmuhu bulshada Afrika kaga jiraan kaalin sharfan iyo in carruurtu ugu barbaaraan qaab dhammaystiran kuna koraan bay'ad qoys oo ay ku dheehan tahay jawi farxadeed, jacayl iyo isfaham,

GAROWSADAY in ilmuhu sababo la xiriira baahida koritaanka jirkiisa iyo maskaxdiisa dartood uu u baahan yahay daryeel gaar ah oo ku aaddan horumarkiisa caafimaad, jireed, maskaxeed, akhlaaqeed iyo kan bulsho una baahan yahay ilaalin sharciyeed oo ku dhacda jawi xornimo, sharaf iyo amni,

TIXGALINAYA wanaagga hiddahooda dhaqan, sooyaalkooda taariikheed iyo qiyamka ilbaxnimada Afrika kaasoo boggaadiya islamarkaasna tilmaama sida ay u arkaan fikradda xuquuqda iyo baraaraha ilmaha,

TIXGALINAYA in kor u qaadista iyo dhowrista xuquuqaha iyo baraaraha ilmaha ay maldahayso waajibaad saaran ruux kasta,

ADKAYNAYANA KU DHAGANAANTA mabaadii'da xuquuqda iyo daryeelka Carruurta ee ku xusan baaqa, heshiisyada iyo axdiyada kale ee Ururka Midnimada Afrika iyo Qaramada Midoobay, gaar ahaan Heshiiska Qaramada Midoobay ee Xuquuqda Carruurta, iyo baaqa Madaxweyneyaasha Dawladaha iyo Madaxda Xukuumadaha Ururka Midnimada Afrika ee ku saabsan Xuquuqda iyo Bareeraha Carruurta Afrika .

WAXAY ISKU RAACEEN SIDA SOO SOCOTA:

QEYBTA 1
XUQUUQ IYO WAAJIBAAD

CUTUBKA KOWAAD
XUQUUQDA IYO BARAARAHA CARRUURTA

Qodobka 1aad
Waajibaadka Saaran Dawladaha Xubnaha Ka Ah

1. Dawladaha xubnaha ka ah Ururka Midnimada Afrika ee qeybta ka ah Axdiga hadda jira waxay aqoonsan doonaan xuquuqaha, xorriyadaha iyo waajibaadka ku xusan Axdigan, waxayna qaadayaan talaabooyinka lagama-maarmaanka ah, iyadoo la raacayo habraaca dastuuriga ah iyo qodobada ku xusan Axdiga hadda jira, si ay u meelmariyaan shuruuc ama tallaabooyinka kale ee lama-huraanka u ah hirgelinta qodobada axdigan

2. Ma jiro Qodob ku xusan Axdigan oo saamaynaya qodobbada sida ugu wanaagsan u xaqiijinaya xuquuqda iyo baraaraha caruurta ee ku jira xeerka Dawladda Xubinta ka ah ama heshiis kasta oo kale ee Caalami ah ama axdi dhaqangal ka ah dalkaas.

3. Caado kasta, dhaqan iyo hidde kasta, ama dhaqan-diimeed kasta oo aan waafaqsanayn xuquuqda, mas'uuliyadaha iyo waajibaadka ku xusan Axdigan lama dhiirigalinayo, iyadoo la tixgalinayo hadba inta ay la'eg tahay iswaafaqsanaanta.

Qodobka 2aad
Qeexid Caruur

Marka la eego Ujeeddooyinka Axdigan erayga "caruur" micnihiisu waa qof kasta oo ay da'diisu ka yartahay 18 sano.

Qodobka 3aad

Takoor La’aan

Ilmo kasta wuxuu xaq u leeyahay inuu helo xuquuqda iyo xorriyadaha lagu aqoonsaday laguna damaanad qaaday Axdigan, iyadoo aan loo eegeyn isir, qolo, midab, jinsi, luqad, diin, fikrad siyaasadeed ama mid kale, asalka qaran ama kan bulsho, hanti, dhalasho ama xaalad kale ee ilmaha waalidkiisa ama mas’uulkiisa sharci.

Qodobka 4aad

Danta Ugu Wanaagsan ee Carruurta

1. Waa in la tixgeliyaa danta ugu wanagsan ee carruurta marka uu qof ama maamul qaadayo tallaabo kasta oo khuseysa carruurta.
2. Dhammaan dacwadaha garsoor ama kuwa maamul ee saamaynaya ilmo awood u leh inuu muujiyo aragtidiisa, waxaa la siinayaa ilmaha fursad lagu dhageysto si toos ah ama iyadoo la sii marayo wakiil dhexdhexaad ah oo qeyb ka ah dacwada, fikradahaasna maamulka ay quseeyaan waxay siin doonaan tixgalin si waafaqsan qodobbada sharciga.

Qodobka 5aad

Badbaado Iyo Horumar

1. Ilmo kasta wuxuu xaq u leeyahay nolosha. Xaqaasna waxaa ilaalinaya sharciga.

2. Dawladaha xubnaha ka ah Axdigan waxay xaqiijinayaan, , badbaadada, ilaalinta iyo horumarinta ilmaha inta ugu saraysa ee suurogal ah.
3. Xukun dil ah laguma ridi karo carruurta fal-dambiyeed ay galeen darteed.

Qodobka 6aad

Magaca iyo Jinsiyadda

1. Ilmo kasta wuxuu xaq u leeyahay in loo bixiyo magac marka uu dhasho.
2. Ilmo kasta waa in la diiwaan-galiyaa isla marka uu dhasho .
3. Ilmo kasta wuxuu xaq u leeyahay inuu helo jinsiyad.

4. Dawladaha xubnaha ka ah Axdigan waxay ku dadaalayaan xaqiijinta in sharciyadooda lagu qeexo mabaadii'da uu ilmu ku heli karo Jinsiyada Dawladda uu dhulkeeda ku dhashay, haddii aysan dhalasho siin Dawlad kale si waafaqsan qawaaniinteeda marka uu ilmu dhasho.

Qodobka 7aad
Xoriyadda Hadalka

Ilmo kasta oo awood u leh inuu fikirkiisa ku muujiyo hadal ahaan wuxuu leeyahay xuquuq uu si xor ah ugu cabirayo fikiradihiisa ku saabsan dhammaan arrimaha iyo inuu faafiyo fikradihiisa si waafaqsan sharciga.

Qodobka 8aad
Xoriyadda Isku Imaashada

Ilmo kasta wuxuu xaq u leeyahay ka qeyb-galka Urur iyo xorriyadda qabashada kulamo nabadeed si waafaqsan sharciga.

Qodobka 9aad
Xorriyad Fikir, Damiir iyo Diin

1. Ilmo kasta wuxuu xaq u leedahay xorriyadda fikirka, damiirka iyo diinta.

2. Waaliddiinta, iyo mas'uulka sharci ee ilmaha haddii la heli karo, waxaa waajibaad ka saaran yahay inay ilmaha ku hagaan kuna jiheeyaan adeegsiga xuquuqdaas iyaga oo tixgalinaya awoodaha koritaanka ee is bedbedalaya, iyo danaha ugu wanaagsan ee ilmaha.
3. Dawladaha Xubnaha ka ah Axdigaan waxay xushmaynayaan waajibaadka saaran waalidiinta iyo haddii la heli karo, mas' uulka sharci ee ilmaha oo ay tahay inay bixiyaan hagis iyo t i lmaamo ku aaddan helidda xuquuqdan iyadoo lagu salaynayo shuruucda iyo siyaasadaha qaran.

Qodobka 10aad
Illaalinta Nolosha gaarka ah

Ma jiro faro-gelin gardarro ah ama sharci darro ah oo lagu sameyn karo nolosha gaarka ah ee ilmaha, guriga qoyskiisa, ama farriimo loo soo diray, sidoo kale laguma xad-gudbi karo sharaftiisa iyo sumcaddiisa, iyadoo shardigu yahay in waalidka ama mas'uulka sharci ee ilmaha ay ku sameeyaan la-socosho maan-gal ah hab-dhaqanka carruurta. Ilmaha sharciga ayaa ka ilaalinaya faragalinta ama weerarada noocan ah .

Qodobka 11aad

Waxbarasho

1. Ilmo kasta wuxuu xaq u leeyahay waxbarasho.
2. Waxbarashada ilmuhu waxay diiradda saaraysaa:
   (a) Kobcinta i y o horumarinta shakhsiyadda ilmaha, hibadooda iyo kartidooda maskaxeed iyo jireed si faa'iidada ugu badan ee suuro-gal ah ay uga helaan ilmuhu;
   (b) Xoojinta ixtiraamka xuquuqda aadanaha iyo xorriyadaha asaasiga ah iyadoo si gaar ah loo tixraacayo kuwa lagu qeexay qodobbada heshiisyada kala duwan ee Afrika ee xuquuqda aadanaha iyo dadyowga, baaqyada iyo heshiishyada caalamiga ah ee xuquuqda aadanaha;
   (c) Dhowrista iyo xoojinta akhlaaqda wanaagsan, qiyamka dhaqameed iyo hidaha Afrika;
   (d) U-diyaarinta mas'uuliyad nololeed oo ka dhex jirta bulsho xor ah , oo ay ku dheehantahay fahamka dulqaadka, wadahadalka, xushmadda iyo saaxiibtinimada ka dhaxaysa dhammaan kooxaha diimeed, qabiil iyo isir ee dadyowga;
   (e) Dhowrista madax-banaanida Qaran iyo wadajirka-dhuleed;
   (f) Dhiirri-gelinta iyo gaaritaanka Midnimada iyo wadajirka Afrika;
   (g) Horumarinta ixtiraamka deegaanka iyo kheyraadka dabiiciga ah;
   (h) Kor-u-qaadista fahamka ilmaha ee ku aaddan daryeelka caafimaadka asaasiga ah.
3. Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka ku habboon iyadoo looga gol-leeyahay sidii loo gaari lahaa xaqiijinta xuquuqdan waxayna si gaar ah:
   (a) U siinayaan carruurta waxbarasho asaasi ah oo lacag la'aan ah oo qasab ah;
   (b) U dhiirigaliyaan horumarinta waxbarashada dugsiga sare noocyadeeda kala duwan iyo in si tartiib-tartiib ah looga dhigo mid lacag la'aan ah oo ay dadka dhan heli karaan;
   (c) Uga dhigayaan tacliinta sare mid ay heli karaan dhammaan dadka iyadoo la eegayo karaanka iyo awoodda loona marayo waddo kasta oo maan-gal ah;
   (d) U qaadayaan tallaabooyin lagu dhiiri-galinayo in carruurtu ay si joogta ah u soo xaadiraan waxbarashada lana yareeyo carruurta waxbarashada ka harta;

(e) U qaadayaan tallaabooyin ku aaddan gabdhaha, carruurta hibada gaarka ah leh, carruurta danyarta ah, kuwa qaba dhibaatooyinka gaarka u ah, si loo xaqiijiyo in dhammaan qeybaha bulshadu ay si siman u wada heli karaan.

4. Dawladaha Xubnaha ka ah Axdigan waxay xushmeyn doonaan xuquuqda iyo waajibaadka waalidiinta, iyo mas'uulka sharci, markii ay

suurogal tahay, ay u doori karaan carruurta dugsiyo ka duwan kuwa ay Dawladdu asaastay kuwaas oo dabooli kara shuruudaha ugu hooseeya ee Dawladdu ansixisay si loo xaqiijiyo waxbarashada diimeed iyo midda akhlaaqeed ee carruurta iyadoo la tixgalinayo awoodaha isbadbadalaya ee ilmaha.

5. Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka habboonsi loo dammaanad-qaado in ilmaha la kulmay ciqaab waalid ama mid iskuul in loola dhaqmo si ay ku jirto bani'aadamnimada, xushmadda iyo

karaamada ilmaha .

6. Dawladaha Xubnaha ka ah Axdigan waxay diyaarinayaan dhammaan talaabooyinka ku habboon si loo xaqiijiyo in carruurta uurka yeelata inta aysan dhammaysan waxbarashadooda ay helaan fursad ay ku sii wataan waxbarashadooda iyadoo la eegayo awoodda ay ku sii wadan karaan

waxbarashada.

7. Ma jirto qeyb kamid ah qodobkan oo loo fasiran karo in lagu faragaliyo xorriyadda shaqsiyaadka iyo ururadu ay ku asaasayaan kuna hagayaan xarumo waxbarasho haddii xarumahaasi u hoggaansan yihiin shuruudaha ku qeexan faqrada (1) ee qodobkan islamarkaasna tayada waxbarashada laga bixiyo xarumahani waafaqsan tahay heerarka ugu hooseeya ee ay dajisay Dawladdu.

Qodobka 12aad
Waqtiyada Firaaqa, Madadaalo Iyo Howlaha Dhaqan

1. Dawladaha Xubnaha ka ah Axdigan waxay aqoonsan yihiin xaqa ilmuhu u leeyahay nasiino iyo firaaqo, iyo inuu helo ciyaar iyo hawlo madadaalo oo ku habboon da'da ilmaha iyo inuu si xor ah uga qeybgalo nolosha dhaqan iyo midda faneed.
2. Dawladaha Xubnaha ka ah Axdigan waxay xushmeynayaankorna u qaadayaan xaqa uu ilmuhu u leeyahay inuu si buuxda uga qeyb-galo nolosha dhaqan iyo midda faneed, waxayna dhiiri-gelinayaan bixinta fursado loo siman yahay oo habboon kuna aaddan hawlaha firaaqada, madadaalada, dhaqanka iyo fanka.

Qodobka 13aad
Carruurta Naafada ah

1. Ilmo kasta oo qaba naafonimo maskaxeed ama jireed wuxuu xaq u leeyahay tallaabooyin ilaalineed oo gaar ah lana jaan-qaadaya baahidiisa jireed iyo midda akhlaaqeed kuwaasoo dhammaantood ku dhacaya xaalado dammaanad qaadaya sharafta ilmaha korna u qaadaya ku-tiirsanaanta naftiisa iyo inuu si firfircoon uga qeyb-galo nolosha bulshada.

2. Dawladaha Xubnaha ka ah Axdigan waxay xaqiijinayaan, iyadoo ku xiran awoodda dhaqaale ee la heli karo, in carruurta naafada ah iyo

   dadka masuulka ka ah daryeelkooda, inay ku helaan kaalmo, codsiyada ay sameeyeen, taasoo ku habboon xaaladaha ilmaha, waxayna si gaar ah Dawladuhu xil iskaga saarayaan in ilmaha naafada ah uu heli karo tababarro tayo leh iyo in loo diyaariyo fursadaha shaqo iyo kuwa madadaalo oo gacan ka gaysan kara in ilmuhu gaari karo isdhexgalka bulsho, horumar shaqsi, dhaqan iyo mid
   akhlaaqeed oo maan-gal ah.
3. Dawladaha Xubnaha ka ah Axdigan waxay u adeegsanayaan awooddooda dhaqaalesi tartiib ah nolosha loogu fududeynayo dadka naafada ah, gaar ahaan dhaqdhaqaaqa u sahlaya shaqsiga naafada ka ah maskax iyo jir ahaan galitaanka dhismeyaasha waaweyn iyo goobaha kale ee u baahan yahay qofka naafada ah inuu galo si uu uga fushado dan uu leeyahay.

Qodobka 14aad
Caafimaadka iyo Adeegyada Caafimaadka

1. Ilmo kasta wuxuu xaq u leeyahay inuu helo xaaladda caafimaad maskaxeed, jireed ama ruuxeed ee ugu wanaagsan.
2. Dawladaha Xubnaha ka ah Axdigan waxay dadaal buuuxa ku bixinayaan in si buuxda loo hirgaliyo xaqqan waxayna qaadi doonaan tallaabooyinka:

(a) lagu yaraynayo heerka dhimashada dhallaanka iyo ilmaha;

(b) Lagu xaqiijinayo sidii loogu heli lahaa carruurta oo dhan caawinaadda caafimaad ee lagama-maarmaanka ah, iyadoo la horumarinayo adeegyada daryeelka caafimaadka aasaasiga ah;

(c) Lagu xaqiijinayo bixinta quudin ku filan iyo biyo nadiif ah oo la cabo;

(d) Lagula dagaalamayo cudurrada iyo nafaqo-darrada iyadoo loo marayo nidaamka daryeelka caafimaadka ee asaasiga ah lana adeegsanayo tiknoolajiyadda ku habboon;

(e) Lagu xaqiijinayo in hooyooyinka uurka leh iyo kuwa nuujinaya ay helaan daryeelka caafimaad ee ay u baahan yihiin;

(f) Lagu horumarinayo aqoonta ka-hortagga cudurada iyo nolosha qoyska iyo
bixinta adeegga caafimaad;

(g) Loogu dhafayo barnaamijyada daryeelka caafimaadka asaasiga ah qorsheyaasha horumarinta qaranka;

(h) Lagu xaqiijinayo in dhammaan qeybaha kala duwan ee bulshada, gaar ahaan waalidiinta, carruurta, hoggaamiyeyaasha iyo shaqaalaha bulshada, lagu wargeliyo laguna taageero adeegsiga aqoonta asaasiga ah ee ku saabsan caafimaadka iyo quudinta ilmaha, faa'iidooyinka naas-nuujinta, fayo-dhowrka iyo nadaafadda deegaanka iyo ka-hortagga shilalka guriga iyo kuwa kale;

(i) Lagu xaqiijinayo in si wax-ku-ool ah ay uga qeyb-galaan ururada aan dowliga ahayn, bulshada deegaanka, iyo bulshada la caawinayo, qorshaynta iyo maaraynta barnaamijyada adeegyada asaasiga ah ee carruurta loogu talo-galay;

(j) Lagu taageerayo farsamo iyo maaliyad ahaanba xoojinta awoodda bulshada ee ku aadan diyaarinta daryeel caafimaad oo asaasi ah oo loogu talo-galay carruurta.

Qodobka 15aad
Ku Shaqaysiga Carruurta

1. lmo kasta waxaa laga ilaalinayaa nooc kasta oo ka faa'iideysi dhaqaale ah iyo inuu qabto shaqo kasta oo halis ku keeni karta ama faragalin karta horumarka jireed, maskaxeed, akhlaaqeed, ruuxeed ama kan bulsho ee ilmaha.

2. Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka maamul iyo sharci ee habboon si loo xaqiijiyo hirgalinta buuxda ee qodobkaan, kaasoo daboolaya shaqaalaysiinta labada qaybood ee Dawladda iyo kuwa aan rasmig ahayn iyadoo la tixgalinayo qodobbada la xiriira halbeegyada Hay'adda Shaqada Caalamiga ah(ILO) ee ku saabsan carruurta, Dawladaha Xubnaha ka ah Axdiga waxay si gaar ah:

(a) Sharci ugu xeerin doonaan da'da ugu hoosaysa ee aqbalaadda shaqaalaysiin kasta;

(b) u samayn doonaan xeerarka habboon ee qeexaya saacadaha iyo shuruudaha shaqaalaysiinta;

(c) u dajin doonaan ciqaabo munaasib ah ama ganaaxyo kale si loo xaqiijiyo dhaqangelinta wax-ku-oolka ah ee Qodobkan;

(d) kor ugu qaadi doonaan wacyiga dhammaan qeybaha bulshada ee halista ka dhalan karta shaqaalaysiinta carruurta.

Qodobka 16aad
Ka-ilaalinta I lma ha Xad-gudub Iyo Jirdil

1- Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan tallaabooyin maamul, sharci, bulsho iyo waxbrasho oo gaar ah oo ilmaha looga ilaalinayo dhammaan noocyada jirdilka, dhaqamada ka baxsan bini'aadanimada ee bahdilaadda ahgaar ahaan dhaawaca maskaxeed, ama jireed ama xad-gudubyada kale, dayacaad ama dhaqan-xumo ay kamid tahay xad-gudub galmo marka ilmaha la daryeelayo.

2- Tallaabooyinka ilaalinta ee Qodobkan ku xusan waxaa ku jira habraacyo wax-kuool ah oo lagu asaasyo qeybo kormeer oo gaar ah, si ay u bixiyaan taageerada lagama-maarmaanka u ah carruurta iyo kuwa daryeelka siinaya, iyo sidoo kale noocyada kale ee ka-hortag ah iyo aqoonsi, soo tabin, u gudbin baaritaan,

daaweyn iyo dabagal kiisaska xad-gudubka iyo dayaca ee carruurta loo geysto.

Qodobka 17aad
Maamulka Caddaaladda Da'yarta

1- Ilmo kasta oo lagu eedeeyo ama lagu helo dambi ah inuu jabiyay sharci ciqaabeed wuxuu xaq u leey ahay in si gaar ah loola dhaqmo, taasoo waafaqsan dareenka sharafeed iyo qiimo ee

ilmaha, sidoo kale xoojinaysa xushmada uu ilmuhu u hayo xuquuqda aadanaha iyo xorriyadaha asaasiga ah ee dadka.

2- Dawladaha Xubnaha ka ah Axdigan waxay si gaar ah :

(a) U xaqiijinayaan in ilmo la xiray ama xasbi la geliyay ama laga qaaday xorriyaddiisa aan loo geysan jirdil, dhaqan iyo ciqaab ka baxsan bini'aadanimada oo liidaya ilmaha;

(b) U xaqiijiyaan in meesha ay ku xiran yihiin ama ku xabisan yihiin laga aysan la wadaagin dadka waaweyn;

(c) U xaqiijiyaan in ilmo kasta oo lagu eedeeyay jabinta sharci ciqaabeed in:

(d) loo aqoonsado inuu yahay dambi-laawe ilaa iyo inta lagu caddeeynayo inuu geystay dambigaas;

(e) Ilmaha waxaa sida ugu dhaqsaha badan loogu wargalinayaa eedda loo haysto, iyadoo la adeegsanayo luqad uu fahmayo, wuxuuna xaq u leeyahay inuu helo kaalmo tarjumaan haddii uusan fahmayn luqadda la isticmaalayo;

(f) Ilmaha waxaa la siinayaa kaalmada sharci ee uu u baahan yahay iyo wixii kale ee caawin ah, marka la diyaarinayo lana soo jeedinayo difaaciisa;

(g) Kiiska ilmaha waxaa go'aan looga gaarayaa sida ugu dhaqsaha badan ee ugu maan-galsan, iyadoo loo marayo maxkamad dhexdhexaad ah, haddii dambi lagu helana wuxuu xaq u leeyahay inuu racfaan u qaato maxkamad ka saraysa;

(h) Maxkamadeynta waxaa laga mamnuucayaa saxaafadda iyo dadweynaha.

3- Ujeedada ugu muhiimsan ee qaabka loola dhaqmayo ilmo kasta muddada maxkamadeyntu socoto waa iyo sidoo kale marka lagu helo dambi ah inuu ku jabiyay sharci ciqaabeed waa in la toosiyaa, dib loo la mideeyo qoyskiisa, iyo inuu helo dhaqancelin bulsho.

4- Waxaa la xaddidayaa da'da ugu yar ee ay carruurtu masuuliyad ciqaabeed ku qaadi karaan.

Qodobka 18aad
Ilaalinta Qoyska

1. Qoysku wuxuu noqonayaa unugga dabiciiga ah iyo asaaska bulshada. Dawladdu waxay ilaalinaysaa gacanna ka geysanaysaa asaaska iyo hormarka qoyska.

2. Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan tallaabooyin ku habboon xaqiijinta sinaanta xuquuqda iyo mas'uuliyadaha lammaanaha

isqaba ee ku aadan carruurta muddada uu guurku jiro iyo xitaa haddii uu yimaaddo furriin. Haddii furriin uu yimaado waxaa la qaadayaa tallaabooyin lagama-maarmaan ah oo lagu ilaalinayo Carruurta..

3. Ilmaha sinaba looguma diidi karo daryeel iyo xanaano iyadoo lagu salaynayo xaaladda guur ee waalidiinta.

Qodobka 19aad
Daryeelka iyo Ilaalinta Waalidka

1. Ilmo kasta wuxuu xaq u leeyahay inuu helo daryeel waalid iyo ilaalin wuxuuna mar kasta oo ay suura-gal tahay, xaq u yeelanayaa inuu la noolaado waalidkiis. Ma jiro ilmo laga kaxaynayo waalidkiisa iyadoo uusan raali ka ahayn arrintaas ilmuhu, marka laga reebo haddii awood garsoor si sharciga waafaqsan ay go'aamiso in kala saaridda noocaas ah ay ku jirto danta ugu wanaagsan ee ilmaha.

2. Ilmo kasta oo laga kaxeeyay mid kamid ah labada waalid ama labadoodaba wuxuu xaq u leeyahay inuu labada waalidba la yeesho xiriir shaqsi iyo xiriir toos ah oo joogto ah.
3. Haddii kala kaxayntu(Separation) ay ka dhalatay tallaabo ay qaaday Dawladda Xubinta ka ah Axdigan, Dawladda Xubinta ka ah Axdigan, waxay ilmaha ama haddii ay ku habboon tahay, xubin oo muhiim ah oo ka tirsan qoyskiisa siinaysaa xogo muhiim ah oo ku saabsan halka ay ku sugan yihiin xubinta ama xubnaha maqan ee qoyska. Dawladaha Xubinta ka ah Axdigan waxay xaqiijinayaan in gudbinta codsigan uusan cawaaqib taban ku yeelanayn shaqsiga ama shaqsiyaadka iyaga dartood loo samaynayo.

4. Haddii Dawlad Xubin ka ah Axdigaan ay xirto ilmo, waxaa sida ugu dhaqsaha badan ee suura-galka ah, xarriggaas ugu wargalinaysaa waalidka ama mas'uulka sharci ee ilmahaas.

Qodobka 20aad
Mas'uuliyadaha Waalid

1. Waalidiinta ama shaqsiyaadka kale ee mas'uulka ka ah ilmaha waxaa saaran mas'uuliyadda kowaad ee barbaarinta iyo horumarinta ilmaha waxaanna waajib ku ah:

a) in danaha ugu wanaagsan ee carruurta mar kasta la siiyo muhiimadda kowaad;
b) In intii karaankooda iyo awooddooda dhaqaale ah ay xaqiijiyaan xaaladaha nololeed ee lagama-maarmaanka u ah nolosha iyo horumarka carruurta; iyo
c) Inay xaqiijiyaan in tallaabooyinka anshax-marinta guriga loo sameeyo si ay ku jirto bini'aadanimo iyo qaab waafaqsan sharafta uu ku dhashay ilmuhu.

2. Dawladaha Xubnaha ka ah Axdigan waxay iyagoo tixgalinayo awooddooda dhaqaale iyo duruufaha qaran qaadayaan dhammaan tallaabooyinka habboon ee:

a) lagu caawinayo waalidiinta iyo shaqsiyaadka kale ee mas'uulka ka ah ilmaha, haddii loo baahdana waxay siinayaan cawimaad maaddi ah iyo barnaamijyo taageero oo la xiriira quudinta , caafimaadka, waxbarashada, dharka iyo hoyga;

b) Looga taageerayo waalidiinta iyo shaqsiyaadka kale ee mas'uulka ka ah howsha barbaarinta carruurtalaguna xaqiijiyo horumarinta hay'adaha mas'uulka ka ah bixinta daryeelka carruurta; iyo

c) La xaqiijiyo in carruurta waalidiintooda ay shaqeeyaan la siiyo adeegyada iyo tasiilaadka daryeel ee ay u baahan yihiin.

Qodobka 21aad

Ka-ilaalinta Ilmaha Falalka Dhaqan iyo Kuwo Bulsho ee Waxyeellada Leh

1) Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka ku habboon si loo ciribtiro falalka dhaqan iyo kuwa bulsho ee waxyeelada leh ee saamaynaya baraaraha, sharafta, koritaanka caadiga ah, iyo horumarka ilmaha, gaar ahaanna:

a) Caadooyinka iyo dhaqamada halista ku ah caafimaadka ama nolosha ilmaha; iyo

b) Caadooyinka iyo dhaqamada takoorka ku ah ilmaha ee ku salaysan jinsiga ilmaha ama xaalad kale.

2) Guursiga carruurta iyo in wiil ama gabar loo ballan-qaado in loo guurin doono qof kale xilli ay carruur yihiin, waa la mamnuucayaa waxaana la qaadayaa tallaabooyin wax-ku-ool oo uu ku jiro sharci, kaasoo qeexaya in da'da ugu hoosaysa ee guurka ay tahay 18 sano, iyadoo lagu diiwaan-galinayo dhammaan guurarka diiwaanka rasmiga ah ee Dawladda lagana dhigayo mid qasab ah.

Qodobka 22aad

Colaad Hubaysan

1. Dawladaha Xubnaha ka ah Axdigan waxay ballan-qaadayaan inay Dhowraan isla markaana dammaanad qaadayaan u hoggaansanaanta sharciga Caalamka ee bani'aadanimada, ee lagu dhaqmo marka ay socdaan colaadaha hubaysan ee saamaynaya Carruurta.

2. Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka lagama-maarmaanka ah si loo xaqiijiyo in ilmo uusan si toos ah uga qeyb-gelin dagaal iyo in laga waantoobo in ilmo loo qorto askar ahaan.

3. Dawladaha Xubnaha ka ah Axdigan waxay si waafaqsan

waajibaadkooda uu farayo sharciga Caalamiga ah ee bani'aadamnimada, ilaalinayaan dadka rayidka ah intay socdaan colaadaha hubaysan waxayna qaadayaan dhammaan tallaabooyinka suura-galka ah si loo xaqiijiyo ilaalinta iyo daryeelka carruurta kuwaas oo ay saameeyeen colaadaha hubaysan, xasaradaha iyo khilaafaadka.

Qodobka 23aad

Carruurta Qaxootiga ah

1. Dawladaha Xubnaha ka ah Axdigan, waxay qaadayaan dhammaan tilaabooyinka ku habboon si loo xaqiijiyo in carruur doonaysa aqoonsi qaxootinimo ama loo arko inay yihiin qaxooti si waafaqsan shuruucda Dalka iyo kuwa caalamiga ah ee arrintan khuseeya, in haddii aan la wehlin ama uu wehliyo waalid, q mas'uul sharci ama qaraabo dhaow, ay helayaan ilaalinta habboon iyo kaalmo bini'aadanimo kuwaas oo ah xuquuqaha ku cad Axdigan iyo heshiisyada kale ee Arrimaha Bini'aadanimada iyo xuquuqda aadanaha ayna Dawladuhu qeyb ka yihiin.

2. Dawladaha xubnaha ka ah Axdigan waxay ballan qaadayaan inay garab-istaag u muujiyaan dadaalada hay'adaha caalamiga ah ee ka shaqeeya ilaalinta iyo kaalmada ay ku doonayaan inay carruurtan ku caawiyaan kuna baadigoobaan waalidka ama qaraabada carruurta ama ilmo qaxooti oo aysan cidina wehlin si loo helo xogaha muhiimka ah si uu dib-ugula midoobo qoyskiisa.

3. Haddii ay dhacdo in la waayo wax waalid, mas'uul sharci, ama qof qaraabo dhow ah, ilmaha waxaa la siinayaa daryeel u dhigma midka la siiyo ilmaha kale ee si kumeelgaar ah ama joogto ah bay'ada qoyskiisa sababtii doontaaba ha noqotee.

4. Waxaa lagu dabaqayaa axkaamta qodobkan in kastoo isbadal lagu samayn karo(Mutatis Mutandis) carruurta ku barakacday gudaha dalka sababo la xiriira masiibooyin dabiici ah, colaado hubaysan oo maxali ah, dagaal sokeeye, burbur ku yimaada nidaamka bulshada iyo kan dhaqaalaha iyadoo aan la eegin cidda mas'uulka ka ah dhibaatooyinkaas.

Qodobkaka 24aad

Korsasho (Adoption)

Dawladaha Xubnaha ah Axdigan ee aqoonsan nidaamka korsashada (adoption) waxay xaqiijinayaan in danta ugu wanaagsan ee ilmaha mar kasta la siiyo mudnaanta kowaad, waxayna:

1. Asaasayaan hay'ad awood sharci u leh inay go'aamiso arrimaha korsashada(adoption) isla markaasina xaqiijisa in loo fuliyo si waafaqsan shuruucda iyo habraacyada arrintan khuseeya iyadoo laga duulayo dhammaan xogta iyo macluumaadka muhiimka ah ee arrintan la xiriirta iyo in la xaqiijiyo in korsashadan ay tahay mid la ogolyahay marka la eego xaaladda ilmaha ee ku saabsan waalidkiis, dadka mas'uulka ka ah sharci ahaan, iyo qaraabada dhow ee ilmaha iyo in haddii lama huraan ay noqoto in dadka saxda ah ee ay khusayso ay bixiyeen ogolaansho xog-ogaalnimo ku salaysan oo ku saabsan korsashada ilmaha xog-ogaalnimadaas oo ku timid la-talin saxan oo la siiyay cidda ay khusayso;

2. Haddii ilmaha loo waayo qoys baraabirya, korsada ama daryeel kale isagoo ku sugan dalkiisa uu ku dhashay, waxaa lagu dabaqayaa sida ku xusan Heshiiska Caalamiga ah ee Xuquuqda Carruurta iyo Axdigan.
3. Xaqiijinayaan in ilmaha ay saamaysay korsashada dalalka ka dhexaysa inuu helo ilaalin iyo heerar nololeed oo u dhigma kuwa uu heli lahaa haddii wadankii uu u
   dhashay lagu korsado;
4. Qaadayaan dhammaan tallaabooyinka habboon si loo xaqiijiyo in marka la samaynayo korsashada dalalka ka dhexaysa, aysan horseedin ka-ganacsi bini'aadan ama ka-macaashid maaliyadeed oo qaldan oo ay ka helaan kuwa isku
   dayaya inay korsadaan ilmaha;
5. Kor u qaadayaan, haddii ay suura-gal ah, ujeedooyinka qodobkaan, iyagoo samaynaya heshiisyo laba geesood ah iyo kuwa dhinacyo badan iskuna dayaya inay adeegsadaan nidaam(framework) xaqiijiya in ilmaha ku sugan wadanka kale ay meeleyeen hay'adaha loo igmaday ee awoodda u leh;

6. Diyaarinayaan nidaam kormeer oo lagula soconayo daryeelka ilmaha la korsanayo(Adopted)

Qodobka 25aad

Ka Fogeynta Waalidka

1. Ilmo kasta oo si joogto ah ama si ku-meel gaar ah looga fogeeyo bay'ada qoyskiisa sababtii doontaa ha keentee, wuxuu xaq u leeyahay in la siiyoilaalin iyo cawimaad;

2. Dawladaha Xubnaha ka ah Axdigan:

   a) Waxay xaqiijinayaan in ilmaha agoonta ama rajada ah ama ilmaha si buuxda ama si ku-meelgaar ah looga foogeeyay bay'ada qoyskiisa ama iyadoo la eegayo danta ugu wanaagsan ee ilmahaas aan loo ogolaan karin in lagu barbaariyo ama lagu koriyo bay'adaas, la siiyo daryeel qoys kale, oo uu ku jiro(in kastoo aysan ku ekayn), ku wareejin qoys koriya, ama

      hay'ad(Xarun) si ilmahu uu daryeel u helo;

   b) Waxay qaadayaan dhammaan tallaabooyinka lagama maarmaanka si loo baadigoobo dibna loogula mideeyo qoyskiisa ama eheladiisa, haddii kala fogayntu ay ka dhalatay barakac gudaha ah ama mid dibadeed oo ay sababtay colaad hubaysan ama masiibo dabiici ah..

3. Marka go'aan laga gaarayo qoyska kale ee ilamaha daryeelaya iyo danta ugu wanaagsan ee ilmaha, waxaa tixgalinta ku habboon la siinayaa rabitaanka siiwadida barbaarinta ilmaha iyo sooyaalka luqadeed, diimeed iyo qowmiyadeed ee ilmaha.

Qodobka 26aad

Ka ilaalinta Dir-sooca (Apartheid) iyo Takoorka

1. Dawladaha Xubnaha ka ah Axdigan waxay si kali iyo wadar ahba u ballanqaadayaa inay siinayaan mudnaanta ugu sarreysa baahiyaha gaarka ah ee carruurta ku hoos nool Dir-sooca(Apartheid) iyo Dawladaha ay saamaysay xasilooni la'aanta uu abuuray maamulka Dir-sooca ah.

2. Dawladaha Xubnaha ka ah Axdigan waxay si kali iyo wadar ah u ballan-qaadayaan inay siinayaan mudnaanta ugu sarreysa baahiyaha gaarka ah ee carruurta ku hoos nool nidaam ku dhaqma takoor qowmiyadeed, mid qolo, mid diimeed ama noocyada kale ee takoorka, ama Dawlado ay saameeyeen deganaansho la'aan milatari.
3. Dawladaha Xubnaha ka ah Axdigan waxay ballan-qaadayaan in ay siiyaan, markii ay suura-gal tahay, kaalmo maadi ah carruurtan iyo inay u duwaan dadaalkooda ciribtirka dhammaan noocyada takoorka iyo dir-sooca ka jira Qaaradda Afrika.

Qodobka 27aad

Ka-faa'iideysi Galmo

Dawladaha Xubnaha ka ah Axdigan waxay ballan-qaadayaan inay ka ilaaliyaan ilmaha dhammaan noocyada ka-faa'iidaysiga galmo iyo xad-gudubyada galmo waxayna gaar ahaan qaadadayaan tallaabooyinkan si looga hortago:

a) ku qancinta, ku dhiiri-galinta, iyo ku qasbidda ilmaha inay ku lugyeeshaan howl galmo;
b) U adeegsiga carruurta howlaha dhillaysiga ama falal kale oo galmo;U adeegsiga carruurta muuqaallada galmada, jilitaanka iyo agabka galmada.

Qodobka 28aad
Isticmaalka Daroogada

Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan dhammaan tallaabooyinka ugu habboon si looga ilaaliyo carruurta isticmaalka daroogada iyo adeegsiga sharci darrada ah ee walxaha maan-dooriyaha ah, sida ku qeexan heshiisyada caalaamiga ah ee arrintan khuseeya loogana hortago u adeegsiga carruurta soo saarista iyo tahriibinta walxaha maan-dooriyaha ah.

Qodobka 29aad
Iibin, Tahriibin, Dawarsiga iyo Afduub

Dawladaha Xubnaha ka ah Axdigan waxay qaadayaan tallaabooyin ku habboon si looga hortago:

a) afduubka, iibinta, ama tahriibinta carruurta ujeedkii la doono ha laga lahaadee qaabka uu doonana ha u dhacee oo ay ku kacaan waalidiinta, ama mas'uuliyiinta sharciee ilmaha ama qof kale;
b) u Isticmaalka carruurta dhammaan noocyada dawarsiga(Tuugsi).

Qodobka 30aad
Carruurta Hooyooyinka Xiran

Dawladaha Xubnaha ka ah Axdigan waxay ballan qaadayaan inay si gaar ah ula dhaqmayaan hooyooyinka xaamilooyinka ah iyo hooyooyinka wata dhallaanka, iyo kuwa haysta carruurta yaryar ee lagu soo eedeeyay ama lagu helay dambi ah jabino sharci ciqaabeed waxayna si gaar ah:

a) u xaqiijinayaan in marka ugu horaysa latixgeliyo inaan hooyada lagu ridin xukun horseedi kara in la kala fogeeyo hooyada iyo ilmaha;
b) u asaasayaan korna u qaadayaan tallaabooyin ku aaddan helitaanka nidaam badal ka noqon kara xabsiyada oo lagu maarayn karo hooyooyinkan;

c) u asaasayaan hay'ado kale oo lagu hayo hooyooyinkan;

d) u xaqiijinayaan inaan hooyo lala xirin ilmaheeda;

e) u xaqiijinayaan inaan hooyooyinkan lagu ridin xukun dil ah;

f) ujeeddada ugu muhiimsan ee nidaamkan waa hagaajin iyo in dib hooyada loola mideeyo qoyskeeda iyo dhaqan-celin bulsho.

Qodobka 31aad
Mas'uuliyadda Carruurta

Ilmo kasta waxaa masuuliyadi ka saaran tahay qoyskiisa,bulshada, Dawladda, bulshooyinka sharci ahaan la aqoonsan yahay iyo beesha caalamka. Ilmuhu, iyadoo la eegayo da'diisa iyo awooddiisa iyo waxyaabaha kale ee xaddidi kara ee ku xusan axdigan, waxaa waajibaad ka saaran yahay:

a) inuu ka shaqeeyo wadajirka qoyska, ixtiraamo waalidka, xushmeeyo dadka ka sareeya iyo waayeelka uuna caawiyo haddii loo baahdo.

b) inuu u adeego bulshada Dalkiisa asagoo adeegsanaya awooddiisa jireed iyo maskaxeed;

c) inuu dhowro islamarkaana xoojiyo iwadajirka bulshada iyo qaranka;

d) inuu dhowro, islamarkaasna xoojiyo qiyamka dhaqan ee Afrika marka uu la tacaamulayo xubnaha kale ee bulshada , si jawi dulqaad, wadahadal iyo wadatashi leh, gacanna ka geysto bad-qabka bulshada;

e) inuu dhowro islamarkaasna xoojiyo madax-bannaanida iyo sharafta dalkiisa;

f) inuu mar kasta gacan ka geysto, hadba inta awooddiisa iyo heerkiisa ah, kor u qaadista iyo guusha Midnimada Afrika.

QEYBTA II
CUTUBKA LABAAD

ASAASIDDA QAAB-DHISMEEDKA GUDDIGA XUQUUQDA & BARAARAHA ILMAHA

Qodobka 32aad
Guddiga

Guddi khubaro Afrikaan ah oo qaabilsan Xuquuqda iyo Baraaraha Carruurta oo Axdigan dhexdiisa loogu yeerayo "Guddiga" - ayaa laga dhex asaasayaa Ururka Midnimada Afrika dhexdiisa si kor loogu qaado loona ilaaliyo xuquuqda iyo baraaraha carruurta.

Qodobka 33aad

Qaab-dhismeedka

1. Guddigu wuxuu ka koobnaanayaa 11 xubnood oo ku sifoobay heer ugu sareeya ee akhlaaqda, sharafta, dhex-dhexaadnimada, hufnaanta, iyo inay aqoon u leeyihiin
   arrimaha xuquuqda iyo baraaraha carruurta.
2. Xubnaha Guddigu waxay ku shaqeynayaan sifadooda shaqsi ahaaneed.
3. Ma jiro dal loo ogol yahay in Guddiga uu ku yeesho wax ka badan hal xubin.

Qodobka 34aad

Doorashada

Isla marka Axdigan uu dhaqan-galo Golaha loo dhan yahay ee Madaxweyneyaasha iyo Madaxda Xukuumadaha dalalka Xubinta ka ah Axdigan, waxay cod-bixin qarsoodi ah kaga dooranayaan Xubnaha Guddiga magacyada liis musharxiin ah oo ay soo gudbiyeen Dawladaha xubnaha ka ah Axdigan.

Qodobka 35aad

Murashaxiinta

Dawlad kasta oo xubin ka ah Axdigan waxay soo magacaabi kartaa ugu badnaan labo murashax. Murashaxiintu waa inay u dhashaan mid ka mid ah dalalka Xubnaha ka ah Axdigan. Haddii dal uu soo magacaabo labo murashax, mid kamid ah labadaas murashax, wuxuu noqonayaa muwaadin aan u dhalan dalkaas.

Qodobka 36aad

1. Xog-hayaha Guud ee Ururka Midnimada Afrika wuxuu ku martiqaadayaa
   Dawladaha Xubnaha ka ah Axdigan inay soo magacaabaan murashaxiin ugu yaraan lix bilood doorashada ka hor.
2. Xog-hayaha Guud ee Ururka Midnimada Afrika wuxuu u diyaarinayaa liiska dadka la magacaabay sida ay u kala horeeyaan alifbeeto ahaan wuxuuna u gudbinayaa

Madaxweyneyaasha iyo Madaxda Xukuumadaha dalka Xubnaha ka ah Axdiga ugu yaraan labo bilood doorashada ka hor.

Qodobka 37aad
Muddada Xil-haynta

1. Xubnaha Guddiga waxaa loo dooranayaa muddo-xileed shan sano ah, waxaana dhici karta inaan mar kale la dooran, ha yeeshee, mudada xil-haynta afar ka mid ah Guddiga la doortay doorashadii ugu horaysay waxay dhammaanaysaa labo sano kaddib, halka muddada xil-haynta lixda kale ay dhammaanayso, afar sano
kaddib.

2. Isla-marka ay dhacdo doorashada ugu horaysa kaddib, Gudoomiyaha Golaha Guud ee Madaxweyneyaasha iyo Madaxda Xukuumadaha Ururka Midnimada Afrika wuxuu qabanqabinayaa qori-tuur si loo go'aamiyo magacyada xubnaha lagu xusay faqro hoosaadka (1) ee qodobkan.
3. Xog-hayaha Guud ee Ururka Midnimada Afrika wuxuu isugu yeerayaa kulanka ugu horeeya ee Guddiga oo ka dhacaya Xarunta Dhexe ee Ururka Midnimada Afrika

   muddo lix bilood gudohood ah oo laga soo
   bilaabayo doorashada Xubnaha Guddiga, intaas wixii ka dambeeya xubnaha Guddiga waxaa iskugu yeeraya Gudoomiyehooda marka loo baahdo, ugu yaraan hal mar sanadkii.

Qodobka 38aad
Xafiiska

1. Guddigu wuxuu samaysanayaa xeer-hoosaadkiisa.
2. Guddigu waxuu dooranayaa saraakiishiisa muddo labo sano ah.
3. Guntanka Guddigu wuxuu ku buuxsamayaa todobo xubnood.
4. Haddii codadku ay isla ekaadaan, Gudoomiyaha ayaa ridaya codkiisa. 5. Luqadaha shaqada ee guddigu waa luqadaha rasmiga ah ee Ururka Midnimada Africa.

Qodobka 39aad
Xil Bannaan

Haddii xubin ka mid ah Guddiga uu banneeyo xilkiisa ka hor inta aysan dhammaan muddada xil-hayntiisa sababtii doonto ha noqotee, Dawladdii Xubintaas soo magacowday waxay soo magacaabaysaa xubin cusub oo dalkeeda u dhashay si uu u dhammaysto muddada xil-haynta ee u harsanayd xubinta xilka bannaysay kaddib markuu ansixiyo Golaha Guud.

Qodobka 40aad

Xoghaynta

Xoghayaha Guud ee Ururka Midnimada Afrika wuxuu guddiga u magacaabayaa xoghaye.

Qodobka 41aad

Mudnaanta iyo Xasaanadda

Marka ay gudanayaan waajibaadkooda, xubnaha Guddidu waxay leeyihiin mudnaanta ah iyo xasaanadda lagu xusay Axdiga Guud ee Mudnaantaa iyo Xasaanadda ee Ururka Midnimada Afrika.

CUTUBKA SADDEXAAD
WAAJIBAADKA IYO HAB-RAACA GUDDIGA

Qodobka 42aad

Waajibaadka

Mas'uuliyadaha Guddigu waxay noqonayaan:

(a) kor u qaadista iyo ilaalinta xuquuqda ku xusan Axdigan waxaana si gaar ah waajibaad uga saaran yahay inuu:

(i) ururiyo, diiwaan-galiyo, amro qiimayn taabanaysa takhasusyo badan ee xaaladaha dhibaatooyinka Afrika ee dhinaca xuquuqda iyo baraaraha carruurta, abaabulo kulamo, dhiiri-geliyo hay'adaha qaran iyo kuwa maxaliga ah ee ka shaqeeya xuquuqda iyo baraaraha carruurta iyo haddii ay lagama-maarmaan tahay dhiibto fikirkiisa Dawladahana u ujeediyo talooyin;

(ii) diyaariyo isla-markaasna dajiyo mabaadi' iyo xeerar looga gol-leeyahay ilaalinta xuquuqda iyo baraaraha carruurta ku nool Afrika;

(iii) iskaashi la sameeyo hay'adaha iyo ururada Afrikaanka ah, kuwa gobolka iyo kuwa caalamiga ah ee ka shaqeeya kor-u-qaadista iyo ilaalinta xuquuqda iyo baraaraha carruurta.

(b) inuu kormeero hirgalinta isla-markaasna xaqiijiyo ilaalinta xuquuqda ku xusan Axdigan.

(c) inuu fasiro qodobada Axdigan marka ay codsato Dawlad Xubin ka ah, hay'ad ka tirsan Ururka Midnimada Afrika ama shaqsi kale ama hay'ad uu aqoonsan yahay Ururka Midnimada Afrika, ama Dawlad Xubin ka ah Axdiga.

(d) guto wixii howl ah ee kale ee uu u igmado Golaha Guud ee Madaxweyneyaasha iyo Madaxda Xukuumadaha, Xoghayaha Guud ee Ururka Midnimada Afrika ama urur kale oo kamid ah Ururka Midnimada Afrika ama Qaramada Midoobay.

Qodobka 43aad

Habraaca Tabinta

1. Dawlad kasta oo Xubin ka ah Axdigan waxay ballan-qaadaysaa inay Guddiga u soo gubiso, iyadoo u maraysa Xoghayaha Guud ee Ururka Midnimada Afrika, warbixinno ku saabsan tallaabooyinka ay meel-mariyeen ee saamaynaya qodobbada Axdigan iyo horumarka laga gaaray ku naaloonshaha xuquuqdan xil iska saareysaa in ay u gudbiso Guddiga iyadoo loo marayo Xoghayaha Guud ee Ururka Midnimada Afrika, warbixinta tallaabooyinka ay u qaadeen si ay u dhaqangeliyaan qodobbada Axdigan iyo horumarka laga gaaray kuna naalloodaan xuquuqdan:

   (a) laba sano gudahood markuu ka dhaqan-galo Dawladda Xubinta ka ah Axdigan: iyo

   (b) intaas kaddibna saddexdii sanadoodba hal mar.

2. Warbixin kasta oo la soo-gudbiyo si waafaqsan Qodobkan waxaa:

   (a) Ku jiraya Xogo ku filan kuna saabsan fulinta Axdigan, si loo siiyo guddiga faham buuxa oo ku saabsan hirgalinta Axdiga ee Dalka ay khuseyso; iyo

   (b) In ay tilmaamaan qodobbada iyo dhibaatooyinka, haddii ay jiraan, ee saamaynaya fulinta waajibaadyada ku xusan Axdigan.

3. Dawladdii Xubin ka ah Axdigan ee Guddiga u soo gudbisay warbixin kowaad oo dhammaystiran loogama baahna in warbixinta xigta ee loo soo gudbiyay si waafaqsan faqradda 1 (a) ee qodobkan, ay ku soo celiso macluumaadkii asaasiga ahaa ee ku jiray warbixintii hore.

Qodobka 44aad

Farriimo

1. Guddigu wuxuu farriin ku saabsan arrimaha uu ka hadlayo Axdigani ka heli karaa qof kasta, koox kasta ama hay'ad kasta oo aan dowli ahayn uu aqoonsan yahay

Ururka Midnimada Afrika, ama ay aqoonsan tahay Dawlad xubin ka ah Axdigan ama Qaramada Midoobay.

2. Farriin kasta oo Guddiga soo gaara wuxuu muujinayaa cinwaanka iyo magaca qofka qoray waxaana loola dhaqmayaa si qarsoodi ah.

Qodobka 45aad
Baaritaanada Guddiga

1. Guddigu, wuxuu adeegsan karaa, hanaan kasta oo ku habboon si uu u baaro arrin kasta oo hoos timaada baaxadda Axdigan, waxay ka codsan karaan Dawladaha Xubnaha ka ah Axdigan xog la xiriira hirgalinta Axdiga waxayna sidoo kale adeegsan karaan waddo kasta oo habboon marka ay baarayaan tallaabooyinka ay meel-marisay Dawladda Xubinta ah si ay hirgaliso Axdigan.

2. Guddigu wuxuu labadii sanaba hal mar u gudbinayaa kulanka Caadiga ah ee Golaha Madaxweyneyaasha iyo Madax Xukumadaha warbixin ku saabsan howlaha Guddiga iyo wixii xiriir ah ee u dhacay si waafaqsan qodob [44$_{aad}$] ee

   Axdigan.

3. Guddigu wuxuu daabacayaa warbixintiisa kaddib markuu ka hubiyo Golaha Madaxweyneyaasha iyo Madaxda Xukuumadaha.

4. Dawladaha Xubnaha ka ah Axdigan waxay warbixinnada ka dhigayaan kuwo ay heli karaan dadweynaha ku nool dalalkooda.

CUTUB AFARAAD
QODOBBO QUBANE AH

Qodobka 46aad
Ilaha Qalin-daarashada

Guddiga wuxuu ka qalin-daaranayaa Shuruucda Caalamiga ah ee ku saabsan Xuquuqda Aadanaha, gaar ahaan qodobbada Axdiga Afrika ee xuquuqda aadanaha iyo Xuquuqda Ummadaha, Axdiga Ururka Midnimada Afrika, Baaqa Caalamiga ah ee Xuquuqda Aadanaha, Mucaahadada Caalamiga ah ee Xuquuqda Carruurta iyo xeerarka kale ee ay meelmariyeen Qaramada Midoobay iyo dalalka Afrikaanka ah ee ku saabsan xuquuqda aadanaha, iyo qiyamka iyo hidaha Afrika.

Qodobka 47aad

Saxiixa, Ansixinta Iyo U-Hoggaansanaanta

1) Axdigan wuxuu u furan yahay saxiixa dhammaan Dawlada xubnaha ka ah Ururka Midnimada Afrika.

2) Axdigan wuxuu uga baahan yahay ansixin iyo u-hoggaansamidda Dawladaha Xubnaha ka ah Ururka Midnimada Afrika. Dukumiintiyada ansixinta iyo uhoggaansamidda waxaa loo dhiibi doonaa Xoghaya Guud ee Ururka Midnimada Afrika.

3) Axdigan wuxuu ku dhaqan-galayaa 30 cisho gudohood ka-dib marka Xoghayaha Guud ee Ururka Midnimada Afrika uu gudoomo dukumiintiyada ansixinta iyo uhoggaansamidda ee 15 Dawladood oo xubin ka ah Ururka Midnimada Afrika.

Qodobka 48aad

Wax-ka-badalka iyo Dib-u-eegista Axdiga

1) Axdigan waxaa lagu samayn karaa wax-ka-badalid ama dib-u-eegis haddii Dawlad Xubin ka ah Axdigan ay codsi qoraal ah oo arrintaas ku saabsan ay u soo-gudbiso Xoghayaha Guud ee Ururka Midnimada Afrika, iyadoo shardigu yahay inaan waxka-badalka la soo-jeediyay loo-gudbin Golaha Madaxweyneyaasha iyo Madaxda Xukuumadaha si ay uga hubiyaan illaa dhammaan Dawladaha Xubnaha ka ah Axdigan ogaysiis buuxa laga siinayo, Guddiguna uu ka dhiibanayo fikirkiisa ku aadan wax-ka-badalka.

2) Wax-ka-badalka waxaa lagu ansixinayaa cod aqlabiyad hal dheeri ah oo ay u qaadayaan Dawladaha Xubnaha ka ah.

Wax-ka-badalka 1

Shirka Guud ee Madaxweyneyaasha Dawladaha iyo Madaxda Xukuumadaha ee Ururka Midnimada Afrika Go'aankiisii shirweynaha /AU/Dis.548 (XXIV) wuxuu sida soo socota u ansaxiyay wax-ka-baddel lagu sameeyay Qodobka 37aad (1) Axdiga Afrika ee Xuquuqda iyo baraaraha Carruurta:

Xubnaha Guddiga waxaa la dooranayaa muddo xileed shan sano ah, waxaanna dib loo dooran karaa hal mar oo kaliya. Ha yeeshee, muddo xilkeedka afar xubnood oo kamid ah Guddiga la doortay doorashadii hore wuxuu dhacayaa labo sano kaddib halka muddo xilkeedka afarta kale uu dhacayo afar sano kaddib.

Wax -ka-beddelka wuxuu dhaqan-galay markii la meel- mariyay

SHARCI LR.42 **TAARIIKH: 03-DA DISEEMBAR 2025**

SHARCIGA BARAKACAYAASHA GUDAHA

MADAXWEYNAHA J.F.S,

MARKUU ARKAY: Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 82aad, Faqradda 3aad ee Dastuurka KMG.

MARKUU ARKAY: Qodobka 90aad, Xarafka "F" ee Dastuurka KMG.

MARKUU ARKAY: Warqadda Guddoomiyaha Golaha Shacabka ee summaddeedu tahay **XGGSH/0796/B11/25**, ku taariikheysan **25/11/2025**, ujeeddaduna tahay Soo Gudbin Sharciga Barakacayaasha Gudaha.

MARKUU TIXGELIYAY: Baahida loo qabo in la meel mariyo sharcigan.

Waxa uu Madaxweynuhu soo saaray sharcigan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo Sharcigan, waxaa si rasmi ah loo oggolaaday Sharciga Barakacayaasha Gudaha.

Qodobka 2aad

Waxa uu sharcigan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: Hgg-08-2025
TAARIIKH : 13/12/2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA

GOLAHA AQALKA SARE EE BAARLAMAANKA FEDERAALKA SOOMAALIYA

HINDISE SHARCIYEEDKA "BARAKACAYAASHA GUDAHA"

Waxaa diyaariyey: Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib-u-heshiisiinta

CUTUBKA 1AAD: QODOBBO HORDHAC AH

Qodobka 1aad:
Magaca Sharciga

Sharcigan waxaa loogu yeerayaa "Sharciga Barakacayaasha Gudaha".

Qodobka 2aad:
Eray Bixin

Erayada halkan ku xusan waxaa loo micnaynayaa sida soo socota haddii aan si kale loogu qeexin Sharcigan dhexdiisa:

1. **"Sarkaalka xisaabaadka"** waxaa loola jeedaa Sarkaalka Xisaabaadka ee Hay'adda Qaxootiga iyo Barakacayaasha Qaranka oo masuulka ka ah Sanduuqa Mideysan ee Bani'aadamnimada;

2. **"Kooxaha hubeysan"** waxaa loola jeedaa xoogag hubaysan oo aan ahayn ciidammada qalabka sida ee dowladda , sida lagu qeexay Qodobka 1aad (e) ee Axdiga Kambala.

3. **"Gargaar"** waxaa loola jeedaa taakuleyn bani'aadamnimo oo la bixiyo si loo badbaadiyo nolosha, loo yareeyo dhibaatada aadanaha, loona siiyo dhammaan dadka u baahan;

4. **"MGB"** waxaa loola jeedaa Maamulka Gobolka Banaadir;

5. **"Bulshooyinka uu saameeyay barakaca"** waxaa loola jeedaa: bulshooyinka soo dhaweeya ama martigeliya dadka gudaha dalka ku barakacay, bulshooyinka ku nool meelaha ay ku barakaceen, bulshooyinka ku nool meelaha ay kusoo laabteen dadka gudaha ku barakacay ama bulshooyinka ku nool meelaha barakacayaasha dib loo dejiyey ama dib loogu raray;

6. **"Xalka waara"** waxaa loola jeedaa in xal waara loo helo dadka barakacayaasha iyadoo loo marayo inuu qofka ikhtiyaar u leeyahay inuu qaato go'aan, ku salaysan xog sax ah, oo dib u laabasho iyo dib-u-dejin loogu sameeyo goobihii ay kasoo barakeceen, isdhexgal buuxa ee goobta ay ku nool yihiin, ama isdhexgal buuxa ee goob kasta oo kamid ah Jamhuuriyadda Federaalka Soomaaliya;

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7. **"Ka saarid khasab ah hooy ama dhul"** waxaa loola jeedaa ka saarid joogto ah ama kumeelgaar ah oo aan waafaqsanayn Xeernidaamiyaha Kasaaridda Dadka Dhul ama Hoy ay Deggan Yihiin;

8. **"Mabaadii'da Hagayaasha"** waxaa loola jeedaa Mabaadii'da Qaramada Midoobay ee 1998 ee Hagaya Barakaca Gudaha;

9. **"Sanduuqa Mideysan ee Bani'aadamnimada"** waxaa loola jeedaa Sanduuqa Mideysan ee Bani'aadamnimada ee lagu xussay Cutubka 4aad qod. 8aad ee Sharcigan oo loogu talagalay waxqabadka bani'aadamnimada iyo horumarinta si loo maalgeliyo kharashka ka jawaab-celinta mideysan ee bani'aadamnimada iyo istiraatiijiyadaha horumarineed ee wax looga qabanayo barakaca gudaha ee ku saleysan hannaanka loo yaqaan bulshada oo dhan (a whole of society approach);

10. **"Guddiga Farsamada ee Howlaha Barakacayaasha"** waxaa loola jeedaa Gudddiga Farsamada ee Howlaha Barakacayaasha oo lagu aasaasay Qodobka 7aad si uu u noqdo guddiga mas'uulka ka ah dhammaan hababka Dowladda Federaalka iyo Dowladaha xubnaha ka ah Dowladda Federaalka, Gobolka Banaadir iyo Dowladaha hoose isugu dubbarideyso mas'uuliyadda koowaad ee ka saaran ilaalinta iyo caawinaadda iyo sidoo kale abuuridda xaalado looga gaaro xal waara barakaca gudaha iyo dadka uu barakaca saameeyey ee ku nool Jamhuuriyadda Federaalka Soomaaliya.

11. **"Dadka gudaha ku barakacay"** waxaa loola jeedaa qof ama kooxo dad ah oo lagu khasbay inay ka qaxaan guryahooda ama meelaha ay caadi ugu nool yihiin, gaar ahaan sababaha ay ka midka yihiin iska horimaadyada hubeysan, ka saarid xoog ah hoy iyo dhul ay deggan yihiin, qaxooti soo guryo noqda oo gala xaalad lamid ah tan barakacayaasha gudaha, mashaariicda horumarineed oo baaxadda weyn, rabshado, xadgudubyada xuquuqda aadanaha, musiibooyinka dabiiciga iyo kuwa bani'aadamku sameeyo, dadkaas oo aan ka tallaabin xuduudda caalamiga ah la aqoonsan yaha ee dalka;

12. **"Axdiga Kambala"** waxaa loola jeedaa Axdiga Midowga Afrika ee 2009 ee Ilaalinta iyo Taakulaynta Barakacayaasha Gudaha;

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13. **"Baaqa Nairobi"** waxaa loola jeedaa Baaqii Nairobi ee 2017 ee ku saabsanaa Xalka Waara ee Qaxootiga Soomaalida iyo Dib-ugu- laabashada Soomaaliya oo ay ku jiraan Qorshe Howleedka Dhameystiran ee Nairobi ee Xalka Waara ee qaxootiga Soomaaliyeed;

14. **"Hay'adda Qaxootiga iyo Barakacayaasha Qaranka"** waxaa loola jeedaa Hay'adda Qaxootiga iyo Barakacayaasha Qaranka ee lagu aasaasay Sharciga Lambar 2 ee 2016;

15. **"Xeer-nidaamiyaha Qaranka ee ka Saaridda Dadka Hoyga ama Dhulka ay Deggan Yihiin"** waxaa loola jeedaa Xeer-nidaamiyaha Qaran ee ay Dowladda Federaalka Soomaaliya ansixisay sannadka 2019;

16. **"Siyaasadda Qaranka ee Qaxootiga soo Guryo Noqday iyo Barakacayaasha"** waxaa loola jeedaa Siyaasadda Qaranka ee sannadkii 2019-ka ee ku saabsan Qaxootiga soo Guryo Noqday iyo Barakacayaasha oo ay ansixisay Jamhuuriyadda Federaalka Soomaaliya;

17. **"Hanti"** waxaa loola jeedaa lahaanshaha sheey leh qiime dhaqaale sida, hantida guurtada iyo ma guurtada ah oo ay ku jiraan dhul, hanti loo jeedo oo la taaban karo iyo tan aan la taaban karin sida hantida aqooneed ama xuquuqda daabacaadda, lacagta, faa'iidooyinka maaliyadeed, deynta, iyo xuquuqda qandaraaska sida lagu qeexay sharciyada caalamiga ah;

18. **"Ilaalinta"** waxaa loola jeedaa dhammaan howlaha loogu talagalay helitaanka ixtiraam buuxa ee xuquuqda dadka gudaha ku barakacay iyadoo la raacayo xuquuqda aasaasiga ah iyo xorriyaadka ee ku xusan Dastuurka Ku-Meelgaarka ah ee Jamhuuriyadda Federaalka Soomaaliya iyo heshiisyada xuquuqda aadanaha iyo xeerarka dagaalka ee dalalka gobolka iyo kuwa caalamiga ah ee khuseeya; iyo

19. **"Deeq bixiyeyaal laba geesood ah"** waxaa loola jeedaa dowlad shisheeye oo si toos ah Dowladda Soomaaliya cawimaad u soo gaarsiisa, iyada oo aan usoo marsiinayn hay'ado caalami ah.

Qodobka 3aad:
Ujeeddada Sharciga

Ujeeddada Sharcigani waa:

1. In la ilaaliyo baahiyaha gaarka ah ee dadka gudaha ku barakacay, kuwa dib dalka ugu soo guryo noqday , iyo in wax laga qabto nuglaanta ka dhalata xaaladda barakaca iyo helitaanka xal waara ;

2. In la hubiyo in dadka gudaha ku barakacay ee ah muwaadiniinta Jamhuuriyadda Federaalka Soomaaliya ay si xor ah u heli karaan xuquuqdooda madaniga ah iyo tan siyaasadeed sida ku xusan Cutubka 2aad ee Dastuurka-ku-meelgaarka ah ee Jamhuuriyadda Federaalka Soomaaliya, oo ay kamid yihiin xaqa ka qeybgalka, xaqa codeynta iyo in loo doorto xafiis dowladeed, sida ku cad Mabda'a 22aad (d) ee Mabaadii'da Hagayaasha iyo Qodobka 9aad (2) (l) ee Axdiga Kambala;

3. In aan la siinin ama lagu sifeynin astaan sharciyeed oo gaar ah oo lagu aqoonsado dadka gudaha ku barakacay sida ku qeexan Sharcigan, oo aan ahayn in lagu sifeeyo in ay yihiin muwaadiniin u dhashay Jamhuuriyadda Federaalka Soomaaliya; iyo

4. In aan laga difaacin qof gudaha ku barakacay in lagu soo oogo dacwad ah inuu ku kacay fal dambiyeed liddi ku ah sharuucda Jamhuuriyadda Federaalka Soomaaliya ama sharci caalami ah ee khuseeya sababtoo ah in uu yahay barakace darteed.

Qodobka 4aad:
Awood iyo Dhaqagal

1. Sharcigan waxaa la meel marinayaa iyadoo la adeegsanayo awoodda sharci-dejinta ee Baarlamaanka Federaalka ee ku xusan Qodobada 69 faqrada 1 (a) iyo 71 (b) ee Dastuurka Ku meel gaarka ah ee Federaalka, waxaana laga fulinayaa guud ahaan Jamhuuriyadda Federaalka Soomaaliya;

2. Sharcigan waxa uu khuseeyaa dhammaan hay'adaha dowladda federaalka ah, dowladdaha xubnaha ka ah federaalka, Maamulka Gobolka Banaadir, dowladaha hoose, hay'adaha caalamiga ee samafalka iyo horumarinta, saaxiibbada

beesha caalamka, ururrada bulshada rayidka ah, iyo shirkadaha gaarka loo leeyahay ee ka howlgala Jamhuuriyadda Federaalka Soomaaliya. Waa in lagu dhaqmaa iyadoo aynan jirin kala sooc ama takoor nooca uu doono ha ahaadee ama sabab kasta ha noqotee;

3. Qodobbada Sharcigan waxa ay si gaar ah u khuseeyaan dhammaan dadka ku barakacay guud ahaan dhulka Jamhuuriyadda Federaalka Soomaaliya, iyada oo aanan loo eegin sababaha barakaca;
4. Sharcigan waxa uu hir-gelinayaa:

   a) Axdiga Kambala ee 2009, oo lagu soo daray Mabaadii'da Hagayaasha ee Barakaca Gudaha; iyo

   b) Mabaadii'da Hagayaasha Qaramada Midoobay ee 1998 ee Barakaca Gudaha.

CUTUBKA 2AAD: MABAADII'DA HAGAYSA ILAALINTA IYO TAAKULEYNTA EE BARAKACAYAASHA

Qodobka 5aad:
Qaab dhismeedka Sharci

1. Iyadoo la tixraacayo dastuurka iyo sharciyada kale ee la adeegsan karo, lana raacayo qodobbada Sharcigan, ilaalinta iyo taakuleynta bani'aadamnimo ee la siinayo dadka gudaha ku barakacay iyo kuwa kusoo laabtay Jamhuuriyadda Federaalka Soomaaliya waxay ka mid noqon doonaan qorshaha xal waara oo ku saleysan sida hoos ku qoran:
   a) Xuquuqaha aasaasiga ah iyo waajibaadka muwaaddinka ee ku xusan Cutubka 2aad ee Dastuurka Ku meel gaarka ah ee Jamhuuriyadda Federaalka Soomaaliya;
   b) Horumarinta xuquuqda aadanaha, ku dhaqanka sharciga, iyo halbeegyada guud ee qawaaniinta caalamiga ah, sida ku cad Qodobka 40aad ee Dastuurka Ku meel gaarka ah ee Jamhuuriyadda Federaalka Soomaaliya;
   c) Baaqa Nairobi ee ku saabsanaa Xalka Waara ee Qaxootiga Soomaalida iyo dib-u-dhexgalka bulshada Soomaaliyeed ee uu ku jiro Qorshe-howleedka Dhameystiran ee Nairobi ee Xalka Waara ee qaxootiga Soomaaliyeed;
   d) Qorshooyinka Xilliyaysan ee khuseeya Horumarinta Qaranka;
   e) Xeer-nidaamiyaha Qaran ee Kasaaridda Dadka Hoyga ama Dhulka ay

Deggan Yihiin;

f) Siyaasadda Qaranka ee Qaxootiga soo Guryo-noqday iyo Barakacayaasha gudaha;
g) Istiraatiijiyadaha qaranka ee khuseysa xalka waara; iyo
h) Hannaanka Gudiga Joogtada ah ee Hay'adaha Qaramada Midoobay ee 2010 ee xalka waara ee Dadka Barakacayaasha ah.

CUTUBKA 3AAD: MAS'UULIYADDA ILAALINTA IYO TAAKULEYNTA

Qodobka 6aad:
Mas'uuliyadda Koowaad

1. Mas'uuliyadda koowaad ee ilaalinta iyo taakuleynta dadka gudaha ku barakacay , kuwa soo guryo noqday iyo sidoo kale abuurista xaalado caadi ah oo lagu gaaro xal waara waxay saaran tahay dhammaan dowladda heer Federaal, Dowladaha Xubnaha ka ah Federaalka, Maamulka Gobolka Banaadir iyo dowladaha hoose, sida ku cad qodobka 5aad (1) ee Axdiga Kambala.

2. Mas'uuliyadda Dowladda Federaalka waxaa kamid ah:
   a) Dhaqangelinta sharcigan ee Jamhuuriyadda Federaalka Soomaaliya oo dhan iyo u hoggaansanaanta waajibaadka caalamiga ah ;
   b) ka hortagga iyo ka fogaanshaha xaaladaha sababi kara ama horseedi kara barakaca dadka iyadoo la raacayo Mabda'a 5aad ee Mabaadii'da Hagayaasha iyo Qodobka 3aad (1) (b) ee Axdiga Kambala;
   c) Ka hortagga barakaca aan loo aabbo yeelin sida ku qeexan Mabda'a 6aad (2) ee Mabaadii'da Hagayaasha iyo Qodobka 4aad (4) ee Heshiiskii Kambala, sida ku cad Sharcigan oo ay kamid yihiin rabshado bulsho, iyo isku-dhac hubeysan;
   d) Isu-duwidda ilaalinta iyo taakuleynta iyo sidoo kale sidii xal waara loogu heli lahaa dadka ku barakacay gudaha;
   e) Aasaasidda guddi farsamo oo udub-dhexaad u ah isuduwidda ilaalinta iyo taakuleynta iyo weliba xalalka waara, ee lala yeesho daneeyeyaasha qaranka iyo kuwa caalamiga ah, sida ku qeexan Cutubka 4aad ee Sharcigan;.
   f) Bixinta gargaarka bani'aadamnimada, sida ku cad Mabda'a 25aad (1) ee Mabaadi'da Hagayaasha;
   g) In ay Dowladdu hubiso in uu gargaarku yahay mid ku salaysan baahiyaha barakacayaasha, sidoo kale waa in ay isla xisaabtan iyo dabagal ku samayso in

uu gargaarku u gaaray dadka loogu talagalay si isku dheelli tiran; iyo

h) Dejinta xaaladaha ku habboon in xal waara la gaarsiiyo dadka gudaha ku barakacay, sida ku cad mabaadii'da 28aad (1) iyo 29aad ee Mabaadii'da Hagayaasha, iyo Qodobka 11aad (1) ee Axdiga Kambala, iyo Cutubka 8aad ee Sharcigan.

Qodobka 7aad:
Adeegsiga Mas'uuliyadda Koowaad

1. Sida uu qabo Sharcigan, Dowladda Federaalka waa in ay :
   a) Gudataa waajibaadkeeda koowaad iyadoo la kaashaneysa Dowladaha Xubnaha ka ah Dowladda Federaalka, ururrada caalamiga ah ama hay'adaha samafalka, iyo ururrada bulshada rayidka ah, iyadoo lagu saleynayo mabaadii'da 25aad (2) iyo 27aad (2) ee Mabaadii'da Hagayaasha, iyo Qodobka 4aad (3) ee Axdiga Kambala.
   b) In ay ixtiraamto waajibaadka Midowga Afrika iyo Qaramada Midoobay, iyo sidoo kale doorka ururrada samafalka ee caalamiga ah si ay u siiyaan badbaadin iyo gargaar dadka gudaha ku barakacay sida ku qeexan qodobka 5aad (3) iyo qodobka 6aad ee Axdiga Kambala. ;
   c) In ay hubiso in la ixtiraamo mabaadii'da bani'aadamnimo, dhexdhexaadnimada, eex la'aanta, iyo madax-bannaanida hawlwadeennada bani'aadamnimada, sida ku cad Qodobka 5aad (8) ee Axdiga Kambala;
   d) In ay u oggolaato marinka degdegga ah ee aan la xannibin dhammaan shixnadaha bani'aadamnimo, sida ku cad Qodobka 3aad (1) (j) iyo sida ku qeexan Qodobka 5aad (7) ee Axdiga Kambala;
   e) In ay xurmeeyso kana ilaaliso weerarka ama waxyeellada kale ee loo geysanayo shaqaalaha bani'aadamnimo ama agabyada kale ee gargaar ahaan loo geeyay ama ka faa'iideysiga barakacayaasha, sida ku cad Qodobka 5aad (10) ee Axdiga Kambala; iyo
   f) Xaqa dadka gudaha ku barakacay ay u leeyihiin inay codsadaan difaac iyo gargaar, sida ku cad Mabda'a 3aad (2) ee Mabaadii'da Hagayaasha, iyo Qodobka 5aad (9) ee Axdiga Kambala.

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CUTUBKA 4AAD: ISKU DUWIDDA, QAAB-DHISMEEDKA HOWLAHA BARAKACAYAASHA

Qodobka 8aad:
Dhisidda Guddiga Farsamada ee Howlaha Barakacayaasha

1. Waxaa Sharcigan gudihiisa lagu aasaasayaa Guddiga Farsamada ee Howlaha Barakacayaasha oo ka shaqayn doona isku dubbariddida iyo isku duwidda howlaha Dowladda Federaalka, Dowladaha Xubnaha ka ah Dowladda Federaalka, Gobolka Banaadir iyo Dowladaha Hoose oo ku aaddan barakacayaasha gudaha.

2. Waxa ay ka koobnaan doonaan wasaarradaha Federaalka ee soo socda:
   a) Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib-u-heshiisiinta oo iyadu noqon doonta Wasaaradda hoggaanka u ah Jamhuuriyadda Federaalka Soomaaliya iyadoo adeegsanaysa Hay'adda Qaxootiga iyo Barakacayaasha Qaranka , si loo hubiyo ilaalinta iyo taakuleynta, iyo xalka waara oo loo helo qaxootiga dib usoo laabtay iyo barakacayaasha.
   b) Wasaaradda Waxbarashada, Hiddaha iyo Tacliinta Sare;
   c) Wasaaradda Qorshaynta, Maalgashiga iyo Horumarinta Dhaqaalaha;
   d) Wasaaradda Caafimaadka iyo Daryeelka Bulshada;
   e) Wasaaradda Shaqada iyo Adeegyada Bulshada;
   f) Wasaaradda Howlaha Guud, Dib-u-dhiska iyo Guriyeynta;
   g) Wasaaradda Amniga Qaranka;
   h) Wasaaradda Beeraha;
   i) Wasaaradda Xanaanada Xoolaha;
   j) Wasaaradda Qoyska & Xuquuqda Aadanaha;
   k) Wasaaradda Bi`ada & Isbeddelka Cimilada;
   l) Wasaaradda Gaadiidka Cirka & Dhulka;
   m) Wasaaradda Kalluumeysiga & Khayraadka Badda;
   n) Wasaradda Garsoorka & Dastuurka;
   o) Wasaaradda Tamarta iyo Kheyraadka Biyaha;
   p) Wasaaradda Maaliyadda.
   q) Hay'adda Qaxootiga iyo Barakacayaasha Qaranka;
   r) Hay'adaha Dowladaha Xubnaha ka ah Dowladda Federaalka iyo Gobolka Banaadir ee u xilsaaraan arrimaha barakacayaasha.

Qodobka 9aad:
Wajibaadka Guddiga

1. Sida lagu aasaasay Sharciga lagu dhisay ee Nr 2 ee 2016, Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waxa ay noqonaysaa Hay'ad loo asteeyey in ay ka shaqeyso arrimaha dadka gudaha ku barakacay, kuwa soo guryo noqday, iyo bulshada uu barakucu saameeyey.

2. Guddiga Farsamada ee Howlaha Barakacayaasha waxaa uu diyaarinayaa uuna ansixinayaa tilmaamo shaqo oo qoran oo hagaya hawsha guddiga;

3. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka ayaa fududeynaya kulammada guddiga oo siinaysa taageero farsamo iyo fududeynta howlaha guddiga;

4. Iyadoo lagu shaqeynayo hagitaanka siyaasadeed ee Wasaaradda Arrimaha Gudaha, Federaalka iyo Dib-u-heshiisiinta, kulammada Guddiga Farsamada Howlaha Barakacayaasha waxaa guddoomin doona Wasiirka Arrimaha Gudaha haddii kulanka ay isu imanayaan wasiirro Dowlayaal ama wasiir-ku-xigeenno. Hase yeeshee, haddii ay isugu imanayaan howlwadeenno ama agaasimayaal ka socda wasaaradaha guddigu ka kooban yahay, Guddoomiyaha Hay'adda Qaxootiga iyo Barakacayaasha Qaranka ayaa guddoominaya kulanka Guddiga Farsamada Arrimaha Barakacayaasha.

Qodobka 10aad:
Qoondada Miisaaniyadeed ee Barakacayaasha

1. Qoondayn aan ka yarayn seddax boqolkiiba (3%) miisaaniyadda qaranka waa in sanad walba lagu shubo khasnadda Sanduuqa Mideysan ee Bani'aadamnimada.

2. Deeq-bixiyeyaal labo-geesood ah, kuwo kala duwan, iyo kuwo gaar ah ayaa ugu deeqi kara lacago sanad kasta ama xilli kasta Sanduuqa Mideysan ee Bani'aadamnimada hadba marka ay u arkaan inay ku habboon tahay, deeqbixiyeyaashaas waxaa ku jira sanduuqa IGAD ee deeq-bixiyeyaasha badan oo loo aasaasay Jamhuuriyadda Federaalka Soomaaliya sida ku xusan Qeybta VIaad (3) ee Baaqii Nairobi.

3. Sameynta Sanduuqa Mideysan ee Bani'aadamnimada ee ku xusan Sharcigan ma

noqonayo mid xagal-daaciya taageeridda ama maalgelinta ilaalinta iyo taakuleynta iyo sidoo kale xalalka waara ee loogu talagalay dadka ku barakacay gudaha iyo dadka uu barakucu saameeyay ee ka imaaneysa sanduuq lacageed kasta oo jira, ee uu ku jiro Sanduuqa Dhexe ee Ka-jawaabista Degdegga ah.

CUTUBKA 5AAD: BAAXADDA KA HORTAGGA, ILAALINTA IYO TAAKULEYNTA BARAKACAYAASHA

Qodobka 11aad:
Ka-hortagga Barakicinta Sharci darrada ah

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay:
   a) Ka ilaaliso bulshooyinka iyo shakhsiyaadka barakaca sharci darrada ah sida ku xusan Sharcigan iyo sida ku cad Mabda'a 6aad ee Mabaadii'da Hagaya iyo Qodobka 4aad (4) ee Axdiga Kambala ee 2019;
   b) Ka hortagto barakaca iyadoo wax laga qabanayo ama la dhimayo sababaha keena barakaca, sida ku qeexan Qodobka 3aad (1) (b) ee Axdiga Kambala, lagana fogaado xaaladaha horseedaya barakac, sida ku cad Mabda'a 5aad ee Mabaadii'da Hagayasa barakacayaasha ee Qaramada Midoobay;
   c) Diyaariso islamarkaana fuliso tallaabooyin u diyaar garow ee ka hortagga barakaca, oo ay ku jiraan digniin, iyo qiimeynta halista iyadoo la kormeerayo meelaha u nugul in looga barakoco rabshado, musiibooyin ama saamaynta isbeddelka cimilada, iyo hirgelinta istiraatiijiyad yareyn karta halista aafooyinka;
   d) Hubiso in dib-u-dejin loo sameeyo barakacayaasha halkii khasab looga saari lahaa dhulkii ay degganaayeen iyadoo loo aqoonsanayo xaalad gaar ah oo ah in dib-u-dejinta noocan ahi ay noqon doonto xal waara si looga fogaado xaalad barakac;
   e) Dejiso tallaabooyin la qabsi ah oo ku saabsan saameynta barakaca ka dhasha isbeddelka cimilada iyo sidoo kale musiibooyinka ku bilowda si lama filaan ah.
   f) Hubiso u hoggaansanaanta Xeernidaamiyaha Qaran ee Kasaaridda Dadka Hooy ama Dhul ay Deggan Yihiin; iyo
   g) In ay ka ilaaliso dadka gudaha ku barakacay iyo kuwa soo laabanaya in la tahriibiyo ama laga ganacsado.

Qodobka 12aad:
Barakaca la Xiriira Mashaariicda Horumarinta

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay, intii suurtagal ah ka hortagto barakicinta dadka sababo la xiriira mashaariic horumarineed oo ay fuliyaan hay'ado dowladeed ama kuwo gaar loo leeyahay, sida ku cad qodobka 10-aad ee Heshiiska Kampala ee 2019.

2. Barakicinta ay sababto mashaariicda horumarinta dalka waa inay ahaato xaalad gaar ah oo la qaado, kadib marka la darso dhammaan wax-yaabaha kale ee la sameyn karo oo beddeli kara barakicinta. Go'aanka lagu barakicinayo sababo la xiriira mashaariic horumarineed waxaa gaaraya Guddiga farsamada ee howlaha barakacayaasha ee ku xusan qodobka 8aad (2) ee xeerkan. waxaana ay tahay mashaariicda horumarineed ee kicinaya barakacayaasha in lagu sababeeyo sarreysiinta danaha guud sida ku xusan Qodobka 10aad ee Axdiga Kambala. Gaar ahaan, mashaariicda noocan ahi waa in:
   a) Lagu caddeeyaa baahida daruuriga ah iyo ka sarreynta danaha guud, oo lagu caddeeyay dhageysi dadweyne iyo la-tashiyo ku saabsan sababeynta iyo qorsheynta mashruuca, oo ay ku jiraan barakac kasta oo ka iman kara mashruuca;
   b) Xaqiijinta ujeeddo dan guud oo sharci ah oo ay oggolaanayaan shuruucda dalka, iyadoo sabab looga dhigayo mashruuca, lana raacayo caddaymo maangal ah oo muujinaya in aysan jirin dariiq kale oo suurtagal ah oo looga hortagi karo barakac;
   c) In ay ahaato mid u dhiganta qorshaynta iyo hirgelinta mashruuca horumarinta ujeeddo sharci ah, iyo dhinaca kale, ilaalinta dadka barakacay ama uu saameeyey mashruuca laga hadlayo; iyo
   d) In la yareeyo lana xalliyo saameynta barakaca la xiriira horumarka oo ay ku jirto in laga raadiyo oggolaansho dadka uu barakucu saameeyay iyo in la siiyo ilaalin iyo taakuleyn iyo sidoo kale xalal waara ama magdhaw, sida ku xusan Cutubka 8aad ee Sharcigan.

Qodobka 13aad:
Isku duwidda, Ilaalinta iyo Taakuleynta

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay:
   a) Isku duwdaa, ilaalin iyo kaalmo siisaa, oo ay ku jiraan xalal waara, dhammaan dadka gudaha ku barakacay iyo bulshooyinka uu barakucu saameeyay, iyadoo aan loo eegin sababta iyo goobta barakaca.
   b) Ilaalin iyo taakuleyn siisaa, oo ay ku jiraan xalalka waara, dhammaan dadka ku barakacay gudaha dalka iyadoo aan loo kala soocin nooc kasta oo barakaca kamid ah sida ku xusan Qodobka 11aad ee Dastuurka Ku meel gaarka ah ee Jamhuuriyadda Federaalka Soomaaliya, sida jinsiga(rag, dheddig), siyaasadda ama afkaarta kale, dal, asal ahaan ama bulsho ahaan, xaaladda sharci ama bulsho, da', naafonimo, hanti, dhalasho, ama in ay barakacayaal yihiin darteed, ama xaalad kasta oo kale oo lamid ah, sida ku cad Mabda'a 4aad (1) ee Mabaadi'da Hagaya iyo Qodobka 9aad (1) (a) ee Axdiga Kambala;
   c) Xaqiijisaa ilaalin gaar ah ee dadka nugul iyo kuwa baahiyaha gaarka ah qaba ee gudaha ku barakacay, sida carruurata gaar ahaan carruurta aan lala socon, hooyooyinka uurka leh, hooyooyinka leh carruurta yar yar, haweenka masuulka ka ah qoysaska, dadka naafada ah, iyo dadka waayeelka ah sida ku xusan Mabda'a 4aad (2) ee Mabaadi'da Hagayasa barakacayaasha ee Qaramada Midoobay;
   d) In ay la shaqeeysaa hay'adaha dowladda oo ay khusayso si loo hubiyo in qof kasta oo lagu helo fal dembiyeedka ku xusan Sharcigan uusan ka baxsan caddaaladda.

CUTUBKA 6AAD: ILAALINTA XILLIGA BARAKACA
Qodobka 14aad:
Tallaabooyinka Ilaalinta

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranku waa in ay qaaddo tallaabooyin ay ku ilaalinayso dadka gudaha ku barakacay inta lagu guda jiro barakaca, sida ku cad Mabaadii'da 10aad ilaa 23aad ee Mabaadii'da Hagaya iyo Qodobka 9aad ee Axdiga Kambala.

2. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay qaaddaa tallaabooyin

gaar ah oo lagu ilaalinayo xaqa:

a) Dadka gudaha ku barakacay waxay xaq u leeyihiin inay si nabadgelyo ku degi karaan meel kasta oo ka mid ah Jamhuuriyadda Federaalka Soomaaliya.
b) Dadka gudaha ku barakacay in aan xoog dib loogu celin ama lagu dejin meelnabadgelyadooda, xorriyaddooda, ama caafimaadkoodu ay khatar kusoo wajihi karto, sida ku cad Mabda'a 15aad (a) (d) ee Mabaadii'da Hagaysa iyo Qodobka 9aad (2) (e) ee Axdiga Kambala;
c) Ka ilaalinta dadka gudaha ku barakacay kufsiga iyo tacadiyada ka dhanka ah xuquuqda aadanaha sida naafeynta, askareynta caruurta ku dhex Nool goobaha ay ka jiraan dagaallada hubeysan, shaqada qasabka ah, iyo ka ganacsiga dadka iyo tahriibinta;
d) Hantida dadka gudaha ku barakacay sida ku cad Mabda'a 21aad ee Mabaadii'da Hagaya, Qodobka 9aad (2) (i) ee Axdiga Kambala;
e) Lahaanshaha hantida, oo ay ku jirto hanti dhaqameed, oo ay ka tageen dadka gudaha ku barakacay ama ay heleen, iyo in lagasoo horjeesto burburin iyo la wareegid, dhac iyoi weerar toos ah ama aan loo kala soocin dadka iyo shaqo ama adeegsi sharci darro ah, sida ku cad Mabda'a 3aad ee Mabaadii'da Hagayasa barakacayaasha ee Qaramada Midoobeey iyo Qodobka 9aad (2) (l) ee Axdiga Kambala;
f) Hantida ay leeyihiin dadka ku barakacay gudaha in laga ilaaliyo dhaca, weerar toos ah ama mid aan loo kala soocin dadka ama rabshadaha kale iyo in laga ilaaliyo dhac gabbaad looga dhigto howlgallo ama ujeeddooyin milatari, in laga dhigto aalad aargudasho, iyo in la burburiyo ama loo waxyeeleeyo qaab ciqaab wadareed, xaaladaha isku dhaca hubeysan, sida ku cad Mabda'a 21aad (2) ee Mabaadii'da Hagayasa barakacayaasha ee Qaramada Midoobeey.

Qodobka 15aad:
Tallaabooyinka Gaarka ah

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranku waa in ay qaaddaa tallaabooyin gaar ah oo ay ku ilaalinayso dadka gudaha ku barakacay kuwaas oo ka hortegaya:
   a) Rabshado
   b) Hooy-ka-saarid khasab ah oobaalmarsan Xeernidaamiyaha Qaran ee Kasaaridda Dadka Hoyga ama Dhulka ay ku nool yihiin;

c) Takoorid ama xaqiraad ku saleysan in ay barakeceen darteed;
d) Xasuuqa, dambiyada ka dhanka ah aadanaha, iyo dembiyada dagaalka;
e) Dil aan loo aabbo yeelin, dil toogasho ah oo aan maxkamad caddaalad ahi amrin, xarig ama afduub sharci darro ah iyo maqnaansho la khasbay;
f) Jirdil, dhaqan xumo ama ciqaab ka baxsan bani'aadamnimada; iyo
g) Gaajo.

CUTUBKA 7AAD:
FULINTA, ILAALINTA IYO TAAKULEYNTA
Qodobka 16aad:
Ilaalinta Rayidnimada iyo Dhawrista Bani'aadamnimada

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waxa ay:-
   a) Qaadaysaa tallaabooyin gaar ah oo lagu ilaalinayo xaaladda rayidnimada, bani'aadamnimada iyo caawinta dadka ku barakacay gudaha;
   b) ka ilaalinaysaa dadka gudaha ku barakacay ayada oo la kaashanaysa Hay'adaha Amniga soo gelitaanka kooxaha ama unugyada hubeysan, kuna sameenaysaa hub ka dhigis iyo ka soocid kooxaha ama unugyada noocaas ah, sida ku cad qodobada 3aad (1) (f) iyo 9aad (2) (g) ee Axdiga Kambala.

Qodobka 17aad:
Tallaabooyinka Fulineed

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay fulisaa iskuna dubbaridaa hirgelinta tallaabooyinka muhiimka u ah howlgalka ilaalinta, taakuleynta iyo awood-u-siinta dadka gudaha ku barakacay si ay u gaaraan xalalka waara. Tallaabooyinkan waxaa ka mid noqonaya:
   a) Ka caawinta dadka gudaha ku barakacay helidda dokumiintiyada lagama maarmaanka u ah oo ay ku jiraan dukumiintiyada cusub ama kuwo beddelaad ah, sida baasaboorrada, dukumiintiyada aqoonsiga shakhsiga, iyo shahaadooyinka guurka ama furiinka, dhalashada iyo dhimashada sida ku cad Mabda'a 20aad ee Mabaadii'da Hagayasa Barakacayaasha ee Qaramada Midoobay iyo Qodobka 13aad (2) ee Axdiga Kambala;

b) Diiwaangelinta dhammaan dadka ku barakacay gudaha dalka sida ku cad qodobka 13aad (1) ee Axdiga Kambala si loo helo loona keydiyo xog sugan, sida ugu dhakhsaha badan uguna habboon;
c) Qiimeyn xilliyeed ee halista barakaca heer qaran, heer dowlad-goboleed, iyo heer degmo iyo fulinta tallaabooyin lagama maarmaan ah si looga hortago ama loo yareeyo barakaca ama loogu diyaar garoobo barakac; iyo
d) Kala shaqeynta hay'adaha caalamiga ah ee ay khuseyso ama hay'adaha samafalka, iyo ururada bulshada rayidka fulinta talaabooyinkan, sida ku qeexan qodobka 5aad (5) ee Axdiga Kambala.

CUTUBKA 8AAD: XALKA WAARA

Qodobka 18aad:
Habraaca Xalka Waara

Mas'uuliyadda koowaad ee Dowladda Federaalka Soomaaliya waa in ay abuurto xaalado caadi ah oo lagu gaarayo xal waara oo ku saleysan hab ay u dhan yihiin laamaha Dowladda ee isku-dubaridka howlaha Dowladda Federaalka, Dowladaha xubnaha ka ah Federaalka, Maamulka Gobolka Benaadir, iyo heerarka degmooyinka, iyadoo lagu saleynayo hannaan ay bulshada u dhan tahay.

Qodobka 19aad:
Habraac ay Bulshadu u Dhantahay

Habraaca ay bulshada u dhan tahay waa in ay qeyb ka ahaadaan:

1. abuuridda xaalado lagu gaarayo xal waara oo salka ku haya guud ahaan, dadka gudaha ku barakacay, dadka uu barakucu saameeyay, iyo qaxootiga soo noqonaya ee aan xal waara loo helin;

2. Ka qeybgelinta heerarka Dowladda Federaalka, Dowladaha Xubnaha ka ah Federaalka, Maamulka Gobolka Benaadir, maamullada degmooyinka, ururada caalamiga ah, bulshada rayidka ah, ganacsatada dadka ku barakacay gudaha iyo bulshada uu barakucu saameeyay.

3. Mabaadii'da soo socota waa inay hagaan hannaanka bulshadu u dhan tahay ee

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xalka waara:

a) Qiimeynta baahiyaha dadka gudaha ku barakacay iyada oo lagu salaynayo xulashadooda xalka waara;
b) Xal waara oo ay hormuud ka tahay Dowladda, bulshaduna qeyb ka tahay;
c) Qorshaha horumarinta magaalooyinka waa in tixgelin laga siiyaa barakacayaasha si ay bulshada ugu dhex noolaadaan, meesha la dajinaayana noqoto deegaan ku habboon oo laga gaarsiin karo kaalmada bani'aadinimo, tixgelinaysana baahidooda hormarineed;
d) Sameynta waxqabadyo wadajir ah oo dhammeystiran si ay awood ugu yeeshaan isku-filnaanshaha;

Qodobka 20aad:
Hantida Barakacayaasha

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa-
   a) In ay hubisaa in hantida dadka gudaha ku barakacay laga ilaaliyo dhammaan xaaladaha suuragalka ah ee kasoo horjeeda sharciga iyo la wareegid hantidooda si sharci darro ah, iyo ku shaqaysi ama u adeegsi hantidooda si baalmarasan shuruucda dalka, Mabaadii'da Hagaysa Barakacayaasha Qaramada Midoobay iyo Axdiga Kambala ee 2009.
   b) In ay tixgelisaa ku-dhaqanka Mabaadii'da Qaramada Midoobay ee Guriyeynta iyo Soo-celinta Hantida;
   c) In ay dammaanad-qaaddo helitaanka guryaha, dhulka, iyo xuquuqda lahaanshaha ee loo siman yahay, oo ay kamid yihiin dadka gudaha ku barakacay
   d) in ay hubiso in dadka gudaha ku barakacay iyo kuwa dib usoo noqday, markii ay ku laabtaan deegaanadii ay ka yimaadeen ay dib usoo ceshadaan hantidooda iyagoo gacan ka helaya maamulka deegaanka, dhaqanka iyo dowladda;in ay magdhaw ka siiso qasaaraha marka guryo, dhul ama hanti ay leeyihiin dad barakacayaal ah iyo kuwa soo noqday looga iibiyo qof qiime lacageed ogeysiis la'aan;

Qodobka 21aad:
Dejinta Shuruudaha Caadiga ah ee Lagu Gaarayo Xalka Waara

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay -
   a) qaaddo talaabooyin la taaban karo iyo dariiq xal waara loogu helo dadka gudaha ku barakacay iyo kuwa kusoo noqday si nabdoon oo sharaf leh;
   b) ku dhaqanto Mabaadii'da 28aad iyo 29aad ee Mabaadii'da Hagaya iyo Qodobbada 11aad iyo 12-aad ee Axdiga Kambala, iyo Qaab-dhismeedka Guddiga Joogtada ah ee Hay'adaha Qaramada Midoobay ee Xalka Waara ee Dadka Barakacayaasha ah, iyo Istiraatiijiyadda Xalka Waara ee Jamhuuriyadda Federaalka Soomaaliya;
   c) Ka shaqayso in lagu guuleysto xalka waara ee soo socda ee dadka gudaha ku barakacay:
      i. Ku noqosho ikhtiyaari ah iyo dib-u-dhexgal bulsho waarta oo lagu sameeyo guryahooda ama goobaha ay caadiga u degganaayeen;
      ii. isdhexgal deegaan oo waara oo ka dhaca meelaha ay ku barakaceen dadka gudaha ku barakacay; iyo
      iii. Dib-u-dejin iyo isdhexgal waara in laga sameeyo meelo kale oo dalka ka mid ah.

Qodobka 22aad:
Xulashada Xalka Waara

Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa inay hubisaa in dadka gudaha ku barakacay ay ikhtiyaar u leeyihiin xulashada xalka waara iyo ka-qeybgalkooda buuxa ee qorsheynta iyo maaraynta xalka waara.

Qodobka 23aad:
Geeddi-socodka Xalka Waara

1. Inta lagu guda jiro abuuridda xaalado caadi ah si loo gaaro xal waara, Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay:
   a) xiriir la yeelato Dowladaha xubinta ka ah Dowladda Federaalka si loogu dhiirigeliyo in dadka gudaha ku barakacay ay qayb ka noqdaan qorsheynta magaalooyinka muddada fog iyo qorshooyinka horumarinta, oo ay ku jiraan

sameynta magaalooyin cusub;

b) adeegsato istiraatiijiyad bani'aadamnimo iyo horumarineed oo isku dhafan si loo gaaro xal waara; iyo

c) soo bandhigtaa dhiirigelin horumarineed iyo mashaariic loogu talagalay dhiirrigelinta isku-tashiga iyo adkeysiga dadka gudaha ku barakacay, bulshada uu barakucu saameeyay, iyo qaxootiga soo noqonaya ee aan helin xal waara.

Qodobka 24aad:
Halbeegyada Xalka Waara

1. Halbeegyada soo socda waa inay tilmaan u noqdaan ku-guuleysiga xalka waara:
   a) Nabadgelyada iyo amniga muddada-fog ee barakacayaasha gudaha;
   b) Dib-usoo-celin buuxda iyo ku dhaqanka xorriyadda dhaqdhaqaaqa iyo xulashada goobta deggenaashaha
   c) Helitaanka heer nololeed ku filan oo takoor la'aan ah;
   d) helitaanka shaqo, caafimaad, waxbarasho iyo biyo nadiif ah;
   e) Helitaanka habab wax-ku-ool ah oo lagu soo celiyo guryaha, dhulka iyo hantida;
   f) Helitaanka dukumiintiyada ee ku xusan qodobka 17aad faqrada (a) ee sharcigan);mideynta qoysaska iyo aasaasidda masiirka iyo halka ay ku sugan yihiin ehelka maqan;
   g) in si siman looga wada qeyb qaato arrimaha danta guud; iyo
   h) helitaanka cadaalad aan takoor lahayn.

Qodobka 25aad:
Xalka Ku-Meel-Gaarka ah

1. Xalka ku meel gaarka ah waxaa loogu talagalay in lagu hagaajiyo xaaladaha nololeed iyo habnololeedka barakacayaasha inta laga gaarayo xal waara. Xalka ku-meelgaarka ah waxaa kamid noqon kara deeqaha lacagta, kireysiga ama guryaha ku-meel-gaarka ah ama dhul kiro ah.

CUTUBKA 9AAD: WACYIGELINTA DADWEYNAHA, WAXBARASHADA IYO TABABARRADA

Qodobka 26aad:
Wacyigelinta Dadweynaha

1. Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay :
   a) Bixisaa macluumaad guud oo ku saabsan xaaladda barakacayaasha iyo dadka soo noqday iyo muhiimadda ay leedahay in wax laga qabto baahidooda gaar ahaaneed;
   b) Fududeeysaa bixinta tababarro iyo waxbarasho si loo dhiso wacyiga bulshada ee u aaddan arrimaha khuseeya barakacayaasha;
   c) Kor u qaaddo adeegsiga mabaadii'da Axdiga Kambala ee wadahadalka iyo dib-u-heshiisiinta Jamhuuriyadda Federaalka Soomaaliya si loo xalliyo xaaladda dadka ku barakacay gudaha iyo kuwa soo noqday.

CUTUBKA 10AAD: MASUULIYADDA DEMBI IYO CIQAABTA KADHALATA KU XADGUDUBKA BARAKACAYAASHA

Qodobka 27aad:
Dembiyada

1. Barakicinta sharci darrada ah sida ku qeexan Sharcigan waa mamnuuc. Mid kasta oo kamid ah barakicinta aan loo aabbo yeelin sida ku qeexan Sharcigan wuxuu noqonayaa dambi mas'uuliyad adag leh.

2. Sida ku xusan Sharcigan, qof kasta oo sameeya, ama gacan ka geysta shirqool uu ka dhalanayo barakicin sharci darro ah wuxuu noqon doonaa dembiile.

3. Sida ku xusan Sharcigan, qof kasta oo sameeya mid ka mid ah ficilladan soo socda si ula kac ah, ogaa ama caawimaad siiya dadka sameynaya kuwaas oo ka dhan ah dadka gudaha ku barakacay wuxuu noqonayaa qof gaystay dambi ah:
   a) Dil sabab la'aan ah ee duruufaha aan lagu caddeyn karin shuruudaha sharciga ee is-difaaca;
   b) Ku xadgudub ama dhaawac jireed ama mid maskaxeed;
   c) Xannibaadda gaarista dadka gudaha ku barakacay;
   d) carqaladeynta bixinta gargaarka bani'aadamnimada;
   e) Ku qalqaalin in ay dadku ka barakacaan deegaannadooda ama ay barakacayaal ku sii ahaadaan goobtii ay ku barakaceen, iyada oo dano gaar ah

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
FEDERAL REPUBLIC OF SOMALIA

laga leeyahay.

f) Xatooyo ama bililiqo ama burburinta sahayda bani'aadamnimada;
g) Si khaldan u adeegsiga ama ku xadgudubka adegsiga gargaarka bini'aadimnimada ama horumarinta:
h) Waxyeelleynta shaqaale samafal;
i) Xannibaadda shaqada shaqaalaha samafalka;
j) Isu ekeysiinta qof ku barakacay gudaha si been abuur ah ama bixinta macluumaad been ah oo ku saabsan ahaanshaha qof gudaha ku barakacay.

Qodobka 28aad:
Ciqaabta Faldambiyeed

Qof kasta oo lagu helo dambi kamid ah dambiyada lagu qeexay Cutubka 10aad wuxuu mutaysan doonaa ciqaab waafaqsan Xeerka Ciqaabta Soomaaliyeed.

Qodobka 29aad:
Mas'uuliyadda Ciqaabeed ee Xubnaha Kooxaha Hubeysan

1. Mas'uuliyadda dembiyeed ee xubnaha kooxaha hubeysan waxaa lagu go'aaminayaa Sharcigan iyo qawaaniinta kale ee dalka oo khuseeya, sida ku cad Qodobka 7aad (4) ee Axdiga Kambala.

2. Xubin ka tirsan koox hubaysan waa inuu:
   a) Masuuliyadda dambi u qaataa shaqsi ahaan dambiyada ciqaabeed ee uu isagu ama iyadu geysato oo liddi ku ah Sharcigan iyo qawaaniinta kale ee dalka;
   b) Dambi ahaan mas'uul ka yahay gelidda mid kamid ah dembiyada ku xusan Sharcigan;
   c) Xubin kasta oo kamid ah koox hubeysan oo lagu helay dambi ku xusan Cutubkan waxaa lagu qaadayaa ciqaab waafaqsan Xeerxa Ciqaabta Soomaaliyeed iyo qawaaniinta kale ee dalka dhaqalgalka ka ah.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
FEDERAL REPUBLIC OF SOMALIA

CUTUBKA 11AAD: QODOBBO GUNAANAD AH

Qodobka 30aad:
Magangalyo

Ma jiraan wax kamid ah Sharcigan oo ka hor-istaagi kara qof gudaha ku barakacay inuu magan-galyo ka raadsado dal kale, sida ku cad Mabda'a 15-aad (c) ee Mabaadi'da Hagaya.

Qodobka 31aad:
Hirgelinta Siyaasadda Barakacayaasha

Sida uu dhigayo sharcigan, Hay'adda Qaxootiga iyo Barakacayaasha Qaranka waa in ay hubisaa hirgelin wax-ku-ool ah ee Siyaasadda Qaran ee Qaxootiga soo Guryo- noqday iyo Brakacayaasha Gudaha, iyo sidoo kale istiraatiijiyadda xalka waara.

Qodobka 32aad:
Baabi'in

Sharcigan waxaa lagu baab'inayaa dhammaan shuruuc da iyo xeerarka ka horimaanaya ama aan la socon karin ee lagu xeeriyey arrimaha uu sharcigani xeerinayo ee dhaqan galka ka ahaa Dalka Jamhuuriyadda Federaalka Soomaaliya.

Qodobka 33aad:
Dhaqan-galka Sharcigan

Sharcigan waxa uu dhaqangalayaa marka uu ansixiyo Baarlamaanka Federaalka Soomaaliyeed, isla markaana uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, laguna soo saaro Faafinta Rasmiga ah.

BAARLAMAANKA FEDERAALKA SOOMAALIA

Tix: Kalfadhiga 7aad/001/10/B11-2025 Tar: Okotoobar 19, 2025:التاريخ

Ku: Xafiiska Garyaqaanka Guud ee Dowladda,
Muqdishu.

Og: Guddoonka Labada Aqal ee BJFS,
Muqdishu.

Ujeedo: Faafin ku Saabsan Qaraarka Doorashada Xildhibaanada Soomaaliya kumatalaya Baarlamaanka Bariga Afrika 2022–2027.

Anagoo tixraacayna warqadda sumadeedu tahay XGGSH/0779/B11/25, kuna taariikheysan 16 Oktoobar 2025, kana soo baxday Xafiiska Guddoomiyaha Golaha Shacabka, oo ujeeddadeedu tahay shaacinta liiska xubnaha la doortay ee Soomaaliya ku matalaya Baarlamaanka Bulshada Bariga Afrika.

Iyadoo la fulinayo Qaraarka tirsigiisu yahay BJFSB-11/10/11/25, ee ku saabsan doorashada xildhibaanada Soomaaliya ku matalaya Baarlamaanka Bariga Afrika 2022–2027, gaar ahaan Qodobka 6aad, oo tilmaamaya in marka labada Aqal ee Baarlamaanka Federaalka Soomaaliya ay ansixiyaan qaraarka, oo ay saxiixaan guddomiyaha Golaha Shacabka iyo Kusimaha Guddoomiyaha Aqalka sare ahna Guddoomiye Ku Xigeenka Aqalka sare, in lagu soo saaro Faafinta Rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya, si waafaqsan Qodobka 84aad ee Dastuurka KMG.

Haddaba, waxaan kaa codsanaynaa in aad qaraarka sare ku xusan ku soo saarto faafin rasmiga ah ee dowladda si waafaqsan sharciga.

Wada-shaqeyn wacan.

M.ne. Cabdiraxman Maxamed Cabdulle (Laabi)
Xoghaye Guud ee Golaha Shacabla, FPS

M.ne. Cabdinasir Ibraahim Guuleed
Xoghayeha Guud ee Aqalka Sare PFS

Hala fadhiyo

22/10/2025

XAFIISKA GARYAQAANKA GUUD EE DOWLADDA
GALID
Taariikh 22/10/2025

Tell: +252-61-2888348/ +252 62 9828000
Sg@parliament.gov.so , Sg@Senate.gov.so.

JAMUURIYADDA FEDERAALKA SOOMAALIYA

BAARLAMAANKA FEDERAALKA SOOMAALIYA

QARAAR

KU SAABSAN

DOORASHADA XILDHIBAANADA SOOMAALIYA KU MATALAYA BAARLAMAANKA BARIGA AFRIKA 2022-2027

Muqdishu, Oktoobar 16, 2025

GUDDOONKA LABADA AQAL BAARLAMAANKA JAMHUURIYADDA FEDERAALKA SOOMAALIYA

Markuu Arkay: Qodobka 48aad iyo 50aad ee Heshiisa lagu dhisay Bulshada Bariga Afrika, kaas oo xeerinaya tirada iyo qaab loo dooranayo Xildhibaanada Dowladdaha Xubinta ka ah Bulshada Bariga Afrika.

Asagoo Hubiyey: liiska Musharixiinta u tartamaya Golaha Sharci dejinta Bulshada Bariga Afrika, isla markaan hubiyey lailaalinayo Mabaadi'da ku xusan Qodobka 3(3aad) ee Dastuurka Ku meel gaarka ah ee Jamhuuriyadda Federaalka Soomaaliya.

Asagoo ku kulansan: Kulanka wadajirka ah ee labada Aqal Kalfadhiga 7aad Kulankiisa 3aad ee caadiga ah oo ku qabsoomay Xarunta Villa Hargeysa, ajenduhuna ahaa Doorashada Xildhibaanada Soomaaliya ku matalaya Golaha Sharci dejinta bulshada Bariga Afrika.

WUXUU GUDOONSADAY QARAARKA HALKAN HOOSE KU XUSAN:

Qodobka 1aad.

Kalfadhiga 7aad Kulankiisa 3aad ee wadajirka Labada Gole (Golaha Shacabka iyo Aqalka Sare) ee Oktoobar 15, 2025 oo ay goobjoog yihiin labo iyo labaatan iyo labo (222) xildhibaan iyo senator waxaa goobjoog ahaa Guddoomiyaha Golaha Shacabka Mudane Sh. Aadan Maxamed Nuur (Madoobe) iyo Guddoomiye ku xigeenka Aqalka Sare Mudane Cabudllahi Cali Xersi(Tmadcadde), iyada oo uu shir-guddoomiyey Guddoomiyaha Golaha Shacabka.

Qodobka 2aad

Tiradda Musharixiinta soo codsaday ee buuxiyey shuruudaha laga rabay ayaa noqday Sideed iyo toban (18) oo kursi kasta kasoo baxeen labo (2) Musharax oo loo kale coddeeyey. Liiska Musharaxiinta u tartamay kamid noqoshada xubnaha Soomaaliya ku metelaya Baarlamaanka Bulshada Bariga Afrika.

Sumadda kursiga iyo magacyada Musharixiinta oo dhammeystiran, sida hoos ku qoran:

Tirsi	**Magaca Musharaxa**
1	Amb. Abukar Abdi Osman (EALA/SFP01)
2	Mr. Ali Abdinur Osman (EALA/SFP01)
3	Mr. Hussein Hassan Abdi (EALA/SFP02)
4	Mr. Ahmed Mohamed Abdi(EALA/SFP02)
5	Amb.Zahra Ali Hassan (EALA/SFP03)
6	Ms. Hafsa Abdi Abdi Mohamoud (EALA/SFP03)
7.	Ms.Ilham Ali Gassar (EALA/SFP04)
8	Mr. Abdi Osman Dami (EALA/SFP04)
9.	Amb. Fatima Abdullahi Mohamud Insaniye (EALA/SFP05)
10.	Ms.Fatuma Shiimaay Abow (EALA/SFP05)
11.	Mr. Abdusalam Hadliyeh Omar EALA/SFP06)
12.	Mr. Abdisamad Mohamud Muhumed EALA/SFP06)
13.	Mr. Abdirahman Bashir Shariff EALA/SFP07)
14.	Mr. Mohamoud Dibed Hash (EALA/SFP07)
15	Mr. Faisal A. Roble (EALA/SFP08)
16	Mr. Yaasiin Hussein Ismail (EALA/SFP08)
17.	Hon. Fahma Ahmed Nur (EALA/SFP09)
18	Mr. Hassan Abdirisak Mohamed EALA/SFP09)

Qodob 3aad:

Natiijada Codeynta Doorashada Xildhibaanada kumatalaya Soomaaliya Baarlamaanka Bulshada Bariga Afrika oo faahfaahsan waxay ku cadahay shaxdan hoose:

Tirada Xildhibaanada iyo Senatarada Codeeyey	222	
Codadka Ansaxay	168	
Codadaka Halaabay/Xumaaday	54	
	Wareega 1aad	
Tirsi	**Magaca Musharaxa**	**Codka uu helay**	**Halaabay**
1.	Amb. Abukar Abdi Osman (EALA/SFP01)	152	2
2.	Mr. Ali Abdinur Osman (EALA/SFP01)	68	
3.	Mr. Hussein Hassan Abdi (EALA/SFP02)	193	6
4.	Mr. Ahmed Mohamed Abdi(EALA/SFP02)	23	
5.	Amb.Zahra Ali Hassan (EALA/SFP03)	184	4
6.	Ms. Hafsa Abdi Abdi Mohamoud (EALA/SFP03)	34	
7.	Ms.Ilham Ali Gassar (EALA/SFP04)	181	7
8.	Mr. Abdi Osman Dami (EALA/SFP04)	34	
9.	Amb. Fatima Abdullahi Mohamud Insaniye (EALA/SFP05)	178	5
10.	Ms.Fatuma Shiimaay Abow (EALA/SFP05)	39	

11.	Mr. Abdusalam Hadliyeh Omar EALA/SFP06)	171	10
12.	Mr. Abdisamad Mohamud Muhumed EALA/SFP06)	41	
13.	Mr. Abdirahman Bashir Shariff EALA/SFP07)	172	10
14.	Mr. Mohamoud Dibed Hash (EALA/SFP07)	40	
15	Mr. Faisal A. Roble (EALA/SFP08)	182	4
16	Mr. Yaasiin Hussein Ismail (EALA/SFP08)	36	
17.	Hon. Fahma Ahmed Nur (EALA/SFP09)	171	6
18	Mr. Hassan Abdirisak Mohamed EALA/SFP09)	45	
			54

Qodobka 4aad

Sagaal (**9**) Musharax ayaa ku guuleystay ka mid noqdaan xildhibaanada Sooaamaaliya ku matalaya Baarlamaanka Bulshada Bariga Afrika ayaa kale ah:

Tirsi	**Magaca Musharaxiinta Guuleystay**
1.	Amb. Abukar Abdi Osman (EALA/SFP01)
2.	Mr. Hussein Hassan Abdi (EALA/SFP02)
3.	Amb.Zahra Ali Hassan (EALA/SFP03)
4.	Ms.Ilham Ali Gassar (EALA/SFP04)
5.	Amb. Fatima Abdullahi Mohamud Insaniye (EALA/SFP05)
6.	Mr. Abdusalam Hadliyeh Omar EALA/SFP06)
7.	Mr. Abdirahman Bashir Shariff EALA/SFP07)
8.	Mr. Faisal Abdi Roble (EALA/SFP08)
9.	Hon. Fahma Ahmed Nur (EALA/SFP09)

Qodobka 5aad.

Sida ku xusan Axadiga lagu aasaasay bulshada Bariga Afrika mudada xilhaynta Xildhibaanada Baarlamaanka Bulshada Bariga Afrika waa Shan sano **(5)** sida kucad Qodobka 51aad xarafkiisa (1)ee heshiiska; si kastaba ha ahaatee, xubnaha la doortay ee matalaya soomaaliya ayaa dhameystiran doona inta ka harsan muddada golaha 5aad (2022 2027) ee golaha sharci dejinta Bulshada Bariga Afrika waxaana dib loo soo dooran karaa muddo shan sano ah oo dheeraad ah.

Qodob 6aad:

Qaraarkan ku saabsan doorashada xubnaha Soomaaliya ku matalaya Baarlamaanka Bulshada Bariga Afrika waxa uu dhaqan galayaa marka ay ansixiyaan labada Aqal ee Baarlamaanka Federaalka Soomaaliya, oo ay saxiixaan Guddoomiyaha Golaha Shacabka iyo Kusimaha Guddoomiyaha Ahna Guddoomiye ku xigeenka Labaad ee Aqalka Sare, laguna soo saaro faafinta rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya.

Waxaa Saxiixay:

Xil. Sh. Aadan Maxamed Nuur "Madoobe"
Guddomiyaha Golaha Shacabka FPF

Sen. Cabdullahi Cali Xersi "Timacadde"
Kusimaha Guddoomiyaha ahna Guddoomiye Ku Xigeenka 2aad Aqalka Sare PFS

XEER MADAXWEYNE LR. 501 **TAARIIKH: 24-TA LUULIYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/1987/2025**, ku taariikheysan **02/02/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cabdulqaadir Cali Abkey.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cabdulqaadir Cali Abkey** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cabdulqaadir Cali Abkey** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, wuxuuna lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
DIIWAAN NO: HAN-067-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Isse Obsie
Hantidhowraha Guud

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR. 502 **TAARIIKH: 24-TA LUULIYO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2042/2025**, ku taariikheysan **26/02/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Xasan Muuse Axmed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Xasan Muuse Axmed** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Xasan Muuse Axmed** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-069-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Issa Guutale
Hantidhowraha Guud Ee J.F.S

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR. 506 **TAARIIKH: 25-TA LUULIYO 2025**

XIL KA QAADIS GUDDOOMIYE KU-XIGEENKA HOWLAHA GUUD EE GOBOLKA BENAADIR & MAGACAABIS GUDDOOMIYE KU-XIGEENKA CUSUB EE HOWLAHA GUUD EE GOBOLKA BENAADIR

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY:	Qodobka 87aad, Faqradda 1aad iyo Faqradda 2aad ee Dastuurka J.F.S.
MARKUU ARKAY:	Qodobka 90aad, Xarafka 'K' ee Dastuurka J.F.S
MARKUU ARKAY:	Qodobka 8aad, Faqradda 4aad ee Xeer Lr. 6 ee soo baxay 12/02/1980, kuna saabsan in G/Banadir iyo Dowladda Hoose ay hoos yimadaan Madaxtooyada J.F.S.
MARKUU TIXGELIYAY:	Waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.
MARKUU GARWAAQSADAY:	In ay jirto baahi loo qabo in loo magacaabo Guddoomiye Ku-Xigeen Cusub ee Howlaha Guud ee Gobolka Benaadir.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan;

1. Waxaa **Mudane Xasan Maxamed Jimcaale** laga qaaday xilkii **Guddoomiye Ku-Xigeenka Howlaha Guud ee Gobolka Benaadir.**
2. Waxaa **Mudane Cabdimajiid Daahir Aadan** loo magacaabay in uu noqdo **Guddoomiye Ku-Xigeenka Howlaha Guud ee Gobolka Benaadir.**

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAIIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRAKA GUUD
DIIWAAN NO: HAN-070-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Issa Guutale
Hantidhowraha Guud Ee JFS

XEER MADAXWEYNE LR.508 **TAARIIKH: 03-DA AGOOSTO 2025**

XIL-KA-QAADIS MAAREEYIHII DEKADDA MUQDISHO & MAGACAABIS MAAREEYAHA CUSUB EE DEKADDA MUQDISHO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87 aad iyo 90 aad ee Dastuurka J.F.S.
MARKUU ARKAY: Aqoonta iyo waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan;

1. Waxaa **Mudane Axmed Maxamed Maxamuud (Washington)** laga qaaday xilkii Maareeyaha Dekadda Muqdisho.
2. Waxaa **Mudane Danjire Maxamed Cali Nuur (Ameeriko)** loo magacaabay in uu noqdo **Maareeyaha Dekadda Muqdisho**.

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAIIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: HAN-071-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed [illegible]
Hantidhowraha Guud Ee JFS

XEER MADAXWEYNE LR.509 **TAARIIKH: 05-TA AGOOSTO 2025**

MAGACAABIS LA-TALIYAHA AMNIGA QARANKA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87 aad iyo 90 aad ee Dastuurka J.F.S.
MARKUU ARKAY: Aqoonta iyo waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.
MARKUU TIXGELIYAY: Baahida loo qabo magacaabista khabiir amniga Qaranka oo aqoon fiican u leh arrimaha amniga Qaranka, maadaama uu xilka iska casilay La-Taliyihii Amniga Qaranka ee Hore.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Mudane Danjire Aways Xaaji Yuusuf Axmed** in uu noqdo La-Taliyaha Amniga Qaranka ee Madaxweynaha J.F.S.

Qodobka 2aad

La-taliyaha Amniga Qaranka wuxuu gudanayaa waajibaadka loo xil saaray isagoo la kaashanaya hay'adaha amniga iyo hay'adaha kale ee khuseeya, wuxuuna si toos ah warbixin ugu gudbiyaa Madaxweynaha Jamhuuriyadda.

Qodobka 3aad

Wixii Hawlo, Xuquuq iyo Maamuus ah waxaa lagu dhaqayaa Xeerka Lr. 11 ee 05/12/2006 ee Shaqaalaha Rayidka.

Qodobka 4aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAIIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-076-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Issa Sutale

XEER MADAXWEYNE LR.513 **TAARIIKH: 09-KA AGOOSTO 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2300/05/2025**, ku taariikheysan **24/05/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Ciise Axmed Warsame.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Ciise Axmed Warsame** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Ciise Axmed Warsame** uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN.066.2025
TAARIIKH :
SAXIIX :

XEER MADAXWEYNE LR.535 **TAARIIKH: 23 -DA AGOOSTO 2025**

MAGACAABIS XUBIN KA MID NOQONAYSA GOLAHA DHAQAALAHA QARANKA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad, Xarafka "B"ee Dastuurka J.F.S

MARKUU ARKAY: Aqoonta iyo khibradda ay leedahay Marwada loo magacaabayo xilkan.

MARKUU TIXGELIYAY: Baahida loo qabo in la buuxiyo booskan.

Madaxweynuhu waxa uu soo saaray Xeerkaan Magacaabis:

Qodobka 1aad

Laga bilaabo marka uu Madaxweynaha saxiixo xeerkaan;

1. Waxaa xilkii laga qaaday **Marwo Maluka Dheere Sheekh Cabdulqaadir**, waxaana xilkaas loo magacaabay **Marwo Hani Xasan Sheekh Aadan.**

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-072-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Issa Gulaid
Hantidhowraha Guud Ee JFS

XEER MADAXWEYNE LR.537 **TAARIIKH: 02-DA SEBTEEMBER 2025**

XIL KA QAADIS SII-HAYAHA GUDDOOMIYIHII HORE EE JAAMACADDA UMADDA SOOMAALIYEED & MAGACAABISTA GUDDOOMIYAHA CUSUB EE JAAMACADDA UMADDA SOOMAALIYEED

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad, Xarafka "B"ee Dastuurka J.F.S.

MARKUU ARKAY: Soo jeedinta Wasiirka Waxbarashada, Hiddaha & Tacliinta SareWarqadda summadeedu tahay **WWH&TS/XW/450/09/2025,** ee kuna taariikhaysan **01/09/2025** ujeedaduna tahay Magacaabis Guddoomiyaha Jaamacadda Ummadda Soomaaliyeed.

MARKUU TIXGELIYAY: Aqoonta iyo khibradda uu leeyahay mudanaha loo magacaabayo xilkan.

Madaxweynuhu waxa uu soo saaray Xeerkaan Magacaabis:

Qodobka 1aad

Laga bilaabo marka uu Madaxweynaha saxiixo xeerkaan;

1- **Mudane Dr. Xasan Cismaan Gacal**, Waxaa laga qaaday xilkii Sii-Hayaha Guddoomiyihii Jaamacadda Umadda Soomaaliyeed.

2- **Mudane Dr. Maxamed Maxamuud Maxamed**, Waxaa loo magacaabay Guddoomiyihii Cusub ee Jaamacadda Umadda Soomaaliyeed.

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAABIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-073-2025
TAARIIKH : 16 10 -
SAXIIX :
AVV Ahmed Isse Guhad
Hantidhowraha Guud Ee JFS

XEER MADAXWEYNE LR.539 **TAARIIKH: 02-DA SEBTEEMBER 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2301/07/2025**, ku taariikheysan **30/07/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Qaasim Cali Raage.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Qaasim Cali Raage**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Qaasim Cali Raage**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAMIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN - 074 - 2025
TAARIIKH : 16 - 10 - 2025
SAXIIX :
AVV Ahmed Isse Qutale

XEER MADAXWEYNE LR.540 **TAARIIKH: 11-DA SEBTEEMBER 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2288/2025**, ku taariikheysan **02/06/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Dayah Mohamed Hassan.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Dayah Mohamed Hassan**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Dayah Mohamed Hassan**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
03 OCT 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-075-2025
TAARIIKH : 16-10-2025
SAXIIX :

XEER MADAXWEYNE LR.543 **TAARIIKH: 20-KA SEBTEEMBER 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2304/2025**, ku taariikheysan **03/08/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cusmaan Sh.Cali Cilmi.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cusmaan Sh.Cali Cilmi**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cusmaan Sh.Cali Cilmi**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
06 OCT 2025
BY FADUMO MOHAMED OMAR SAAIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-077-2025
TAARIIKH : 16-10-2025
SAXIIX :
AVV Ahmed Isse Awale

XEER MADAXWEYNE LR.545 **TAARIIKH: 01-DA OKTOOBAR 2025**

MAGACAABIS NOOTAAYO

. MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2305/2025**, ku taariikheysan **12/08/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Aadan Xasan Cumar.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Aadan Xasan Cumar**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Aadan Xasan Cumar**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: Hgm-986-25
TAARIIKH: 12/12/2025
SAXIIX:
AVV Ahmed Isse Guleid
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR.546 **TAARIIKH: 04-TA OKTOOBAR 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/1996/2025**, ku taariikheysan **15/02/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cabdisataar Xassan Sh.maxamed.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cabdisataar Xassan Sh.maxamed**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cabdisataar Xassan Sh.maxamed**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-0872
TAARIIKH : 13-12-2025
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud E.J.S

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY: FADUMO MOHAMED OMAR SAAIIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR.549 **TAARIIKH: 09-KA OKTOOBAR 2025**

MAGACAABIS NOOTAAYO

. MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2451/07/2025**, ku taariikheysan **05/07/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Ahmed Abukar Ali.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Ahmed Abukar Ali,** loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Ahmed Abukar Ali**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-088-25
TAARIIKH : 13/11/2025
SAXIIX :
AVV Ahmed Isse Galale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNAHA LR. 574 **TAARIIKH: 08-DA OKTOOBAR 2025**

MAGACAABIS XISAABIYAHA GUUD EE DOWLADDA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad ee Dastuurka KMG ah ee J.F.S.

MARKUU ARKAY: Soo Jeedinta Ra'iisul-Wasaaraha warqadda summadeedu tahay **XRW/485/10/2025,** ee soo baxday taariikhda markay ahayd **02 Oktoobar 2025**, kuna saabsan Go'aan gole " Ansixinta Soo Jeedinta Magacaabista Xisaabiyaha Guud ee Dowladda ***Mudane Maxamed Maxamuud Cabdulle***.

MARKUU ARKAY: Aqoonta iyo waayo-aragnimada uu leeyahay mudanaha loo magacaabayo xilkan.

MARKUU TIXGALIYAY: Baahida loo qabo dardar galinta hannaanka xisaabaadka ee Maaliyadda.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya saxiixo xeerkan,waxa uu;

1. Xilkii Xisaabiyaha Guud ee Dowladda ka qaaday **Mudane Cabdiraxmaan Maxamed Anas.**
2. U magaacabay **Mudane Maxamed Maxamuud Cabdulle** in uu noqdo **Xisaabiyaha Guud ee Dowladda.**

Qodobka 2aad

Xeerkan waxa uu dhaqan-galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-089-25
TAARIIKH: 13-11-2025
SAXIIX:
AVV Ahmed Isse Gutale
Hantidhowrka Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

XEER MADAXWEYNE LR. 601 **TAARIIKH: 25-TA OKTOOBAR 2025**

MAGACAABIS LA-TALIYE SARE EE SIYAASADDA AHNA ISKU-DUWAHA XAFIISKA ISKU-DUWIDDA BARNAAMIJKA SIYAASADEEDKA MADAXWEYNAHA J.F.S.

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad ee Dastuurka KMG ah ee J.F.S

MARKA UU ARKAY: Aqoonta iyo waayo-aragnimada uu leeyahay Mudanaha xilka loo magacaabayo xilkan.

MARKA UU TIXGELIYAY: Baahida loo qabo magacaabista La-Taliyahan.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynaha Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya saxiixo xeerkaan, waxaa Mudanaha magaciisu hoos ku qoran yahay loo magacaabay jagada ku hor qoran.

No.	Magaca	Jagada
1.	Dr. Yaxya Ibraahim Macallin	La-Taliye Sare ee Siyaasadda ahna Isku-Duwaha Xafiiska Isku-Duwidda Barnaamijka Siyaasadeedka Madaxweynaha J.F.S.

Qodobka 2aad

Waxaa xilkii La-Taliye Sare ee Siyaasadda Ahaana Isku-Duwaha Xafiiska Isku-Duwidda Barnaamijka Siyaasadeedka Madaxweynaha J.F.S laga qaaday **Marwo Hodan Maxamed Xasan**.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa isla marka uu Madaxwaynaha J.F.S saxiixo waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
DIIWAAN NO: Ham-090-25
TAARIIKH: 12-12-2025
SAXIIX:
AVV Ahmed Issa Gutale
Hantidhowraha Guud Ee JFS

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

XEER MADAXWEYNE LR. 602 **TAARIIKH: 28-DA OKTOOBAR 2025**

MAGACAABIS ERGAY GAARKA AH EE KA HORTAGGA IYO LA-DAGAALANKA FIKRADAHA XAGJIRKA AH EE RABSHADAHA WATA (PCVE)

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad ee Dastuurka J.F.S.
MARKUU ARKAY: Aqoonta iyo waayo-aragnimada uu mudanaha loo magacaabayo xilkan leeyahay.
MARKA UU TIXGELIYAY: Baahida loo qabo magacaabista Ergay Madaxweyne oo aqoon fiican u leh arrimaha ka hortagga iyo la-dagaalanka fikradaha xagjirka ah ee rabshadaha wata (*PCVE*).

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya saxiixo xeerkaan, waxaa **Mudane Xil. Aweys Maxamed Cumar** loo magacaabay in uu Ergay Gaarka ah ee Arrimaha Ka Hortagga Iyo La-Dagaalanka Fikradaha Xagjirka Ah Ee Rabshadaha Wata (*PCVE*).

Qodobka 2aad

Waxa uu xeerkaan dhaqan gelayaa isla marka uu Madaxweynaha J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO. HAN 079-25
TAARIIKH 13/12/2025
SAXIIX
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S.

XEER MADAXWEYNE LR.605 **TAARIIKH: 05-TA NOFEEMBAR 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2528/2025**, ku taariikheysan **01/11/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Cabdinuur Xasan Xuseen.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Cabdinuur Xasan Xuseen**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Cabdinuur Xasan Xuseen**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
DIWAAN NO: Han-083-25
TAARIIKH : 13-12-2025
SAXIIX :
Adv. Ahmed Issa Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY: FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

XEER MADAXWEYNE LR.613 **TAARIIKH: 03-DA DISEEMBAR 2025**

MAGACAABIS MAAREEYAHA GUUD EE HAY'ADDA DHOWRISTA XOGTA DADWEYNAHA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad ee Dastuurka KMG ah ee J.F.S.

MARKUU ARKAY: Warqadda summadeedu tahay **XRW/483/09/2025**, ku taariikheysan **27/09/2025**, kuna saabsan Soojeedinta Magacaabis Maareeyaha Guud Ee Hay'adda Dhowrista Xogta Dadweynaha.

MARKUU ARKAY: Taariikh nololeedka, aqoonta iyo waayo-aragnimada uu leeyahay **Mudane Maxamed Nuur Cali.**

MARKUU ARKAY: Baahida loo qabo dardargalinta howlaha Hay'adda Dhowrista Xogta Dadweynaha.

Waxa uu Madaxweynuhu soo saaray xeerkan:

Qodobka 1aad

Laga billaabo marka uu Madaxwaynuhu saxiixo xeerkaan, waxa uu u magacaabay **Mudane Maxamed Nuur Cali,** in uu noqdo Maareeyaha Guud ee Hay'adda Dhowrista Xogta Dadweynaha.

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA HANTIDHOWRKA GUUD
DIWAAN NO: Han-082-25
TAARIIKH : 13-12-2025
SAXIIX :
AVV Ahmed Isse Sutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S

XEER MADAXWEYNE LR.614 **TAARIIKH: 03-DA DISEEMBAR 2025**

MAGACAABIS XUBNAHA GUDDIGA MADAXA BANNAAN EE XUQUUQUL INSAANKA

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobada 87aad iyo 90aad, Xarafka "B"ee Dastuurka J.F.S

MARKUU ARKAY: Warqadda summadeedu tahay **XGGSH/0795/B11/25**, ku taariikheysan **26/11/2025**, kuna saabsan Magacaabis Xubnaha Guddiga Madax Bannaan Ee Xuquuqul Insaanka.

MARKUU TIXGELIYAY: Baahida loo qabo in la magacaabo guddigan.

Madaxweynuhu waxa uu soo saaray Xeerkaan Magacaabis:

Qodobka 1aad

Laga bilaabo marka uu Madaxweynaha saxiixo xeerkaan Waxaa loo Magacaabay Xubnaha Guddiga Madaxa Bannaan ee Xuquuqul Insaanka, oo kala ah:-

1- Dr. Maryam Qaasim Axmed.
2- Dr. Cumar Cabdulle Calasow (PhD).
3- Dr. Maxamed Cismaan Maxamuud (PhD).
4- Muumina Shiikh Cumar.
5- Faadumo Cabdiqani Yuusuf.
6- Farxaan Maxamed Jimcaale.
7- Maxamed Haaruun Maxamuud.
8- Cali Maxamed Cilmi.
9- Axmed Shiikh Xamsa Abshir.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: H qn-981-25
TAARIIKH: 13/12/2025
SAXIIX:
AVV Ahmed Isse Guule
Hantidhowraha Guud Ee JFS

Qodobka 2aad

Xeerkan waxa uu dhaqan galayaa marka uu saxiixo Madaxweynaha Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saari doonaa Faafinta Rasmiga ah ee J.F.S.

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
11 DEC 2025
BY FADUMO MOHAMED OMAR SAAHIH
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J.F.S

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA MADAXWEYNAHA

جمهورية الصومال الفيدرالية
مكتب الرئيس

FEDERAL REPUBLIC OF SOMALIA
OFFICE OF THE PRESIDENT

XEER MADAXWEYNE LR.628 **TAARIIKH: 27-DA DISEEMBAR 2025**

MAGACAABIS NOOTAAYO

MADAXWEYNAHA J.F.S.,

MARKUU ARKAY: Qodobka 87aad, Farqadda 1aad, Xarafka 'C' iyo Farqadda 2aad ee Dastuurka KMG ah.

MARKUU ARKAY: Xeerka Lr. 1, ee soo baxay **02/03/1962**, kuna saabsan howlaha Nootaayo.

MARKUU TIXGELIYAY: Xeerka Lr. 7, ee soo baxay **02/02/1986** oo awood u siinaayo Madaxweynaha inuu magacaabo Nootaayaha.

MARKUU TIXGELIYAY: Soo jeedinta Wasiirka Wasaaradda Caddaaladda & Arrimaha Dastuur-ka, warqadda sumaddeedu tahay **WC&AD/XW/2530/2025**, ku taariikheysan **01/11/2025**, kuna saabsan soo jeedin Oggolaansho Nootaayo.

MARKUU TIXGELIYEY: Taariikh nololeedka, khibradda dheer iyo waayo aragnimada sharci yaqaannimo ee uu leeyahay **Dr. Mohamed Salad Hassan.**

Waxa uu Madaxweynuhu soo saaray xeerkaan:

Qodobka 1aad

Laga billaabo marka uu Madaxweynuhu saxiixo xeerkan, waxaa **Dr. Mohamed Salad Hassan**, loo magacaabay in uu furto Nootaayo.

Qodabka 2aad

Waxaa **Dr. Mohamed Salad Hassan**, uu ka howl galayaa Gobolka Benaadir.

Qodobka 3aad

Waxa uu xeerkaan dhaqan gelayaa marka uu Madaxweynuhu J.F.S saxiixo, waxaana lagu soo daabici doonaa Faafinta Rasmiga ee J.F.S.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: Han-094-2025
TAARIIKH: 31-12-2025
SAXIIX:
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XAFIISKA MADAXWEYNAHA JFS
BIXID / SENT
31 DEC 2025
BY FADUMO MOHAMED OMAR SAALIHI
SAACAD SAXIIX

Mudane Dr. Xasan Sheekh Maxamuud
Madaxweynaha J. F.S.

Address: Office of the President, Villa Somalia, Mogadishu, Somalia
Tell: +252 1 861000 / 261000 | | Web: www.villasomalia.gov.so

926

Xeer Ra'iisul Wasaare Lr.184 **Taariikh: 16/08/2025**

XIISKA RA'IISUL WASAARAHA BIXID 20 AUG 2025 EXIT OFFICE OF THE PRIME MINISTER

XEERKA: XEER-NIDAAMIYAHA SHIRKADAHA SHAQA-SIINTA GAARKA AH.

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad farqadaha 1aad iyo 2aad; iyo Qodobka 99aad farqadaha (a), (b), (e), (f) iyo (i); iyo Qodobka 100aad farqadaha (a) iyo (d) ee Dastuurka KMG.

Markuu arkay: Warqadda summaddeedu tahay **MOLSA/OM/270/25** ee ku taariikheysan **17/07/2025** ee Wasaaradda Shaqada iyo Arrimaha Bulshada kuna saabsan codsiga soojeedinta **Xeer-nidaamiyaha Shirkadaha Shaqa-siinta Gaarka ah**;

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.23.126.08.25** ee **14/08/2025,** kuna saabsan **Ansixinta Xeer-nidaamiyaha Shirkadaha Shaqa-siinta Gaarka ah** oo uu Goluhu cod buuxa ku ansixiyay.

Markuu tixgeliyay: Muhiimadda uu u leeyahay in la helo hannaan lagula xisaabtami karo shirkadaha shaqosiinta gaarka ah.

Wuxuu Meelmariyay:

Qodobka 1aad:

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.23.126.08.25** ee **14/08/2025,** kuna saabsan ansixinta **Xeer-nidaamiyaha Shirkadaha Shaqa-siinta Gaarka ah** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad:

Hirgalin

Waxaa Wasaaradda Shaqada iyo Arrimaha Bulshada loo igmaday in ay hirgaliso meelmarisana Xeer-nidaamiyahan.

Qodobka 3aad:

Dhaqangal

Xeer-nidaamiyahan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa faafinta Rasmiga ah ee Dowladda

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN- 062
TAARIIKH :
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee XJFS

XUKUUMADDA FEDERAALKA SOOMAALIYA
XAFIISKA RA'IISUL WASAARAHA
OFFICE OF THE PRIME MINISTER
FEDERAL GOVERNMENT OF SOMALIA

Mudane, Saalax Axmed Jaamac
Kusimaha Ra'iisul Wasaaraha, ahna Ra'iisul Wasaare kuxigeenka XJFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
Wasaaradda Shaqada iyo Arrimaha Bulshada

XEER-NIDAAMIYAHA
SHIRKADAHA SHAQO-SIINTA GAARKA AH

Waxaa diyaariyey: Wasaaradda Shaqada & Arrimaha Bulshada, Xukuumadda JFS 2025

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QEYBTA 1AAD
QODOBBO GUUD

Qodobka 1aad

Magaca Xeer-nidaamiyahan

Xeer-nidaamiyahan waxaa lagu magacaabaa "Xeer-nidaamiyaha Shirkadaha Shaqosiinta Gaarka ah".

Qodobka 2aad

Cuskasho

1. Xeer-nidaamiyahan wuxu waafaqsan yahay Xeerka Shaqada Soomaliyeed, Sharci Lr36 ee 24 December 2024 iyo:
2. Axdiyada Caalamiga ah ee ILO, sida:
    a. Axdiga ILO C181 (1997) Qodobbada 1, 1(1), 2, 3(2), 4, 5, 5(c), 7, 8, 10, 14 iyo 15aad;
    b. Axdiga ILO C143 (Supplementary Provisions) (1975) Qodobbada 2, 5,6, 7, 8, 9,10 iyo 11aad;
    c. Axdiga ILO C155 (1981) Qodobbada 4-5, 16-19, 17-22aad; iyo
    d. Axdiga ILO C097 (1949 revised), Qodobbada 1, 5aad iyo C097 (lifaaqa5aad).
3. Xeer Ra'iisul Wasaare Lr. 134 ee (17/06/2021) Xeerka Hab-raaca iyo Adeegga Guud Shaqaalaysiinta Dibadda eeShaqaalaha Xoogsatada Soomaaliyeed.
4. Sharci Lr. 10 ee 09/12/2015 Oggolaanshaha Ansixinta Sharciga Shaqo-qorista Shaqaalaha Shisheeye.

Qodobka 3aad

Ujeeddo

1. Xeer-nidaamiyahani ujeeddadiisu waxay tahay in la aqoonsado oo la rasmiyeeyo kaalinta shirkadaha gaarka loo leeyahay ee qorista iyo meeleynta shaqaalaha gudaha iyo dibadda.
2. Xeer-nidaamiyahani wuxuu fasiraad ka bixinayaa abuuridda shati-siinta iyo hawlgelinta shirkadaha shaqo-siinta gaarka ah, wuxuuna dejinayaa hab-raacyada kormeerkooda, waxaana looga dan leeyahay in la hubiyo shirkadahaas iyo sida ay u shaqeeyaan, una dhawraan xuquuqda iyo daryeelka shaqaalaha iyo kuwa shaqodoonka ah ee ka-faa'iideysanaya adeegyadooda, iyadoo kor loo qaadayo socdaalka shaqo ee badbaadada iyo sharciga ah, iyo fursadaha shaqo ee shaqaalaha Soomaaliyeed.

Qodobka 4aad

Qeexid

Xeer-nidaamiyahan dhexdiisa, haddii aan si kale loogu qeexin, erayadan soo socda waxay yeelanayaan macnaha ku hor qoran:

1) “Maamul” waxaa loola jeedaa Wasaaradda Shaqada iyo Arrimaha Bulshada, Xukuumadda JFS, ama wax kasta iyo mas’uul kasta oo ay Wasaaraddu u idmato fulinta xeer-nidaamiyahan.

2) “Shirkadaha shaqo-siinta gaarka ah” waxaa loola jeedaa qof ama shirkad kasta oo leh shakhsiyad qaanuuneed oo ka tirsan shaqaalaha shirkadaha gaarka ah ee bixiya mid ama in ka badan adeegyadan soo socda:
    a) Shaqaaleysiinta shaqo-doonka si ay ugu shaqeeyaan loo-shaqeeye saddexaad, hadday tahay gudaha ama dibadda.
    b) Shaqaale-qoris loo marayo hay'ad kale oo loo xilsaaray in ay ka shaqeyso shaqaaleysiin cid saddexaad; iyo
    c) Shaqaale-qoris kasta oo kale oo loo sameeyo faa’iido-ka-raadin ama isku-xirka shaqo-doonka iyo loo-shaqeeyaha.
3) “Shati” waxaa loola jeedaa shatiga rasmiga ah ama shahaadada ay bixiso Wasaaradda Shaqada si waafaqsan Xeer-nidaamiyahan, taasoo u fasaxaysa shirkad shaqaaleysiineed oo gaar loo leeyahay inay ka shaqeyso oo ay bixiso adeegyada shaqoqorista iyo meeleynta.
4) “Shirkad shati leh” waxaa loola jeedaa hay'ad shaqo-siin oo gaar ah haysatana shati lagu bixiyey si waafaqsan xeer-nidaamiyahan.

5) “Wasiir” waxaa loola jeedaa Wasiirka Wasaaradda Shaqada iyo Arrimaha Bulshada, Xukuumadda JFS.

6) “Shaqaale” waa qof kasta oo shaqo ka raadsada ama ka hela (ha ahaado mid gudaha ama dibadda ah) isagoo u maraya adeegyada shirkadaha shaqaaleysiinta ee gaarka loo leeyahay.

7) “Loo-shaqeeye” waxaa loola jeedaa qof kasta, shirkad ama urur doonaya in uu shaqaale qorto iyagoo u maraya shirkad shaqaaleysiin oo gaar ah.

8) “Diiwaan-gelin” waxaa loola jeedaa in la siiyo awood qoraal ah shirkad shaqaaleysiin oo gaar loo leeyahay si ay dad uga shaqaaleysiiso gudaha iyo dibadda dalka.

9) “Maareeye” waxaa loola jeedaa qofka maamula, kormeera ama xakameeya hawlaha shaqo ee shirkad shaqaaleysiin gaarka ah ama laamaheeda.

10) “JFS” waxaa loola jeedaa Jamhuuriyadda Federaalka Soomaaliya.
11) Hay’adda Maamulaysa: Wasaaradda Shaqada iyo Arrimaha Bulshada, Xukuumadda JFS ayaa ah hay’adda u xilsaaran dhaqan-gelinta xeer-nidaamiyahan. Wasaaraddu waxay mas’uul ka tahay soo-saarista, cusboonaysiinta, hakinta iyo kala-noqoshada shatiyada shirkadaha shaqaaleysiinta gaarka ah, iyo ilaalinta guud iyo nidaaminta hawlahooda si waafaqsan xeer-nidaamiyahan.

Qodobka 5aad

Shuruudaha Diiwaan-gelinta Shirkadaha

1) Codsadaha doonaya in la diiwaan-geliyo si uu uga shaqeeyo shaqaaleysiin gaarka ah waa in uu ku soo gudbiyaa codsiga si danabeysan (online) ama codsiga uu keenaa Wasaaradda waxaana loo soo gudbinayaa sidan soo socota:

a) Ugu yaraan 51% xubnaha guddiga maamulka sare ee shirkadda waa in ay yihiin muwaadiniin Soomaaliyeed, caddeynta jinsiyadana waa in lagu lifaaqaa codsiga;

b) Warqad codsi diiwaan-gelin shirkad shaqaaleysiinta gaar ah;

c) Nuqul la xaqiijiyey oo ah shahaado ka mid noqoshada shirkad mas'uuliyad xaddidan leh;

d) Xeerka ururka iyo xeer-hoosaadka shirkadda;

e) Raasamaalka ugu yar: Codsaduhu waa in uu soo bandhigaa raasumaal ama hanti aan ka yarayn US$60,000 (lixdan kun) oo Doollarka Mareykanka ah ama lacag shillin Soomaali ah oo u dhiganta, oo laga heli karo in lagu shaqeeyo. Awoodda maaliyadeed waxaa lagu xaqiijin karaa xisaabaadka banki (Bank Statement) ee shahaabadeysan 3da (saddexda) bilood ee ugu dambeysay;

f) Shahaadada diiwaan-gelinta shirkadda oo aan dhacsanayn;

g) Nuqul ka mid ah rukhsadda/shatiga ganacsiga ee maamulka Gobolka Banaadir ama Dawlad goboleedyada dalka;

h) Shahaadada u-hoggaansanaanta Canshuuraha shirkadda ee (TCC) oo ka timid maamulka canshuuraha Soomaaliya oo lagu lifaaqaa codsiga. Shahaadadan waa in ay xaqiijisaa Wasaaraada Maaliyadda in shirkaddu si buuxda u bixisay waajibaadkeeda canshuureed oo aan lagu lahayn wax canshuur ah;

i) Codsaduhu waa in uu muujiyaa jiritaanka cinwaanka xafiiska ay ku shaqeyneyso oo rasmiga ah ee Soomaaliya ka jira oo uu ganacsi ka sameyn doono, Caddeynta la aqbali karo waxaa ka mid ah nuqul heshiis ijaareed sax ah oo uu nootaayo dadweyne oo la aqoonsan yahay diiwaan-geliyey, ama warqad lahaanshaha dhismaha ganacsiga;

j) Maamulaha shirkaddu waa in uu keenaa dokumentiyada soo socda:

   i. Nuqul ka mid ah Kaarka Aqoonsiga ama Baasaboorka Soomaaliga;

   ii. 2 (labo) sawir oo cabbir baasaboor ah; iii. Shahaadada dembi-la'aanta (CID);

   iv. Oggolaanshaha rukhsadda shaqada iyo deganaashaha dalka haddii agaasinku yahay ajnabi; iyo

   v. Waa in uu haystaa ugu yaraan shahaado dugsi sare ama wax u dhigma oo ay aqoonsan tahay Wasaaradda Waxbarashada.

k) Maamulaha shirkaddu waa in uu keenaa dokumentiyada soo socda:

   i. Shahaado jaamacadeed oo la xiriita ganacsiga oo uu ka qaatay jaamacad la aqoonsan yahay, oo ay sugtay Wasaaradda

   Waxbarashada; ii. Warqad ballan ah oo uu saxiixay loo-shaqeeyaha, oo qeexaysa shuruudaha shaqada iyo aqbalaadda; iyo

   iii. Nuqul ka mid ah kaarka aqoonsiga ama baasaboorka maareeyaha.

l) Saamiga lahaanshaha Soomaalida: Muwaadiniinta Soomaaliyeed waa in ay lahaadaan oo ay maamulaan ugu yaraan boqolkiiba kontan iyo kow (51%) hantida

ama saamiga shirkadda. Heshiiska qaab-dhismeedka lahaanshaha waa in lagu shaaciyaa codsiga si loo xaqiijiyo xaaladan;

m) Bixinta khidmadda shatiga: Codsaduhu waa inuu bixiyaa lacagta shatiga ee loo baahan yahay oo uu ku lifaaqo caddeynta lacag-bixinta codsiga. Kharashku wuxuu ku xiran yahay baaxadda adeegyada shaqada, sida ku xusan shaxdan hoose:

n) Shaxda sharaxaada khidmadaha

	SHARAXAADDA KHIDMADAHA	QADARKA (US$)
1)	Kharashka arjiga bilowga ah ee diiwaan-gelinta shirkad ka shaqeysa shaqo-qorista gudaha iyo dibadda.	$ 2,000
2)	Kharashka arjiga bilowga ah ee diiwaan-gelinta shirkad ka shaqeysa shaqo-qorista ajaanibka.	$ 1,500
3)	Kharashka arjiga bilowga ah ee diiwaan-gelinta shirkad ka shaqeysa shaqaaleysiinta gudaha keliya/suuqa Soomaalida.	$ 1,000
4)	Kharashka cusboonaysiinta diiwaan-gelinta shirkad shaqo-qorista ee ajnabiga ah.	$ 750
5)	Kharashyada soo gudbinta arjiga dib u cusboonaysiinta diiwaan-gelinta shirkad ka shaqeysa shaqaaleysiinta gudaha/suuqa Soomaaliya.	$ 500
6)	Khidmadaha wax-ka-beddelka shahaadada diiwaan-gelinta, haddii uu dalbado macmiilku.	$ 100

o) In uu xubin ka noqdo urur la aqoonsan yahay oo ay leeyihiin shirkadaha shaqaaleysiinta ee gaarka ah;

p) Codsaduhu waa in uu dhigaa dammaanad lacageed Bankiga Dhexe ee Soomaaliya oo dhan US$25,000 (shan iyo labaatan kun) oo Doollarka Mareykanka ah ama shillin Soomaali u dhigma. Dammaanadda lacageed waxaa loo isticmaalayaa in lagu daboolo mushaar, mag-dhaw, ama deymo kale oo lagu yeesho looshaqeeyaha haddii ay dhacdo in loo-shaqeeyuhu ku fashilmo bixinta xuquuqdaas. Shuruudaha curaartan ayaa u oggolaanaya maamulka in uu tallaabo ka qaado looshaqeeyaha iyadoo matalaysa shaqaalaha ay khusayso, haddii loo baahdo. Caddeynta rahanka la fuliyey waa in lagu soo gudbiyaa codsiga:

2) Wasaaraddu waxay codsan kartaa macluumaad dheeraad ah ama dokumentiyo iyadoo loo eegayo mid mid, Haddii tafaasiil kasta oo loo baahan yahay uu maqan yahay ama loo baahdo caddeyn, Wasaaraddu waxay ogeysiinaysaa codsadaha in uu ku bixiyo macluumaadka dheeraadka ah muddo cayiman gudaheed. Ku-guuldarreysiga bixinta macluumaadka dheeraadka ah ee loo baahan yahay waxay keeni kartaa in codsiga la diido; iyo

3) Bixinta macluumaad been-abuur ah, marin-habaabin ah ama hilmaamidda warbixinnada qaar marxalad kasta oo uu nidaamka codsiga marayo waa mamnuuc. Haddii mid ka mid ah macluumaadka ku jira codsiga la caddeeyo in ay been yihiin, isla markiiba waa la diidayaa codsiga. Intaa waxaa dheer, haddii shatiga lagu bixiyo xog been ah, isla markiiba waa lagala noqonayaa marka la helo, waxaana laga yaabaa in shirkadda iyo shakhsiyaadka mas'uulka ka ah ay wajihi karaan tallaabo sharci. Sidaa darteed, codsadeyaasha waxaa si adag lagu adkaynayaa in ay hubiyaan in dhammaan macluumaadka iyo dokumentiyada la soo gudbiyey ay yihiin kuwo sax ah.

4) Codsaduhu waa in uu muujiyaa baaxadda shatiga uu ku caddeeyey dalabka arjigiisa, noocyada shaqo-qorista iyo hawlaha shaqaaleysiinta oo ay ku jiri karaan mid ama ka badan qeybaha soo socda:

i. Shaqaaleysiinta muwaadiniinta Soomaaliyeed si ay uga shaqeeyaan gudaha dalka (shaqaale maxali ah)

ii. Shaqaalaysiinta gudaha iyo dibadda: Shaqaaleysiinta muwaadiniinta Soomaaliyeed ee ka shaqeynaya gudaha dalka iyo dalalka dibadda (shaqo dibadeed), taasoo noqon karta mid guud ama mid caalami ah marka loo eego baaxadda shatiga.

iii. Codsaduhu waa in uu si cad u caddeeyaa heerka ama heerarka shaqaaleysiinta ee uu doonayo in uu qabto, Wasaaraddu waxay soo saareysaa shatiga kaas oo leh oggolaansho cayimidda baaxadda, tusaale, "maxalliga keliya" ama "maxaliga iyo dibadda".

5) U-qalmid-la'aanta Shatiga ee Shirkadaha: Iyadoo aan loo eegin farqada (1), Wasaaradda ayaa diidaysa codsiga shatiga cusub ama dib-u-cusboonaysiinta shatiga jira, haddii codsadaha (ama xaalad shirkad, mid ka mid ah agaasimeyaasheeda ama saraakiisha maamulka) uu la kulmo mid ka mid ah shuruudahan soo socda ee keenaya u-qalmid-la'aanta:

A. Eedaymo Dembiyo Ciqaabo ah: Codsaduhu ay maxkamadi ku riday xukun dembi kasta oo ku lug leh shaqaaleysiin aan la oggolayn ama sharci-darro ah, ka ganacsiga dadka, tahriibinta muhaajiriinta, dembiyada abaabulan, ka ganacsiga daroogada, lacag dhaqidda, musuqmaasuqa, ama dembi kasta oo la xiriira damiir xumo ama ku xadgudbida xuquuqda shaqaalaha (oo ay ku jiraan dembiyada la xiriiraa ku shaqeynta carruurta ama shaqada khasabka ah). Codsadaha lagu riday xukun noocan oo kale ah waxaa loo aqoonsanayaa in uusan u qalmin, haddii si rasmi ah loogu soo oogay oo uu hadda wajahayo dacwad ku saabsan mid ka mid ah dembiyada kor ku xusan (oo uu kiisku hor yaallo maxkamad), Wasaaraddu waa inay dib u dhigtaa tixgelinta codsiga ilaa arrinta laga xallinayo.

B. Jebinta Nidaaminta ka hor: Haddii codsaduhu uu hore u jebiyey shuruudaha shatiga lagu bixiyey xeer-nidaamiyahan ama xeerarkii hore, uuna ku xadgudbay qodobbada xeer-nidaamiyahan ama Xeerka Shaqada, taasoo keentay in laga hakiyo ama la joojiyey rukhsadiisii hore ee Wasaaradda. Haddii hakinta ama ka joojinta caynkaas ahi sii socoto taasoo aan la qaadin ama aysan dhammaan muddada, codsadaha waa laga joojinayaa. sidoo kale, haddii codsadaha lagu helo in uu ku kacay jebinta sharciga, taasoo keentay in la ganaaxo, shatigiisa dib looma cusbooneysiin karo ilaa laga buuxiyo muddo cayiman ama shuruudo ay dejisay Wasaaraddu la fulinaayo;

C. Wareejinta Shatiga aan la oggoleyn: Shatiyada lama wareejin karo sida ku qeexan qoddobka 11aad ee Xeer-nidaamiyahan. Codsadihii isku daya in uu wareejiyo, ama hore u wareejiyey, shatiga ama oggolaanshaha shaqada qof kale ama Shirkad iyadoo aan oggolaansho laga helin Wasaaradda. Dhaqan kasta oo noocaas ah wuxuu keenayaa diidmada shatigiisa; iyo

D. Lumidda shahaadooyinka: Codsaduhu ma siibuuxinayo shuruudaha looga baahan yahay farqada (1) ee soo saarista shatiga, haddii isbeddelada dhacay tan iyo markii la bixiyey shatigii hore aan dib loo sixin. Haddii shirkad hore rukhsad u haysatay ay beddasho la haanshaha ama maamulka, sida in aanay yeelan

maareeye Soomaali ah, raasumaalkeeda uu hoos uga dhacdo inta ugu yar ee loo baahan yahay, ama shahaadooyinka maamulaheedu aanay u dhammayn shirkadaas uma qalanto shati cusub ama dib u cusboonaysiin inta laga soo dhammeystirayo dokumentiyada dhimman.

6) Codsadaha shatiga la siiyey iyo kuwa la siin doono waxaa ku waajib ah in ay ku ogeysiiyaan shirkadda qoraal afar iyo toban (14) maalmo shaqo gudahooda wixii isbeddel ah ee macluumaadka lagu sheegay codsiga. Arrintan waxaa ku jira isbeddellada dhaca inta lagu guda jiro xilliga hubinta codsiga sida beddelka maareyeyaasha shirkadaha, cinwaanka, ama isbeddellada maaliyadeed ee muhiimka ah. Bixinta macluumaadka cusub isla markiiba waxay hubinaysaa in go'aannada maamulku ay ku salaysnaadaan xogta hadda jirta ee saxda ah.

7) Khidmadda Codsiga: Codsi kastaa waa in uu la socdaa bixinta khidmadaha loo qoondeeyey si loo daboolo kharashaadka maamulka si waafaqsan qodobka 1aad faqradda (n) ee Shaxda sharaxaada khidmadaha. Wasaaraddu waxay wax ka beddeli kartaa khidmadaha iyadoo lagu salaynayo xeer, waxayna beddeli kartaa iyadoo lagu salaynayo baaxadda shatiga. Caddeynta lacag bixinta waxaa lagu lifaaqayaa arjiga. Ku guuldaraysiga bixinta khidmadaha waxay keenaysaa in arjigu la hakiyo ilaa laga soo dhammeystiro.

8) Khidmadaha Shirkadaha shaqaalaysiinta aan Faa'iido-doonka ahayn: Wasaaraddu waxay ka dhaafi ama ka dhimmi kartaa khidmadaha shirkadaha shaqaalaynsiinta aan faa'iido-doonka ahayn iyadoo dejinaysa heerar kala duwan oo khidmad ah, loona eegayo nooca shaqadooda sida adeegyada shaqaaleynta aan faa'iido-doonka ahayn. Codsadeyaasha waa in lagu wargaliyaa khidmadda laga dhaafay ama la dhimmay ka hor intaysan soo gudbin arjigooda.

9) Dib-u-eegista codsiyada iyo bixinta shatiga: Ka dib marka la helo codsiga la dhammeystiray iyo dokumentiyada taageeraya, Wasaaraddu waxay ku bixineysaa dadaallada lagama-maarmaanka ah si loo xaqiijiyo saxnaanta iyo xaqiiqda macluumaadka la bixiyey, tan waxaa ku jira xaqiijinta heerka diiwaan-gelinta shirkadda, hubinta tixraacyada, shahaadooyinka, iyo xaqiijinta ansaxnimada dammaanadaha maaliyadeed.

10) Wasaaraddu waxa ay kormeeri doonta goobaha shaqada ee codsadaha iyo adeegyada, si ay u xaqiijiso awoodooda waxqabadka, taasoo qeyb ka ah qiimaynta. Codsaduhu waa in uu oggolaadaa oo fududeeyaa wixii baaritaan ama weydiimo caynkaas ah, oggolaanshaa gelitaanka xafiisyadooda iyo diiwaanadooda, kana jawaabaan su'aalaha si ay awood ugu hesho Wasaaradda xaqiijinta u-hoggaansanaanta shuruudaha Xeer-nidaamiyahan.

11) Waqtiga Go'aan gaarista: Wasaaraddu waxay ku dadaalaysaa in ay ka soo saarto go'aan qoraal ah codsiga muddo ku siman soddon (30) maalmo shaqo gudahooda laga billaabo taariikhda la qabto arjiga oo dhammeystiran, watana dhammaan macluumaadka loo baahan yahay. Go'aanku wuxuu noqon karaa in la bixiyo shatiga ama la diido codsiga, iyadoo la raacinayo sababaha. Haddii codsiga la dhammeystiri waayo, arjiga waxa laga yaabaa in la hakiyo

12) Codsiyada aan dhammeystirnayn: Haddii ay wasaaraddu ogaato, inta ay dib-ueegisteeda ku jirto, in codsigu aanu dhammeystirnayn ama uu u baahan caddeyn dheeraad ah, waa in ay qoraal ku ogaysiisaa codsadaha, iyadoo caddeynaysa macluumaadka dheeraadka ah, dokumentiyada, ama caddeynta loo baahan yahay, Codsadaha waa in la siiyaa fursad macquul ah si uu u soo gudbiyo macluumaadka maqan ama uu caddeeyo mad madowga jira. Xaaladahan oo kale muddo 30 maalmo shaqo ah waa in laga dhigaa waqtiga go'aan qaadashada iyadoo xisaabta laga bilaabayo taariikhda ay Wasaaraddu hesho macluumaadka ama caddeynta oo dhammaystiran. Haddii codsaduhu ku bixin waayo macluumaadka loo baahan yahay muddada la cayimay, Wasaaraddu waxay diidi karta codsiga.

13) Oggolaanshaha iyo Soo saarista Shatiga: Haddii ay Wasaaraddu ku qanacdo in codsaduhu buuxiyey dhammaan shuruudaha, waxay oggolaaneysaa codsiga waxayna siinaysaa shati ay ku shaqeystaan hawlaha shirkadaha shaqo-siinta ee gaarka ah. Shatigu waa in uu ahaadaa qaabkii loo qoondeeyey oo lagu qeexaa magaca shirkadda, mulkiilaha ama maamulaha, goobta shaqada, baaxadda shaqada la oggolaaday, taariikhda bixinta, dhicitaanka, iyo lambarka shatiga gaarka ah

14) Diidmo: Haddii codsiga la diido, Wasaaraddu waxay go'aankeeda ku soo gudbinaysaa hab qoraal ah, iyadoo raacinaysa sababaha diidmada. ku guuldaraysiga shahaadooyinka qaarkood, arrimo ammaanka lid ku ah ama lahaansho diiwaan dembi, ama bixinta xog been ah. Ogeysiiska diidmada wuxuu kaloo ku wargelinayaa codsadaha in uu xaq u leeyahay qaadasho racfaan go'aanka wasaaradda mudada xeerku oggol yahay

15) Shatiga oo caddeyn ahaan loo Isticmaalo: Shatiga ay bixiso Wasaaraddu iyadoo la raacayo xeer-nidaamiyahan waa in uu noqdaa mid dhammeystiran oo ku saabsan uqalmidda shatiga si loo tuso loo-shaqeeyaha, shaqaalaha iyo dhinacyada ay khuseyso in si sharci ah loo fasaxay. Shirkaddu waxay isticmaali kartaa shahaadada shatiga ama nuqul shaabadaysan si ay ugu caddeyso shatigeeda sharciga ah loo-shaqeeyaha, shaqaalaha iyo dhinacyada kale ee ay khuseyso.

Qodobka 6aad

Bandhigidda Shatiga

1. Shirkad walba oo gaar loo leeyahay waa in ay ku soo bandhigtaa shatiga asalka ah ee ay bixisay Wasaaraddu meel la arki karo oo ku taal xarunteeda ugu weyn, Shatiga waa in lagu dhejiyaa meel muuqata oo loogu talo-galay in ka arki karaan macaamiisha iyo dadka soo booqanaya, sida goobta soo-dhaweynta, si loo xaqiijiyo sharcinimada shirkadda.
2. Marka laga reebo muuqaalka goobta xafiiska, lambarka shatiga, taariikhda la soo saaray iyo taariikhda uu dhacayo, waa in lagu daro shatiga dhammaan waraaqaha rasmiga ah iyo agabka xayeysiinta ee shirkadda, tan waxaa ku jira kara warqadda rasmiga ah ee shirkadda, cinwaanka email-ka, buug yaraha, xayeysiinta, mareegaha iyo bogagga warbaahinta

bulshada, ujeedaduna ay tahay in dadweynaha iyo Wasaaraddu ay si fudud u hubin karaan shatiga shirkadda.

3. Shirkad kasta oo war saxaafadeed, ogeysiis ama xayeysiis soo saarta iyadoo aan la isticmaalin astaan rasmiga ah. Shirkaddu waa in ay hubisaa in ogeysiisku si cad loogu xuso magaca shirkadda, lambarka shatiga iyo muddada uu shaqeynayo. Baahin kasta oo si rasmi ah shirkaddu u soo saarto lagama saari karo tixraaca lambarka shatiga shirkadda.
4. Shirkaddu waxba kama beddeli karto qaabka shatiga, ma amaahin karto shatigeeda qof kale ama shirkad kale, haddii ay dhacdo in ay lunto ama dhib gaaro shahaadada shatiga, shirkaddu waa in ay si degdeg ah u soo wargalisaa Wasaaradda, waxayna codsan kartaa in dib loogu daabaco nuqul si ay u soo bandhigto.

Qodobka 7aad

Diiwaan-gelinta Shirkadaha Shaqo-siinta Gaarka ah

1. Wasaaraddu waa in ay haysataa diiwaanka rasmiga ah ee shirkadaha shaqo-siinta gaarka ah ee sharciyeysan. Diiwaanka waxaa lagu hayn karaa si danabeysan ama nuqul warqad ah, waana in lagu daraa ugu yaraan xogtan soo socota ee shirkad kasta oo sharciyeysan:
    a. Lambarka taxanaha shatiga ama aqoonsiga gaarka ah ee u taagan shatiga
    b. Magaca shirkadda shaqo-siinta gaarka ah (magaca shirkadda) ee shatiga la siiyey.
    c. Faahfaahinta lahaanshaha iyo maamulka, oo ay ku jiraan magaca agaasimayaasha shirkadda
    d. Cinwaanka xarunta dhexe ay shirkaddu ku fuliso hawlaheeda, iyo xafiis kasta oo laamo ah, haddii ay jiraan
    e. Macluumaadka xiriirka shirkadda (lambarka telefoonka, email-ka, website-ka ama faahfaahinta xiriirka kale ee internetka, haddii ay jirto)
    f. Baaxadda shatiga, oo ay ku jiraan qeybaha shaqada ee la oggol yahay sida; maxali, shisheeye, iyo shuruudo kasta oo gaar ah ama xaddidaadyo la xiriira shatiga
    g. Taariikhda soo-saarista bilowga ah ee shatiga iyo taariikhda uu dhacayo shatiga
    h. Sooyaalka shatiga - oo ay ku jiraan taariikhaha cusboonaysiinta, hakinta ama burinta dhacday, iyo tixraaca go'aamada khuseeya: Taariikhda uu qofka shatiga haystaa ka helay Wasaaradda shahaadada shatiga, aqoonsiga qofka helay iyo saxiixiisa.
2. Wasaaraddu waxay ku dari kartaa wixii macluumaad kale ah oo ay u aragto inay lagamamaarmaan u tahay diiwaanka, sida qoraallada u-hoggaansanaanta warbixinada baaritaanada, magacyadda saraakiisha muhiimka ah ee shirkadda, diiwaannada xad-gudubyada ama abaal-marinada muhiimka ah
3. Diiwaanka shirkadaha gaarka ah wuxuu noqonayaa mid u furan in lagu sameeyo kormeer guud saacadaha shaqada rasmiga ah ee xarumaha shirkadda. Qof kasta wuu arki karaa diiwaanka si uu u xaqiijiyo shatiyeynta shirkadaha gaarka ah iyo si uu u eego baaxadda shati bixinta.
4. Haddii qof uu codsado nuqul lagu darayo diiwaanka ama laga soo saarayo, Wasaaraddu way bixin kartaa nuqulkaas, waxayna ku soo rogi kartaa kharashyo maamul oo macquul ah si ay u daboosho kharashaadka raadinta, daabacaadda, ama nuqul ka sameynta diiwaanka, si waafaqsan shaxda kharashaadka gaar ah ee la oggol yahay.

Qodobka 8aad

Cusboonaysiinta Shatiga

1. Muddada Shatiga: Shatiga lagu bixiyey xeer-nidaamiyahan wuxuu jirayaa muddo hal (1) sano ah oo ka bilaabmaysa taariikhda la bixiyey, haddii aan la hakin ama aan dib loogala noqon. Taariikhda dhicitaanku waxay ku qoran tahay shahaadada shatiga.
2. Codsiga Cusbooneysiinta: Shirkadda shaqo-siinta gaarka ah, waa in ay soo gudbisaa arji cusbooneysiin ah, waana in lagu soo gudbiyaa ugu dambayn konton (50) maalmo shaqo, lagamana dib dhici karo muddo shan iyo labaatan (25) maalmo shaqo ka hor taariikhda uu dhacayo shatiga.
3. Shuruudaha isku midka ah ee codsiyada cusub: Shuruudaha cusboonaysiinta waxay la mid yihiin shirkad cusub. Shirkaddu waa in ay keentaa dhammaan dokumentiyada iyo caddeymaha cusub ee Xeer-nidaamiyahan oo ay ku jiraan dokumentiyada shirkadaha, shahaadada u-hoggaansanaanta canshuuraha, cinwaanka goobta shaqada, diiwaannada aqoonsiga iyo hab-dhaqanka xubnaha guddiga iyo sidoo kale, maareeyeyaasha aqoonsiyadooda iyo shahaadooyinkooda.
4. Cawaaqibta ka dhalan karta dib-u-dhigista codsiga: Haddii ay shirkaddu soo gudbin waydo dalabka cusboonaysiinta shatiga ugu yaraan shan iyo labaatan (25) maalmo shaqo ka hor taariikhda uu dhacayo. Ku shaqeynta shatiga dhacay lama oggola. Shirkaddu waa in ay joojisaa shaqada oo ay dib u codsato shati cusub. Maamulka kuma khasbana in uu u xalliyo cusboonaysiinta soo daahday sidii shati aan dhammeystirneyn oo sii socda.
5. Guddiga Qiimaynta iyo Hubinta: Marka lagu daro shuruudaha caadiga ah ee kor lagu soo sheegay, guddiga qiimaynta iyo hubinta wuxuu dib u eegayaa diiwaanka uhoggaansanaanta shirkadda, hab-dhaqanka guud iyo waxqabadkeeda, waxaana ka mid ah:
    i. U-hoggaansanaanta shuruudaha shatiga iyo waajibaadka sharciyeynta; iyo ii. Maqnaanshaha cabashooyinka aan la xallin, ganaaxyo, ama xad-gudubyo.
6. Diiwaanka Shaqaaleysiinta: Shirkadaha muujiya diiwaanno shaqo oo la xaqiijin karo, sharcigana sidiisa u raaca gaar ahaan shaqo-siinta dibadda, waxay helayaan tixgelin gaar ah. Shirkadaha sameeya shaqo-siin badan oo waafaqsan sharciga iyo qiyamka dadka mudnaan gaar ah ayey leeyihiin marka shatiga loo cusboonaysiinayo.

7. Go'aanka Cusboonaysiinta: Go'aanka Guddiga qiimeynta iyo hubinta wuxuu noqon karaa:
    a. Cusbooneysiinta la oggolaaday: Shatiga shirkaddda waa la cusboonaysiin karaa muddo sanad ah si waafaqsan xeer-nidaamiyahan.

b. Cusbooneysiinta la diiday: Codsiga cusboonaysiinta waa la diidi karaa haddii shirkaddu ku guuldareysato in ay buuxiso shuruudaha ama la ogaado in aysan u-hoggaansamin xeer-nidaamiyahan.

8. Taariikhda dhaqan-gelidda Cusboonaysiinta: Wasaaraddu waxay oggolaanaysaa cusboonaysiinta shatiga dhacay, wuxuuna dhaqan-galayaa laga bilaabo maalinta uu dhacayo shatigii hore maalinta xigta, wuxuuna si caadi ah u shaqeynayaa muddo hal (1) sano ah haddii aysan jirin arrimo maamul kale.

9. Xilliga Kalaguurka: Haddii shirkad ay codsato cusboonaysiinta shatiga muddada la cayimay, go'aanka Wasaaradduna uu weli jiro marka shatiga dhacayo, Wasaaraddu waxay soo saari kartaa warqad wargelin ah oo u oggolaanaysa in ay sii shaqeyso si ku meel gaar ah ilaa go'aanka cusboonaysiinta laga soo saarayo. Si kastaba ha ahaatee, haddii natiijooyinka horudhaca ah ay muujiyaan sababo halis ah oo aan dib loo cusboonaysiin karin, Wasaaraddu waxay ku amri kartaa shirkadda in ay hakiso hawlaheeda inta go'aan laga gaarayo.

Qodobka 9aad
Wareejinta Shatiga

1. Shatiga lagu bixiyey xeer-nidaamiyahan wuxuu gaar u yahay qofka shatiga haysta iyo shirkaddii shatiga la siiyey. Shirkadda shaqo-siinta gaarka ah ma wareejin karto, ma iibin karo ama si kale uguma gudbin karto shatigeeda cid kale. Wareejin kasta ama wadaagis kasta oo la sheegay ee shatiga waa mid aan sax ahayn oo waxayna ka dhigan tahay ku xadgudubka xeer-nidaamiyahan.

2. Haddii ay dhacdo in wax laga beddelo lahaanshaha shirkad shati horey u lahayd, iibinta ganacsiga, isku darka, la wareegidda saamilayda cusub, ama wax kala beddel kasta oo si dhammeystiran ugu wareejiso maamulka shirkadda qof kale ama shirkad kale, shatiga wuxuu dhacayaa isla markiiba. Milkiilayaasha cusub waa in ay ku codsadaan shatiga cusub magaca shirkadooda oo hoos yimaada ganacsigooda cusub ka hor inta aysan sii wadin ganacsiga. Ku-shaqeynta shatiga mulkiilaha hore lama oggola

3. Wasaaradda waa in lagu soo wargeliyaa isbeddel kasta oo ku yimaadda xaalada jiritaanka qaanuuneed ee shirkadda ama qaab-dhismeedka shatiga. Wasaaradda ayaa go'aaminaysa haddii loo baahan yahay shati cusub, ama haddii ay ku filan tahay in la ansixiyo isbeddelka shatiga hadda jira.

Qodob 10aad

Kala-laabashada Shatiga

1. Wasaaraddu waxay joojin kartaa ama gabi ahaanba kala noqon kartaa shatiga shirkadaha shaqoqorista haddii ay go'aansato in tallaabo noocaas ah ay lagama-maarmaan tahay iyadoo lagu saleynayo mid ama in ka badan oo ka mid ah qodobbada soo socda:
    a. U-qalmid-la'aan Shuruudaha Shatiga: haddii ay soo baxdo caddeymo muujinaya in shirkaddu aanay buuxin shuruudaha ku xusan xeer-nidaamiyahan ama ay ku dhacday mid ka mid ah xaaladaha ka reebaya haysashada shatiga markii shatiga la siiyey ka dib, sida haddii saraakiisha shirkadda lagu helo in ay galeen dembiyo ka mid ah kuwa shatiga loogala laaban karo.
    b. Arrimo la Xiriira Waxqabadka: Waxqabadka shirkadda shatiga haysata haddii ay ka hoos marto waxqabadkii laga filaayey ee la xiriiray shaqo-qoris iyo meeleyn shaqodoonka soomaaliyeed, ama ay ku kacaan wax ka baxsan xayndaabka iyo ujeeddada shatiga la siiyey. Arrimahaas waxaa ka mid ah:
        i. Fashil joogto ah oo ku aaddan in si guul leh loo meeleeyo shaqaalaha iyadoo la waafajinayo ballanqaadyadii shirkaddu sameysay, ama
        ii. Shaqaale si aan sharci ahayn loogu meeleeyey ama loogu diray waddamo ka baxsan aysan kuwa wasaaraddu ay heshii kula jirto.
        iii. Arrimahaas waxay keeni kartaa in shirkadda laga joojiyo ama lagala noqdo shatiga si waafaqsan xeer-nidaamiyahan.
    c. Ku-xad-gudbidda Shuruudaha Shatiga: Ku-guul-darreysiga u-hoggaansanaanta shuruudaha lagu bixiyey shatiga, ama jebinta awaamiirta gaar ah ee ay wasaaraddu soo saartay waxay keeni kartaa shati kala noqosho.
    d. Warbixinta iyo Bixinta Macluumaad: Ku-guul-darreysta soo-gudbinta warbixin, macluumaad ama xog kale oo laga codsaday in shirkaddu soo gudbiso si waafaqsan xeer-nidaamiyahan sida gudbinta warbixin lix-biloodle ah, ama sanadle ah, ama xog kale ee la codsado.
    e. U-hoggaansanaan-la'aanta ogeysiisyada rasmiga ah: Ku-guul-darreysta uhoggaansanaanta ogeysiis rasmi ah ama amar toosin ah oo ka soo baxay wasaaradda, sida amar lagu farayo in la saxo jebin xeer, ama lagu joojiyo dhaqan aan sharci ahayn.
    f. Cabashooyinka iyo Anshax-xumida: Waxaa laga soo gudbiyey dacwooyin culus oo soo noqnoqday oo ka dhan ah shirkadda, taasoo ay ka soo gudbiyeen shaqaalaha, looshaqeeyeyaasha, ama dhinacyo kale, baaritaankuna muujiyo jiritaanka anshax-xumo, ama sidoo kale lagu helo caddeymo muujinaya in shirkaddu ku lug leedahay dhaqanxumo, ku-xad-gudubka xuquuqda shaqaalaha ama xeer-nidaamiyahan.

2. Jebinta mid kasta oo ka mid ah qodobbadan waxay sababi kartaa in la hakiyo ama gabi ahaanba lagala noqdo shatiga shirkaddu ku hawl-gasho.

Qodobka 11aad

Hab-raaca Ka Horeeya Tallaabooyinka Anshax-marinta

1. Marka laga reebo xaaladaha u baahan in tallaabo si degdeg ah loo qaado, Wasaaraddu waa in ay raacdaa nidaamkan ka hor inta aysan joojin ama baabi'in shatiga:
   a. Ujeeddada Wargelinta: Wasaaraddu waxay qoraal ahaan ku wargelinaysaa shirkadaha shaqo-siinta gaarka ah damaceedu yahay in ay qaaddayso tallaabooyin la qorsheeyey ee noqon kara joojinta ama baabi'inta, iyadoo si cad u sheegaysa sababaha ama saldhigga tallaabadaas degdega ah, iyo weliba iyadoo raacinaysa caddeymo ku filan ama natiijooyin taageeraya sababahaas.
   b. Fursadda Jawaabta: Shirkadaha shaqo-siinta gaarka ah waxaa la siinayaa fursad macquul ah oo ay ku bixiso jawaab celin ku saabsan ogeysiiska. Sida caadiga ah shirkaddu waxay helaysaa shan (5) maalmood oo shaqo ama muddo ka badan haddii ay Wasaaraddu ku sheegto ogeysiiska, laga billaabo marka la helo ogeysiiska, si ay u soo gudbiso qoraal difaac ah ama ay u saxdo khaladka haddii uu yahay mid la sixi karo. Shirkaddu waxay soo bandhigi kartaa difaac, sharaxaad, ama tallaabooyin sixid ah oo la qaaday.
   c. Tixgelinta Jawaabta: Wasaaraddu waxay tixgelinaysaa jawaab kasta ama caddeynta ay shiraddu u soo gudbiso muddada loo oggol yahay, ka hor inta aysan gaarin go'aan kama dambeys ah.
   d. Go'aan iyo Ogeysiis: Ka dib marka la tixgeliyo dhammaan xogta la heli karo iyo wixii jawaabo ah ee la helay, Wasaaraddu waxay gaaraysaa go'aan waxayna qoraal ahaan ugu wargelinaysaa shirkadda shaqo-siinta gaarka ah, haddii go'aanka yahay in shatiga la joojinaayo ama la baabi'inaayo, ogeysiisku waxaa ku jiraya sababaha go'aankaas lagu gaaray.
   e. Cusboonaysiinta Diiwaanka: Haddii shatiga la joojiyo ama la baabi'iyo, Wasaaraddu waa in ay si degdeg ah u cusboonaysiisaa diiwaanka si waafaqsan Qodobka 9aad ee Xeer-nidaamiyahan si loogu muujiyo isbeddelka xaaladda.
2. Muddo Go'aan Ka hakinta
   a. Hakad kasta oo lagu sameeyo shatiga waa in uu ahaadaa mid leh muddo cayiman ama uu socdaa ilaa la fuliyo shuruudo gaar ah, ogeysiiska hakadka waa in uu qeexaa taariikhda bilowga iyo dhammaadka hakadka, ama shardi lagu xiro soo celinta shatiga tusaale ahaan: ilaa mushaharka la bixiyo oo caddeyn la keeno.
   b. Inta lagu jiro muddada hakinta, waa in shirkaddu joojisaa dhammaan hawlaha shaqaaleysiinta iyo meeleynta.
3. Haddii shirkaddu buuxiso shuruudaha ku keenay hakinta, waa inay wargelisaa Wasaaradda kana codsataa in shatiga dib loo hawlgeliyo.
4. Saameynta Joojinta (Kala-noqoshada) Shatiga: Marka shatiga la baabi'iyo lagala laabto, shirkaddu waa in ay si degdeg ah u joojisaa dhammaan hawlaheeda. Waxa la farayaa shirkadda in ay ku soo celiso shahaadada shatiga asalka ah Wasaaradda muddada la cayimay gudaheeda. Magacyada shirkadda lagala laabtay shatiga ayaa la shaacinayaa si waafaqsan qodobka 13aad ee Xeer-nidaamiyahan si bulshada loo wargeliyo.
5. Iska dhiibid Ikhtiyaari ah (Iskaga tegid Shatiga):

a. Shirkadaha haysta shatiga waxay si ikhtiyaari ah uga tanaasuli karaan shatiga, iyagoo qoraal ahaan ugu soo wargelinaya Wasaaradda sababaha sida xiritaanka ganacsiga.
b. Wasaaraddu waxay baabi'inaysaa shatiga laga bilaabo taariikhda tanaasulka waxayna cusboonaysiinaysaa diiwaanka. Iska dhiibidu kama saamaxayso shirkadda ama saraakiisheeda mas'uuliyada xad-gudub kasta ee horey u dhacay.

Qodobka 12aad

Diiwaanka Guud iyo Keydka Xogta Macluumaadka ee Xarumaha Shirkadaha Shaqo-siinta Gaarka ah

1. Wasaaraddu waa inay xaqiijisaa hufnaanta iyadoo soo bandhigaysa, cusboonaysiinaysana liiska dhammaan Xarumaha Shirkadaha Shaqo-siinta Gaarka ah ee shatiga haysta. Liiskan waa in ugu yaraan lagu daabacaa bogga rasmiga ah ee Wasaaradda Shaqada, waxaana sidoo kale lagu baahin karaa warbaahin kale ama wargaysyo rasmi ah. Liiska la daabacay waa inuu ka kooban yahay magaca xarunta shirkadda shaqo-siinta gaarka ah ee shatiga leh iyo lambarka shatigeeda, iyadoo lagu dari karo faahfaahin dheeraad ah sida baaxadda shatiga ama xogta xiriirka.
2. Liiska xarumaha shirkadaha shaqo-siinta gaarka ah ee shatiga haysta waa in si joogto ah loo cusboonaysiiyaa si uu uga tarjumo shatiyada cusub ee la bixiyey, kuwa dhacay ama aan la cusboonaysiin, iyo sidoo kale joojinta ama baabi'inta shatiyada. Tani waxay suurtagelinaysaa in dadka shaqo-doonka ah iyo loo-shaqeeyeyaashu si sahlan u hubiyaan xaaladda rasmiga ah ee xarumaha ay la macaamilayaan.

3. Wasaaraddu sidoo kale waa inay horumarisaa oo ilaalisaa keyd xogeed (database) danabeysan ah oo dhammeystiran oo ku saabsan xarumaha shirkadaha shaqo-siinta gaarka ah ee shatiga haysta. Keyd xogeedku waa inuu ka tarjumo xogta ku jirta diiwaanka rasmiga ah sida ku cad qodobka 9aad ee xeer-nidaamiyahan, waafaqsana heerarka la oggol yahay ee xogta dadweynaha. Wuxuu ka koobnaan karaa, xog kooban oo ku saabsan astaanta xarunta, adeegyada ay bixiso, taariikhaha ansaxnimada shatiga, iyo tirakoobka waxqabadka.
4. Keydka xogeed sidoo kale waa inuu ka koobnaadaa xogaha laga helay warbixinnada ay xarumaha shaqaaleyntu waajibka ku tahay inay soo gudbiyaan iyadoo la raacayo si waafaqsan qoddobka 17aad ee xeer-nidaamiyahan, iyo xog kasta oo kale oo ay Wasaaraddu uruuriso inta ay fulinayso shaqadeeda kormeerka sida xog kooban oo ku saabsan cabashooyinka ama tallaabooyinka fulineed. Ujeeddadu waa in la helo nidaam dhexe oo lagu kormeero shirkadaha shaqo-siinta gaarka ah iyo isbeddellada socda ee socdaalka shaqaalaha.
5. Markay shirkaddu horumarinayso oo ilaalinayso keydkan xogeed, waa inay si buuxda ula jaanqaadaa shuruucda khuseysa ee ku saabsan asturnaanta iyo ilaalinta xogta. Xogta shakhsiyadeed ee shaqaalaha ama xubnaha kale ee shaqaalaha waa in si adag loo ilaaliyaa.

Qeybaha laga heli karo dadweynaha ee keydkan xogeed looma oggola in ay muujinayaan aqoonsiyo shakhsiyeed ama xog xasaasi ah oo ku xadgudbi karta xuquuqda gaarka ah.

6. Keydka xogeedka ama ugu yaraan liiska xarumaha shatiga haysta ee hadda ansax ah waa inuu si bilaash ah ugu furnaadaa dadweynaha, iyadoo loo marayo hab danabeysan. Wasaaraddu sidoo kale waxay bixin kartaa adeeg xaqiijin ah oo u oggolaanaya muwaadiniinta inay weydiiyaan xaaladda sharci ee xarun gaar ah.
7. Wasaraaddu waxay la shaqeynaysaa hay'adaha kale ee dowliga ah ee khuseeya sida Hay'adda Socdaalka iyo jinsiyadda ama Booliiska si ay u wadaagaan xogaha khuseeya ee ka yimaada keydka xogkeydiyaha danabeysan wasaaradda ee khuseeya arrimaha shaqaaleysiinta si ay uga qeyb qaataan maareynta guud ee socdaalka shaqaalaha, iyadoo la hubinayo in xog ilsa wadaagiddaasi ay la jaanqaadayso heerarka ilaalinta xogta.

QEYBTA 2AAD
WAAJIBAADKA SHAQO-SIINTA SHIRKADAHA GAARKA AH

Qodobka 13aad Xayeysiin

1. Waa in shirkada shaqo-siinta gaarka ah ay xayeysiiyaan dhamman jagooyinka bannaan ee ay shaqaalaysiinayaan iyagoo isticmaalaya wargeysyada, TV-yada, Raadiyeyaasha, websiteyada iyo baraha bulshada si shaqo-doonku u awoodo in uu fursad u helo in uu codsado shaqada la soo xayeysiiyey. Haddii fursad shaqo soo baxdo shirkaduhu waxay marar naadir ah adeegsan karaan liiska keydka shaqo-doonka ee jira iyagoo cuskanaya sababo sharci ah. Baahinta xayeysiinta loo sameeyo si hufan waxay dhiirri-gelinaysaa dhammaan shaqo-doonka in ay uga faa'iidaystaan fursadaha shaqada si siman.
2. Faahfaahinta Xayeysiinta Waajibka ah: Dhammaan xayeysiinta shirkadaha shaqo-siinta gaarka ah ay sameynayaan iyagoo isticmaalaya wargeysyada, TV-yada, raadiyeyyaasha, website-yada iyo baraha bulshada, ama madal kale waa in ay ku jiraan macluumaadkan soo socda:
    a. Magaca shirkada iyo lambarka shatiga, iyo taariikhda bixinta iyo dhicitaanka shatiga.
    b. Cinwaanka iyo macluumaadka kale ee xiriirka shirkadda sida telefoonada, emailska si shaqo-doonka iyo Wasaaradda ay si sahlan ula xiriiri karaan shirkadda
    c. Magaca ama faahfaahin dheeraad ah oo ku saabsan shirkadda shaqada laga filayo, goobta shaqada, magaalada iyo dalka, haddii ay tahay dibadda, iyo caddeyn muujineysa in shirkaddu tahay mid qaanuuni ah sida in ay tahay shirkad diiwaangashan oo jirta.
    d. Cinwaanka iyo nooca shaqada la bixinayo iyo tirada jagooyinka jira ee bannaan.
    e. Soo-koobidda shuruudaha iyo xaaladaha shaqada, oo ay ku jiraan ugu yaraan: muddada heshiiska la filayo, heerka mushaharka ama dakhliga, saacadaha shaqada, faa'iidooyinka ama gunnooyinka muhiimka ah, nidaamka fasaxa iyo maalmaha nasashada, iyo cidda qaadaysa kharashyada shaqaalaynta fiisaha, tikidyada duulimaadka, baaritaannada caafimaadka. Xayeysiintu waa in ay si cad u sheetaa haddii milkiilaha shirkadda uu bixinayo hoy, cunto, ama gaadiid.

f. Shuruudaha asaasiga ah ee aqoonta iyo khibradda loo baahan yahay, heerka waxbarashada, sanadaha khibradda, xirfadaha gaarka ah ama heerka luqadda, iyo shuruudo kale oo muhiim u ah shaqada.
g. Tilmaamaha codsiga iyo waqtiga kama dambeysta ah iyo sida loo codsado iyo taariikhda xiritaanka codsiyada.

3. Ka-ilaalinta Xogta Khiyaano iyo Been-abuur: Dhammaan macluumaadka ku jira xayeysiiska waa in uu noqdaa mid sugan oo run ah, isla markaana aysan ku jirin wax marin habaabin ah. shirkadda shaqo-siinta gaarka ah waa in ay ka fogaataa faafinta macluumaad been-abuur ah ama sheegashooyin ka baxsan xaqiiqda oo ku saabsan shaqada. Isticmaalka astaamaha ganacsi ama calaamadaha shirkadda shaqada waa in loo oggolaadaa si looga hortago khiyaano.
4. Takoor-la'aan: Xayeysiintu waa in aysan ku jirin wax luqad ama shuruudo takoor ah oo ka soo horjeeda Xeerka Shaqada Soomaaliya ama heerarka caalamiga ah ee shaqada sida ka doorbidid ku saleysan qabiil, diin, rag iyo dumar. Marka laga reebo arrimo la xiriiro shuruud xirfadeed oo dhab ah. Qoraalka xayeysiisku waa in uu dhiirri-geliyaa in dhammaan musharixiinta u qalma ay soo codsadaan
5. Ku-wargelinta Wasaaradda: Shirkada shaqo-siinta gaarka ah waa in ay Wasaaradda ku soo ogeysiiso dhammaan xayeysiinta ay baahinayso. Shirkaddu waxay soo gudbinaysaa nuqul ku saabsan xayeysiinta inta aan la daabicin ama la baahin iyadoo loo marayo hannaan emails ah ama xogkeydiye danabaeysan. Wasaaraddu waxay dib u eegaysaa xayeysiinta si loo hubiyo u-hoggaansanaanta xeer-nidaamiyahan iyo shuruucda kale ee khuseysa shaqada.
6. Wasaaraddu waxay soo saari kartaa tilmaamo dheeraad ah oo ku saabsan heerarka xayeysiinta ee shirkadaha shaqo-siinta gaarka ah, oo ay ku jiraan qoraal iyo caddeyn mas'uuliyadeed ay tahay in lagu lifaaqo xayeysiinta.
7. Haddii shirkadda shaqo-siinta gaarka ah aysan u-hoggaansamin shuruudaha xeernidaamiyahan sida xayeysiinta shaqooyin aan la oggoleyn, ka tagida faahfaahinta shatiga, ama xayeysiin been-abuur ah, waxaa laga qaadayaa tallaabooyin fulineed oo ay ku jiraan amarro lagu joojinayo xayeysiinta ama ganaax.

Qodobka 14aad Mamnuucidda Kharashaadka Shaqo-siinta

1. Shirkada shaqo-siinta gaarka ah waxaa ka reeban in ay qaadaan ama oggolaadaan kharash, lacag ama dalaal kasta oo la xiriirta adeegyada shaqaaleynta, meeleynta shaqada, ama hawlaha la xiriira qof shaqo-doon ah ama shaqaale. Mamnuuciddani waxay khusaysaa qaab kasta oo lacag ururin ah, ha ahaato mid toos ah ama dadban, sida lacag caddaan ah, ay ka jaraan mushaharka, kharashaad dheeraad ah si shaqada loo helo.
2. Dhammaan kharashaadka sharci ah ee la xiriira shaqaaleynta, dokumentiyada iyo meeleynta shaqaalaha waa in ay iska bixiyaan shirkada ama loo-shaqeeyaha. Shirkadda waxay xaq u leedahay in ay ka qaado kharashaadkaas loo-shaqeeyaha sida heshiiska u dhaxeeya, laakiin kharashaadkaas lama dulsaari karo shaqaalaha. Kharashaadkaas waxaa
ka mid noqon kara qarashaadka xayeysiinta, wareysiyada, dokumentiyada, habaynta fiisaha, iyo adeegyada shaqaaleysiinta.
3. Loo-shaqeeyaha ayaa mas'uul ka ah in uu daboolo kharashaadka safarka ee shaqaalaha laga keenay meesha uu degan yahay ama meesha lugu heshiiyey ee laga dhoofinayo ilaa goobta shaqada oo ay ku jiraan tikidyada diyaaradda, haddii shaqada ay tahay mid dibadda ah, gaadiidka dhulka, hoy ku habboon inta safarka socdo iyo lacagaha habeen dhaxa ah ee lagu noolaado inta safarka lagu guda jiro, haddii ay jirto. kharashaadka baarista caafimaadka,

tallaalada, ama COVID-19 ee looga baahan yahay shaqada ka hor, waa in uu bixiyo loo-shaqeeyaha. Dhammaan kharashaadkaas kor ku xusan lagama qaadi karo shaqaalaha.

4. Lacagaha iyo kharashaadka ay tahay in ay bixiyaan shirkadda ama loo-shaqeeyaha si waafaqsan qodobbada 2aad iyo 3aad lagama jari karo mushaharka shaqaalaha ama faa'iidooyinka uu ku muteystay shaqada waqti kasta. Mushaharka shaqaalaha waa in si buuxda loo siiyo sida ku qoran heshiiska shaqada, iyadoo aan wax qarsoon laga qaadin si lagu daboolo kharashyada shaqaaleynta.
5. Ku Caddeynta Heshiisyada: Marka shirkadda shaqo-siinta gaarka ah ee ku hawlan shaqosiinta xoogsatada Soomaaliyeed ee dibadda ama shaqasiinta ajaanibta gudaha dalka ee la qoray, heshiiska shaqada waa in uu si cad u qeexaa mas'uuliyada bixinta kharashaadka soo socda: lacagaha fiisaha ama rukhsadaha shaqada, kharashaadka safarka, tikidyada, diyaaradda, lacagaha baaritaanka caafimaadka, caymiska, iyo kharashaadka kale ee la xiriira shaqaaleynta sida waafaqsan qodobka 3aad ee sare ku xusan. Ujeeddada waa in la hubiyo hufnaanta, lana ilaaliyo in shaqaalaha laga qaadi karin kharashaadkaas.
6. Xaaladaha gaarka ah: Marka loo-shaqeeyaha aanu qaadin wax kharash ah, sida lacagaha fiisaha, tikidyada diyaaradda, baaritaanka caafimaadka, iyo kharashaadka kale ee safarka shaqada, shirkadaha shaqo-siinta gaarka ah waxaa keliya ee loo oggol yahay inay ka qaadaan shaqaalaha u safraya dibada lacag dhan hal bil oo ka mid ah mushaarkooda. Arrimahan waa in si adag loogu xaddido oo keliya xaaladaha noocaas ah ee kor ku xusan, looguna sheego si hufan shaqaalaha u safraya dibadda. Oggolaanshaha qoraalka ah ee shaqaalaha waa in la helo ka hor inta aanu aqbalin wax dalab shaqo ah. Wasaaradda ayaa mar walba kormeereysa nidaaminta xaaladaha noocaas ah si loo hubiyo cadaaladda loogana hortago xad-gudubka.
7. Dhaqan-gelinta: Shirkaddii ku xad-gudubta xeer-nidaamiyahan oo lacag ka qaada shaqaalaha, waxaa lagu amrayaa inay lacagtii ay ka qaadeen u soo celiyaan shaqaalaha u safraya dibadda, waxaana laga qaadayaa tallaabooyin ciqaabeed sida ku cad xeernidaamiyahan. Wasaaradda waxay xaq u leedahay inay joojiso ama hakiso shatiga shirkadda ku kacda sababo la xiriira xad-gudubyada noocaas ah.

Qodobka 15aad Heshiisyada Shaqada

1. Heerarka Shaqada Hufan: Shirkadaha shaqo-siinta gaarka ah waa inay xaqiijiyaan in heshiiska shaqada loo dejiyey shaqaalaha iyo loo-shaqeeyaha uu noqdo mid loo marayo nidaamkan si waafaqsan Xeerka Shaqada Soomaaliyeed, marka shaqada ay tahay Soomaaliya ama Xeerka Shaqada ee dalka martida loo yahay haddii shaqadu dibadda tahay, iyad aoo la raacayo midka shaqaalaha aadka ugu roon isla markaana ilaalinaya shaqaalaha. Shirkadda marnaba kama qeyb qaadan karto fududeynta heshiis jebinaya xuquuqda asaasiga ah ee ku xusan Xeerka Shaqada Soomaaliyeed ama ama xeerka shaqada dalka martida looyahay ama heerarka shaqo ee caalamiga ah.
2. Ansixinta Heshiiska: Ka hor inta aan shaqaalaha la dhoofin, shirkaddaha shaqo-siinta gaarka ah waa inay soo gudbisaa nuqul ka mid ah heshiiska shaqada ee la saxiixey oo ay u keento Wasaaradda Shaqada si loo eego, loona diiwaan-geliyo. Wasaaradda waxay baaraysaa heshiiska si loo xaqiijiyo inuu u hoggaansamay dhammaan shuruudaha Xeerka Shaqada Somaliyeed, Xeer-nidaamiyahan, iyo shuruucda kale ee khuseeya ama heshiisyada labada dhinac. Wasaaradda ayaa diidi karta ama codsan karta wax-ka-beddel heshisyada aan buuxin shuruudaha xeerka shaqada soomaaliyeed.
3. Qoraal iyo Luqad: Dhammaan heshiisyada shaqada ee ay fududeyaan shirkadda shaqo-siinta gaarka ah waa inay noqdaan qoraal oo ku qoran luqad uu fahmi karo shaqaalaha, sidoo kalena u fahmi karo loo-shaqeeyaha. Haddii heshiiska uu ku qoran yahay luqad

qalaad, waa in shaqaalaha la siiyo nuqul la turjumay oo Af-Soomaali ah ama luqad kale oo uu shaqaalaha fahmayo iyadoona Saxiixa ama Suulsaarka shaqaalaha ee heshiiska la turjumay markuu jiro waa in la siiyaa shaqaalaha, waana in arrintaas lagu xaqiijiyaa is-faham iyo heshiis dhinacyada.

4. Habka Heshiiska Caadiga ah: Wasaaraddu waxay sameyneysaa hab-raac heshiis shaqo oo caadi ah oo ku lifaaqan xeer-nidaamiyahan kaasoo ka kooban dhammaan qodobbada khasabka ah ee shaqada dibadda. heshiisyada shaqada ee la jaanqaada hab-raacan caadiga ah ama leh dhammaan qodobada muhiimka ah ee ku jira ayaa loo aqoonsanayaa in uu sax yahay marka ay diyaarinayaan shirkaddaha shaqo-siinta. Wax ka baxsan qodobada hab-raaca caadiga ah waa in marka hore ay helaan oggolaanshaha Wasaaradda. Hab-raacan caadiga ah wuxuu daboolayaa qodobada mushaharka, saacadaha shaqada, magdhawga, shaqada dheeraadka ah, maalmaha nasashada, hoyga iyo cuntada haddii la bixiyo, daryeelka caafimaadka, caymiska, dib u celinta, cusboonaysiinta iyo joojinta heshiiska, xallinta khilaafaadka, iyo wixii la mid ah.
5. Nuqulka Shaqaalaha: Shirkadda shaqo-siinta gaarka ah waa inay hubisaa in shaqaaluhu helo nuqul ka mid ah heshiiska shaqada ee la saxiixey waqti ku filan ka hor inta uusan shaqaalaha dhoofin haddii shaqadu tahay dibadda ama ka hor billaabidda shaqada marka shaqadu gudaha tahay. Waa in shirkadda heshiiska ugu sharaxdaa shaqaalaha luqad uu fahmi karo, iyadoo lagu muujinayo xuquuqda iyo waajibaadka si shaqaaluhu u noqdo mid xog ogaal ah.
6. Ka-hortagga Beddelaada Heshiiska: Shirkadda marnaba ma oggolaan karto ama ma fududeyn karto in shaqaalaha loo soo bandhigo heshiis beddel ama si weyn uga duwan kan horey loo oggolaaday ee goobta shaqada dalka martida loo yahay ama kadib marka la geeyo, kaasoo yareynaya shuruudihii shaqaalaha lagula heshiiyey. Haddii wax-ka-beddel lagu sameynayo heshiiska sababo aan la filayn awgood, waa in wax-kabeddelkaas ay ansixiso Wasaaradda, shaqaaluhuna uu si qoraal ah u oggolaadaan iyadoo aan wax cadaadis ah lagu saarin.
7. Muddada Heshiiska iyo Cusboonaysiinta: Heshiiska waa inuu si cad u qeexaa muddadiisa. Haddii ay jirto suurtagalnimada cusboonaysiin ama kordhin, waa in shuruudaha cusboonaysiinta heshiis wadajir ah uu jiro, sida ogeysiiskii hore lagu caddeeyey. Shirkadda waa inay la socotaa dhicitaanka heshiisyada shaqaalaha ay shaqaaleysiisay oo ay ka caawisaa, haddii loo baahdo hab-raacyada soo celinta ama cusboonaysiinta heshiiska iyadoo loo eegayo go'aanka shaqaalaha iyo loo-shaqeeyaha.

Qodobka 16aad Ururinta Xogta iyo Warbixinta

1. Shirkad kasta oo rukhsad u haysata shaqasiinta gaarka loo leeyahay waa inay si joogto ah uga warbixisaa hawlaheeda Wasaaradda. Warbixin bille ah waa in la soo gudbiyaa dhammaadka bil kasta, inta rukhsaddu wali shaqeynayso. Wasaaradda waxay ogeysiinaysaa shirkadda taariikhaha saxda ah ee la rabo iyo haddii ay jiraan qaab gaar ah oo warbixintu u baahan tahay.
2. Wasaaraddu waxay xaq u leedahay in ay dalbato warbixinno dheeraad ah, haddii ay jiro walaac ama shaki ku saabsan waxqabadka ama waafaqsanaanta shirkadda. Haddii cabashooyin la helo

ama shirkaddu ay tahay mid cusub, waxaa la farayaa inay si joogto ah u soo gudbiso warbixin ilaa lagu qanco in ay waafaqsan tahay xeer-nidaamiyahan. Shirkadda waa inay raacdaa amar kasta oo la xiriira warbixin dheeraad ah.

3. Waa waajib saaran shirkad kasta oo ah in ay si sax ah u keydiso ayna cusboonaysiiso dhammaan diiwaannada la xiriira hawlaheeda shaqaalaysiinta iyo meeleynta. Diiwaannadani waa inay ku filan yihiin in laga diyaariyo warbixinada loo baahan yahay, oo ay ka mid yihiin:

a. Macluumaadka musharraxiinta ama shaqo-doonka
b. Amarrada shaqo
c. Heshiisyada
d. Meeleynta shaqaalaha;
e. Diiwaannada waa in si ammaan ah loo hayo si loo xaqiijiyo saxnaantooda loogana baaro shirkadda waa inay diiwaannadan shirkaddu haysaa ugu yaraan saddex (3) sano kadib marka ay dhacdo shaqaalaysiinta ama meeleynta la xiriirta.

4. Xafidida Xogtaa: Marka shirkadda shaqasiinta gaarka loo leeyahay ay ururinayso ama soo gudbineyso xog, waa in la hubiyaa in xogta shakhsiyadeed ee shaqaalaha si buuxda u waafaqsan tahay shuruucda iyo mabaadi'da ilaalinta xogta iyo asturnaanta. Haddii suurtagal ah, warbixinnada waa in lagu soo bandhigaa si guud oo aqoonsiyada shakhsiyeed gaar ahaan haddii warbixinaha la daabacayo. Xogta khaaska ah ee shakhsiyaadka ama loo-shaqeeyeyaasha waa in si adag loo ilaaliyaa. Gudbinta xogta shakhsiyadeed ee loo gudbinayo Wasaaradda waa inay u xafiddaa si ammaan ah. Wasaaraddu waxay sidoo kale mas'uul ka tahay in si qarsoodi ah u isticmaasho xogta warbixinnada, iyadoo keliya ugu adeegsanayso ujeeddooyin sharci ah.

5. Nuxurka Warbixinta: Wasaaraddu waxay siinaysaa shikadaha foom mideysan oo warbixinta lagu soo gudbiyo. Guud ahaan, warbixin xilliyeedku waa in uu ka koobnaadaa xogtan hoos ku xusan:

a. Xogta shirkadda:
   i. Magaca shirkadda
   ii. Lambarka shatiga
   iii. Xogta xiriirka
   iv. Qaab-dhismeedka shirkadda
   v. Shaqaalaha muhiimka ah
   vi. Isbeddel kasta oo ku dhacay qodobadan muddada warbixinta
   vii. Caddeynta ansaxnimada iyo faahfaahinta shaatiga

b. Shaqooyinka La Xayeysiiyey:
   i. Tirada xayeysiisyada ama ogaysiisyada shaqo ee shirkaddu bixisay
   ii. Kala saarid ku saleysan qeybaha shaqada
   iii. Kala saarid haddii shaqadu tahay gudaha dalka ama dibadda.

c. Codsiyada La Helay: Tirada guud ee codsiyada shaqo-doonka ee shirkadda heshay muddadaas, oo loo kala saaro iyadoo lagu saleynayo:
   i. Meesha u ka yimid codsiga (gobol ka mid ah Soomaaliya ama dibadda)
   ii. Jinsiyadda
   iii. Jinsiga (lab/dheddig)
   iv. Da'da
   v. Heerka waxbarasho ama xirfadeed
   vi. Xaaladaha kor xusan waxay muujinaysaa muuqaal guud oo ku saabsan dadka raadinaya shaqada iyadoo loo marayo shikadaha

d. Tirada Shaqo-doonka La Shaqaaleysiiyey: Tirada guud ee dadka lagu guuleystay in shaqo loo helo iyadoo la adeegsaday shirkadda muddada warbixinta. Tani waxay si gaar ah u kala saaraa:
   i. Astaamaha shaqaalaha: jinsiga, da'da, heerka waxbarasho, heerka xirfadeed
   ii. Nooca meeleynta: tirada shaqaalaha Soomaaliyeed ee lagu meeleeyey gudaha dalka, iyo kuwa dibadda loo diray
   iii. Wadamada loo diray: wadamada ay shaqaaluhu u dhoofeen iyo tiradooda mid kasta
   iv. Qeybta shaqada: warshadaha/shaqooyinka (sida shaqooyinka guryaha, dhismaha, caafimaadka, hoteelada, amniga)
   v. Muddada heshiiska: haddii shaqadu tahay muddo gaaban ka yar (1) sano, dhexdhexaad (1-2 sano), ama mid joogto ah.

e. Dulmar Shuruudaha iyo Xaaladaha Heshiiska: Caddeyn muujinaysa in dhammaan shaqaalaha la meeleeyey ay heleen heshiisyo buuxinaya shuruudaha loo baahan yahay. Shirkaddu waxay soo bandhigi kartaa tusaalooyin aan magacyo lahayn oo heshiisyo caadi ah, ama ay tilmaami karto kiisaska mushahar aad u sarreeya ama aad u hooseeya. Waxaa sidoo kale lagu xusaa haddii shaqaalahaas la siiyey caymis bulsho, badbaado shaqo.

f. Dhacdooyinka iyo Cabashooyinka Macluumaad ku saabsan:
   i. Cabashooyinka shirkaddu ka heshay shaqaale ama loo-shaqeeye
   ii. Khilaafaadyo ama dhibaatooyin muhiim ah oo soo baxay iyo sida loo xalliyey
   iii. Shilalka ama dhacdooyinka goobaha shaqada ee la xiriira shaqaale shirkaddu dhoofisay

g. Iskaashiga:

Macluumaad la xiriira:
   i. Wada-shaqeynta shirkaddu la samaysay adeegyada shaqo ee dawladda
   ii. ka-qeyb-galayaasha tababbarka
   iii. ka-qeyb-galayaasha bandhigyada shaqo iv. Tababbaridda tababbareyaal gaar ah

h. Xogaha Kale ee Muhiim ah:
   i. Wixii xog ah ee Wasaaraddu ku amarto in la keeno
   ii. Xogta ay shirkaddu u aragto mid muhiim ah sida:
   iii. Isbeddelada suuqa shaqada
   iv. Caqabadaha
   v. Talooyin ku saabsan hagaajinta sharciyada

6. Codsiyo xog dheeraad ah: Wasaaraddu waxay dalban kartaa in ay shirkaddu keento xog ka baxsan midda caadiga ah haddii loo baahdo in la falanqeeyo.

7. Asturnaanta Xogta: Marka shirkadda shaqo-siinta gaarka ah ay ururinayso ama soo gudbineyso xog, waa in la hubiyaa in xogta shakhsiyadeed ee shaqaalaha si buuxda ugu waafaqsan tahay shuruucda iyo mabaadi'da ilaalinta xogta iyo asturnaanta. Haddii ay suurtagal tahay, warbixinta waa in lagu soo bandhigaa si guud ama la qarxiyo aqoonsiyada shakhsiyeed, gaar ahaan haddii warbixinta la daabacayo. Xogta khaaska ah ee shakhsiyaadka ama loo-shaqeeyaha waa in si adag

loo ilaaliyaa. Gudbinta xogta shakhsiyadeed ee loo gudbinayo cid kale waa in lagu sameeyaa si ammaan ah. Shirkaddu waxay sidoo kale mas'uul ka tahay in si qarsoodi ah u isticmaasho xogta warbixinaha, iyadoo keliya ugu adeegsanaysa ujeeddooyin sharci ah.

8. Nuxurka Warbixinta: Wasaaraddu waxay siinaysaa shirkadaha foom cayiman, mideysan oo warbixinta lagu soo gudbiyo. Guud ahaan, warbixinta waqti ka waqti ah waa inay ka kooban yihiin xogtan hoos ku xusan:

a. Xogta Wakaaladda:
    i. Magaca shirkadda
    ii. Lambarka shatiga
    iii. Xogta xiriirka
    iv. Qaab-dhismeedka shirkadda
    v. Shaqaalaha muhiimka ah
    vi. Isbeddel kasta oo ku dhacay qodobadan muddada warbixinta
    vii. Caddeynta ansaxnimada iyo faahfaahinta shatiga

b. Shaqooyinka La Xayeysiiyey:
    i. Tirada xayeysiinta ama ogaysiisyada shaqo ee shirkaddu bixisay
    ii. Kala saarid ku saleysan qeybaha shaqada
    iii. Kala saarid haddii shaqadu tahay gudaha dalka ama dibadda

c. Codsiyada La Helay: Tirada guud ee codsiyada shaqo ee shirkaddu heshay muddadaas, oo loo kala saaro iyadoo lagu saleynayo:
    i. Meesha laga yimid (gobol ka mid ah Soomaaliya ama dibadda)
    ii. Jinsiyadda
    iii. Jinsiga (lab/dheddig)
    iv. da'da
    v. Heerka waxbarasho iyo xirfadeed
    vi. Tani waxay bixisaa muuqaal guud oo ku saabsan dadka raadinaya shaqada iyadoo loo marayo shikad shaqo-siin gaar ah.

d. Tirada Shaqaalaha La Shaqaaleysiiyey: Tirada guud ee dadka lagu guuleystay in shaqo loo helo iyadoo la adeegsaday sihrkadda muddada warbixinta. Tani waa in si gaar ah loogu kala saaraa:
    i. Astaamaha shaqaalaha: jinsiga, da'da, heerka waxbarasho, heerka xirfadeed
    ii. Nooca meeleynta: tirada shaqaalaha Soomaaliyeed ee lagu meeleeyey gudaha Soomaaliya, iyo kuwa dibadda loo diray iii. Wadamada loo diray: wadamada ay shaqaaluhu u dhoofeen iyo tiradooda mid kasta
    iv. Qeybta shaqada: warshadaha/shaqooyinka (sida shaqooyinka guryaha, dhismaha, caafimaadka, hoteelada, amniga, iwm)
    v. Muddada qandaraaska: haddii shaqadu tahay muddo gaaban ka yar 1 sano, dhexdhexaad (1-2 sano), ama mid joogto ah

e. Dulmar Shuruudaha iyo Xaaladaha Heshiiska: Caddeyn ama dulmar muujinaya in dhammaan shaqaalaha la meeleeyey ay heleen heshiisyo buuxinaya shuruudaha loo baahan yahay. Shirkaddu waxay soo bandhigi kartaa tusaalooyin aan magacyo lahayn oo heshiiyo caadi ah, ama tilmaami kara kiisaska mushahar aad u sarreeya ama aad u hooseeya. Waxaa sidoo kale lagu xusaa haddii shaqaalahaas la siiyey caymis bulsho, badbaado shaqo.

f. Dhacdooyinka iyo Cabashooyinka:
Macluumaad ku saabsan:
    i. Cabashooyinka shirkaddu ka heshay shaqaale ama loo-shaqeeye

ii. Khilaafaadyo ama dhibaatooyin muhiim ah oo soo baxay iyo sida loo xalliyey
iii. Shilalka ama dhacdooyinka goobaha shaqada ee la xiriira shaqaale shirkaddu dirtay

g. Iskaashiga: Macluumaad la xiriira:
   i. Wada-shaqeynta shirkaddu la samaysay adeegyada shaqo ee dawladda
   ii. La hawl-galeyaasha tababbarka
   iii. Ka-qeyb-galka bandhigyada shaqo
   iv. Tababbrida musharaxiinta xirfado gaar ah

h.Xog Kale oo Muhiim ah: Wixii xog ah ee Wasaaraddu ku amarto in la keeno Ama ay u aragto mid muhiim ah sida:
i. Isbeddelada suuqa shaqada
   ii. Caqabadaha
   iii. Talooyin ku saabsan hagaajinta xeer-nidaamiyahan

9. Codsiyo Xog Dheeraad ah: Wasaaradda waxay dalban kartaa in ay shirkaddu keento xog ka baxsan midda caadiga ah haddii loo baahdo in la falanqeeyo:
   i. Baahida suuqa shaqada;
   ii. Isbeddelada socdaalka shaqaalaha;
   iii. Arrimaha waafaqsanaanta sharciga sida, xog ku saabsan mushaarka shaqaaleysiinta ee laga qaatay loo-shaqeeyaha ama xaalado gaar ah oo meeleyn shaqaale; iyo
   iv. Shirkadda waa in ay u hoggaansantaa amarada haddii ay yihiin kuwo macquul ah oo sharci ah. Ujeeddada xogtan dheeraadka ah ayaa la sharxayaa marka loo baahdo.

10. Isticmaalka Xogta ee Shirkadda:
   a. Marka Wasaaradda ay hesho warbixinaha shirkadaha, waxay sameynaysaa: i. Ururin;
      ii. Falanqeyn;
      iii. Isticmaalka xogta si ay Go'aanno siyaasadeed u qaadato; iyo iv. U la socoto nidaamka socdaalka shaqaalaha
   b. Waxaa laga sameynayaa tirokoobyo guud sida:
      i. Tirada shaqaalaha Soomaaliyeed ee dibadda loo diray sannadkiiba;
      ii. Wadamada ugu badan ee loo dhoofiyey; iyo
   c. Xogta muhiimka ah waxaa lagu qorayaa Mareegta Danabeysan (database) iyadoo si buuxda loo ilaalinayo amaankeeda.

11. Daabacaadda Isbeddellada: In kasta oo xogta shirkadaha gaar ah ay yihiin kuwa qarsoodi ah, waxaa la dhiirri-gelinayaa in wasaaradda daabacdo:
   i. Xog guud;
   ii. Isbeddelo lagu helay warbixinnada;
   iii. Si loo helo, loona kordhiyo daah-furnaanta; iyo iv. Loona wacyi-geliniyo bulshada.

Tusaale:
   i. In la faafiyo inta shirkadood oo firfircoon

ii. Tirada guud ee shaqaalaha dibadda loo dhoofiyey iii. Guud ahaan natiijooyinka la gaaray.

Qodobka 17aad Hawlaha ay qabtaan Shirkadaha Shaqo-siinta Gaarka ah

1. Shirkad kasta oo haysta shati shaqo-siin si waafaqsan xeer-nidaamiyahan, waana in ay u hoggaansantaa marka ay fulinayso inta lagu guda jiro hawlaha ganacsigeeda isla markaana si joogto ah arrimahan:
   a. U-hoggaansanaanta Xeer-nidaamiyaha: Shirkadaha waa in ay si buuxda u ballanqaadaan kuna dhaqanto dhammaan xeer-nidaamiyahan iyo xeerarka kale ee khuseeya shaqada, gaar ahaan Xeerka Shaqada Somalia, iyo dhammaan tilmaamaha ama siyaasadaha ay soo saarto Wasaaradda Shaqada. Sidoo kale, waa in la ixtiraamaan heerarka caalamiga ah ee shaqada iyo heshiisyada labo-geesoodka ah ee la xiriira socdaalka shaqaalaha oo ay Soomaaliya saxiixday.
   b. Xilka ka saaran Shirkadaha iyo Shaqaalaha: Shirkadaha waxaa si buuxda xil uga saaran yahay dhammaan ficillada mas'uuliyiinteeda, shaqaalaheeda, wakiilladeeda ama cid kasta oo ku matasha shirkadda marka ay fulinayaan hawlaha la xiriira qorista iyo meeleynta shaqaalaha. Shirkaduhu iskama fogeyn karaan mas'uuliyadda khaladaadka ay galaan ama ficilka kasta uu shaqaale ama qandaraashoosaadle sameeyey. Waa in shaqaalaha oo dhan la siiyo tababbar habboon lana kormeeraa, si loo hubiyo uhoggaansanaanta xeer-nidaamiyahan, waana lagula xisaabtamayaa ficilladooda.
   c. Ka-warbixinta Xad-gudubyada:
      i. Wasaaradda waa in si degdeg ah loogu wargaliyaa ku xad-gudub, ficil ama macluumaad kasta oo liddi ku ah Xeerka Shaqada, Xeer-nidaamiyahan iyo sharuucda kale ee khuseysa shaqada.
      ii. Haddii shirkaddu ogaato hawlo sharci-darro ah oo la xiriira shaqaaleysiin, shabakado tahriibin ah, ama khiyaamooyin uu sameeyo qof ama shirkad kale, waa in si rasmi ah loola socodsiiyo wasaaradda si looga qaado tallaabada sharciga ah ee ku habboon.
   d. Fududeynta Baarista: Shirkadda kasta waxaa waajib ku ah in aysan carqaladeyn baarista ama fatashaad ay sameyso wasaardda ama wakiilladeeda sharciyeysan. Baarista waxaa ka mid in loo oggolaado gelista xarumaha, baarista diiwaannada la xiriira shaqaalaha. Shaqaalaha shirkadda waa in si cad loogu wargeliyaa in ay la shaqeeyaan baareyaasha, waxaa reeban wax isdabamarin, wax qarin ama bixinta xog been ah.
   e. Warbixin Xilliyeed: Shirkaduhu waa in si xilliyeysan wasaaradda ugu soo gudbiyaan warbixin iyo macluumadka tirakoobyada hadba sida loogu baahdo oo waafaqsan xeernidaamiyahan, iyo xog kasta oo dheeri ah oo muhiim u ah suuqyada shaqada ama baaritaanno gaar ah. Warbixinnadaas waa in ay noqdaan kuwo sax ah, dhammeystiran oo waqtigooda lagu soo gudbiyo.
   f. Shati aan Dhacsanayn: Shirkaddu waa in ay ka shaqeysaa oo keliya hawlaha shaqaaleysiinta iyo meeleynta shaqaalaha inta ay haysato shati ansax ah oo ku eg xudduuda hawlaheeda. Shirkaddu kama shaqeyn karto hawl ka baxsan kuwa lagu xusay rukhsaddeeda. Ma shaqaaleysiin karto shaqaale dibadda ah haddii shatigu yahay mid gudaha uun ku eg. Laguma hawl-gelin karo shati dhacsan, hakad ku jirta, ama shaqo ka baxsan baaxadda shatigeeda, taasoo ka hor imaanaysa waajibaadkeeda shaqo.

g. Xulasho Cadaalad ah: Shirkaddu waa in ay adeegsato oo kor u qaaddo nidaam hufan, cadaalad ah oo daah furan marka ay qoraneyso shaqaale. Tani waxay ka dhigan tahay in shaqaaleysiintu ku saleysnaato karti iyo hufnaan, lagana fogaado musuqmaasuq, eex ama takoorid. Waa in shirkaddu leedahay shuruudo qeexan oo lagu qiimeeyo musharrixiinta, laguna caddeeyo hab-raaca xulashada si loo sugo islaxisaabtan iyo cadaalad.

h. Lacago aan Sharciyeysnayn: Shirkaddu ma qaadi karto wax kharash ama lacag ah oo ka baxsan kuwa si sharci ah loogu oggolaaday in laga qaado shaqo-doonka. Mas'uuliyaddaas waxay adkeynaysaa in shirkaddu aysan ku khasbi doonin shaqodoonka in ay bixiyaan lacago aan sharci ahayn, iibsadaan adeegyo ama dokumentiyo tababbar ilaa ay ka helaan oggolaansho rasmi ah oo sharci ah.

h. Ka-qaadista Shaqo-doonka Lacag Sharci-darro ah: Shirkadaha waxaa ka reebban in ay qaadaan wax kharash ah ama khidmad adeeg bixin ah oo aan xeerka lagu qeexin ama aysan Wasaaradda oggolaan. guud ahaan, ma bannaana in shaqaale laga qaado lacag shoqo qoris. Shirkaduhu waa in ay ka fogaadaan in ay ku qasabto shaqo-doonku bixinta khidmad toos ah ama qarsoon iyo in lagu khasbo in ay iibsadaan adeegyo iyo tababbaro khasab ah iyadoo shuruud looga dhigayo meeleyn, haddii aan si cad loogu qeexin lacagahaas sharciga.

i. Ilaalinta Xogta Shakhsi: Shirkaduhu waxay xogta shakhsiga u ururin karaan, keydinna karaan oo keliya marka ay lagama-maarmaanka u tahay qiimeynta ku habboonaanta shaqo-doonka, kana saarto diiwaankeeda marka aysan jirin baahi sharci ah oo sii haynteeda kallifaysa, ama shaqo-doonku uu dalbado in laga tirtiro. Shirkaddu waa in ay macluumaadka shaqaalaha iyo shaqo-doonka u la dhaqanta si sir ah loona adeegsado ujeeddooyin sharciga ah ee la xiriira shaqaaleysiinta. Xogta waa in loo keydiyaa si hubanti ah, iyadoo aan lala wadaagayn cid aysan khuseyn, sida haddii uu oggolaado shaqo-doonka in taariikh nololeedka loo gudbiyo shirkadaha laga filayo adeeg shaqo bixin.

j. Hanuuninta Shaqaalaha Baxitaanka ka hor: Shirkad kasta waa in ay bixisaa ama fududeyso tababbar ku habboon ka hor inta aan shaqaalaha billaabin shaqadooda, gaar ahaan inta aan loo dhoofin dibadda. Shirkad kasta waa in ay hubisaa shaqaalaha la qoray ay si buuxda u fahamsiisaa nooca shaqada, nuxurka heshiiska, xuquuqdooda iyo waajibaadkooda, dhaqanka, shuruucda, iyo macluumaadka kasta oo muhiim u ah badbaadadooda iyo la qabsigooda shaqada cusub. Haddii wasaaraddu ay amarto ama waddanka loo socdo dalbado in barnaamijyo wacyi-gelinin ah la siiyo dhammaan shaqo-doonka, waana in la xaqiijiyaa in shaqaaluhu si dhammeystiran u qaateen tababbaradaas.

k. Adeegsiga Heshiis Cayiman: Shirkad kasta waa in ay adeegsataa oo keliya nooca heshiis shaqo oo ay oggolaato Wasaaradda Shaqada, gaar ahaan marka ay timaado shaqo-siinta dibadda. Shirkaddu ma sameyn karto heshiis ka duwan foomka cayiman ee Wasaaraddu ansixisay. Sido kale, kuma khasbi karto shaqaale in uu saxiixo heshiis ka baxsan mid ka la ansixiyey, iyadoo la hubinayo in ay isku mid yihiin dhammaan heshiisyada shaqada si loo ilaaliyo xuquuqda shaqaalaha.

l. Dabagalka Meeleynta Shaqaalaha ka dib: Shirkad kasta waa in ay dadaal u gasho dabagalka xaaladda shaqaalihii la meeleeyey, gaar ahaan marka ay shaqada billaabaan, waana in la hubiyaa in loo-shaqeeyuhu u hoggaansamay heshiiska iyo in shaqaaluhu aysan la kulmin xad-gudub ama xaalado aan la aqbali karin. Haddii ay dhibaato dhacdo,

shirkaduhu waa in ay gacan ka geysataan xallinta khilaafka ama ay si degdeg ah ugu wargeliyaan Wasaaradda Shaqada si tallaabada ku habboon loo qaado.

m. Caawinta Shaqaalaha: Haddii shaqaale la kulmo dhibaatooyin sida mushaar-la'aan, jebinta heshiiska, ama dhibaatooyin kale, Shirkad kasta waa in ay siiso shaqaalaha talo, dhexdhexaadin, ama u gudbinta u qeybasanaha arrimaha shaqaalaha ee jooga Safaaradda dalkaas si shaqaaluhu u helo xuquuqdiisa. Shirkaddu waa in ay isla markiiba ku wargelisaa Wasaaradda haddii ay jiraan xad-gudubyo culus sida tacaddiyo, ka faa'iidaysi, ama tahriibinta dadka ama geeri ku timaada shaqaalaha.

n. Dhab ahaanshaha Dokumentiyada: Shirkad kasta waa in aysan waligeed bixin macluumaad ama dokumenti been-abuur ah si ay uga hesho Wasaaradda shati ama oggolaansho kale. Dhammaan Dukuminitiyada, warbixinnada, codsiyada, ama xiriirada kale ee lala yeesho Wasaaradda waa in ay noqdaan kuwo run ah, sax ah oo ay shirkaddu hubisay inta aysan soo gudbin.

o. Xayeysiin Sax ah: Shirkaddu waa in ay ka fogaataa daabacaadda xayeysiisyo been ah ama marin habaabin ah oo ku saabsan fursado shaqo-siin. Xogta shaqada la bixinayo iyo faafinteedaba waa in ay ahaadaan shaqooyin jira oo dhab ah. Ma bannaana xayeysiinta shaqooyin aan jirin ama khaldan.

p. Takoor-la'aan: Shirkaddu waa in ay si siman ula dhaqantaa dhammaan shaqo-doonka iyadoo aan loo eegin jinsiyad, qabiil, midab, jinsi, diin, da', naafonimo, ama sifo kale oo sharcigu diiday. Sidoo kale, Shirkaddu ma taageeri karto loo-shaqeeye doonaya in uu sameeyo takoorka haddii aysan jirin sabab kale oo sharci ah.

q. Meeleynta Shaqaalaha: Shirkaddu waa in ay ka fogaataa meeleynta shaqaalaha shaqooyin ay ka jiraan wax aan la aqbali karin, xad-gudub, takoorka, ama ku xadgudbidda xuquuqda aadamaha kana hor imaanaya xeer-nidaamiyahan iyo Xeerka Shaqada Sooomaliya. Shirkad kasta waa in ay sameysaa baaritaan horadhac taxaddar leh oo ku saabsan dhinaca loo-shaqeeyaha iyo xaaladaha shaqo, si looga hortago in shaqaalaha loo diro shaqooyin halis ku ah xuquuqdooda ama caafimaadkooda, gaar ahaan kuwa la xiriira, sida Shaqo khasab ah, Shaqo aad khatar u ah oo aan la hayn agab iyo badbaado ku filan, ama, Shaqo lid ku ah caafimaadka, bed-qabka guud ama anshaxa bulshada. Haddii deegaanka shaqada la og yahay in uu leeyahay halis muuqata oo la taaban karo, shirkaddu waa in ay hubisaa in shaqaalaha si buuxda loogu wargeliyo halistaas, isla markaana la xaqiijiyo in tallaabooyin badbaado oo ku filan in la qaado si loo yareeyo ama looga hortago waxyeello imaan karta. Shirkadda waxaa mas'uuliyadi ka saaran tahay ilaalinta xeerarka shaqaalaha si waafaqsan xeerka shaqada ee dalka, qawaaniinta caalamiga ah ee ilaalinta xuquuqda shaqaalaha iyo heshiisyada caalamiga ah ee ay saxiixday Soomaaliya.

r. Mamnuucidda Shaqo-qoris Sharci-darro ah: Shirkaddu ma sameyn karto hawlo shaqo-qoris oo sharci-darro ah, oo ay ku jiraan tahriibinta dadka, shaqo khasab ah, shaqaaleynta carruurta, ama shaqo-siin suuqa madow ee shaqaalaha doolka ah. Shirkaddu waa in ay ka feejignaato hawlaha la xiriira musuqmaasuqa ama lacag dhaqidda, waana in ay iska

ilaalisaa danaha isdiidan, gaar ahaan marka shaqaalaheeda ay xiriir dhaqaale la leeyihiin loo-shaqeeyaha.

s. Madax-bannaanida Loo-shaqeeyaha ee Go'aanka Shaqo-qorista: Shirkaddu ma saameyn karto go'aannada loo-shaqeeyaha, mana ku khasbi karto inay shaqaaleeyaan qof gaar ah. Sidoo kale, Shirkaddu ma xannibi karto loo-shaqeeyaha in uu shaqaale si joogto ah u qorto ama u adeegsado ilo kale oo aan ahayn shirkadda. Sidoo kale, shirkadda looma oggola in ay ka hor-istaagto loo-shaqeeyaha xaqiisa ah in uu si joogto ah u shaqaaleysiiyo shaqaale markii hore si ku-meel-gaar ah loogu meeleeyey, haddii labada dhinac ay heshiis rasmi ah gaaraan. Shirkadda looma oggola in ay ku xirto looshaqeeyaha shuruudo ku khasbaya in uu sii wato adeegga, taasoo ka baxsan heshiiska. Kaalinta shirkdda waa in ay fududeyso helitaanka fursado shaqo iyo isku xirka looshaqeeyaha iyo shaqaalaha, balse awood u malaha in ay xaddido xorriyadda shaqaalaha ee raadinaya fursado shaqo kale, ama doorashada loo-shaqeeye kale shaqo bixintiisa mustaqbalka. Tallaabo kasta oo shirkaddu ku carqaladeynayso heshiis xor ah oo labada dhinac gaaraan waxay noqonaysaa ku xadgudbid sharciga iyo mabaadi'da shaqo ee hufan.

t. Xorriyadda Dhaqdhaqaaqa Shaqaalaha:

i. Shirkaddu waa in ay ka fogaataa ku lug yeelashada qalqaalinta shaqaalaha ka tagista shaqada ay hadda ku jiraan si ay ugu wareegaan shaqo kale oo u dhaanta midda ay hadda ka shaqeeyaan. Waxaa reebban in la qalqaaliyo shaqaalaha si loogu wareejiyo loo-shaqeeyey kale, gaar ahaan haddii shaqaaluhu ku sugan yahay shaqo rasmi ah. Sameynta dhaqanka qalqaalinta waa dhaqan-xumo keeni kara anshaxmarin, haddii aanay shaqaalaha laftoodu si xor ah u raadsan fursad shaqo oo cusub, isla markaana aanay oggolaaneyn shuruudaha heshiiska ay hadda ku jiraan.

ii. Shirkaladda waa in aysan xaddidin xorriyadda dhaqdhaqaaqa shaqaalaha ee ka tagista shaqada ay hadda ku jiraan si ay u raadsadaan fursado shaqo kale, kama dhalan karo wax ganaaax lacageed ah kamana saameyn kartohelitaanka fursado shaqo kale haddii loo soo bandhigo. Isbeddel kasta shaqo ee dhacaya waa in uu ahaadaa mid xalaal ah, waafaqsanna xeer-nidaamiyahan, isla markaana la dhowrayo xuquuqda iyo xorriyadda shaqaalaha iyo waajibaadka heshiiska ee looshaqeeyihii hore.

u. Heshiis Sharci-darro ah: Shirkaddu kuma khasbi karto shaqaale in ay saxiixaan heshiis aan waafaqsanayn Xeerka Shaqada Soomaaliya, xeer-nidaamiyahan, ama sharciyada kale ee khuseeya shaqada. Shirkaddu waa in ay si daacad ah oo hufan ugu sharaxdaa shaqaalaha dhammaan qodobbada ku xusan heshiiska shaqada, iyadoo aan marnaba laga faa'iidaysan karin faham-la'aanta ama aqoon-darrida shaqaalaha. Heshiis kasta oo jebinaya xeerarka shaqada ee dalka, gaar ahaan kuwa meesha ka saaraya xuquuqaha

asaasiga ah ee shaqaalaha ama hoos u dhigaya heerarka ugu yar ee uu xeerku dhigayowaa mamnuuc, waana lagama-maarmaan in shirkaddu aysan qeyb ka noqon wax heshiisyo ah oo sharci-darro ah.

v. Iskaashiga Horumarinta Qeybta Shaqo-siinta Dibadda:
   i. Shirkadaha shaqo-siinta, loo-shaqeeyaha, ururrada shaqaalaha iyo hay'adaha dawladda ee ku hawlan shaqo-siinta waa in ay iska kaashadaan horumarinta shaqo-siinta gudaha iyo dibadda si kor loogu qaado dhaqanka wanaagsan ee ku salaysan shaqaaleysiin ku dhisan karti, daah-furnaan iyo cadaalad.
   ii. Iskaashigani wuxuu ka mid yahay ka-qeyb-galka hindiseyaal wadajir ah, uhoggaansanaanta xeerarka anshaxa shaqada ee lagu heshiiyey kana dhexjira qeybaha shaqo-qorista, iyo kor-u-qaadista heerarka xirfadeed ee dalka. Shirkadda waxaa si gaar ah loogu dhiirri-gelinayaa in ay xog iyo aragtiyo la wadaagaan Wasaaradda si loo horumariyo xaaladda suuqa shaqada.
   iii. Shirkadaha waa in ay si dhow ula shaqeeyaan Wasaaradda si loo xaqiijiyo isdhexgal dhammeystiran, halkii laga abuuri lahaa isbarbaryaac iyo tartan aan loo baahnayn. Haddii ay munaasab tahay, shirkaduhu waa in ay shaqoooyinka ku xayeysiinyaan Xogkeydiyaha danabaysan ee Wasaaradda, midka ay iyagu leehiyiin iyo kuwa kale ee caanka ah, waana muhiim ah in ay adeegsadaan baraha bulshada, iyadoo la hubinayo in dhammaan dhinacyadu ay u marayaan hannaan qoritaan oo ilaaliya xuquuqda iyo badbaadada shaqaalaha.

w. Marka shirkadda lagu soo wargeliyo in loo-shaqeeye uu ku kacay xad-gudub, sida tacaddiyo ka dhan ah shaqaalaha Soomaaliyeed ee dibadda ku sugan, Shirkaddu waxaa waajib ku ah in ay gacan ka geysato xallinta dhibaatadaas oo ay raacdo habab lagu heli karo magdhaw ama garsoor cadaalad ah iyadoo la kaashaneysa Wasaaradda Shaqada, halkii ay iska indhatiri lahayd ama ay qarin lahayd arrintaas.

Qodobka 18aad Mabaadi'da Hagta Anshaxa Shaqada

Shirkadaha inta ay ku gudaha jiraan hawlaha shaqo-qorista iyo meeleynta shaqaalaha waa in ay ku dhaqmaan mabaadi'da guud ee anshaxa shaqada iyo hannaanka shaqo sharfan, kuwaas oo ay ka mid yihiin:

1. U-sinnaanta Fursadaha Shaqo: Shirkaduhu waa in ay dhiirri-geliyaan kuna dhaqmaan mabda'a u sinnaanta fursadaha shaqo, si dhammaan shaqo-doonka loo siiyo fursado siman oo aan lagu kala takoorin. Taas macnaheedo waa in la xaqiijiyaa in qof kasta helayo shaqo ku habboon xirfadiisa iyo hamigiisa iyadoo aan loo eegin asalkiisa ama duruufihiisa, si waafaqsan shuruucda qaranka ee sinnaanta fursadaha shaqo.
2. Takoor-la'aanta Xagga Shaqo-siinta: Dhammaan shaqo-doonka iyo shaqaalaha waa in loola dhaqmaa si cadaalad ah, iyadoo la baabi'inayo dhammaan noocyada takoorka xagga shaqada iyo xirfadaha. Shirkaduhu waa in ay ka fogaadaan ayna muujiyaan si looga hortago eexda ku saleysan qabiil, jinsi, diinta, da'da, naafonimada, ama wax kasta oo kale oo uu mamnuucayo Xeerka Shaqada Soomaaliya ama xeerarka caalamiga ah ee xuquuqda aadanaha. Shirkaduhu waa in ay ka codsadaan loo-shaqeeye kasta in aysan ku dhaqmin ficil takooreed, isla markaana diidaan codsiyada si cad u takooraya shaqo-doon gaar ah, sida shaqaale ka soo jeeda qabiil gaar ah.

3. Taageeridda Shaqaalaha Nugul: Shirkaddu waa in ay si gaar ah u tixgeliyaan shaqaalaha nugul ama la hayb-sooco, iyagoo u sameynaya adeegyo gaar ah ama barnaamijyo taageeraya, waxaana ka mid noqon kara, dhiirri-gelinta haweenka, dhallinyarada, dadka gudaha ku barakacay, dadka naafada ah, ama dadka ka soo jeeda deegaannada aan horumarsanayn. Taageeradu waxay noqon kartaa tababarro xirfadeed, diyaarin Taariikh-nololeed (CV), ama caawinta diyaarinta wareysiyada shaqo. Shirkaduhu waa in ay kaalin mug leh ka qaadataan hirgelinta siyaasadaha suuqa shaqada, gaar ahaan barnaamujyada ay dawladdu wado si loo helo sinnaan shaqo oo cadaalad ah.
4. Asturnaanta Xogta iyo Keydinteeda: Shirkaddu waa in ay hannaan sugan u maamushaa xogta shakhsiga shaqo-doonka ah iyadoo ilaalinayo asturnaanteeda iyo karaamadooda. Ururinta xogtu waa in ay si toos ah ugu koobnaataa wixii la xiriira qiimeynta kartida iyo waayo-aragnimada xirfadeed ee shaqo-doonka. Ma aha in la weydiiyo ama la isticmaalo macluumaad aan khuseyn shaqada sida qabiilka, diinta, ama xaaladda qoyska. Haddii xogta lagu keydiyo hannaan danabeysan, shirkaddu waa in ay qaaddo tallaabooyin sugan oo amni si looga hortago in xogtaasi baxdo ama ay helaan dad aan loogu talo-gelin.
5. Ilaalinta Shaqaalaha Doolka ah:
   Shirkaddu waa in ay qaaddo dhammaan tallaabooyinka suurtagalka ah ee lagu ilaalinayo xuquuqda shaqaalaha doolka ah, si looga hortago tacaddiga iyo dhiigmiiradkood. Ilaalinta xuquuqdaas waxaa ka mid ah: wacyi-gelininta shaqaalaha si ay u fahmaan xaqooda, lana siiyo macluumaad ku saabsan cidda ay la xiriiri karaan marka ay dhibaato kala kulmaan dibadda sida telefoonada Wasaaradda, Safaaradda iyo looshaqeeyaha.
   Haddii shirkaddu ogaato in shirkad kale ama dallaal ku hawlan khiyaano, xad-gudub, ama tacaddi ku wajahan shaqaalaha, waa in ay si degdeg ah loogu soo wargeliyaa Wasaaradda si tallaabo sharci ah looga qaado. In si wadajir ah lagu wajaho shirkadaha si xun u la dhaqma shaqaalaha, waxay sare u qaadaysaa sumcadda iyo heerka adeeg ee la bixiyo guud ahaan.
6. Ixtiraamka Heshiisyada Labo-geesoodka ah: Wasaaraddu waa in ay ku ixtiraamtaa si waafaqsan dhammaan heshiisyada shaqo ee labo-geesoodka ah ama Is-afgaradyada (MoUs) ay Dawladda Federaalka Soomaaliyeed la gashay dawlado kale. Heshiisyadani waxay tilmaamayaan shuruudo gaar ah sida hab-raacyada qorista shaqada, shuruudaha ugu yar ee shaqada, hababka xallinta khilaafaadka. Markay shirkaddu qoranayso shaqaale loogu talo-galay waddan heshiis lala galay, waa in si buuxda loo raaco tilmaamaha ku cad heshiiskaas si looga hortago khiyaano iyo tacaddi.
7. Xorriyadda Kullamada iyo Xuquuqda Shaqaalaha: Marka shirkaddu shaqo siiso shaqaale waa in heshiisyadooda shaqo lagu caddeeyaa xuquuqda asaasiga ah. Waa in shaqaalaha la meeleeyey ay helaan:
   Xorriyadda isu-tagidda iyo wada-xaajoodka gorgortan guud, haddii ay khuseyso;
   Mushaarka ugu yar ama midka qeybtaas laga qaato;
   Xuquuqda saacadaha shaqada ee caadiga ah iyo waqti dheeraadka ah;
   Caafimaadka iyo bed-qabka goobaha shaqada;
   Xuquuqda caymiska bulshada sida uu qabo xeerka; iyo
   Caymis shilalka iyo cudurada mihnadaha ee la xiriira goobaha shaqada.
   Shaqaalaha doolka ah waa in aysan helin xuquuq ka hooseysa tan ay helaan shaqaalaha gudaha. Heshiisyada shaqadu waa in ay daboolaan fasaxa dhalmada, dheefaha shaqada,

ilaalinta shaqaalaha haddii loo-shaqeeyuhu musallafo. Dhammaan arrimahan waa in lagu saleeyaa waajibaadka Soomaaliya ka saaran fulinta heshiisyada caalamiga ah ee shaqaalaha iyo sharciyada waddanka shaqaalaha loo diray.

8. Ka-hortagga Tacaddiyada Ku Saleysan Jinsiga (lab iyo dheddig): Shirkaddu waa in ay qaado tallaabooyin ku habboon oo looga hortago tacaddiyada jinsiga ku saleysan ee loo geysto xilliyada shaqo-qorista ama goobaha shaqada, waxaana ka mid ah: In la dejiyo siyaasad cad oo mamnuucaysa in shaqo-siinta lagu beddesho xiriir galmo; In shaqaalaha la siiyo tababbar ku saabsan sida loo aqoonsado loona xalliyo tacaddiga ama faro-xumeynta;

In la baaro lana qiimeeyo loo-shaqeeyeyaasha, gaar ahaan kuwa shaqaalaha u qaata shaqooyin guryaha si looga fogaado sooyaalka tacadiya; iyo

Haddii shaqaale dacwad tacaddi soo gudbiyo, shirkaddu waa in ay si qarsoodi ah taxadar leh oo cadaalad ah u maareyso arrintaas iyadoo loo marayo hannaanka cabashada gudaha ee loo-shaqeeyaha, isla markaasna loo fududeeyo helidda kaalmo sharci ah, gargaar ka helaan hay'adaha kale qaabilsan arrimahaas ama in la wargeliyo safaaradda ama u qeybsane shaqaale haddii ay ku habboon tahay.

9. Isticmaalka Shatiga: Keliya shirkadaha si rasmi ah loo siiyey shati si waafaqsan xeernidaamiyahan ayaa xaq u leh in ay sheegtaan "Shirkad Shaqo-siin Gaar ah" ee ka hawlgala gudaha dalka. Shirkadaha haysta rukhsadda oo keliya ayaa sheegan kara in ay yihiin kuwa xaqa u leh isticmaalka shatiga. Ciddii aan rukhsad haysan looma oggola in ay si been ah u sheegato in ay tahay shirkad shati leh. Mabda'an wuxuu ka caawinayaa bulshada in ay kala garataan shirkadaha saxda ah iyo kuwa aan sharciyeysnayn. Wasaaraddu waxay ka qaadaysaa tallaabo sharci ah ciddii isticmaalaysa shati been-abuur ah.

10. Reebbanaan Dallaal iyo Malaal:

Shirkaduhu waa in aysan adeegsan dallaaliin, malaal (wakiil hoose), ama dhexdhexaadiyeyaal aan rukhsad haysan si ay ugu shaqeeyaan hawlaha shaqo-qorista.

Adeegsiga mukhalas way reebban tahay, waxayna horseedi kartaa xad-gudub iyo islaxisaabtan-la'aan. Dhammaan hawlaha shaqo-qorista waa in qabtaan shaqaalaha shirkadda ee carbisan ama wakiillo rasmi ah oo shirkaddu si toos ah u maamusho. Haddii shirkaddu rabto in ay ka shaqeyso gobollo kale, waa in ay furtaa farac ama qorataa shaqaale ka shaqeeya goobtaas, halkii ay adeegsan lahayd dallaaliin ka madaxbannaan.

Adeegsi kasta wakiillo aan la diiwaan-gelin, waxaa loo qaadanayaa ku xad-gudub culus ee xeer-nidaamiyahan. Si kastaba ha ahaatee, shirkaddu way shaqaaleysiin kartaa ama heshiis kula geli kartaa shakhsiyaad aqoon u leh oo la mid ah shaqaalaheeda rasmiga ah si ay adeegyadaas u gaarsiiyaan gobollada. Muhimaddu waxay tahay in shakhsiyaadkaas ay shirkaddu si buuxda mas'uul uga tahay ficilladooda iyo korjoogtayntooda.

11. Wada-shaqeynta Hay'adaha Dawliga ah: Shirkadaha waxaa lagu dhiirri-gelinayaa in ay wada-shaqeyn la yeeshaan si ay u kaabaan adeegyada shaqo-qorista ee hay'adaha dawladda, halkii ay u arki lahaayeen in ay caqabad ku yihiin. Wada-shaqeyntan waxaa ka mid noqon kara: Wadaagista macluumaadka ku saabsan shaqooyinka bannaan ee aan laga heli karin gudaha dalka, Wada-shaqeyn ku saabsan gudbinta shaqo-doonka, ama ka-qeyb-galka madasha lagu horumarinayo habsami u shaqeynta suuqyada shaqada. Kaalinta ay shirkaduhu leeyihiin waxaa loo aqoonsanayaa in ay muhiim tahay, hase yeeshee, waa in ay si mug leh ula shaqeeyaan barnaamijyada shaqo abuurka dawladda, loona xaqiijiyo helitaanka fursado shaqo oo baaxad leh lana ilaaliyo heerarka shaqada.

12. Dhaqan-gelinta Mabaadi'da: Haddii shirkad shaqo-siin lagu helo in ay jebisay mid ka mid ah mabaadi'da asaasiga ah ee lagu xusay qodobbada xeer-nidaamiyahan, Wasaaradda waxay u diraysaa shirkaddaas ogeysiis qoraal ah oo lagu amrayo in ay saxdo xeer jebintaas muddo cayiman oo maangal ah. Ogeysiiskaasi wuxuu si cad u tilmaamayaa nooca xad-gudubka la sameeyey, iyo tallaabada saxidda ee laga rabo shirkaddu in ay qaaddo. Haddii Shirkaddu ku guuldareysato in ay u hoggaansanto amarka ogeysiiska isla markaana aysan wax ka beddelin khaladkaas muddadii la siiyey, Wasaaraddu waxay qaadaysaa tallaabo sharci ah oo waafaqsan meel-marinta xeernidaamiyahan. Tallaabooyinkaas waxaa ka mid noqon kara, hakin ama kala-noqosho shati, amaganaaxyo kale oo lagu tilmaamay xeer-nidaamiyahan ama Xeerka Shaqada Soomaaliya si loo xalliyo xeer-jebinta loona ilaaliyo hufnaanta xayndaabka xeerarka khuseeya shaqada.

QEYBTA 3AAD
FULINTA IYO CIQAABAHA

Qodobka 19aad Baaris iyo U-hoggaansanaan

1. Awoodda Gelitaanka iyo Baarista: Saraakiisha idman ee Wasaaradda oo ay ku jiraan baareyaasha shaqada ama mas'uuliyiin kale oo ay si rasmi ah u magacowday Wasaaraddu oo keliya ayaa awood sharci ah u leh in ay geli karaan, baari karaan waqti kasta oo macquul ah xarumaha ama xafiisyada shirkad kasta oo shaqo-qoris ku hawlan, ha ahaato mid shati haysata ama mid lagu tuhunsan yahay in ay sifo sharci-darro ahku shaqeynayso. Saraakiisha idmani waxay baarayaan, kormeerayaan, hubinayaan uhoggaansanaanta xeer-nidaamiyahan iyo sharuucda kale ee khuseeya shaqada. Saraakiishu waxay xaq u leeyihiin in ay sameeyaan kormeer iyo baaris rasmi ah goobaha shaqada ogeysiis iyo ogeyssis-la'aan xilliyada caadiga ah ee shaqada, marka laga reebo goobo degaan gaar ah oo u baahan oggolaansho ama amar-bixin maxkamadeed.

2. Baaxadda Baarista: Inta lagu guda jiro baarista, sarkaalka idman wuxuu leeyahay awoodaha soo socota:

i. In uu baaro diiwaannada iyo dokumentiyada la xiriira hawlaha shaqo-qorista iyo shaqo gaynta ee shirkadda, oo ay ka mid yihiin aanse ku koobnayn: diiwaanka shaqo-doonka, nuqullada heshiiyada shaqo, diiwaanka maaliyadeed ee muujinaya khidmadaha laga qaado loo-shaqeeyaha, nuqullada xayeysiinta, xiriirrada lala yeeshay dhiggooda dibadda, iyo warbixinta loo gudbiyo Wasaaradda;

ii. In uu codsado ama nuqullo ka sameysto dokumentiyadaas, ama xitaa si ku-meelgaar ah uga qaado xarunta shirkadda si loo sii baaro, iyadoo la siinayo shirkadda warqad caddeynaysa qaadista dokumentiyadaas;

iii. In uu baaro xarumaha shaqada ee shirkadda, si loo xaqiijiyo in ay la jaanqaadayaan heerarka shaqo ee loo baahan yahay, sida in xafiisku dhab ahaan u jiro, una shaqeeyo sidii shirkaddu sheegtay iyo in lagu dhejiyey tabbeelooyinka gudaha ogeysiisyo muujinaya xuquuqda shaqaalaha;

iv. In uu wareysto shaqaalaha shirkadda ama wakiilladeeda si uu wax uga weydiiyo habdhaqanka iyo nidaamka shaqo-qorista, loogana xaqiijiyo fahamka ay u leeyihiin xeernidaamiyahan iyo sida ay ugu hoggaansan yihiin. Baaruhu wuxuu sidoo kale

codsan karaa in la siiyo macluumaadka xiriirka shaqaalaha ama loo-shaqeeyaha adeegga ka helay shirkadda, si dib loola xiriiri karo haddii loo baahdo

v. In baaruhu uu su'aalo ka keeni karo arrin kasta oo uu u arko mid lagama-maarmaan u ah in la xaqiijiyo in shirkaddu si buuxda ugu hoggaansan tahay xeer-nidaamiyaha. Su'aalaahani waxaa ku jiri kara baarista cabashooyinka ama xogaha la helay ee la xiriira hab-dhaqanka shirkadda.

3. Waajibnimada la-shaqeynta Baareyaasha: Maamulka iyo shaqaalaha shirkadda waxaa laga rabaa in ay si buuxda ula shaqeeyaan baarayaasha idman. Waa in aysan hor-istaagin, daahin, ama khiyaamid baaraha inta uu ku guda jiro waajibaadkiisa shaqo. Si gaar ah, shirkaduhu waa in ay:

i. U oggolaato baaraha in uu galo dhammaan qeybaha goobaha shaqada ee shirkaddu ku shaqeyso;

ii. Si dhaqso leh u keento dhammaan diiwaannada, xisaabaadka ama dokumentiyada uu baaruhu codsado si loo baaro;

iii. Bixiso jawaabo sax ah oo degdeg ah marka su'aalo kasta oo uu baaruhu waydiiyo; iv. Baaraha siiso agabka lagama-maarmaanka u ah shaqada, sida miis, kursi, gelitaanka kumbiyuutar si uu u guto waajibaadkiisa shaqo.

v. Iskuday kasta oo lagu qarinayo ama lagu burburiyo dokumenti, lagu bixiyo macluumaad been ah, ama lagu carqaladaynayo baaritaanka, wuxuu noqonayaa ku xad-gudubka xeer-nidaamiyahan, waxaana lagu muteysanayaa ciqaabo sharciyeed oo waafaqsan Qodobka khuseeya ee xeer-nidaamiyahan iyo Xeerka Shaqada Soomaaliya.

4. Haynta Diiwaannada:

a. Shirkad kasta waa in ay keydisaa dhammaan diiwaannada khuseeya shaqo-qorista ugu yaraan muddo shan (5) sano ah laga billaabo maalinta la sameeyey diiwaankaas. Diiwaannada shaqo-qorista khuseeya waxaa ka mid ah:

i. Heshiiska shaqada;

ii. Rasiidka (lacag-bixinta) muujinaya khidmadaha laga qaaday loo-shaqeeyaha;

iii. Diiwaanka muujinaya tababbarka ama wacyi-gelininta shaqaalaha; iyo

iv. Diiwaannada cabashooyinka.

b. Haddii ay jiraan dacwado ama baaritaan sharciyeed oo wali socda, diiwaannada waa in la sii hayo ilaa laga gaarayo gunaanad rasmi ah, xitaa haddii ay dhaafaan shanta (5) sano. Diiwaannadaasi waa in si nidaamsan loo keydiyaa si ay u sahlanaato dib-u-eegista iyo baaritaanka.

5. Warbixinta Baarista: Ka dib markuu baare shaqo ama sarkaal idman dhammeeyo baaris, wuxuu diyaarinayaa warbixin rasmi ah oo si faahfaahsan u tilmaamaysa wixii uu arkay ama ogaaday. Nuqul ka mid ah qeybaha warbixinta, gaar ahaan haddii ay jiraan wax aan xeerarka waafaqsanayn, waxaa la siin karaa maamulka shirkadda si ay ula socdaan khaladaadka la helay iyo tallaabooyinka saxitaanka ee loo baahan yahay. Wasaaraddu waxay warbixintan ku keydinaysaa diiwaan si loola socdo sooyaalka taariikhda u-hoggaansanaanta shirkaddaasi.

6. Meel-marinta Xeer-nidaamiyahan:

a. Haddii baarista lagu ogaado jebin lagu sameeyey xeer-nidaamiyahan ama la dareemay, Wasaaraddu waxay qaadi kartaa tallaabooyin sharciyeed oo ku habboon xad-gudubka. Tallaabooyinkaas waxa ka mid noqon kara in:

i. Amar lagu farayo shirkadda in ay saxdo khaladaadka jira;

ii. Digniin rasmi ah la siiyo;

iii. Waqti cayiman la siiyo shirkadda si ay u saxdo dhaqanka guracan ee xeer jebinta;
iv. La billaabo hannaanka hakinta ama kala-laabasho shatiga shirkadda; ama
v. La gudbiyo dacwad haddii la ogaado dembiyo la galay.

b. Shirkadda waxa baarista ka dib si qoraal ah loogu wargelinayaa wax kasta oo lagu amro in ay qabato ama ciqaab kasta oo lagu soo rogo.

7. Iskaashiga Hay'adaha: Baareyaasha waxay la kaashan karaan hay'adaha kale ee dawladda sida booliska, socdaalka, ama hay'adaha ilaalinta xuquuqda daweynaha haddii baarista lagu ogaado arrimo la xiriira hawlaha ay u xilsaaran yihiin, sida dokumentiyo been-abuur ah, waxa lala xiriiri karaa booliska si dacwad sharci ah loogu soo oogo. Waxa kale oo suurta-gal ah in hay'aduhu baaritaano wadajir ah sameyn karaan si loola dagaallamo dhibaatooyin sida tahriibka dadka ama shabakadaha ka ganacsiga shaqaalaka doolka ah.

8. Qarsoodinta Xogta: Baareyaasha iyo Wasaaraddu waa in ay si taxaddar leh oo qarsoodiga ah u maareeyaan macluumaadka hawlaha shaqo-qorista ee shirkadda iyo macluumaadka shakhsiyeed ee ay helaan inta lagu jiro baarista, macluumaadka la helay waa in loo adeegsadaa oo keliya ujeedooyinka la xiriira xaqiijinta u-hoggaansanaanta iyo fulinta xeer-nidaamiyahan. Cidda macluumaadka bixisay magacyadooda waa in si buuxda loo ilaaliyaa intii suurta-gal ah si aysan u wajihin cawaaqib xumo ama aargoosi.

QEYBTA 4AAD
QODOBBO ISKU-DHAF AH

Qodobka 20aad Abaal-marinno iyo Aqoonsi

1. Wasaaradda Shaqadu waxay awood u leedahay inay dhisto barnaamijyo abaal-marinno, aqoonsi ama dhiirri-gelin ah si loogu abaal-mariyo looguna dhiirri-geliyo shirkadaha shaqo-qorista gaarka ah ee muujiyey hab-dhaqan heer sare ah oo waafaqsan xeernidaamiyahan iyo anshaxa shaqo-qorista. Abaal-marinta noocan ah waxaa la bixin karaa sannadkiiba mar ama labadii sanaba mar, iyadoo loo kala saari karo qeybo ama heerar kala duwan. Ujeeddada barnaamijkan abaal-marinta ah waa in la dhiirri-geliyo tartan wanaagsan, lana abaal-mariyo shirkadaha si ay ugu dadaalaan in ay ka sara maraan kudhaqanka heerarka ugu yar ee waajibaadka sharciyeed, isla markaasna qaataan kudhaqanka ugu wanaagsan ee caalamiga ah ee ilaalinta shaqaalaha iyo hubinta in lagu meeleeyo shaqooyin tayo leh.

2. Shuruudaha abaal-marinta waa in ay noqdaan kuwo daah-furan, waxaana ka mid noqon kara:

a. Sooyaalka u-hoggaansanaanta xeer-nidaamiyahan iyadoo aan lagu helin wax jebin xeer ah loona soo-jeedin wax saxid khaladaad yar yar;
b. Tirada shaqaale si guul leh loogu meeleeyey shaqooyin sharfan;
c. Hal-abuur ku saleysan shaqo-qoris cadaalad ah;

d. Wax-ku-biirin barnaamijyada tababbarka iyo kor-u-qaadista xirfadaha shaqaalaha;
e. La-shaqeynta hay'adaha dawliga ah; iyo
f. Talooyinka wanaagsan ee laga helay shaqaalaha iyo loo-shaqeeyaha.

3. Wasaaraddu waxay dhisi kartaa guddi qiimeyn oo ka kooban wakiillo ka socda ururrada shaqaalaha, ururrada loo-shaqeeyaha, iyo bulshada rayidka ah si ay u eegaan una qiimeeyaan soona magacaabaan shirkadaha u qalma abaal-marinta. Aqoonsiga la siiyo shirkadaha shaqo-qorista gaarka ah ee ku guuleysta abaal-marinta si waafaqsan xeernidaamiyahan waxaa si rasmi ah u shaacinaysa Wasaaradda Shaqada. Shirkadaha ku guuleysta abaal-marinta waxaa loo oggolaan karaa mudnaan gaar ah sida:
   a. Qabashada xaflado dadweyne oo lagu maamuusayo guushooda;
   b. In mudnaan lagu siiyo adeegsiga hab-raac, xeer-nidaamiyahan iyo xeerarka kale ee khuseeya shaqada; ama
   c. Oggolaansho lagu siiyo adeegsiga astaan gaar ah ama cinwaan sumcad leh oo ay u isticmaalaan xayeysiiskooda, iyadoo la raacayo shuruudo cayiman oo Wasaaraddu dejisay. Si kastaba ha ahaatee, lama kala siin karo shirkadaha mudnaan gaar ah oo lagu kala doorbidayo taasoo hoos u dhigaysa tartan cadaaladeed ee nidaamka korjoogtaynta ee lagu soo kala xulayo shirkadaha.

4. Abaal-marinta ama aqoonsiga la siiyo shirkad gaar ah ma noqon karaan kuwo ka dhaafaya u-hoggaansanaanta xeer-nidaamiyahan; taa beddelkeeda, waxay noqonaysaa oo keliya dhiirri-gelin dheeraad ah oo kor u qaadaysa fulinta iyo u-hoggaansanaanta xeernidaamiyahan. Wasaaraddu waxay xaqiijinaysaa in shirkadda la abaal-mariyey ay baarista sharciyeed ula siman tahay shirkadaha kale. Abaal-marinta waa lagala noqon karaa shirkadda haddii lagu helo caddeyn muujinaysa in shirkaddaasi ay ku kacday falal dhaawacaya ama burinaya sababtii lagu siiyey abaal-marinta.

Qodobka 21aad Ka-mid-noqosho Urur iyo Sharci-ku-dhaqan

1. Ururrada Shirkadaha Shaqo-qorista: Shirkadaha waxaa lagu dhiirri-gelinayaa in ay sameystaan oo ay ka mid noqdaan urur loo-shaqeeye ama urur matala danahooda guud ee dalka Soomaaliya. Ururkan waa in uu ahaadaa mid si sharci ah loo diiwaan-geliyey kuna shaqeeya si waafaqsan xeerarka dalka ee lagu maamulo ururrada bulshada ama jaaliyadaha.

2. Ujeeddooyinka Ururrada: Ururka ay samaystaan shirkaduhu wuxuu qaban karaa hawlaha hoos ku xusan, iyadoo aan intaas lagu koobnayn:
   a. Madal Wada-tashi: Abuuurista madal wada-tashi oo ay xubnaha ururku isku weydaarsadaan fikradaha, ku wadaagaan waayo-aragnimada, kuna falanqeeyaan caqabadaha ay la kulmaan iyo xallintooda inta ay ku jiraan hawlaha shaqo-qorista iyo meeleynta.
   b. Iskuduwidda iyo Horumarinta: Fududeyn isku xirka shirkadaha si looga hortago wax isdabamarin si loo horumariyo loona hirgeliyo ku-dhaqanka xeerka anshaxa shaqada ee xubnaha ururka, waaana laga rabaa in ay ugu dhaqamaan si ka sarreysa heerka ugu hooseeya ee xeerku oggol yahay. Ururku wuxuu dejin karaa heerar anshaxeed oo lagula xisaabtamo xubnaha, wuxuuna qaadi karaa tallaabooyin anshaxeed oo ay ka mid noqon karaan dib-u-eegis ay ku sameeyaan xubno kale.

3. Ka-qeyb-galka Dejinta Siyaasadaha: Ururku wuxuu kaalin ka qaadan karaa dejinta siyaasadaha, xeerarka iyo xeer-nidaamiyeyaasha iyadoo lala tashanayo xubnaha ururka. Xubnaha ururku waxay galaangal iyo u-qareemid u sameyn karaan sidii loo horumarin lahaa xayndaabka sharciyeed, soo-jeedin karaan tallooyin wax-ku-ool ah oo lagu kor loogu qaadayo maareynta socdaalka shaqaalaha doolka ah iyo soo bandhigista wixii qacabado ah ee ka jira qeybta shaqo-qorista ee shirkadaha.
    a. Tababbarka iyo Tayeynta Xubnaha: Ururku wuxuu qabanqaabin karaa barnaamijyo tababbar, aqoon-isweydaarsi ama seminaaro loogu talo-galay xubnaha si ay ugu baraarujiyaan xeerarka cusub, heerarka caalamiga ah ee shaqo-qorista, iyo hab-raacyada wanaagsan ee laga hirgeliyo, sida tababbar ku saabsan shaqo-qoris cadaalad ku dhisan, shuruudaha cusub ee waddamada shaqaalaha loo dirayo, ama adeegsiga tiknoolajiyadda ee is-waafajinta shaqooyinka iyo shaqo-doonka.
    b. Xallinta Khilaafaadka: Ururku wuxuu sameynayaa hannaan gudaha ah oo lagu xallin karo cabashooyinka iyo khilaafaadka yaryar ee ka dhex dhaca xubnaha, shaqaale ama loo-shaqeeye oo loogu talo-galay in lagu dhameeyo is-faham iyo wada-xaajood ka hor inta aan arrinta loo gudbin wada-xaajood Wasaaradda si rasmi ah.

4. Dhiirri-gelinta U-hoggaansanaanta Sharciga:
    a. Ururku wuxuu xubinihiisa ku dhiirri-gelinayaa in ay si buuxda ugu hoggaansnaadaan dhammaan xeerarka dalka u yaal iyo hab-raaca anshaxa shaqada ee ururka iyadoo la dejinayo nidaam islaxisaabtan xubnaha dhexdooda. Ururku wuxuu dhisayaa guddi anshax oo u xilsaaran baarista eedeymaha la xiriira dhaqan-xumo ama ku xad-gudub hab-raaca anshaxa shaqada ee xubnaha, wuxuuna talo ka bixinayaa anshax-marin sida:
        i. Digniin qoraal oo rasmi ah;
        ii. Hakinta xubinnimada ururka muddo cayiman; ama iii. In xubinta loo gudbiyo Wasaaradda.
    b. In kasta oo ururku aanu beddeli karin kaalinta dawladdu ku leedahay kormeerka iyo fulinta sharciga, haddana wuxuu noqon karaa lakab isxakameyn ah oo u adeegga sidii shirkadaha xubnaha ka ah loogu wacyi-gelinin lahaa ilaalinta heerarka sharci iyo anshaxeed ee waafaqsan xeerarka dalka.

5. Xubinnimada Ururka:
    a. Dhammaan shirkadaha waxaa waajib ku ah in ay xubin ka noqdaan urur si sharci ah loo diiwaan-geliyey loona aqoonsan yahay, kaas oo matalaya shirkadaha shaqo-qorista gaarka loo leeyahay ee dalka. Ururkan waa in uu noqdo madal lagu mideeyo shirkadaha si ay u fuliyaan:
        i. Is-maamul sharciyeed oo shirkaduhu si wadajir ah isu xakameeyaan;
        ii. Tababbarka iyo tayeynta shirkadaha;
        iii. U-doodidda danaha shirkadaha; iyo
        iv. Iskuduwidda qeybaha hawlaha shaqo-qorista.
    b. Xubinnimada ururkaasi shardi lagama-maarmaan ah uma ahan in ay shirkaddu hesho shati shaqo ama ay sii-wadato hawl-galkeeda shaqo. Dawladda waxay aqoonsan tahay kaalinta xubinimada ay ururrada u leedahay:

i. Dhiirri-gelinta hab-raaca shaqo-qorista ku dhisan dhaqan hufan oo cadaalad ah;
ii. Ilaalinta xuquuqda shaqaalaha; iyo
iii. Kor-u-qaadista iskaashiga ka dhexeeya shirkadaha shaqo-qorista.

c. Dawladdu waa in aysan faragelin ujeeddooyinka iyo hawlaha sharciga ah ee ururka ee waafaqsan xeerarka dalka, haddii ay la jaanqaadayaan danta guud iyo horumarinta nidaamka shaqo-qorista.

6. Taageerada Dawladda: Wasaaradda Shaqada waa in ay fududeysaa ama taageertaa dhismaha ururro ay ku mideysan yihiin shirkadaha, haddii shirkadahaasi muujiyaan rabitaan la xiriira asaasidda ururro noocaas ah. Taageeradaasi waxay ka koobnaan kartaa:
   a. Qabashada kulammada hordhaca ah ee lagu asaasayo ururka;
   b. Siinta talo sharciyeed iyo hagitaan ku aadan qorista dastuur ama xeer-hoosaad ururka si waafaqsan xeerarka dalka;
   c. Wadaagista macluumaad la xiriira shirkadaha rukhsadda leh oo dhammaan lagu wargelinayo si loogu dhiirri-geliyo in ay ku biiraan urur; iyo
   d. Taageero kasta oo ay Wasaaraddu bixiso waa in ay ahaataa mid dhexdhexaad ah, ujeedadeeduna tahay in lagu xoojiyo awoodda shirkadaha in ay si xor ah isu abaabulaan.
7. La-tashiga Shirkadaha: Wasaaraddu waa in ay joogtaysaa xiriir wada-tashi oo furan ay la leedahay ururrada matalaya shirkadaha. Ururka waxaa lagu casuumi karaa in uu soo magacaabo wakiil ka mid noqda guddiga Kormeerka ee Wasaaradda ama fadhiyada kale ee wada-tashiga ee khuseeya arrimaha socdaalka shaqaalaha iyo adeegyada shaqo-siinta, wakiilkaas kaalintiisu tahay talo-bixin oo keliya, aanse cod lahayn. La-tashigani wuxuu xaqiijinayaa in ururrda qeybta shaqo-qorista ay aragtidoodu si buuxda loo tixgeliyey hannaanka dejinta siyaasadaha iyo hawlaha kor-joogtaynta, sidoo kalena, waxay dhiirrigelisaa iskaashi wadajir ah oo lagu xalliyo caqabadaha ka jira qeybta shaqo-qorista.
8. Ogeysiinta Ururrada: Wasaaraddu waxay ku wargelin kartaa ama fariimo muhiimka ah u marin kartaa ururka matala shirkadaha si loo gaarsiiyo fariistaas marka ay habboon tahay arrimo ku saabsan hab cusub oo foom cayiman oo warbixinta lagu soo gudbiyo ama isbeddel sharciyeed oo soo socda. Taasoo noqon karta marin waxtar u leh oo fududeynaysa gudbinta macluumaadka. Si kastaba ha ahaatee, shirkadad kasta oo shati leh waxay si gaar ah mas'uul uga tahay u-hoggaansanaanta dhammaan tilmaamaha iyo amarada la siiyo.
9. Ka-dhaafid-la'aan: Xubinimada urur iyo u-hoggaansanaanta dastuurkiisa kama dhaafayso kamana yareynayso shirkad kasta waajibaadka ka saaran ku-dhaqanka xeer-nidaamiyahan. Ururku waa in uu u shaqeeyaa sidii isagoo kaabaya balse aan beddelayn hab-raaca rasmiga ah. Wasaaraddu waxay shirkad kasta ku sameynaysaa la-xisaabtan si waafaqsan xeerarka dalka

Qodobka 22aad Dhaqan-galka Xeer-nidaamiyahan

Xeer-nidaamiyahani wuxuu dhaqan-geliyaa marka ay meel-mariyaan Golaha Wasiirrada, Xukuumadda JFS, laguna soo saaro Dekreeto Ra'iisul Wasaare, isla markaana lagu daabaco Faafinta Rasmiga ah ee Dawladda JFS.

Xeer Ra'iisul Wasaare Lr.185 **Taariikh: 02 Sep, 2025**

XEERKA: XEER-NIDAAMIYAHA HABRAACA U QEYBSANAYAASHA ARRIMAHA DIFAACA.

XAFIISKA RA'IISUL WASAARAHA
BIXID
07 SEP 2025
EXII
OFFICE OF THE PRIME MINISTER

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad farqadaha 1aad iyo 2aad, iyo Qodobka 99aad farqadaha (a), (b), (e), (f) iyo (i); iyo Qodobka 100aad farqadaha (a) iyo (d) ee Dastuurka KMG.

Markuu arkay: Warqadda summaddeedu tahay **WG/XM/0291/08/25** ee ku taariikheysan **20/08/2025** ee Wasaaradda Gaashaandhigga kuna saabsan codsiga soojeedinta **Xeer-nidaamiyaha Habraaca u Qeybsanayaasha Arrimaha Difaaca;**

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.25.128.08.25** ee **28/08/2025,** kuna saabsan **Ansixinta Xeer-nidaamiyaha Habraaca u Qeybsanayaasha Arrimaha Difaaca** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgeliyay: Muhiimadda Xeer-nidaamiyahan u leeyahay xoojinta hannaanka isla-xisaabtanka, iyo daahfurnaanta shaqada u qaybsanayaasha arrimaha difaaca.

Wuxuu Meelmariyay
Qodobka 1aad
Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.25.128.08.25** ee **28/08/2025,** kuna saabsan ansixinta **Xeer-nidaamiyaha Habraaca u Qeybsanayaasha Arrimaha Difaaca** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad
Hirgalin

Waxaa Wasaaradda Gaashaandhigga loo igmaday in ay hirgaliso meelmarisana Xeer-nidaamiyahan.

Qodobka 3aad
Dhaqangal

Xeer-nidaamiyahan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa faafinta Rasmiga ah ee Dowladda.

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-060-2021
TAARIIKH : 29-09-2021
SAXIIX :
AVV Ahmed Isse Gutale
Hantidhowraha Guud Ee JFS

XUKUUMADDA FEDERAALKA SOOMAALIYA
XAFIISKA RA'IISUL WASAARAHA
OFFICE OF THE PRIME MINISTER
FEDERAL GOVERNMENT OF SOMALIA

Mudane, Saalax Axmed Jaamac
Kusimaha Ra'iisul Wasaaraha, ahna Ra'iisul Wasaare kuxigeenka Xukuumadda JFS

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JAMHUURIYADDA FEDERAALKA SOOMAALIYA
WASAARADDA GAASHAANDHIGGA

Habraaca U Qeybsanayaasha Arrimaha Difaaca (Defense Attachés) ee Wasaaradda Gaashaandhigga

Luulyo 2025

Hordhac

Habraacani waxa uu dejinayaa tilmaamaha guud ee ku saabsan xilka, mas'uuliyadaha, iyo hannaanka magacaabista u qeybsanayaasha arrimaha difaaca (defense attachés) ee Jamhuuriyadda Federaalka Soomaaliya. Ujeeddadu waa in la xaqiijiyo matalaad ciidan oo xirfadeysan, waxtar leh, kana tarjumaysa danaha qaranka ee arrimaha difaaca, iyadoo lagu saleynayo **Xeer Madaxweyne LR.238** ee soo baxay **1da Luulyo 2024**.

Qodobka 1aad: Xilka Iyo Mas'uuliyadaha U Qeybsanaayaasha Arrimaha Difaaca

U qeybsanaha arrimaha difaacu waa wakiilka Wasaaradda Gaashaandhigga ee safaaradda Jamhuuriyadda Federaalka Soomaaliya ku leedahay dal kale.

Waajibaadka u qeybsanaha arrimaha difaaca waxaa ka mid ah:

1. **Matalaadda Rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya ee Arrimaha Difaaca**
   U qeybsanaha arrimaha difaacu waa wakiilka rasmiga ah ee Jamhuuriyadda Federaalka Soomaaliya ugu qaabilsan arrimaha difaaca ee dalka/dalalka loo magacaabay. Matalaaddan waxa ay ku salaysan tahay ilaalinta danaha qaranka ee dhinacyada difaaca, xiriirka diblomaasiyadeed iyo iskaashiga ciidan ee labada dhinac.

2. **Xoojinta iskaashiga difaac ee u dhexeeya dalka/dalalka u qeybsanaha arrimaha difaacu uu wakiilka uga yahay Soomaaliya**
   Hawshani waxay safka hore uga jirtaa waajibaadka iyo xilka u qeybsanaha, maadaama curfiga dowliga ah ee xilligan uu ku salaysanyahay furfurnaan, isbaheysiyo iyo horumar tiknoolajiyadeed taas oo u baahan iskaashi si loo ilaaliyo ammaanka qaranka, kan gobolka iyo midka caalamiga ahba.

   Si loo xoojiyo xiriirka iskaashiga ee dhanka difaaca, u qeybsanuhu waa in uu ku guto gudashada waajibaadka iyo xilka saaran qaababka soo socda:

   a) Gudashada waajibaadka iyo mas'uuliyadaha ay u xilsaartay Wasaaradda Gaashaandhiggu.
   b) Hindisaha iyo hal-abuurka shaqsiga ah ee u qeybsanaha isagoo ka faa'iidaysanaya xiriirka uu la leeyahay hay'adaha dalka/dalalka uu wakiilka nooga yahay.
   c) Codsi ka yimaada dalka/dalalka uu wakiilka nooga yahay kaas oo danaynaya horumarinta iskaashi dhinaca difaaca ah oo uu la yeesho Soomaaliya.
   d) Kartida, aqoonta iyo waayo-aragnimada u qeybsanuhu waxay muhiim u tahay horumarinta iskaashiga difaac ee labada dal.

3. **Dhisidda kalsoonida iyo horumarinta xiriirka wada shaqayneed**
   U qeybsanaha Arrimaha Difaacu isaga oo la kaashanaya Wasaaradda Gaashaandhigga una maraya hannaanka diblomaasiyadeed ee caalamiga ah ee la isla aqoonsanyahay waa in uu dhisaa kalsooni dhanka iskaashiga difaaca ah oo dhex marta labada dal isla markaana uu abuuro jawi saaxiibtinimo iyo wada shaqeyn u horseedda labada dal in ay isdhaafsadaan booqashooyin, xiriir joogta ah iyo iskaashi dhanka difaaca ah.

   U qeybsanaha arrimaha difaacu waa in uu dhisidda kalsoonida iyo horumarinta xiriirka wada shaqayneed ee labada dal u maraa hababka diblomaasiyadeed ee soo socda:

a) La socoshada munaasabadaha qaran iyo ciidan ee dalka/dalalka uu wakiilka uga yahay Soomaaliya iyo ku wargelintooda Wasaaradda Gaashaandhigga si loo go'aamiyo heerka ka qeybgalka munaasabadahaas.
b) La socoshada saamaynta musiibooyinka dabiiciga ah iyo kuwa kale ee ka dhaca dalka/dalalka uu wakiilka uga yahay Soomaaliya iyo ku wargelintooda Wasaaradda Gaashaandhigga si Jamhuuriyadda Federaalka Soomaaliya uga qeyb qaadato gacanna uga gaysato gurmadka iyo gargaarka dadka ay musiibooyinku saameeyeen.
c) Qaban-qaabinta isdhaafsiga booqashooyin rasmi ah oo heerkoodu sarreeyo oo dhex mara hay'adaha difaaca ee labada dal.
d) Isdhaafsiga haddiyado-sharafeed dhexmara u qeybsanaha iyo saraakiisha difaaca ee dalka/dalalka uu wakiilka uga yahay Soomaaliya xilliyada munaasabadaha qaran iyo ciidan ee labada dhinac.
e) Waa in uu si heerkeedu aad u sarreeyo u ilaaliyo xogta nooc kasta oo iskaashi iyo wadashaqeyn ee dhexmarta Soomaaliya iyo dalka/dalalka uu wakiilka uga yahay si aysan sirtaasi ugu gacan gelin dhinacyo ka faa'iidaysan kara ama dhaawici kara xiriirka iskaashiga difaaca ee Soomaaliya iyo dalkaas/dalalkaas.

4. **Isku-duwidda iskaashiga difaac ee Soomaaliya iyo dalka/dalalka kale** In kasta oo aan iskaashi difaac walbaa uusan ahayn isbahaysi ciidan ilaa uu maro marxalado kala duwan oo siyaasadeed haddana waxa uu muhiim u yahay xiriirka dalalka uu dhexmarayo si ay isu dhaafsadaan ugana wada shaqeeyaan danaha difaac ee ay wadaagi karaan.

U qeybsanaha arrimaha difaacu waa inuu faham qoto-dheer u yeeshaa danaha dalka/dalalka uu wakiilka uga yahay Soomaaliya isaga oo mar kasta maskaxda ku haynaya danaha Jamhuuriyadda Federaalka Soomaaliya iyo awoodaha dalkeenna.

Arrimaha muhiimka u ah hirgelinta isku-duwidda iskaashiga difaac ee Soomaaliya iyo dalka/dalalka kale waxaa ka mid ah:

a) Isku-dubbaridka dhoolla-tusyo ciidan oo wadajir ah sida qorshaynta dagaalka, adeegsiga gaadiidka dagaalka iyo hubka, xeeladaha fagaarayaasha dagaalka, barta hoggaaminta, xeeladaha weerarka, difaaca iyo wada-howlgalka ciidammada dhulka, cirka iyo badda ee labada dal.
b) Dhiirri gelinta isdhaafsiga tababarrada, aqoonta iyo waayo-aragnimada ciidan ee labada dhinac.
c) Kobcinta iskaashiga dhinacyada hubka, saanadda, agabka, qalabka iyo tiknoolajiyadda difaac ee casriga ah ee labada dal.
d) Isku-duwidda taageerada iyo deeqaha ciidan ee dalka/dalalka uu wakiilka nooga yahay (si gaar ah u qeybsanayaasha arrimaha difaaca ee Soomaaliya wakiilka uga ah dalalka hodanka ah).
e) U qeybsanaha arrimaha difaacu waa in uu si heerkeedu sarreeyo u dhiso xiriirka iskaashiga difaac ee labada dhinac isaga oo ku saleynaya xiriirka diblomaasiyadeed ee labada dal. Heshiisyada difaaca waxaa isla gaara oo go'aamiya madaxda labada dal halka u qeybsanaha arrimaha difaacu uu yahay xiriiriyaha iyo isku-duwaha ugu muhiimsan isaga oo la kaashanaya Danjiraha Soomaaliya u fadhiya dalka/dalalka uu wakiilka nooga yahay.

5. **Xog-ururinta iyo wargelinta joogtada ah ee Wasaaradda Gaashaandhigga.** Mid ka mid ah waajibaadka ugu muhiimsan ee saaran u qeybsanaha arrimaha difaacu waa ururinta xogaha difaac iyo amni ee dalka/dalalka uu wakiilka uga Soomaaliya. Arrintan waxaa

dammaanad qaadaya **qodobka 41aad** ee **Heshiiska Vienna ee xiriirrada diblomaasiyadeed ee 1961**kii.

Ururinta xogtu waxay muhiim u tahay qiimaynta xaaladaha siyaasadeed, difaac iyo amni iyo go'aan qaadashada saxda ah ee madaxda dalka xilliga ku habboon.

Sidaas darteed, u qeybsanaha arrimaha difaacu waa in uu si xeel dheer u maareeyaa ururinta xogta iyo ilaalinta sirta isaga oo adeegsanaya xasaanaddiisa diblomaasiyadeed.

6. Fulinta tilmaamaha iyo amarrada Wasiirka Gaashaandhigga.

U qeybsanaha arrimaha difaacu waa in uu si buuxda u fuliyaa tilmaamaha iyo amarrada ka soo baxa Wasiirka Gaashaandhigga ee la xiriira matalaadda Jamhuuriyadda Federaalka Soomaaliya ee dhinaca difaaca. Fulinta waajibaadkan waxaa ka mid ah:

a) Fulinta siyaasadda iyo istaraatiijiyadda Wasaaradda ee la xiriira horumarinta iskaashiga difaaca.
b) Hubinta tallaabo kasta ee uu qaadayo in ay waafaqsan tilmaamaha Wasiirka iyo danaha qaranka.
c) In uu si degdeg ah uga jawaabo dalabyada Wasiirka ee la xiriira xaaladaha degdegga ah.

Qodobka 2aad: Hannaanka Xulashada iyo Magacaabista

1. Shuruudaha Laga Rabo:

a) In uu yahay sarkaal ciidan oo sare (ugu yaraan Heerka Gaashaanle Sare iyo wixii ka sarreeya).
b) In uu khibrad u leeyahay arrimaha diblomaasiyadda, ciidanka, amniga gobolka iyo xiriirka caalamiga ah. Sidoo kale, waa in uu ku hadlaa luuqadda rasmiga ah ee dalka/dalalka uu wakiilka nooga yahay iyo/ama mid ka mid ah luuqadaha caalamiga ah (Ingiriis, Carabi iwm).
c) In uu haysto shahaado jaamacadeed ugu yaraan heerka koowaad (Bachelor Degree).
d) In uu ka baxay akadeemiyo ciidan (staff college) iyo wixii ka sarreeya.
e) In uu leeyahay ugu yaraan shan (5) sano oo waaya-aragnimo hoggaamin ciidan ah.
f) In uu haysto hubin heerkeedu sarreeyo oo ay bixiyeen guddi ay ku midaysanyihiin Wasaaradda Gaashaandhigga iyo Taliska CXD.
g) In uu leeyahay xirfad, karti, xilkasnimo iyo anshax suubban (dishibiliin), ilaaliyana xogaha ciidan una hoggaansamo siyaasadda difaaca qaranka.

2. Habraaca Magacaabista:

a) Wasaaradda Gaashaandhigga ayaa go'aaminaysa baahida magacaabis.
b) Wasiirka Gaashaandhigga ama cidda uu u xilsaarto ayaa xaqiijinaysa in u qeybsanaha arrimaha difaacu uu buuxiyay shuruudaha ku xusan qodobka labaad, farqadiisa koowaad ee habraacan.
c) Wasiirka Gaashaandhigga ayaa hubinaya in u qeybsanuhu uu qaato tababarro la xiriira arrimaha difaaca iyo hawlaha diblomaasiyadda.
d) Wasiirka Gaashaandhigga ayaa magacaabaya ama xilka ka qaadaya u qeybsanaha arrimaha difaaca sida ku cad **Xeer Madaxweyne LR.238**.

e) Wasiirka Gaashaandhiggu waxa uu u magacaabayaa dalalka/dalalka iskaashiga difaac ee xooggan uu kala dhaxeeyo Soomaaliya ku xigeenka u qeybsanaha arrimaha difaaca haddii/markii loo baahdo.

f) Waddammada aan xiriir difaac oo toos ahi kala dhaxeynin Soomaaliya ama aysan jirin baahi loogu magacaabo u qeybsane difaac, waxaa Soomaaliya ku matalaya u qeybsanaha difaac ee wakiilka nooga ah dal deris la ah dalkaas (Non-resident Defense Attachés).

g) Qeybta Xiriirka Dibadda iyo U Qeybsanayaasha ee Wasaaradda Gaashaandhigga ayaa la socodsiinaysa Wasaaradda Arrimaha Dibadda magacaabista u qeybsanaha si ay ugu gudbiso dalka loo magacaabay.

Qodobka 3aad: Kormeer iyo Korjoogtayn

1. U qeybsanaha arrimaha difaaca waxaa waajib ku ah diyaarinta warbixinno kala duwan isaga oo u gudbinaya Wasaaradda Gaashaandhigga una soo marsiinaya Qeybta Xiriirka Dibadda iyo U Qeybsanayaasha.
2. Noocyada warbixinnada sida joogtada ah looga rabo u qeybsanuhu waxay kala yihiin:

a) Warbixinno Muddaysan:

- **Warbixin Maalinle ah:** Haddii loo baahdo, u qeybsanuhu waxa uu warbixin maalinle ah oo la xiriirta xaaladda dalka/dalalka uu nagu matalo u soo gudbinayaa Wasiirka Gaashaandhigga Jamhuuriyadda Federaalka Soomaaliya (JFS).
- **Warbixin Toddobaadle ah:** Haddii loo baahdo, u qeybsanuhu waxa uu warbixin toddobaadle ah oo la xiriirta xaaladaha amniga iyo difaaca u soo gudbinayaa Wasiirka Gaashaandhigga JFS.
- **Warbixin Bille ah:** U qeybsanuhu waxa uu warbixin bille ah oo la xirirta waxqabadkiisa iyo xaaladaha difaac iyo amni ee dalka/dalalka uu ku matalo Soomaaliya u soo gudbinayaa Wasiirka Gaashaandhigga JFS.
- **Warbixin Saddex Biloodle ah:** U qeybsanuhu waxa uu warbixin saddex biloodle ah oo uu ku faahfaahinayo xaaladaha istiraatiijiga ah ee dalka/dalalka uu ku matalo Soomaaliya u soo gudbinayaa Wasiirka Gaashaandhigga JFS.

b) Warbixinno Dhacdooyin La Xiriira:

- **Dhismaha Ciidan:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixin la xiriirta taariikhda iyo qaab-dhismeedka ciidan ee dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Munaasabadaha Qaran iyo Ciidan:** U qeybsanuhu waxa uu u ku soo wargelinayaa Wasiirka Gaashaandhigga JFS warbixin la xiriirta munaasabadaha qaran iyo ciidan ee dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Dhoolla-tusyada Ciidan:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinnada la xiriira dhoola-tusyada ciidan ee ka dhaca dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Isbedellada Siyaasadeed:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira isbedellada siyaasadeed ee saamaynaya difaaca, amniga iyo ciidanka dalka/dalalka uu wakiilka uga yahay Soomaaliya.

- **Dhacdooyinka Amni ama Iska-hor-imaadyada Hubeysan:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira dhacdooyinka amni iyo iska-hor-imaadyada hubaysan ee ka dhaca dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Magacaabista Mas'uuliyiinta Sare ee Difaaca:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira magacaabista, xil ka qaadista iyo isku shaandhaynta mas'uuliyiinta xilalka sare ee hay'adaha difaaca dalka/dalalka uu wakiilka uga yahay Soomaaliya.

c) Warbixinno Gaar ah:

- **Qiimeynta Awoodda Difaac:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixin la xiriirta qiimeynta awoodda ciidan ee dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Dib-U-Habeynta Hay'adaha Difaac:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira hawlaha dib-u-habayn kasta oo lagu sameeyo hay'adaha difaac ee dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Qorshayaasha Iibka:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira qorshayaasha iibka hubka, rasaasta, agabka iyo qalabka ciidan ee Wasaaradda Difaaca ee dalka/dalalka uu wakiilka uga yahay Soomaaliya.
- **Iskaashi Ciidan:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira is-afgaradyada iyo heshiisyada iskaashi ee dalka/dalalka uu wakiilka uga yahay Soomaaliya la galo dal/dalal kale.
- **Dhaqdhaqaaqyada Ciidan:** U qeybsanuhu waxa uu u soo gudbinayaa Wasiirka Gaashaandhigga JFS warbixinno la xiriira dhaqdhaqaayada ciidan ee gudaha dalka/dalalka uu wakiilka uga yahay Soomaaliya.

3. Warbixinnada uu diyaariyo u qeybsanuhu waxay isugu jirayaan warbixinno **Sir Culus** ah oo u gaar ah si toos ahna uu ugu soo dirayo Wasiirka Gaashaandhigga iyo warbixinnada kale oo uu soo marsiinayo Qeybta Xiriirka Dibadda iyo U Qeybsanayaasha.
4. Warbixinada sirta ah ee u qeybsanuhu diyaariyo waa in lagu asateeyo erayga sir culus laguna soo diro **Kolayga Diblomaasiyadda** (Diplomatic Pouch or Courier). Qoraal Sir Culus ah laguma soo diri karo shabakadda internet-ka.
5. Warbixinnada sirta ah isla markaasna degdegta ah oo uusan u qeybsanuhu la sugi karin in uu ku soo diro Kolayga Diblomaasiyadda (Diplomatic Pouch or Courier), waa in loo helaa shabakad isgaarsiineed oo toos ah la iskuna halleyn karo oo uu kula wadaago Wasiirka Gaashaandhigga.
6. U qeybsanuhu waxa uu sidoo kale warbixinnada sirta ah ku gudbin karaa kulammo fool-ka-fool ah oo uu la yeesho Wasiirka Gaashaandhigga JFS.
7. U qeybsanaha arrimaha difaacu lama wadaagi karo qoraallada sirta ah iyo nuqulladooda cid aan ahayn Wasaaradda Gaashaandhigga.
8. Xogta iyo warbixinnadda u qeybsanayaasha arrimaha difaacu u soo gudbiyaan Wasaaradda waxaa si aad u xafidan loogu keydinayaa Qeybta Boostada iyo Xusuus- dhowrka ee Wasaaradda Gaashaandhigga ama meeshii kale ee si rasmi ah loogu asteeyo.
9. Warbixinnada sida gaarka ah u khuseeya Taliska CXDS, iyadoo loo soo marsiinayo xafiisyada u xilsaaran waxaa si toos ah loogu soo gudbinayaa Xafiiska Taliyaha.

10. Qeybta Xiriirka Dibadda iyo U Qeybsanayaasha ee Wasaaradda Gaashaandhigga ayaa kormeer iyo korjoogtayn ku samaynaysa u qeybsanayaasha arrimaha difaaca.
11. Qeybta Xiriirka Dibadda iyo U Qeybsanayaasha ee Wasaaradda Gaashaandhigga ayaa qiimeyn sanadle ah ku samayn doonta u qeybsanayaasha arrimaha difaaca.

Qodobka 4aad: Muddada Xil-Haynta

1. U qeybsanaha arrimaha difaaca lagama beddeli karo dalka/dalalka uu wakiilka uga yahay Soomaaliya isaga oo aan dhammaysan laba sanadood (2) oo ka bilaabata maalinta uu xilka la wareego, haddii aan waajibaad kale oo qaran loogu baahan.
2. U qeybsanuhu kuma nagaan karo dalka/dalalka uu ku matalo Soomaaliya wax ka badan hal xilli oo afar (4) sano ah.
3. U qeybsanuhu ma hayn karo xilka matalaadda wakiilnimo ee arrimaha difaaca wax ka badan laba xilli oo ah siddeed sanadood (8) oo xiriir ah.
4. Ka dib marka uu soo dhameysto matalaadda wakiilnimo, u qeybsanuhu waa in uu ka hawl galaa xarunta dhexe ee Wasaaradda Gaashaandhigga ama Taliska CXD ugu yaraan laba (2) sanadood oo xiriir ah.
5. U qeybsanaha soo dhameysta waajibaadka matalaadda wakiilnimo, wuxuu ka qaban karaa Wasaaradda Gaashaandhigga xil maamul oo sare sida Xoghayaha Joogtada ah, Agaasimaha Guud, Agaasime Waaxeed ama xilkii kale ee uu Wasiirku u magacaabo.
6. Iyadoo la tixraacayo Habraaca U Qeybsanayaasha Arrimaha Difaaca, Guddi sare oo uu hoggaaminayo Xoghayaha Joogtada ah ayaa qiimeyn ku samaynaya xil gudashada u qeybsanaha arrimaha difaaca, warbixinna u soo gudbinaya Wasiirka Gaashaandhigga.
7. U qeybsane kasta oo guddiga sare ee qiimeyntu caddeeyaan in waxqabadkiisu ka hooseeyo heerkii looga baahnaa labada sano ee hore, waxaa laga qaadayaa xilka matalaaddda wakiilnimo waxaana lagu soo celinayaa dalka.
8. U qeybsane kasta oo laga beddelayo dalka/dalalka uu ku matalo Soomaaliya ama xilka laga qaadayo waa in lagu wargeliyaa laba (2) bilood ka hor.

Qodobka 5aad: Sababaha Xilka Lagu Waayi Karo

1. Faafinta qoraallo/xogo la xiriira hawlaha loo wakiishay ama kuwa Wasaaradda Gaashaandhigga. Sidoo kale, qabashada war-saxaafadeed isaga oo aan haysan oggolaanshaha Wasiirka Gaashaandhigga.
2. Faafinta warbixin sir ah ee uu ku helay maqaamka xilkiisa rasmiga ah taas oo uu la wadaagay cid aan ahayn Wasaaradda Gaashaandhigga.
3. U qeybsanaha arrimaha difaaca oo ku kaca falal dhaawici kara xiriirka Soomaaliya iyo dalka/dalalka uu wakiilka nooga yahay.
4. Dalka/dalalka uu wakiilka nooga yahay u qeybsanaha Arrimaha Difaacu oo ka xayuubiya heybadda diblomaasiyadeed (Persona Non Grata).
5. Xil-gudasho la’aan.
6. Khiyaano qaran.
7. Musuq-maasuq.
8. Anshax-xumo diblomaasiyadeed.
9. Gaaritaanka da’da hawl-gabka.
10. Xanuun dhanka maskaxda/dhimirka ah.
11. Mudadda xil-hayntiisa oo dhammaata.

12. Iscasilaad.
13. Dhimasho.

Qodobka 6aad: Wada Shaqeynta

1. Madaxa ergada diblomaasiyadeed ee Soomaaliya ee dalka/dalalka uu wakiilka nooga yahay u qeybsanaha arrimaha difaacu waa Danjiraha Soomaaliya u fadhiya dalkaas.
2. U qeybsanaha arrimaha difaacu waa diblomaasi sare oo ka tirsan safaaradda Soomaaliya ee dalka/dalalka uu wakiilka nooga yahay oo hab-maamuus ahaan istaagaya maqaamka danjiraha ku xiga, hase yeeshee aan qaadan karin go'aanno diblomaasiyadeed oo uusan kala tashan Madaxa Ergada Safaaradda JFS.
3. U qeybsanaha arrimaha difaacu waa diblomaasi sare oo ka tirsan safaaradda Soomaaliya ee dalka/dalalka uu wakiilka nooga yahay isla markaasna u madaxbannaan gudashada hawlaha ay u igmatay Wasaaradda Gaashaandhigga JFS isaga oo hawl-maalmeedkiisana la socodsiiyaa Madaxa Ergada.
4. U qeybsanaha arrimaha difaacu ma qaban karo jagada ku-simaha marka uu maqan yahay Madaxa Ergadu mana fara gashan karo arrimaha maamul ee safaaradda JFS ee dalka/dalalka uu wakiilka nooga yahay.
5. Haddii uu yimaado khilaaf ama isfaham darro u dhaxeysa u qeybsanaha arrimaha difaaca iyo Diblomaasiyiinta kale ee Safaaradda, waxaa lagu xallinayaa wadahadal dhexmara labada dhinac iyadoo Wasaaradda Gaashaandhigga iyo Wasaaradda Arrimaha Dibadda lagu wargelinayo haddii/markii loo baahdo.
6. U qeybsanaha arrimaha difaacu ma geli karo safar, kamana maqnaan karo goobtiisa shaqo isaga oo aan oggolaansho qoraal ah ka haysan Wasaaradda Gaashaandhigga.
7. Kulan kasta oo uu u qeybsanaha arrimaha difaacu la yeelanayo mas'uuliyiinta hay'adaha amniga iyo difaaca ee dalka/dalalka uu wakiilka uga yahay Soomaaliya waa in uu kulanka ka hor ku soo wargeliyaa Wasaaradda Gaashaandhigga JFS.
8. Sidoo kale, kulan kasta oo uu u qeybsanaha arrimaha difaacu la yeelanayo u qeybsanayaasha arrimaha difaaca ee dalalka shisheeye u fadhiya dalka/dalalka uu wakiilka uga yahay Soomaaliya waa in uu kulanka ka hor ku soo wargeliyaa Wasaaradda Gaashaandhigga JFS.
9. U qeybsanaha arrimaha difaacu waa xubin ka tirsan hawl-wadeennada Wasaaradda Gaashaandhigga. Xuquuqdiisa iyo fasaxyadiisa waxaa loo maaraynayaa si waafaqsan Sharciga Shaqaalaha Rayidka ah ee Dawladda Federaalka Soomaaliya.

Qodobka 7aad: Dhaqan-Gal

1. Habraacani wuxuu dhaqan gelayaa marka uu meel mariyo Golaha Wasiirrada ee Jamhuuriyadda Federaalka Soomaaliya.
2. Habraacani marka uu dhaqan galo waxaa reebban in lagu dhaqmo dukumiinti kasta oo kale oo ka hor imaanaya habraacan.

Xeer Ra'iisal Wasaare Lr. 186 **Taariikh: 27/09/2025**

XEER: QARAARKA GOLAHA WASIIRRADA EE GUNAANADKA XILKA XEELDHEERAHA MADAXABANNAAN EE XAALADDA XUQUUQUL INSAANKA SOOMAALIYA

XAFIISKA RA'IISUL WASAARAHA
BIXID
27 SEP 2025
EXII
OFFICE OF THE PRIME MINISTER

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad faqradaha (1) iyo (2); Qodobka 99aad faqradaha (a), (b), (e), (f) iyo (i); iyo Qodobka 100 aad faqradaha (a) iyo (d) ee Dastuurka 2012 ee JFS;

Markuu arkay: Qaraarka 2753 (2024) ee Howlgalka Kala-guurka Qaramida Midoobay ee Soomaaliya (UNTMIS);

Markuu arkay: Qorshaha Kala-guurka Xuquuqul Insaanka Soomaaliya (2025–2026) iyo Hannaanka Qaranka ee Warbixinta iyo Dabagalka (NMRF) ee 2024;

Markuu arkay: Aasaaska iyo hawlgelinta Guddiga Madaxabannaan ee Xuquuqul Insaanka Qaranka (NIHRC);

Markuu arkay: Qaraarka Golaha Xuquuqul Insaanka ee Qaramada Midoobay (A/HRC/RES/57/27), gaar ahaan tuducyada 22 ilaa 31;

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.27.130.09.25** ee **25/09/2025**, kuna saabsan "**Qaraarka Golaha Wasiirrada ee Gunaanadka Xilka Xeeldheeraha Madaxabannaan ee Xaaladda Xuquuqul Insaanka Soomaaliya**" oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgaliyay: Baahida loo qabo la wareegidda mas'uuliyadaha qaran ee kormeerka, u kuurgelidda, iyo ka warbixinta madaxabannaan ee xuquuqul insaanka, si waafaqsan xeerka caalamiga ah ee xuquuqul insaanka.

Waxaa uu meelmariyay:

Qodobka 1aad
Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.27.130.09.25** ee **25/09/2025**, kuna saabsan **"Qaraarka Golaha Wasiirrada ee Gunaanadka Xilka Xeeldheeraha Madaxabannaan ee Xaaladda Xuquuqul Insaanka Soomaaliya"** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad
Dhammaadka Waajibaadka Xeeldheeraha Madaxabannaan (October 2025)

1. Waajibaadka iyo howsha Xeeldheeraha Madaxabannaan ee Xuquuqul Insaanka waxaa si rasmi ah loo soo gebogebeyn doonaa marka uu dhammaado muddada xil-hayntiisa ee hadda jirta, taas oo ku eg Oktoobar 2025, si waafaqsan Qaraarka Golaha Xuquuqul Insaanka ee Qaramada Midoobay (A/HRC/RES/57/27).
2. Kaalinta isku-duwidda iyo hagidda hawlaha kala guurka ee ka dhashay dhammaadka waajibaadka Xeeldheeraha Madaxabannaan waxaa si kumeelgaar ah u maamuli doonta Wasaaradda Qoyska iyo Horumarinta Xuquuqul Insaanka, ilaa si buuxda loo dhammaystirayo dhismaha iyo howlgalinta Guddiga Madaxabannaan ee Xuquuqul Insaanka Qaranka (NIHRC).

Qodobka 3aad
Qorshaha Kala-guurka UNTMIS/HRPG (Oktoobar 2026)

Si looga miradhaliyo Qorshaha Kala-guurka UNTMIS/HRPG ee Oktoobar 2026 waa in:

(a) dhammaan taageerada farsamo ee UNTMIS ee la xiriirta xuquuqul insaanka, ilaalinta dadka nugul, iyo barnaamijyada la-talin iyo dabagal, lagu soo afjaro bisha Juunyo 2026;
(b) mas'uuliyaddan si buuxda loogu wareejiyo hay'adaha qaran sida Wasaaradda Qoyska iyo Horumarinta Xuquuqul Insaanka, Guddiga (NIHRC), Hay'adda Naafada, iyo hay'adaha amniga;
(c) haddii ay timaaddo baahi dheeri ah ee la xiriirta hirgelinta HRDDP ee UNSOS in ay qabtaan shaqaalaha muwaaddiniinta Soomaaliyeed.

Qodobka 4aad
Ujeeddada Kala-guurka Qaran ee Xuquuqul Insaanka

Waxaa Qorshaha Kala-guurka Qaran ee Xuquuqul Insaanka looga dan leeyahay:

(a) helidda qorshe qaran oo ku dhisan lahaansho, daahfurnaan, iyo mas'uuliyad buuxda;

(b) dib-u-qaabeynta xiriirka Soomaaliya iyo hay'adaha Qaramada Midoobay, mana aha in laga fogaado iskaashiga caalamiga ah;

(c) muujinta diyaar-garowga dowladeed si looga baxo habka gaar ahaaneed (country-specific mandates), korna loogu qaado xilgudashada Dowladda Soomaaliyeed.

Qodobka 5aad
La-socodka iyo Hirgalinta Qaraarkan

1. Waxaa Wasaaradda Arrimaha Dibadda iyo Iskaashiga Caalamiga la farayaa ku-wargalinta hay'adaha uu khuseeyo Qaraaranka :
   (a) Golaha Xuquuqul Insaanka ee Qaramada Midoobay (UN HRC);
   (b) Xafiiska Xuquuqul Insaanka (OHCHR);
   (c) Hay'adaha iyo ciddii kale uu khuseeyo.
2. Waxaa Wasaaradda Qoyska iyo Horumarinta Xuquuqul Insaanka la farayaa dabagalka, la-socodka iyo ka-miradhalinta Qaraarkan iyadoo kaashanaysa Wasaaradda Arrimaha Dibadda.

Qodobka 6aad
Dhaqangalka

Qaraarkan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: ARD-061-
TAARIIKH :
SAXIIX :
AVV Ahmed Isse Guleid
Hantidhowraha Guud Ee JFS

Xeer Ra'iisul Wasaare Lr.187 **Taariikh: 26 Oct, 2025**

XEERKA: XEER-NIDAAMIYAHA MACHADKA SARE EE DARAASAADKA AMNIGA IYO ISTARAATIIJIYADDA

XAFIISKA RA'IISUL WASAARAHA
BIXID
26 OCT 2025
EXIT
OFFICE OF THE PRIME MINISTER

Ra'iisul Wasaaraha Xukuumadda JFS;

Markuu arkay: Qodobka 97aad farqadaha 1aad iyo 2aad; iyo Qodobka 99aad farqadaha (a), (b), (e), (f) iyo (i); iyo Qodobka 100aad farqadaha (a) iyo (d) ee Dastuurka KMG.

Markuu arkay: Qodobka 44(4) ee Sharciga Hay'adda Nabadsugidda iyo Sirdoonka Qaranka (Sharci Lr. 3/2023).

Markuu arkay: Warqadda summaddeedu tahay **WAG/XW/922/25** ee ku taariikheysan **08/10/2025** ee Wasaaradda Amniga kuna saabsan codsiga soojeedinta **Xeer-nidaamiyaha Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda;**

Markuu arkay: Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.31.134.10.25** ee **23/10/2025,** kuna saabsan **Ansixinta "Xeer-nidaamiyaha Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda"** oo uu Goluhu cod buuxa ku ansixiyay;

Markuu tixgeliyay: Muhiimadda Xeer-nidaamiyahan u leeyahay soo saaridda xeeldheerayaal iyo daraasaad amni.

Wuxuu Meelmariyay

Qodobka 1aad

Go'aan Gole

Go'aanka Shirka Golaha Wasiirrada ee summaddiisu tahay **SHGW.31.134.10.25** ee **23/10/2025,** kuna saabsan ansixinta **Xeer-nidaamiyaha Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda** oo uu Goluhu cod buuxa ku ansixiyay.

Qodobka 2aad

Hirgalin

Waxaa Wasaaradda Amniga loo igmaday in ay hirgaliso meelmarisana Xeer-nidaamiyahan.

Qodobka 3aad

Dhaqangal

Xeer-nidaamiyahan waxaa uu dhaqangalayaa marka uu saxiixo Ra'iisul Wasaaraha Xukuumadda Jamhuuriyadda Federaalka Soomaaliya, waxaana lagu soo saarayaa faafinta Rasmiga ah ee Dowladda.

Mudane, Hamza Cabdi Barre
Ra'iisul Wasaaraha Xukuumadda JFS

JAMHUURIYADDA FEDERAALKA SOOMAALIYA
XAFIISKA HANTIDHOWRKA GUUD
DIIWAAN NO: HAN-075-2025
TAARIIKH: 4-10-2025
SAXIIX:
AVV Ahmed Isse Guure
Hantidhowraha Guud Ee JFS

Jamhuuriyadda Federaalka Soomaaliya Wasaaradda Amniga Gudaha

XEER-NIDAAMIYAHA MACHADKA SARE EE DARAASAADKA AMNIGA IYO ISTARAATIIJIYADDA

MUQDISHO-SOOMAALIYA

2025

CUTUBKA KOOWAAD: QODOBBO GUUD

Qodobka 1aad:

Magaca iyo Ujeeddada Xeerka

1. Xeerkan waxaa lagu magacaabaa "**Xeer-nidaamiyaha Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda**".
2. Ujeeddooyinka xeerkan waxaa ka mid ah:
   a) Dhisidda Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda.
   b) Qeexidda ujeeddooyinka iyo kaalinta Machadka.
   c) Qaabaynta iyo nidaaminta hab-maamulka guud ee Machadka.
   d) Xadididda xilalka iyo awoodaha kala duwan ee hawlwadeennada Machadka.
   e) Jihaynyta Xeer-hoosaadyada Machadka.

Qodobka 2aad:

Eray Bixin

Ereyada soo socda haddii aan xeerkan gudihiisa si kale loogu fasirin, waxaa loola jeedaa mid kasta macnaha ku hor qoran:

1. **Amniga Qaranka**: waxaa loola jeedaa in ay dawladdu karaan (awood) u yeelato -joogtada iyo timaaddada- in ay dhulkeeda, khayraadkeeda, jiritaankeeda dawladnimo, badqabka tiirarkeeda asaasiga ah, xasilloonideeda iyo danaheeda kala duwan ka ilaaliso dhammaan khataraha taagan ama suuragalka ah ee ka soo wajahaya dibadda iyo gudaha dalka, haddii ay ahaan lahayd dhan siyaasadeed, dhaqaale, ciidan, bulsho ama hiddo intaba;
2. **Istaraatiijiyadda Amniga Qaranka:** waxaa loola jeedaa in si cilmi ah isla markaana maangal ah loo dejiyo siyaasado, qorshayaal iyo wadiiqooyin lagu xaddidi karo habka ugu habboon ee loo adeegsan karo khayraadka, fursadaha, ilaha iyo awoodaha dawladda ee la heli karo, iyadoo la ilaalinayo duruufaha ku xeeran, si loo xaqiijiyo danaha iyo ujeeddooyinka Amniga Qaranka;
3. **Khatar (Halis) Amni**: waxaa loola jeedaa halis ama cadaadis taagan ama soo food leh oo liddi ku ah amniga iyo xasilloonida dalka, isla markaana caqabad ku ah ama saamayn taban ku leh fulinta iyo dhaqangelinta istaraatiijiyadda iyo danaha Qaranka**;**
4. **Daraasaadka amniga iyo Istaraatiijiyadda**: waxaa loola jeedaa barnaamijyo ku dhisan aqoon iyo xirfad kuna salaysan waaqic oo looga danleeyahay in lagu barto, lagu falanqeeyo ama lagu gaaro sidii looga hortagi lahaa ama loo maareyn lahaa khataraha amni ee taagan ama soo food leh ee dawladda ka soo wajaha dhanka caalamka, gobolka ama gudaha iyo sidii loo daawayn lahaa sababaha keenay ama keeni kara khatarahaas;
5. **Machadka**: Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda ee xeerkan uu dhisayo.
6. **Agaasimaha**: Agaasimaha Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda;

7. **Dastuurka**: Dastuurka Ku-meel-gaarka ah ee JFS ee la ansixiyay 1dii Agoosto 2012;
8. **Golaha Sare**: Golaha Sare ee Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda;
9. **Golaha Tacliinta**: Golaha Tacliinta ee Machadka Sare ee Daraasaadka Amniga iyo istaraatiijiyadda;
10. **JFS**: Jamhuuriyadda Federaalka Soomaaliya.

CUTUBKA LABAAD:
QAABDHISMEEDKA, ASTAANTA IYO CALANKA MACHADKA

Qodobka 3aad:
Dhismaha iyo Dabeecadda Machadka

1. Xeerkan waxa uu dhisayaa "**Machadka Sare ee Daraasaadka Amniga iyo Istaraatiijiyadda**", oo afka cabariga ku noqonaya: المعهد العالي للدراسات الأمني ة والاستراتيجية halka uu afka English-ka ku noqonayo "**The Higher Institute for Security and Strategic Studies"** loona soo gaabinayo (HISS), xeerkan dhexdiisana waxaa loogu yeerayaa "**Machadka**".
2. Machadku waa hay'ad tacliin sare oo takhasusi ah una gaar ah daraasaadka, tababarrada iyo cilmibarista khuseysa ama xiriirka la leh amniga iyo istaraatiijiyadda Qaranka.
3. Machadku waxa uu yeelanayaa shakhsiyad qaanuuneed oo u gaar ah, wuxuuna leeyahay awood uu ku fulin karo hawlaha ku xusan Qod. 4aad ee xeerkan, isla markaana uu heshiisyo ku saxiixi karo ama iskaashiyo kula yeelan karo hay'ado waddani ah ama shisheeye ah haddii danta Machadku ku jirto.
4. Machadku wuxuu u hoggaansamayaa xeerkan, sharciyada iyo xeerarka khuseeya, wuxuuna xagga nidaamka shaqada la mid yahay machadyada cilmiga ah ee dalka ka dhisan.
5. Xarunta Machadku waa magaalo madaxda Muqdisho, haddii loo baahdo wuxuu xarumo iyo laamo ka furan karaa meeshii ay hawli kaga xirnaato dalka gudahiisa ama dibaddiisa.
6. Afka Soomaaliga ayaa ah afka rasmiga ah ee Machadka, hase yeeshee, darasaadka, cilmibaarista iyo tababarrada waxay ku bixi karaan afaf kale.

Qodobka 4aad:
Hawlaha Machadka

1. Kobcinta heerka aqoonta, xirfadda iyo ogaalka hawlwadeennada, maamulka iyo xubnaha hay'adaha dawladda, gaar ahaan, dhanka sharci fulinta, difaaca, amniga iyo istaraatiijiyada.
2. Ka-qeyb-qaadashada diyaarinta kawaadir takhasus, khibrad ku filan iyo faham durugsan u leh amniga iyo istaraatiijiyadda Qaranka.
3. Sameynta iyo soo-saarista cilmibaarisyo qotadheer oo ku saabsan amniga iyo istaraatiijiyada Qaranka, Gobolka iyo Caalamka, oo xambaarsan talooyin cilmiyeed oo ku habboon in lagu saleeyo go'aannada dawladda ee la xiriira arrimaha amniga iyo istaraatiijiyadda Qaranka.
4. Daraasaynta kaalinta asaasiga ah ee hay'adaha ka shaqeeya sameynta iyo jihaynta siyaasadda amniga iyo istaraatiijiyada Qaranka.

5. Falaqaynta iyo barashada arrimaha dhaqaale, siyaasadeed iyo difaac ee saamaynta ku leh amniga iyo istaraatiijiyada Qaranka.
6. Qiimaynta iyo falaqaynta khataraha iyo arrimaha ku xeeran ama taabanaya amniga Qaranka.
7. Barashada farsamooyin hormarsan oo lagu hillaadin (oddoroosi) karo laguna falaqayn karo mustaqbalka amniga iyo istaraatiijiyadda Qaranka.
8. Soojeedinta siyaasadaha guud ee beddelka noqon kara, isla markaana suuragal ka dhigi kara in khataraha la wajaho lagana hortago.
9. Xadididda fursadaha daahsoon ee timaaddada ay dawladdu maalgashan karto ama ay ka faa'iidaysan karto, si ay u xoojiso meeqaamkeeda.
10. Qabashada talo-wadaagyo, dood-cilmiyeedyo, hadal-jeedinno iyo kulan-cilmiyeedyo ku saabsan amniga iyo istaraatiijiyadda Qaranka, Gobolka iyo Caalamka;
11. Xoojinta xiriirka iyo aqoon-isweydaarsiga Machadka kala dhaxeeya jaamacadaha, akademiyadaha, macaahidda iyo hay'adaha waxbarashada dalka iyo dibadda.

Qodobka 5aad:

Astaanta iyo Calanka Machadka

1) Astaanta Machadka waxa ay ka kooban tahay; Lix-geesoodle buluug furan ah, oo dhexda looga qoray xarfaha (**HISS**) oo ah soo gaabinta magaca Machadka. Waxaa sidoo kale dhexda kaga jira xiddig cad oo shan geesood ah oo ka dhigan in Machadku uu yahay mid ka mid ah hay'adaha Qaranka.
2) Machadku waxa uu yeelanayaa calan u gaar oo ah leydi cad oo dhexda ku leh asataanta Machadka.

Qodobka 6aad:

Qaab-dhismeedka Machadka

1. Machadku waxa uu yeelanayaa, Gole Sare, Agaasime, Gole Tacliin, Waaxo, Laamo, Xafiisyo iyo Xarumo u gaar ah.
2. Faahfaahinta qaabdhismeedka Machadka waxaa loo raacayaa go'aan maamul oo uu saarayo Agaasimaha Machadka ka dib oggolaanshaha Golaha Sare ee Machadka.

Qodobka 7aad:

Golaha Sare ee Machadka

1) Machadku waxa uu yeelanayaa Gole Sare oo ka kooban sagaal (9) xubnood, oo kala ah sida soo socota:
   a) Agaasimaha Guud ee Hay'adda Sirdoonka & Nabadsugidda Qaranka (Guddoomiyaha Golaha)
   b) Agaasimaha Guud ee Wasaaradda Amniga (xubin);
   c) Agaasimaha Guud ee Tacliinta sare ee Wasaaradda Waxbarashada, Hiddah aiyo Tacliinta Sare (xubin);
   d) Agaasimaha Machadka (Xoghaynta Golaha);

e) Shan (5) xeeldheere oo isugu jira khubaro tacliin sare iyo saraakiil amni oo uu soo magacaabayo Agaasimaha Guud ee HSNQ (Xubno);

2) Habraaca shaqada Golaha Sare waxaa lagu qeexayaa Xeer-hoosaadka Machadka.

3) Golaha sare ee Machadka waxa uu kulmayaa sanadkiiba mar iyo markasta oo uu Gudoomiyaha Goluhu isugu yeero.

Qodobka 8aad:

Awoodaha Golahaha Sare ee Machadka

1) Dejinta siyaasadda guud ee hawlaha Machadka.
2) Abuurista iyo nidaaminta barnaamijyada tacliineed, tababarrada iyo cilmibaarista.
3) Bixinta shahaadooyinka iyo derajooyinka cilmi ee Machadka.
4) Dalacsiinta barayaasha sare ee Machadka, kadib marka uu helo qiimeynta Golaha Tacliinta;
5) Jaangooynta iyo wax ka beddelka siyaasadda guud ee Machadka.
6) La xisaabtanka Agaasimaha Machadka iyo Golaha Tacliinta.
7) La socodka iyo hubinta la xiriirta hirgalinta barnaamijyada uu Machadku fulinayo.
8) Go'aan ka gaarista arrimaha masiiriga ah ee Machadka.
9) Meelmarinta qorshe-sanadeedka iyo xisaab-xirka Machadka.
10) Soo-saaridda iyo wax-ka-beddelka Xeer-hoosaadyada khuseeya hawlaha guud ee Machadka.

Qod. 9aad:

Magacaabidda iyo Xil-ka-qaadista Agaasimaha Machadka

1. Machadka waxaa maamul ahaan hoggaaminaya Agaasimaha Machadka, waxaana xilka u magacaabaya kana qaadi kara Agaasimaha Guud ee HSNQ.
2. Agaasimaha Guud ee HSNQ, markii uu Agaasimaha Machadka magacaabayo, wuxuu ka xulanayaa saddex (3) qof oo uu Golaha sare ee Machadka soo jeedinayo.
3. Muddo xileedka Agaasimaha Machadka waa shan (5) sano oo hal mar loo cusboonayn karo.

Qodobka 10aad:

Mas'uuliyadda iyo Awoodaha Agaasimaha Machadka

Si waafaqasan Xeerkan, Agaasimaha Machadka waa masuulka ugu sarreeya maamulka Machadka, si gaar ahna, Agaasimaha Machadku waxa uu xilsaaran yahay arrimaha soo socda:

1. Hirgelinta ujeeddooyinka iyo socodsiinta hawlaha Machadka ee Xeerkan lagu tilmaamay.
2. Fulinta siyaasadaha iyo barnaamijyada guud ee Machadka, si waafaqsan jihaynta iyo soo-jeedinta Golaha Sare ee Machadka.
3. Soo-saaridda iyo hoggaaminta go'aannada maamul ee lagu socdsiinayo hawlaha Machadka.

4. Wuxuu si buuxda u matalaa machadka ama magacaabaa ciddii kale oo beddelkiisa matali lahayd.
5. Wuxuu awoodihiisa qeyb ahaan u wakiilan karaa Agaasime Waaxeedyada ama madax xafiiseedyada Machadka.
6. Wuxuu kormeeraa habsami u socodka hawlaha Machadka, isla markaana la xisaabtamaa dhammaan hawlwadeennada Machadka.
7. Wuxuu diyaariyaa qorshaha Machadka, isla markaana uu horkeenaa Golaha Sare ee Machadka.
8. Wuxuu diyaariyaa soona gudbinayaa madax miisaaniyadeedka Machadka, si waafaqsan Xeerkan iyo xeerarka kale ee dalka Khuseeya.
9. Wuxuu magaca Machadka ku saxiixaa heshiisyada uu Machadku dhinaca ka noqonayo, isagoo oggolaansho ka haysta Agaasimaha Guud ee HSNQ ama Golaha Sare ee Machadka.
10. Wuxuu maamulaa uuna korjoogteeyaa Golaha Tacliinta iyo hawlaha cilmibaarista ee Machadka, isagoo ka anbaqaadaya siyaasadda guud ee waxbarashada dalka, fulinayana go'aannada Golaha Sare ee Machadka.
11. Waxa uu u xilsaaranyahay ilaalinta Xeer-nidaamiyahan iyo Xeer- hoosaadka Machadka.
12. Wuxuu soo jeediyaa magacaabidda iyo xil-ka-qaadista hawlwadeennada Machadka si waafaqsan xeerkan iyo Xeer- hoosaadyada Machadka.
13. Agaasimaha Machadku wuxuu yeelanayaa maamuus iyo maqaam la mid ah kan Agaasimeyaasha Guud ee Wasaaradaha Dawladda.

Qodobka 11aad:

Shuruudaha Agaasimaha Machadka

1. Waa in uu yahay muwaaddin Soomaaliyeed oo aan da'diisu ka yarayn 35 sano;
2. Waa in heerka aqoontiisa aysan ka hooseyn Derejada **Ph.D;**
3. Waa in uu leeyahay khibrad shaqo oo aan ka yarayn shan (5) sano oo la xiriirta waxbarashada sare ama cilmibaarista;
4. Waa in uu faham durugsan u leeyahay arrimaha amniga;
5. Waa in uusan ku dhicin xukun maxkamadeed oo kama dambeys ah kana reebaya in uu qabto xil dawladeed;
6. Waa in uu si buuxda u adeegsan karo afka Soomaaliga, Carabiga iyo English-ka.

Qodobka 12aad:

Golaha Tacliinta

1) Machadku wuxuu yeelanayaa Golaha Tacliinta oo hagaya hawlaha tacliinta ee Machadka.
2) Golaha Tacliinta waxaa xubno ka noqonaya; agaasimayaasha barnaamijyada tacliinta iyo afar (4) macallin oo xeeldheereyaal ah oo uu soo xulayo Agaasimaha Machadka.

3) Habka shaqada Golaha Tacliinta Machadka waxaa lagu qeexayaa Xeer- hoosaadka Machadka.
4) Agaasimaha Machadka waxaa u furan in uu soo xaadiro kulammada Golaha Tacliinta, isaga ayaana shir-gudoominaya kulammada uu ka qeybgalo.
5) Go'aannada Golaha Tacliinta waxay meelmar noqonayaan markii Agaasimaha Machadku oggolaado.
6) Golaha Tacliinta wuxuu u warbixiyaa Agaasimaha Machadka.

Qodobka 13aad:

Xilka Iyo Awoodaha Golaha Tacliinta

1) Diyaarinta, turxaanbixinta iyo soojeedinta barnaamijyada tacliinta ee Machadka.
2) Meelmarinta natiijooyinka imtixaannada Machadka.
3) Qiimeynta codsiyada macalimiinta iyo shaqaalaha soo codsanaaya in ay ka shaqeeyaan hawlaha tacliinta ee Machadka ama dalacsiinta marka uu Agaasimaha Machadku faro.
4) Diyaarinta iyo soojeedinta habraacyada u gaarka ah arrimaha tacliinta.
5) Jihaynta hawlaha tacliinta ee Machadka.
6) Meel-marinta go'aannada maamul ee la xariira arrimaha tacliinta.

CUTUBKA SADDEXAAD:
QODOBBO QUBANE AH

Qodobka 14aad:

Miisaaniyadda iyo Dakhliga Machadka

1. Machadku wuxuu madax miisaaniyadeed u gaar ah ku dhex yeelanayaa miisaaniyadda guud ee HSNQ, waxaana si toos ah loogu shubayaa xisaabta gaarka ah, si waafasan Qodobka 44^{aad} ee Sharciga Hay'adda iyo Qodobka 34(3) ee Xeernidaamiyaha HSNQ.
2. Miisaaniyadda Machadka waxaa lagu jaangooynayaa qorshe sanadeedka Machadka, waxaana maamulaya Agaasimaha Machadka, si waafaqsan Qodobka 44aad ee Sharciga HSNQ.
3. Agaasimaha Machadka sanad kasta wuxuu soo saarayaa warbixinta iyo xisaab-xirka maaliyadeed ee Machadka.
4. Miisaaniyadda Machadka waxaa loo adeegsanayaa si waafaqsan shuruucda iyo xeerarka HSNQ iyo xeerkan.
5. Waxaa u furan Agaasimaha Machadka in uu heshiis dakhli soo galinaya Machadka la galo hay'adaha dawladda, hay'adaha caalamiga ah iyo cid kasta oo daneynaysa adeegyada machadka, ka dib oggolaanshaha Agaasimaah Guud ee HSNQ.

Qodobka 15aad:

Mudnaan Gaar ah

Barayaasha Sare, Cilmibaarayaasha, Qalinleyda iyo Tababarayaasha xirfadda sare leh waxa ay machadka ku dhex yeelanayaan maamuus iyo gunnooyin u dhigma shaqada ay hayaan, waxaana nidaaminaaya Xeer-hoosaadyada Machadka.

Qodobka 16aad:

Warbixin Sanadeedka Machadka

Agaasimaha Machadka ayaa masuul ka ah diyaarinta iyo soo gudbinta warbixin sanadeedka Machadka, waxaana meelmarinaaya Golaha Sare ee Machadka.

Qodobka 17aad:

Shaqaalaha Iyo Hawlwadeennada Machadka

1. Machadku waxuu qaadanayaa hadba shaqaalaha iyo hawlwadeennada lagama maarmaanka u ah habsami u gudashada waajibaadka iyo awoodaha Xeerkan u xilsaaray, si wafaqsan Dastuurka KMG, sharciga, Xeer-nidaamiyaha HSNQ iyo qawaaniinta kale ee dalka.
2. Shaqaalaha machadka waxa ay noqon karaan shaqaale si rasmi ah machadka uga tirsan iyo kuwo ka tirsan hay'ado dawladeed ee kale oo heshiis ama gacansiin kaliya kula shaqeeya.

Qodobka 18aad:

Kaalinta Wasaaradda Amniga Gudaha

1) Wasaaradda Amniga Gudaha ee XFS, waxa ay la soconaysaa waxqabadka, hawlaha iyo horumarka Machadka.
2) Waxa ay machadka ku matashaa fagaarayaasha siyaasadda, waxayna ka taageertaa xiriirada dibadda ee khuseeya hawlaha Machadka.

Qodobka 19aad:

Kaalinta Wasaaradda Tacliinta Sare Ee XFS

1) Hubinta iyo rukhsad siinta barnaamijyada tacliinta sare ee Machadka si waafaqsan shuruucda waxbarashada dalka.
2) Tasdiiqinta shahaadooyinka Machadka ee barnaamijyada ay wasaaraddu rukhsadda siisay.

Qodobka 20aad:

Kaalinta Hay'adda Sirdoonka & Nabasugidda Qaranka

Kaalinta Hay'adda Sirdoonka iyo Nabadsugidda Qaranka waa sida soo socota:

1) Machadku waa mid ka mid ah hay'adaha Qaran ee ku mataanaysan Hay'adda Sirdoonka iyo Nabadsugidda Qaranka (HSNQ), isla markaana hoos imaanaya Agaasimaha Guud ee

HSNQ, si waafasan Qodobka 44aad ee Sharciga Hay'adda iyo Qodobka 34aad, faqradda 3aad ee Xeernidaamiyaha HSNQ.

2) HSNQ waxay masuul ka tahay amniga, masuuliyiinta iyo martida Machadka.

3) Machadku waxa uu HSNQ u qabanayaa adeegyada tababarrada, cilmibaarista, talasiinta iyo hawlaha ay Machadka uga soo baahato shaqadiisana xiriir la leh, si waafaqsan qorshe hawleedka Machadka.

Qodobka 21aad:

Deeqaha Waxbarasho ee Machadka

1. Guud ahaan, Machadku wuxuu bixinayaa deeqo waxbarasho, si waafaqsan Xeernidaamiyahaan iyo xeer-hoosaadkiisa.
2. Deeqaha waxbarasho ee Machadku bixiyo, HSNQ waxa ay ku yeelanaysaa qoondo joogta ah oo dhan soddon iyo shan (35) kursi sanad kasta.
3. Laamaha kale ee dawladda oo ay ugu horreeyaan talisyada ciidamada waxay deeqaha Machadku bixiyo ku yeelanayaan qoondo sanadle ah, Golaha sare ee machadka ayaana jaangoynaya.
4. Golaha sare ee Machadku wuxuu go'aamin karaa in deeq waxbarasho la siiyo arday aan Soomaali ahayn.
5. Barnaamij tacliineed kasta ee machadku bixiyo ardayga kaalinta koowaad ka gala imtixaanka semesterka koowaad waxa uu xaq u yeelanayaa in laga cafiyo lacagta waxbarashada ee semesterka ku xiga kan uu kaalinta ka galay.
6. Ardayga kaalinta labaad ama seddexaad ee Semesterka galana, waxaa laga cafinayaa 70% lacagta semesterka ku xiga kan uu kaalinta ka galay.
7. Ardaygii faafiya semesterkii ugu yaraan shan (5) qormo-cilmiyeed ama soo saara labo cilmi-baaris oo waafaqsan hannaan cilmi-baariseed oo sax ah xiriirna la leh takhasuskiisa, waxaa laga cafinayaa 60% lacagta waxbarasho ee Semester-ka xiga.
8. Ardaygii soo gudbiya shan (5) qormo-cilmiyeed oo uu horay u sameeyay, isdiiwaangelintiisa ka dib, aqoon fiicanna u leh afka English-ka ama Carabiga waxaa laga cafinaayaa 50% lacagta hal semester.
9. Agaasimaha Machadku wuxuu xaq u leeyahay in uu bixiyo deeq waxbarasho oo gaaraysa toban (10) xubnood sanadkiiba.

Qodobka 22aad:

Deeqaha Waxbarasho ee Dibadda

Deeqaha waxbarasho ee uu Machadku ka helo dalka dibaddiisa waxaa bixintooda lagu saleynayaa arrimaha soo socdo:

1) Deeqaha waxbarasho ee Machadku ka helo dalka dibaddiisa, waxaa la siinayaa xubnaha HSNQ iyo dadka laamaha kale ee dawladda ka socda ee Machadka dhigta ama horay u soo dhigtay, deeqaha waxbarasho ee sida gaarka ah ugu habboon shaqada HSNQ waxaa looga faa'ideynayaa xubnaha HSNQ.

2) Deeqaha waxbarasho ee dibadeed waxaa la waafajinayaa shuruudaha ay dajisay jihada deeqada bixisay.

3) Golaha sare ee Machadka ayaa go'aaminaya qorshaha iyo hannaanka bixinta deeqaha waxbarasho ee dibadda, waxaana fulinaya Golaha tacliinta Machadka.

Qodobka 23aad:

Dhaqangalka Xeerkan

Xeerkani waxa uu dhaqan-gelayaa marka ay ansixiyaan Golaha Wasiirrada JFS, kadibna uu Ra'iisul-wasaaraha Xukuumadda JFS uu ku soo saaro Xeer Ra'iisulwasaare, waxaana lagu soo saarayaa Faafinta Rasmiga ah ee Dawladda.