Resolution No. (3) of 2024

Approving the

Terms of Reference of the

Supreme Legislation Committee in the Emirate of Dubai[1]

We, Maktoum bin Mohammed bin Rashid Al Maktoum, First Deputy Ruler of Dubai, Chairman of the Supreme Legislation Committee in the Emirate of Dubai,

After perusal of:

Law No. (32) of 2015 Concerning the Official Gazette of the Government of Dubai;

Law No. (26) of 2023 Concerning the Executive Council of the Emirate of Dubai;

Law No. (14) of 2024 Concerning the Supreme Legislation Committee in the Emirate of Dubai; and

Decree No. (50) of 2024 Appointing the Chairman of the Supreme Legislation Committee in the Emirate of Dubai,

Do hereby issue this Resolution.

Approval of the Terms of Reference
Article (1)

Pursuant to this Resolution, the "Terms of Reference of the Supreme Legislation Committee in the Emirate of Dubai" attached hereto, inclusive of the rules, regulations, procedures, and provisions set forth therein, are approved.

Issuing Implementing Resolutions
Article (2)

The Secretary General of the Supreme Legislation Committee in the Emirate of Dubai will issue the resolutions, bylaws, instructions, and guidelines required for the implementation

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[1] *Every effort has been made to produce an accurate and complete English version of this legislation. However, for the purpose of its interpretation and application, reference must be made to the original Arabic text. In case of conflict, the Arabic text will prevail.*

of the provisions of this Resolution and the Terms of Reference approved hereunder. This includes prescribing the procedures, templates, time frames, and controls related to any of the functions assigned to the General Secretariat of the Supreme Legislation Committee in the Emirate of Dubai under the above-mentioned Law No. (14) of 2024 and the Terms of Reference approved under this Resolution.

Repeals
Article (3)

Any provision in any other resolution is hereby repealed to the extent that it contradicts the provisions of this Resolution and the Terms of Reference approved hereunder.

Publication and Commencement
Article (4)

This Resolution will be published in the Official Gazette and will come into force on the day on which it is published.

Maktoum bin Mohammed bin Rashid Al Maktoum

First Deputy Ruler of Dubai

Chairman of the Supreme Legislation Committee in the Emirate of Dubai

Issued in Dubai on 7 October 2024

Corresponding to 4 Rabi al-Thani 1446 A.H.

Terms of Reference of the
Supreme Legislation Committee in the Emirate of Dubai

Section One
Preliminary Provisions

Definitions
Article (1)

The following words and expressions, wherever mentioned in these Terms of Reference, will have the meaning indicated opposite each of them unless the context implies otherwise:

UAE:	The United Arab Emirates.
Emirate:	The Emirate of Dubai.
Ruler:	His Highness the Ruler of Dubai.
Government:	The Government of Dubai.
Executive Council:	The Executive Council of the Emirate of Dubai.
Law:	Law No. (14) of 2024 Concerning the Supreme Legislation Committee in the Emirate of Dubai.
SLC:	The Supreme Legislation Committee in the Emirate of Dubai.
Chairman:	The chairman of the SLC.
General Secretariat:	The general secretariat of the SLC.
Secretary General:	The secretary general of the SLC.
Official Gazette:	The official gazette of the Government in which the local Legislation of the Emirate, treaties, notices, and any other legal instruments are published as mandated pursuant to a resolution of the competent authorities in the Emirate or by the General Secretariat.
Government Entity:	Any of the Government departments; public agencies and corporations; Government councils; public authorities, including the

authorities supervising special development zones and free zones; other public entities affiliated to the Government; or private entities in charge of implementing the Legislation in force in the Emirate.

Concerned Entity: Any of the Government Entities or non-government entities whose comments, suggestions, and inputs are solicited.

Legislation: This includes the laws, decrees, resolutions, bylaws, and instructions issued by the competent authorities in the Emirate, which set forth general, impersonal rules that are binding on those to whom they apply.

Agreements: These include international treaties and conventions, cooperation agreements, memoranda of understanding, and similar agreements to which the Emirate is a party; or which the Government or a Government Entity intends to accede to, ratify, or conclude with an entity outside of the UAE.

Legislative Compliance: The systems and procedures established by the SLC to ensure effective oversight for the proper implementation of Legislation; support the development of the Legislation in force in the Emirate; verify the adequacy of legislative provisions in achieving the desired goals and objectives of Legislation; and ensure that Government Entities have taken all the regulatory actions and developed the measures required for the implementation and enforcement of the Legislation. This is done in a manner that establishes accountability for the implementation of Legislation, ensures the Legislation in force carries valid evidentiary value, and minimises instances of non-compliance and the legal claims arising in relation thereto.

Objectives of the Terms of Reference
Article (2)

These Terms of Reference aim to:

1. regulate the process of issuing and reviewing Legislation through clear and effective procedures and methods that align with the Emirate's strategic plan;

2. develop the legislation-making process in the Emirate in accordance with legislative needs; and adapt to anticipated future developments to ensure that Legislation achieves its desired objectives;

3. ensure that provisions of the Legislation are consistent and integrated with the UAE Constitution, federal legislation, and other local Legislation in force in the Emirate;

4. regulate the relationship between the SLC and its General Secretariat, on the one hand, and Government Entities, federal government entities, and regional and international entities, concerned with Legislation and Agreements, on the other; and

5. ensure optimal implementation of the Legislation in force in the Emirate, and standardise its proper application to achieve its desired objectives.

Scope of the Terms of Reference
Article (3)

The work of the SLC and the General Secretariat in the exercise of their functions relating to local Legislation, federal legislation, Agreements, explanatory notes on the Legislation in force, legal opinions and advice, Legislative Compliance, publication of Legislation in the Official Gazette, and legal translation, will be governed by the roles, requirements, responsibilities, and procedures stipulated in these Terms of Reference.

Section Two

Draft Local Legislation

Annual Legislative Plan
Article (4)

a. The General Secretariat will, in coordination with Government Entities, determine their legislative needs on an annual basis, develop the Emirate's annual legislative plan, and have it approved by the SLC. The preparation of the legislative needs, and the development and approval of the annual legislative plan, must be undertaken in accordance with the rules, procedures, and time frames prescribed by the relevant resolution of the Secretary General.

b. The General Secretariat and Government Entities must comply with the Emirate's annual legislative plan approved by the SLC. The General Secretariat may not consider any legislative proposal falling outside this plan, unless there is exigency or directives requiring the drafting and issuance of the proposed Legislation.

Functions of the General Secretariat
Article (5)

In drafting, reviewing, and issuing local Legislation, the General Secretariat will:

1. develop the annual legislative plan of the Emirate and have it approved by the SLC, in accordance with the steps, procedures, and time frames approved by the General Secretariat for this purpose. This plan must include a schedule for drafting and reviewing the legislation to be issued;

2. implement, in coordination with the concerned Government Entities, the approved annual legislative plan of the Emirate by examining and reviewing the legislative needs identified by these entities to verify that the proposed actions to address the same meet the requirements prescribed by the General Secretariat; are consistent with applicable Legislation; and are aligned with the approved strategic plans and public policies;

3. review and develop, in terms of form and content, the draft legislation proposed by Government Entities; and standardise its provisions in accordance with the legislative drafting rules, principles, methodology, and time frames prescribed by the General Secretariat for this purpose;

4. solicit suggestions, comments, and inputs from the parties affected by the proposed draft local legislation, as determined by the General Secretariat; and review and decide upon the same, in coordination with the Concerned Entities;

5. prepare and approve the final version of draft legislation, submit it to the competent authority for final approval, and complete the relevant procedures for its publication in the Official Gazette; and

6. perform any other duties related to the drafting, review, and issuance of local Legislation, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Obligations of Requesting Entities
Article (6)

A Government Entity requesting the issuance of local Legislation must:

1. provide the General Secretariat, within the time frame it prescribes, with the Government Entity’s annual legislative needs required to enable it to implement its approved strategic plans and general policies, so that the General Secretariat may include said needs in the Emirate's annual legislative plan once all relevant requirements are fulfilled;

2. meet the requirements for submitting draft local legislation to the General Secretariat for inclusion in the approved annual legislative plan, in accordance with the procedures, templates, and time frames prescribed by the General Secretariat for this purpose;

3. collaborate with the General Secretariat and Concerned Entities on reviewing its proposed draft local legislation to agree on the final version of its provisions;

4. collaborate with the General Secretariat on considering the comments and suggestions of the Concerned Entities; and share input on the same;

5. approve the final version of the draft local legislation agreed upon with the General Secretariat and the Concerned Entities; and

6. comply with any other obligations related to local legislation proposals, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Concerned Entities
Article (7)

For the purposes of developing and reviewing draft local legislation, and subsequent issuance of local Legislation, the Concerned Entities, each within its own legally vested functions and in accordance with the processes, procedures, and time frames prescribed by the General Secretariat, will:

1. provide comments and suggestions on the draft local legislation referred to them by the General Secretariat, giving precedence to the public interest of the Emirate;

2. respond to the feedback of the General Secretariat or the Government Entity proposing the draft local legislation on the comments and suggestions they previously made on the draft legislation's provisions;

3. collaborate with the General Secretariat and the Government Entity proposing the draft local legislation to reach an agreed-upon final version of the draft local legislation; and

4. perform any other duties related to the development and review of draft local legislation, and subsequent issuance of local Legislation, as assigned to them by the Chairman upon the recommendation of the Secretary General.

Requirements for Submission of Draft Local Legislation
Article (8)

a. A Government Entity proposing draft local legislation must meet the following requirements:

1. providing the General Secretariat with a legislative briefing memorandum (the "Legislative Briefing Memo") on the proposed draft local legislation, using the template prescribed by the General Secretariat for this purpose. The Legislative Briefing Memo must include:

a. a statement outlining the current status of the issue proposed for legislative intervention, the challenges arising from the absence of such intervention, the proposed solutions and options to address those challenges, and the objectives sought to be achieved by the legislative intervention;
b. the legal basis for the proposed draft local legislation;
c. a comparative study stating the provisions proposed for amendment, where the proposed draft local legislation is an amendment to an existing Legislation, and setting out the proposed superseding provisions. This study must detail the challenges arising from the implementation of the existing provisions, which necessitate the proposed amendments;
d. a review of the best practices adopted in comparative legislation pertaining to the subject matter proposed for legislative intervention, if any;
e. the results of the legislative impact assessment of the proposed draft local legislation conducted in accordance with the relevant standards adopted by the General Secretariat;
f. approval from the General Secretariat of the Executive Council confirming that the proposed draft local legislation appropriately addresses the subject matter and aligns with the approved strategic plans and public policies;
g. approval from the Department of Finance of the projected financial impacts of the proposed draft local legislation;
h. the outcomes of coordination with the Concerned Entities, including their comments, if any, and the justifications for not reflecting their comments in the proposed draft local legislation; and

i. any other information deemed required by the General Secretariat to enable it to thoroughly review the draft local legislation proposal.

2. provide the General Secretariat with the initial version of the proposed draft local legislation; and

3. meet any other requirements that enable the General Secretariat to effectively consider the proposed draft local legislation, as determined by a resolution issued by the Chairman upon the recommendation of the Secretary General.

b. Where the Government Entity proposing the draft local legislation fails to meet the requirements mentioned in paragraph (a) of this Article, the General Secretariat may suspend the processing of the proposal and refrain from further review and drafting of the proposed local legislation until that entity fulfils all requirements.

Section Three

Draft Federal Legislation

Functions of the General Secretariat
Article (9)

Under the Law, the General Secretariat is vested with the jurisdiction to represent the Emirate, the Government, and Government Entities in considering and reviewing draft federal legislation; to provide opinions thereon in coordination with the Concerned Entities; and to join the membership of the committees formed at the federal government level to review draft federal legislation. For this purpose, the General Secretariat has the authority to:

1. submit proposals for introducing new federal legislation or amending existing federal legislation, inclusive of the necessary studies and recommendations;

2. refer the draft federal legislation received from the competent federal entities to the Concerned Entities for comments on its provisions, in accordance with the relevant procedures and time frames prescribed by the General Secretariat;

3. consider the comments and suggestions received from the Concerned Entities on draft federal legislation, and consolidate them into a memorandum featuring the Government's comments on draft federal legislation;

4. provide the competent federal entities with the Government's comments and suggestions pertaining to draft federal legislation; and follow up on the actions taken by those entities in respect of these comments and suggestions;

5. form specialised committees and work teams within the Emirate, as needed, to consider and review draft federal legislation; and nominate representatives from the Emirate for membership of the committees and work teams formed by the competent federal entities to consider, review, and draft federal legislation;

6. monitor the progress of draft federal legislation through all stages prescribed under the Constitution, to verify that the Government's comments, suggestions, and reservations on draft federal legislation are taken into account;

7. complete the necessary procedures for submitting the draft federal legislation to the Ruler, in his capacity as member of the Federal Supreme Council, for approval; and provide the competent federal entity with it to obtain the approval of Their Highnesses the other members of the Federal Supreme Council, in preparation for its final approval and issuance, in accordance with the procedures adopted by the federal government for issuing federal legislation;

8. review the federal legislation published in the federal official gazette, and state the Government's position on any comments and suggestions that were not taken into account, in coordination with the Concerned Entities;

9. draft and issue the local Legislation required for implementing the enacted federal legislation, where required, including amendments to existing local Legislation, in coordination with the Concerned Entities; and

10. perform any other functions related to considering and reviewing draft federal legislation, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Requesting Government Entities
Article (10)

a. A Government Entity must submit its proposals for issuing new federal legislation or amending existing federal legislation to the General Secretariat. No Government Entity may communicate with any federal entity regarding these legislative proposals except through, and after prior coordination with, the General Secretariat.

b. The proposals referred to in paragraph (a) of this Article will be submitted to the General Secretariat in accordance with the relevant approved procedures, supported by the following:

    1. the initial draft of the proposed federal legislation or draft amendment, if any;

2. a comprehensive study stating the justifications for proposing the draft federal legislation or the amendments to existing federal legislation, the objectives expected to be achieved by issuing the proposed draft federal legislation or amending the existing federal legislation, and the challenges that may arise from failure to issue or amend such legislation;

3. evidence of coordination with the Concerned Entities relevant to the proposed draft federal legislation or amendment; and

4. any other information specified and required by the General Secretariat to enable it to efficiently review the proposal for the issuance or amendment of federal legislation, and to refer it to the competent federal entities.

c. The General Secretariat will review the federal legislation issuance or amendment proposals submitted by Government Entities, along with the relevant supporting documents, in coordination with the Concerned Entities, as needed. The General Secretariat will provide opinions on these proposals; and where the merit of such proposals is established, refer them to the competent federal entities, in accordance with the relevant procedures adopted by it. Thereupon, the General Secretariat will follow up on the progress of the federal legislation issuance or amendment proposals with the competent federal entities.

Obligations of Government Entities
Article (11)

A Government Entity whose comments, proposals, and feedback on draft federal legislation are solicited by the General Secretariat must:

1. provide the General Secretariat with its comments, suggestions, and feedback on the draft federal legislation referred to it by the General Secretariat, giving precedence to the public interest of the Emirate;

2. provide any data or information that is relevant to the consideration and review of draft federal legislation as required by the General Secretariat;

3. not approach federal entities on any matter related to draft federal legislation or participate in its review and drafting except through, and after prior coordination with, the General Secretariat;

4. provide the General Secretariat with its comments and suggestions, as well as any data or information it requires, in accordance with the relevant procedures and in the manner and time frames prescribed by the General Secretariat; and

5. fulfil any other obligations related to the consideration and review of draft federal legislation, as determined by the relevant resolution of the Chairman upon the recommendation of the Secretary General.

Section Four

Agreements

Functions of the General Secretariat
Article (12)

Under the Law, the General Secretariat is vested with jurisdiction over all matters related to the Agreements to which the Emirate, the Government, or any Government Entity is a party or an acceding party; or intends to accede to, ratify, or conclude with parties outside of the UAE. The General Secretariat is also authorised thereunder to represent the Emirate in all matters related to the Agreements to which the UAE is a party or an acceding party, or intends to accede to or ratify. For these purposes, the General Secretariat has the authority to:

1. consider, review, and provide opinions on Agreements, in coordination with the Concerned Entities, before acceding to, signing, or ratifying them; and where necessary, participate in any negotiations conducted for this purpose, ensuring that the interests of the Emirate, the Government, and Government Entities are taken into account;

2. coordinate with the competent federal entity to request permission for concluding an Agreement, in accordance with the relevant approved procedures;

3. coordinate with the competent authority in the Emirate, the Government, or the concerned Government Entity to complete the process of executing the Agreement;

4. maintain copies of the concluded Agreements in the General Secretariat's database, and provide the competent federal entity with a copy thereof;

5. join the membership of the committees and work teams formed at the federal government level to consider and negotiate the Agreements to which the UAE is a party; nominate representatives of the Emirate for membership of those committees and work teams; and coordinate with the Concerned Entities to participate alongside representatives of the General Secretariat in these committees and work teams, where necessary;

6. form specialised committees and work teams at the Emirate level to consider and review Agreements, where required;

7. refer the draft Agreements received from the competent federal entities to the Concerned Entities for their comments and feedback on its provisions, in accordance with the relevant procedures and time frames prescribed by the General Secretariat;

8. consider the comments and suggestions received from the Concerned Entities on each draft Agreement, and consolidate them into a memorandum of the Government's comments thereon;

9. provide the competent federal entities with the memoranda of the Government's comments and suggestions on the draft Agreement, and follow up on the actions taken by those entities regarding these comments and suggestions;

10. complete the necessary procedures for submitting the draft federal decree ratifying or approving the Agreement to the Ruler, in his capacity as Member of the Federal Supreme Council, for approval; and submit it to the competent federal entity to obtain the approval of Their Highnesses the other Members of the Federal Supreme Council, in preparation for its final approval and issuance, in accordance with the procedures adopted for issuing federal legislation;

11. draft and issue the local Legislation required for implementing the ratified or approved Agreement, where required, including amendments to existing local Legislation, in coordination with the Concerned Entities; and

12. perform any other duties related to considering and reviewing Agreements, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Requesting Government Entities
Article (13)

a. A Government Entity must submit its request regarding the Agreement it intends to conclude to the General Secretariat and must not take any action related to the conclusion of the Agreement except through the General Secretariat, in prior coordination with it, and after the General Secretariat has performed its functions under Article (12) of these Terms of Reference.

b. The request referred to in paragraph (a) of this Article will be submitted to the General Secretariat on the forms and in accordance with the procedures it prescribes for this purpose, supported by the following:

    1. an overview of the Agreement, including its subject matter, purpose, and the anticipated impacts and benefits in the event of its conclusion;

2. a copy of the draft Agreement, clearly specifying its parties and their respective roles, as well as its objectives and scope of application;

3. a statement of any financial or legal liabilities to be incurred by the Government or the Government Entity as a result of concluding the Agreement;

4. a study of the impact of the Agreement on the Legislation in force or on the international treaties and conventions to which the UAE is a party;

5. all the information related to the party with whom the Agreement is intended to be concluded;

6. the name of the competent authority that will execute the Agreement;

7. a list of the Government Entities expected to affect or be affected by the Agreement; and

8. any other information required by the General Secretariat for the effective review of the draft Agreement.

Obligations of Government Entities
Article (14)

A Government Entity whose comments, suggestions, and feedback on draft Agreements are solicited by the General Secretariat must:

1. provide the General Secretariat with its comments, suggestions, and feedback on the draft Agreements referred to it by the General Secretariat, using the forms and following the procedures and time frames prescribed by the General Secretariat; and in doing so, the Government Entity must give precedence to the public interest of the Emirate;

2. provide any data or information that is relevant to the consideration and review of draft Agreements, as required by the General Secretariat;

3. not approach federal entities on any matter related to draft Agreements, participate in their review and drafting, or join the membership of any committee or work team formed at the federal government level, except through, and after prior coordination with, the General Secretariat; and

4. fulfil with any other obligations related to the consideration and review of draft Agreements, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Section Five

Interpretation of Legislation

Functions of the General Secretariat
Article (15)

Under the Law, the General Secretariat is vested with the jurisdiction to draft and issue explanatory notes on the local Legislation in force in the Emirate. For this purpose, the General Secretariat has the authority to:

1. examine the requests received from Government Entities in respect of the interpretation of the local Legislation in force in the Emirate or any specific provisions thereof;

2. examine the requests and inquiries received from Government Entities in respect of any potential conflict between the provisions of local Legislation; demonstrate how to resolve this conflict, where its existence is established; and determine the prevailing legal provision;

3. prepare explanatory notes on the local Legislation in force in the Emirate and the legal provisions requiring interpretation, resolving any conflicts between legislative provisions in accordance with the generally accepted principles of legislative interpretation and other rules, methodologies, and procedures adopted by the General Secretariat in this respect;

4. solicit the opinions of Concerned Entities, where required, on the draft explanatory notes prepared by the General Secretariat on the Legislation in force, prior to their approval and issuance;

5. approve and issue explanatory notes on the local Legislation or the legal provisions requiring interpretation; and publish the same in the Official Gazette; and

6. perform any other duties related to explanatory notes on the local Legislation in force in the Emirate, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Requesting Government Entities
Article (16)

a. A Government Entity requesting the interpretation of the local Legislation in force in the Emirate or any legal provisions thereof, or requesting the determination of the prevailing legal provisions in the event of conflict, must submit its request to the

General Secretariat, using the forms and following the procedures prescribed by the General Secretariat for this purpose. This request must include the following:

1. a clear and accurate identification of the local Legislation or legal provisions requiring interpretation, or the conflicting legal provisions requiring determination;

2. the justifications and facts related to the requested legislative interpretation;

3. the challenges faced by the Government Entity due to ambiguity in the Legislation or legal provisions requiring interpretation, or conflicting legal provisions; and

4. any other information required by the General Secretariat for the effective consideration of the request and issuing the requested explanatory note.

b. The explanatory notes issued by the General Secretariat will be binding on the requesting Government Entity and other Government Entities. These entities must comply with the content of the explanatory note and take the action required for its implementation.

Section Six

Legal Advice and Opinion

Functions of the General Secretariat
Article (17)

Under the Law, the General Secretariat is vested with the jurisdiction to provide legal opinions and issue legal advice memoranda concerning the inquiries presented to it by Government Entities. For this purpose, the General Secretariat has the authority to:

1. consider the requests received from Government Entities concerning the cases and inquiries for which they seek legal opinions or advice;

2. prepare draft legal opinion and legal advice memoranda on the cases and inquiries received from Government Entities, to the extent of the facts, documents, and records made available to it, and in accordance with the Legislation in force in the Emirate, applying the principles, methodologies, forms, and guidelines adopted by the General Secretariat in this respect;

3. solicit the feedback of the Concerned Entities, where necessary, on the draft legal opinions or legal advice memoranda prepared by the General Secretariat prior to their approval;

4. approve legal opinion and legal advice memoranda; send them to the requesting Government Entity; and circulate and publish their content in the manner and through

the means it deems appropriate, with a view to enhancing legal awareness and disseminating knowledge; and

5. perform any other functions related to the consideration and review of requests for provision of legal opinion and issuance of legal advice, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Requesting Government Entities
Article (18)

a. In requesting a legal opinion or advice on a case or inquiry from the General Secretariat, a Government Entity must use the forms and follow the procedures prescribed by the General Secretariat for this purpose. This request must include the following:

    1. a clear and accurate description of the case or inquiry for which the legal opinion or advice is requested;

    2. a statement of the facts related to the case or inquiry for which the legal opinion or advice is requested, supported by the documents substantiating those facts;

    3. a declaration stating whether the case or inquiry, the subject matter of the request, is pending before any competent court or tribunal within or outside of the Emirate, a Government committee responsible for considering violations or grievances, or any other Government Entity; and whether it has previously been determined by such courts, entities, or committees; and

    4. any other information required by the General Secretariat for the effective consideration of the request and the issuance of the requested legal opinion or advice.

b. The General Secretariat may decline to provide a requested legal opinion or advice if the requesting Government Entity fails to provide the required data and information, as stipulated in paragraph (a) of this Article.

c. Legal opinions and advice issued by the General Secretariat will be binding on the requesting Government Entity and other Government Entities to the extent of the facts presented therein. These entities must take the actions required for implementing these legal opinions and advice.

Section Seven

Legislative Compliance

Functions of the General Secretariat
Article (19)

Under the Law, the General Secretariat is vested with the jurisdiction over all matters related to Legislative Compliance, with the aim of ensuring that the local Legislation in force in the Emirate achieves its intended objectives. For this purpose, the General Secretariat has the authority to:

1. develop and approve the standards, tools, stages, forms, time frames, and procedures related to Legislative Compliance;

2. verify that Government Entities take the necessary actions and measures to implement the Legislation they are assigned to enforce;

3. monitor the implementation of Legislation by Government Entities and assess its post implementation impact in coordination with the Concerned Entities, to ensure that the Legislation achieves its intended objectives, in accordance with the principles, rules, procedures, and guidelines approved by the General Secretariat in this respect;

4. prepare Legislative Compliance reports containing the General Secretariat's findings and recommendations on the level of Government Entities' compliance with the Legislation in force; and share these reports with the relevant entities to address these findings and monitor the actions taken by these entities in respect thereof;

5. review and analyse the Legislative Compliance self-assessment reports prepared by the legal affairs units of Government Entities and prescribe the actions to be taken in respect thereof;

6. conduct field visits to Government Entities subject to Legislative Compliance to assess the regulatory and operational frameworks adopted in implementing the Legislation in force in the Emirate;

7. measure the extent of Government Entities' compliance with the Legislation in force in the Emirate against the relevant indicators approved at the Government level;

8. identify deficiencies, challenges, and gaps encountered by Government Entities in their implementation of the Legislation in force in the Emirate, in coordination with the concerned Government Entities; propose appropriate solutions to address them; and submit these to the SLC to give the relevant directives as it deems appropriate;

9. prepare periodic reports on the extent of Government Entities' compliance with the Legislation in force in the Emirate; and submit these reports to the SLC for consideration, in preparation for their submission to the Chairman to issue the relevant directives as he deems appropriate; and

10. perform any other duties related to Legislative Compliance, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Duties of Government Entities
Article (20)

All Government Entities subject to Legislative Compliance must fully cooperate with the General Secretariat to enable it to exercise its duties and powers under the Law and these Terms of Reference. In particular, a Government Entity must:

1. take all actions and measures required to implement the Legislation under its mandate, including drafting and issuing, in coordination with the General Secretariat, the implementing resolutions it is required under the primary Legislation to prepare and get issued;

2. conduct self-assessment of its Legislative Compliance in respect of all the Legislation under its mandate, in accordance with the relevant rules adopted by the General Secretariat; and submit a copy of the relevant self-assessment reports to the General Secretariat;

3. measure and assess the effectiveness of its applicable Legislation in achieving its intended objectives; and determine whether it should continue to be implemented or propose its amendment or the enactment of superseding Legislation, in coordination with the Concerned Entities;

4. respond to the findings of the General Secretariat stated in its Legislative Compliance reports, and take the necessary actions and measures to address them;

5. fully cooperate with the General Secretariat and its competent employees, and provide it with the data and information it requires, in accordance with the procedures, time frames, forms, and deadlines it prescribes; and

6. perform any other duties related to Legislative Compliance, as assigned to it by the Chairman upon the recommendation of the Secretary General.

Section Eight

Publication and Translation

Procedures for Publication in the Official Gazette
Article (21)

a. Subject to the provisions of above-mentioned Law No. (32) of 2015, the following procedures will apply when a Government Entity requests publication in the Official Gazette of any Legislation approved by its competent issuing authority:

    1. The Government Entity will submit to the General Secretariat the draft legislation or instrument for publication in the Official Gazette, on the forms and in accordance with the procedures prescribed by the General Secretariat for this purpose.

    2. The General Secretariat will consider and review, in terms of form and substance, the draft legislation or document required to be published in the Official Gazette to verify its consistency with the Legislation in force in the Emirate; make any necessary amendments thereto; and refer it to the requesting Government Entity and, where required, to any other concerned Government Entities, for comments and feedback.

    3. The General Secretariat will prepare the final version of the draft legislation or instrument requested to be published in the Official Gazette, and will send it to the requesting Government Entity for approval, whereupon it will be published in the Official Gazette in accordance with the applicable procedures adopted by the General Secretariat.

b. The General Secretariat may approve detailed procedures for the publication of Legislation in the Official Gazette, or improve and develop the procedures referred to in paragraph (a) of this Article pursuant to the relevant resolutions approved by the Secretary General.

Procedures for the Legal Translation of Legislation
Article (22)

a. The following procedures will apply to a Government Entity's request for the General Secretariat to provide the English translation of Legislation:

    1. The requesting Government Entity will specify the Legislation to be translated and submit the translation request on the forms and in accordance with the procedures prescribed by the General Secretariat for this purpose. The requesting Government Entity may send its preliminary translation of the Legislation.

2. The General Secretariat will prepare the preliminary legal translation draft of the requested Legislation. It may refer this draft to the requesting Government Entity, and to the concerned Government Entities where necessary, for feedback on the translation prior to its final approval.

3. The General Secretariat will prepare and approve the final version of the legal translation of the Legislation, and send it to the requesting Government Entity and any other entity as it deems appropriate. The General Secretariat may also publish the legal translation of the Legislation in the Official Gazette, or through any other means and in the manner it deems appropriate in this respect.

b. The General Secretariat may adopt detailed procedures for the legal translation of Legislation, or improve and develop the procedures referred to in paragraph (a) of this Article, pursuant to the resolutions approved by the Secretary General for this purpose.