

# ACT

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## THE SIERRA LEONE LOCAL CONTENT AGENCY ACT, 2016

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SIGNED this *11th day of February, 2016.*

DR. ERNEST BAI KOROMA,  
*President.*



No. 3



2016

Sierra Leone

**The Sierra Leone Local Content Agency Act, 2016.**

Short title.

**Being an Act to establish the Sierra Leone Local Content Agency to provide for the development of Sierra Leone Local content in a range of sectors of the economy such as industrial, manufacturing, mining, petroleum, marine resources, agriculture, transportation, maritime, aviation, hotel and tourism, procurement of goods and services; public works, construction and energy sectors; to promote the ownership and control of productive sectors in the economy by citizens of Sierra Leone; and to provide for other related matters.**

[ ] Date of commencement.

ENACTED by the President and Members of Parliament in this present Parliament assembled.

PART 1—PRELIMINARY

Interpretation. **1.** In this Act, unless the context otherwise requires -

"Agency" means the Sierra Leone Local Content Agency established under section 3;

"Board" means the Board of Directors established by section 4;

"Chairman" means the Chairman of the Board;

"citizen " means a citizen of Sierra Leone as defined under the Citizenship Act 1973;

"Director-General" means the Director-General of the Agency appointed under section 16;

"Expatriate" means an employee working in Sierra Leone other than his country of origin;

"labour clause" means a clause mandating the use of a minimum percentage of Sierra Leonean Labour in professional cadres in all contracts awarded in the sectors covered by this Act in Sierra Leone, above a threshold value as stipulated by the Minister;

"member" means a member of the Board ;

"Minister" means the Minister responsible for trade and industry and "Ministry" shall be construed accordingly ;

"operator" means any state enterprise, Sierra Leonean, foreign or international company operating in the sectors covered by this Act under any contract, agreement or alliance ;

"plan" means a Sierra Leonean content plan referred to in section 40 submitted in compliance with any aspect of this Act;

"Sierra Leonean companies" means companies that are registered in Sierra Leone in accordance with the Companies Act 2009 and fifty percent of the share capital are owned by Citizens;

"Sierra Leone Local Content" means the proportion between the value of the goods produced and services rendered in Sierra Leone by Sierra Leoneans and the total value of the goods and services acquired for exploration, development and production in the sectors covered by the Act under concession, contracts, licences and other forms of agreements;

"Sierra Leone Local Content on-line internal portal" means a virtual platform for buyers and sellers of goods and services in the sectors covered by this Act;

"Sierra Leone Local Content indicator" means a percentage rating of a company based on specific criteria defined on the basis of values ascribed to each criterion;

"Sierra Leone Local Content Verification Personnel" means a person registered by the Sierra Leonean Content Agency,

**2.** Notwithstanding anything to the contrary contained in any Application. other enactment, this Act shall apply to all matters pertaining to Sierra Leone Local Content with respect to operations or transactions carried out in or connected with the Sierra Leonean industries in the mining, petroleum, service industries agriculture and agri-business, transportation, maritime, aviation, hotel and tourism, public works and construction, fisheries and marine resources, manufacturing, health and energy sectors.

PART II—ESTABLISHMENT OF SIERRA LEONE LOCAL  
CONTENT AGENCY

Establishment  
of Sierra  
Leone Local  
Content  
Agency.

**3.** (1) There is hereby established a body to be known as the Sierra Leone Local Content Agency.

(2) The Agency shall be a body corporate having perpetual succession and capable of acquiring, holding and disposing of any property, whether movable or immovable, and of suing and being sued in its corporate name and, subject to this Act, of performing all such acts as bodies corporate may by law perform.

(3) The Agency shall have a common seal, the use of which shall be authenticated by the signatures of -

- (a) the Chairman or other member of the Board authorised either generally or specially by the Board in that behalf; and
- (b) the Director-General or some other person authorised by the Board in that behalf.

Board of  
Agency.

**4.** (1) The governing body of the Agency shall be a Board which shall be responsible for the control and supervision of the Agency.

(2) The Board shall consist of a Chairman appointed under subsection (3); and the following other members-

- (a) the Permanent Secretary of the Ministry ;
- (b) the Financial Secretary or his representative;
- (c) a representative of -
  - (i) the National Minerals Agency;
  - (ii) the Petroleum Directorate;

- (iii) Youth Commission
- (iv) the Sierra Leonean Content Consultative Forum referred to in section 66;
- (v) the Sierra Leone Investment and Export Promotion Agency ;
- (vi) the National Tourist Board
- (vii) the Sierra Leone Chamber of Commerce, Industry and Agriculture;
- (viii) the Sierra Leone Bar Association;
- (ix) the Sierra Leone Institute of Engineers;
- (x) the Sierra Leone indigenous banks and financial services;
- (xi) Women’s Forum
- (xii) the Director-General who shall be the Secretary.
- (xiii) Labour Congress

(3) The President shall, on the advice of the Minister and subject to the approval of Parliament appoint the Chairman and other members of the Board under Clause 2 (c) from among persons with proven knowledge and experience in the local content sector.

(4) members appointed under paragraph (c) of subsection 2 shall be subject to parliamentary approval.

**5.** (1) The Chairman and other members of the Board appointed under paragraph (c) of subsection (2) of section 4 shall hold office for a term of three years and shall be eligible for re-appointment for a further term of three years only.

Tenure of  
members.