

Decree Law No 17 of 2009 establishing Qatar Ports Management Company

We, Tamim Bin Hamad Al-Thani, the Deputy Emir of the State of Qatar;

Having perused the [Constitution](#);

[Decree Law No. 17 of 2001](#) establishing the Customs and Ports General Authority, as amended by [Law No. 8 of 2007](#);

[The Law of Commercial Companies](#) issued by Law No. 5 of 2002 and the amending laws thereof; [Emiri Resolution No. 38 of 2009](#) on the organizational structure of the Ministry of Business and Trade;

The proposal of the Council of Ministers Affairs;

And the draft law presented by the Council of Ministers;

Hereby promulgate the following law:

Article 1

In accordance with the provisions of Article No. [68](#) of the Commercial Companies Law, referred to above, a shareholding company shall be established and called "Qatar Ports Management Company" and it shall be a Qatari Shareholding Company. Its head office shall be in the city of Doha and it may establish branches, offices or agencies inside or outside Qatar. The Company shall be registered in the Commercial Register and be committed to the provisions of this law and its statute.

Article 2

The duration of the company shall be fifty (50) Gregorian years, starting from the date of this law coming into force, and it may be extended in accordance with the articles of association of the company.

Article 3

The company shall be granted an exclusive concession right for a period of fifteen (15) years starting from the issuance date of this law, during which the company shall be the only entity permitted to manage the ports as stated in its purposes in this law and its articles of association. The company shall pay the government an annual fee for this concession equivalent to twenty-five (25) percent of the net profit of the company. Such fee shall include licensing fees and any other fees for ports management and services. The company shall be exempted from paying the fee for a period of three (3) years, starting from the first day of January 2010. However, if the government

revokes the right or amends its conditions, the company's obligation to pay the annual fee shall be forfeited from the date of revocation or amendment.

Article 4

The purposes of the company shall be to manage the ports, docks, dry ports and container terminals; to do guidance work, towing and moorings; to operate shipping, discharging, handling and storing of goods and containers; and to improve and develop the implementation of these services according to the best standards of quality in the management of ports and as indicated in the articles of association of the company.

Article 5

The capital of the company shall be determined by the net asset value of the Customs and Ports General Authority related to the management of the ports on the day preceding the date of this law coming into force, after validation of the assessment of this value, in accordance with the provisions of the [Commercial Companies Law](#) referred to above.

The capital of the company shall be divided into ordinary shares and the value of a nominal share shall be ten (10) Qatari Riyals wholly owned by the government of the State of Qatar, and one special share with a nominal value of ten (10) Qatari Riyals wholly owned by the government of the State of Qatar.

Article 6

Subject to the provisions of the preceding Article and starting from the date of this law coming into force, all assets and liabilities of the Customs and Ports General Authority related to the management of the ports shall be transferred to the company.

Article 7

The Company shall incur from the profits of 2010 all expenses necessary for its establishment procedures and the transfer of the assets and liabilities stated in the preceding Article.

Article 8

The Prime Minister, by a decision, shall appoint a manager of the company until the completion procedures of its registration and the appointment of its Board of Directors.

1. The manager of the company shall, during this period, be vested with all the necessary authority of the Board of Directors stated in the articles of association of the company.

Article 9

The employees of the management of customs and seaports who are specialists in the management of ports at the Customs and Ports General Authority shall continue in their employment with the Company, and at their current status, salaries, allowances and other benefits, until the company is managed by its Board of Directors, which shall make the appropriate decision regarding any matters relating to the employment of current employees.

Article 10

Any provision of [Decree Law No.17 of 2001](#), referred to above, and any other provision that conflicts with the provisions of this law, shall be annulled.

Article 11

The current regulations and decisions related to the management of ports shall continue in force until the company issues its internal regulations which do not conflict with the provisions of this law and the articles of association of the company.

Article 12

All concerned authorities, each within its jurisdiction, shall implement this law which shall come into effect from the date of its publication in the *Official Gazette*.

Deputy Emir of the State of Qatar
Tamim Bin Hamad Al-thani
