

Few Highlights on Defense Forces

Description

By Mahlet Mesganaw, Partner at DMLF



The FDRE Defense Force Proclamation No 1286/2023 (the Proclamation), done as of September 19, 2023, repealed Defense Force Proclamation Nos. 1100/2019 and 1232/2021, for the purpose of consolidating laws on retirement age, rights, benefits and incentives for defense forces, national recall and medals and certification.

The Proclamation embodies seven parts and 87 articles.

The FDRE Defense Force is organized to fight in 5 domains namely on land, air, naval, cyber and space. The mission includes to defend the sovereignty of the nation, the **constitution and constitutional system against any threats and attacks by foreign invaders as well as internal anti-peace elements**

. The defense forces have also the obligation to defend and protect the lives of the people, public and governmental institutions and developmental infrastructures from man made and natural disasters.

Depending on the rank from private to field marshal, the retirement age ranges from 45-60 years. There is a possibility of extension for further two years twice, with the possibility of unlimited extension for field marshals.

When the sovereignty and integrity of the nation is threatened, any member of the defense forces who has been discharged honorably may be recalled to return to active duty.

Any assignment to a military position or promotion to a higher military rank shall be on the basis of **competitiveness and merit**. Promotion shall ensure equitable representation of all the nations, nationalities and peoples and women.

The Proclamation has established military justice organs. These are the military police, the military investigators, the military prosecutors, military courts, military defense council and military prisons. On Article 42, the Federal Supreme Court is granted power of cassation over any final decision of the military court which contains basic errors of law.

There are medals and certificates awarded to those members of the defense forces for outstanding heroism. Amongst the medals, the **Distinguished Medal of the Black Lion and the Medal of the Victory of Adwa** are the highest awards given by the government.

Finally the Ethiopian Army Day shall be celebrated annually on **October 25** as a National holiday.

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By Geda Yoseph, Associate at DMLF Introduction In recent years, Ethiopia has undergone several reforms in different sectors; among these, transport and logistics. The State has taken several reforms for the effective utilization of its resources, mainly by focusing on renewable energy and the introduction of electric vehicles. In order to achieve this plan, the...

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and Retail Trade for Foreign Investors

By Mahlet Mesganaw, Partner at DMLF Introduction The Ethiopian Investment Board by Directive Number 1001/2024, issued the “Directive to Regulate Foreign Investors’ Participation in Restricted Export, Import, Wholesale and Retail Trade Investments”(the Directive). The Directive shall come into force as of the date when it is posted on the web pages of the Ministry of...

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Income Generating Business Activities for Civil Society Organizations

By Dagnachew Tesfaye, Managing Partner at DMLF The Ethiopian Civil Society Organization Proclamation Number 1113/2019(the Proclamation), done as of March 12,2019, is enacted to regulate civil society organization. This Proclamation has allowed civil society organizations to engage in income generating business activities. To regulate in detail the business engagement of civil society organizations, the Authority...

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By Geda Yoseph, Associate at DMLF Introduction The Federal Supreme Court Cassation Division on Cassation on File No. 185895 dated 24/02/2021, passed a binding decision as to whether an agreement on property of the man and woman made during an irregular union that lasted more than three years is required to be presented to court...

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By Geda Yoseph, Associate at DMLF Irregular union is a relationship that is similar to marriage but actually it is not a marriage. Irregular union also produces legal effects. Ethiopian Federal Family Law recognizes the existence of irregular unions and as a result attached some legal consequences to the union. Some of these effects are...

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Arbitration: Settlement of Dispute of Marriage

By Mahlet Mesganaw, Partner at DMLF The Revised Family Code Proclamation No 213/2000 incorporates provisions of settlement of disputes through arbitration for disputes of marriage. One form of arbitration is an attempt to reconcile issues of divorce of the spouses. The arbitrators attempt to persuade the spouses to renounce their petition of divorce. The next...

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