

# decrees and orders

## MINISTRY OF NATIONAL DEFENSE

### By Presidential Decree No. 2018-63 of June 22, 2018.

Colonel-Major Médecin Mostpha Ferjani is promoted to the rank of Brigadier General Médecin, effective June 24, 2018.

### Order of the Minister of National Defense of June 22, 2018, supplementing the order of July 9, 2005, establishing the list of administrative forms specific to the Ministry of National Defense.

The Minister of National Defense,

Having regard to the Constitution, and in particular Article 94 thereof,

Having regard to Decree No. 75-671 of September 25, 1975, establishing the powers of the Minister of National Defense,

Having regard to Decree No. 79-735 of August 22, 1979, on the organization of the Ministry of National Defense, together with the texts that have amended or supplemented it, in particular Government Decree No. 2016-908 of July 22, 2016,

Having regard to Decree No. 94-1692 of August 8, 1994, on administrative forms, as supplemented by Decree No. 2006-2967 of November 13, 2006, and in particular its Article 15,

Having regard to Presidential Decree No. 2016-107 of August 27, 2016, appointing the head of government and its members,

Having regard to Presidential Decree No. 2017-124 of September 12, 2017, appointing members of the government,

Having regard to the Order of the Minister of National Defense of July 9, 2005, establishing the list of administrative forms specific to the Ministry of National Defense, together with the texts that have amended or supplemented it, and in particular the Order of December 17, 2010,

Having regard to the opinion of the National Commission for Administrative Forms.

Decrees:

Article 1 - The following administrative form is added to the list of administrative forms specific to the Ministry of National Defense, established by the aforementioned order of July 9, 2005:

| Sector                       | Designation                  | Registration<br>Registration |
|------------------------------|------------------------------|------------------------------|
| Training<br>2- Army training | Military driver's<br>license | 05-52.01-18                  |

Art. 2 - This decree shall be published in the Official Journal of the Republic of Tunisia.

Tunis, June 22, 2018.

*The Minister of National Defense*  
**Abdelkarim Zbidi**

*Having regard*  
*The Head of Government*  
**Youssef Chahed**

## MINISTRY OF FINANCE

### Government Decree No. 2018-579 of June 22, 2018, relating to the issuance of Islamic sukuks for the benefit of private sector institutions.

The Head of Government,

On the recommendation of the Minister of Finance, Having regard to the Constitution,

Having regard to Law No. 94-117 of November 14, 1994, on the reorganization of the financial market, as amended and supplemented by subsequent texts, the latest of which is Law No. 2009-64 of August 12, 2009, promulgating the code for the provision of financial services to non-residents,

Having regard to Law No. 2000-35 of March 21, 2000, on the dematerialization of securities,

Having regard to the Commercial Companies Code promulgated by Law No. 2000-93 of November 3, 2000, as amended and supplemented by subsequent texts, the latest of which is Law No. 2009-16 of March 16, 2009,

Having regard to Law No. 2013-30 of July 30, 2013, on Islamic Sukuk, and in particular Article 5 thereof,

Having regard to Decree No. 75-316 of May 30, 1975, establishing the powers of the Ministry of Finance,

Having regard to Presidential Decree No. 2016-107 of August 27, 2016, appointing the head of government and its members,

Having regard to Presidential Decree No. 2017-124 of September 12, 2017, appointing the members of the government,

Having regard to the opinion of the Minister of Justice, Having regard to the opinion of the Administrative Court,

Having regard to the opinion of the Central Bank of Tunisia, Having regard to the opinion of the Financial Market Council.

Issues the following government decree:

Article 1 - Sukuks are issued to public limited companies with a minimum paid-up capital of one million dinars, which have been in existence for three years and have prepared certified financial statements for the last two financial years.

These companies must, in the event of a public offering to issue sukuks, comply with the provisions of Chapter II of Title I of Law No. 94-117 of November 14, 1994, referred to above, and the

regulations of the Financial Market Council in this regard.

If a public offering is not used for the issuance of sukuks, the managers of the issuing companies must inform the Financial Market Council seven days before the opening date of the

subscriptions for the aforementioned sukuks of the following:

- the amount of the issue,
- the number of subscribers,
- the sukuk issuance agreement(s),
- the names of the members of the Sharia committee.

Art. 2 - Subject to the conditions required in accordance with the legislation and regulations in force, the certificates issued to subscribers of sukuks shall include at least the following information:

- the corporate name of the issuing company, its legal form, its registered office, and its registration number in the commercial register,
- the amount of its capital,

- the sukuk mutual fund management company and its registered office, where applicable,
- the amount of the issue,
- the nominal value of the sukuk,
- the result of the valuation report on the assets of the sukuk mutual fund,
- the opening and closing dates for subscription to the sukuks and the rules governing cases of incomplete coverage of the rate specified in the issue prospectus,
- the sukuk issue agreement(s),
- the identification of the Sharia committee that approved the issue,
- the terms and characteristics of the estimated rate of return and payment deadlines,
- the terms and conditions and deadlines for the maturity of the sukuks, including the repurchase of the sukuks by the issuing company,
- where applicable, the guarantees linked to the sukuks.

Art. 3 - The Minister of Finance is responsible for the implementation of this government decree, which will be published in the Official Journal of the Republic of Tunisia.

Tunis, June 22, 2018.

*The Head of Government*

*For Counter-signature*  
*The Minister of Finance*  
**Mouhamed Ridha**  
**Chalghoum**

**Youssef Chahed**

**By Government Decree No. 2018-580 of June 22, 2018.**

Ms. Saida Metiti, wife of Mr. Somrani, Public Services Advisor, is responsible for the duties of Director General of Tax and Financial Benefits at the Ministry of Finance.

**By order of the Minister of Finance dated June 20, 2018.**

The heads of regional tax control centers under the external services of the Directorate General of Taxes at the Ministry of Finance are appointed in accordance with the following specifications:

| First and last name | Appointment references | Appointing center | Date of appointment |
|---------------------|------------------------|-------------------|---------------------|
|---------------------|------------------------|-------------------|---------------------|

|                      |                                       |   |                  |
|----------------------|---------------------------------------|---|------------------|
| Samir Messadi        | Decree No. 2018-313 of March 26, 2018 | Regional Tax Control Center<br>of Bizerte | October 12, 2017 |
| Noureddine Bouguerba | Decree No. 2018-313 of March 26, 2018 | Tunis Regional Tax Control<br>Center 3    | October 6, 2017  |