

FLASH NEWS



OIL CONCESSIONAIRES



Areas of Interest:
- **Energy and Natural Resources**

13/AUG/24

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Ministerial Diploma no. 55/2024, of 5 July ("Diploma"), approved the guidance mechanisms for the obligations to contract goods and provide services, employment programs, training programs, association with nationals and right of preference, conduct adjustment and respective reports, applicable to oil concessionaires.

The Decree imposes the following essential obligations on concessionaires:

- **Ensure jobs/employment program:** compliance with the minimum hiring of national natural persons, according to the level of competence and specialty of the position: (i) senior positions - 25%; (ii) skilled technical positions - 85%; and (iii) total positions - the maximum quota of foreigners provided for in the law in general, or in investment projects approved by the government.
- **Guarantee training programs:** grant training scholarships, i.e. financial aid for students.
- **Association with nationals and preferential rights:** ensuring the participation of national suppliers in the contracting of goods and services, e.g., consortium, subcontracting, association in participation, among others.
- **Adjustment of behaviour:** the possibility of replacing a sanction resulting from non-compliance with obligations, or establishing new obligations to be fulfilled, by means of an agreement between the Concessionaire and MIREME, at the later's request, within thirty days of receiving the notification.
- **Report on employment, training and contracting of national goods and services:** ensure that the concessionaire sends the report to the INP on a quarterly basis.

A final important note: concessionaires are obliged to prove compliance with the provisions of this Decree-Law for each concession contract entered into.



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Practice Areas:
- **Energy and Natural Resources**
- **Banking and Finance**
- **Litigation and Arbitration**

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