
Law N°. 8/2023, 9 of June

Establishes the legal regime, bases, and general principles applicable to the realization of private investments in the Republic of Mozambique and eligible for the enjoyment of fiscal and non-tax guarantees and incentives.

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The new Investment Law (hereinafter referred to as the “New Investment Law”) was published, which repeals Law No. 3/93, of 24 June, with the aim of adjusting it to the current context and dynamic of investments made in the country, with a view to improving the investment and business environment in Mozambique.

We are particularly interested in pointing out the following innovations and/or changes brought about by the New Investment Law:

- It is foreseen in a special way the duty of investors or projects, to ensure the creation of social, cultural and health responsibility policies, as well as policies that promote the protection of the environment, constituting factors of valorization of the mentioned projects.
- Categorization of Investment Regimes into (i) Projects subject to mere registration and (ii) Projects subject to authorization, having as a framework criterion, among others, their characterization as large-scale projects, the economic, environmental, security implications or public health associated with their implementation.
- Enshrinement of a sanctioning regime that, depending on the seriousness of the infraction, the fault, the economic situation of the investor and the economic benefit withdrawn, may result in a written warning, loss of the right to tax incentives and other facilities, as well as the revocation of authorization or cancellation of definitive registration.

The New Investment Law comes into force on September 7, 2023, and its regulation must be approved by the Council of Ministers within 120 days after its publication.