



 DECREE No. 2010/0245/PM OF 26 FEB 2010
to lay down conditions for the exercise of some powers transferred by the
State to councils relating to culture

THE PRIME MINISTER, HEAD OF GOVERNMENT

- Mindful of the Constitution;
- Mindful of Law No. 2000/011 of 19 December 2000 on copyrights and related laws;
- Mindful of Law No. 2004/017 of 22 July 2004 on the orientation of decentralization;
- Mindful of Law No. 2004/018 of 22 July 2004 to lay down rules applicable to councils;
- Mindful of Law No. 2009/011 of 10 July 2009 to lay down the financial regime of the Regional and Local Authorities;
- Mindful of Law No. 2008/018 of 15 December 2009 to lay down the Finance Law of the Republic of Cameroon for the 2010 financial year;
- Mindful of Decree No. 92/089 of 04 May 1992 to define the duties of the Prime Minister, as amended and supplemented by Decree No.95/145-bis of 4 August 1995;
- Mindful of Decree No. 2004/320 of 8 December 2004 to organize the Government, as amended and supplemented by Decree No.2007/268 of 7 September 2007;
- Mindful of Decree No. 98/003 of 08 January 1998 to organize the Ministry of Culture;
- Mindful of Decree No. 2008/013 of 17 January 2008 to lay down the organization and functioning of the National Decentralization Council;

Mindful of Decree No. 2008/014 of 17 January 2008 to lay down the organization and functioning of the Inter-Ministerial Committee for Local Services;

Mindful of Decree No. 2009/222 of 30 June 2009 to appoint a Prime Minister, Head of Government,

HEREBY DECREES AS FOLLOWS:

CHAPTER I

GENERAL PROVISIONS:

1. - This decree lays down the conditions for the exercise by councils, as from the 2010 financial year, of the following powers transferred by the State relating to Culture:

- local organization of cultural days ;
- support to cultural associations.

2. – Councils shall exercise the powers transferred by the State relating to the local organization of cultural days and support to cultural associations, without prejudice to the following State responsibilities and prerogatives:

- design, implementation and evaluation of the national policy on cultural promotion and development, as well as national integration;
- organization of national cultural days ;
- definition of global objectives and guidelines, as well as national programmes for cultural promotion and development.

3. - (1) The powers transferred by the State relating to the local organization of cultural days and support to cultural associations shall be exercised by the councils within the strict respect of the laws and regulations in force.

(2) The execution of the related expenses shall respect the provisions of the Public Contracts Code.

CHAPTER II

ON THE LOCAL ORGANIZATION OF CULTURAL DAYS

4. - (1) The council shall organize cultural days within the limits of its jurisdiction.

(2) The conditions for organizing such days shall be defined during a deliberation session of the municipal council.

5. - Cultural days organized by the council shall be periodic events that will help to:

- promote cultural stakeholders and their various works;
- Promote experience sharing and mutual discoveries, and consolidate national unity;
- contribute to the development of local cultures and traditions.

CHAPTER III

ON THE SUPPORT TO CULTURAL ASSOCIATIONS

6. – The council shall support cultural associations as part of the events they organize within council’s territory, by:

- developing and providing cultural associations with infrastructure and areas for housing their productions and services;
- providing equipment, materials and funds to these associations.

CHAPTER IV

ON THE TRANSFER OF RESOURCES

7. – The transfer by the State of powers relating to the local organization of cultural days and support to cultural associations shall be accompanied by the

concomitant transfer of resources necessary for their normal exercise by the councils.

8. - The Finance law of the State shall, each year, provide for the resources necessary for the exercise of the powers transferred to councils relating to the local organization of cultural days and support to cultural associations.

9. – Besides the resources transferred by the State, the council may benefit from the support of partners for the exercise of the powers transferred relating to the local organization of cultural days and support to cultural associations.

10. – (1) The financial resources transferred by the State shall exclusively be reserved for the exercise of the corresponding powers.

(2) These resources shall be recorded in the council budget.

(3) Their management shall respect the budgetary and accounting principles in force.

CHAPTER V

MISCELLANEOUS AND FINAL PROVISIONS

11. - The State shall monitor, control and evaluate the exercise of the powers transferred to councils relating to the local organization of cultural days and support to cultural associations.

12. – (1) The council and the competent deconcentrated services of the State shall prepare a six monthly report on the state of implementation of the powers transferred relating to the local organization of cultural days and support to cultural associations.

(2) This report shall be addressed to the Minister in-charge of Decentralization and the Minister in charge of Culture.

13. –The Minister in-charge of Decentralization and the Minister in-charge of Culture shall, each in its own sphere, be charged with the implementation of this Decree which shall be registered, published according to the procedure of urgency and inserted in the Official Gazette in English and French./ -

Yaounde, 26 February 2010

YANG Philemon
PRIME MINISTER,
HEAD OF GOVERNMENT