

| OVERVIEW OF ARBITRATION LEGISLATION IN AFRICA | | | | | | |
|---|----------------|------------------------------|--|--|---------------------------------|------------------|
| | Region | Country | Principal Arbitration Legislation | Supplementary Legislation | UNCITRAL Model Law Jurisdiction | Party to the NYC |
| 1. | Central Africa | Central African Republic | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 2. | Central Africa | Democratic Republic of Congo | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | <ul style="list-style-type: none"> Titre V du Décret du 7 mars 1960 portant code de procédure civile [<i>Title V of the Decree of 7 March 1960 on the Code of Civil Procedure</i>] | No | Yes |
| 3. | Central Africa | Congo, Republic of the Congo | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | <ul style="list-style-type: none"> Loi No. 51-83 du 21 Avril 1983 Portant Code de Procédure Civile, Commerciale, Administrative et Financière. [<i>Law No. 51-83, of 21 April 1983</i>] | No | No |
| 4. | Central Africa | Equatorial Guinea | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | | No | No |
| 5. | Central Africa | Gabon | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March (in effect 11 June 1999) | | No | Yes |
| 6. | East Africa | Burundi | Loi n°1/010 du 13 mai 2004 portant Code de Procédure Civile (Articles 337- 370) (in effect 13 May 2004) | | No | Yes |
| 7. | East Africa | Djibouti | <ul style="list-style-type: none"> Loi no. 79/AN/84/1re L portent 'Code djiboutien' de l'arbitrage International. [<i>Code of International Arbitration, Law No. 79/AN/84 of 13 February, 1984.</i>] Official Bulletin no 5584 of Thursday December 6, 2007 | | No | Yes |
| 8. | East Africa | Eritrea | <ul style="list-style-type: none"> The 1960 Civil Code of the Empire of Ethiopia as amended by the Eritrean Government on 15 September 1991 (Articles 3325-3346) 1965 Civil Procedure Code of the Empire of Ethiopia as amended by the Eritrean Government on 15 September 1991 (Articles 111-121, 315-319 and Articles 350-357) | | No | No |

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| 9. | East Africa | Ethiopia | <ul style="list-style-type: none"> ▪ The Civil Code of the Empire of Ethiopia of 1960, Proclamation No. 165 of 1960 (in effect 11 September 1960) The Civil Code provides for arbitration in Chapter 2 of Title XX at Articles 3325–3346. ▪ The Civil Procedure Code of the Empire of Ethiopia of 1965, Decree No. 52 of 1965 (in effect 8 October 1965) also contains provisions on arbitration in Book IV, as one form of special procedures recognized under the CPC (see Articles 315–319 of Chapter 4 of Book IV). | <ul style="list-style-type: none"> ▪ Book VI of the Code on Execution Decrees has a special section (Chapter 2), devoted to 'Execution of Foreign Judgments and Awards'. Article 461 of Chapter 2 deals with conditions for the enforcement of arbitral awards. ▪ Book V of the CPC 'Appeal from and Setting Aside of Arbitral Award' (Articles 350–357 of Chapter 2) | No | No |
| 10. | East Africa | Kenya | <ul style="list-style-type: none"> ▪ Arbitration Act No.4 of 1995 (in effect 2 January 1996) ▪ The Arbitration (Amendment) Act No. 11 of 2009 | | Yes | Yes |
| 11. | East Africa | Rwanda | Law No. 005/2008 of 14/02/2008 on Arbitration and Conciliation in Commercial Matters | <ul style="list-style-type: none"> ▪ Law No. 51/2010 of 10 January 2010 (Published in the Official Gazette No. 09 <i>bis</i> of 20 February 2011) ▪ Ministerial Order No. 16/12 of 15 May 2012 as published in the Official Gazette No. 22 <i>bis</i> of 28 May 2012 ▪ Loi No. 18/2004 Portant Code de Procédure Civile, Commerciale, Sociale et Administrative. Titre VIII. de l'Arbitrage. Articles 365-398. [<i>Law No. 18/2004 of 20 June 2004. Title VIII of Arbitration</i>] | Yes | Yes |
| 12. | East Africa | Somalia | Somali Civil Procedure Code, Law No. 19 of 27 July 1974, Book III, Title III, Provisions 265 to 232 and 317 to 332 (in effect 21 October 1974) | | No | No |
| 13. | East Africa | South Sudan | The Civil Procedure Act | | No | No |
| 14. | East Africa | Sudan | The Arbitration Act, 2005 (Law No. 15, 2005) (in effect 25 June 2005) | | No | No |

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| 15. | East Africa | Tanzania | <ul style="list-style-type: none"> ▪ The Arbitration Act, Cap 15 R.E. 2002 (in effect 22 May 1931) ▪ The Civil Procedure Code (Cap 33 Revised Edition 2002) (CPC) | The Arbitration Rules (Section 20), Cap 15 R.E. 2002 (in effect 1957) | No | Yes |
| 16. | East Africa | Uganda | The Arbitration and Conciliation Act, Chapter 4, Laws of Uganda (2000) (in effect from 19 May 2000, as amended by the Arbitration and Conciliation (Amendment) Act, No. 3 of 2008 ('ACA'). | Various references to the Act in over thirty national statutes | Yes | Yes |
| 17. | North Africa | Algeria | Act No. 08-09 of 25 February 2008, Code of Civil and Administrative Procedure (in effect 23 April 2008) | | No | Yes |
| 18. | North Africa | Egypt | <ul style="list-style-type: none"> ▪ Law No. 27/1994 promulgating the Law concerning Arbitration in Civil and Commercial Matters (in effect 22 May 1994) Amendments to said Law: ▪ Law No. 9/1997 of 13 May 1997 ▪ Law No. 8/2000 of 4 April 2000. | <ul style="list-style-type: none"> ▪ Ministerial Decree No. 8310/2008, 6570/2009 and 9739/2011 regarding the deposit of arbitral awards (in effect 7 October 2008) ▪ Law No. 13 of 1968 promulgating the Code of Civil and Commercial Procedure (the 'CCCP') (in effect 9 May 1968) | Yes | Yes |
| 19. | North Africa | Libya | Chapter IV of the Code of Civil Procedure (Articles 739 to 777), in effect 28 November 1953 | <ul style="list-style-type: none"> ▪ Law No. 1955-25 of 21 April 1955 (petroleum disputes) ▪ Law No. 1970-76 (public administration disputes) ▪ Law No. 2010-4 dated 28 January 2010 (mediation) | No | No |
| 20. | North Africa | Islamic Republic of Mauritania | Code of Arbitration No. 2000-06 | | No | Yes |
| 21. | North Africa | Morocco | Dahir no. 1-07-169 du 19 kaada 1428 (30 novembre 2007) portent promulgation de la loi no. 08-05 abrogeant et remplaçant le chapitre VIII du titre V du code de procédure civile. [Dahir No. 1-07-169 of 30 November 2007, Law No. 08-05 (in effect 6 December 2007)] | | No | Yes |

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| 22. | North Africa | Tunisia | Code de l'arbitrage [Arbitration Code, brought into effect by Law 93-42 of 26 April 1993, in force 27 October 1993.] | | | Yes |
| 23. | Southern Africa | Angola | Lei 16/03 de 25 de julho de 2003 de arbitragem voluntária [Voluntary Arbitration Law (Law No 16/2003 dated 25th July 2003)] | <ul style="list-style-type: none"> ▪ Institutional Arbitration Decree (Decree no. 4/06, of 27 February) (in effect 27 February 2006) ▪ Private Investment Framework Law No. 11/2003 (in effect 13 May 2003) ▪ The Petroleum Activities Law No. 10/2004 of 12 November 2004. ▪ Capital Markets Law No. 12/2005 (in effect 23 September 2005) ▪ Public Contracts Law No. 20/10, of 7 September 2010 (in effect 7 December 2010) | No | No |
| 24. | Southern Africa | Botswana | The Arbitration Act (Chapter 06:01, 1959 (in effect 27 November 1959) | <ul style="list-style-type: none"> ▪ Recognition and Enforcement of Foreign Arbitral Awards Act, Act 49 of 1971 (in effect 31 December 1971) | No | Yes |
| 25. | Southern Africa | Comoros | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 26. | Southern Africa | Lesotho | Arbitration Act 12 of 1980 | | No | Yes |
| 27. | Southern Africa | Madagascar | <ul style="list-style-type: none"> ▪ Code de procédure civile, Livre quatrième: de l'arbitrage (Loi 98-019 du 11 Novembre 1998) <p>(Arbitration Act No. 98-019 of 02 December 1998, effective 26 April 1999. Amended by the law No. 2001-022 of 4 September 2003.)</p> | | Yes | Yes |
| 28. | Southern Africa | Malawi | <ul style="list-style-type: none"> ▪ Arbitration Act (Chapter 6:03) of 1967. | <ul style="list-style-type: none"> ▪ The British and Commonwealth Judgments Act (Cap 14, Laws of Nyasaland, as read with Section 200 of the | No | No |

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| | | | | Constitution of the Republic of Malawi) | | |
| 29. | Southern Africa | Mauritius | <ul style="list-style-type: none"> ▪ International Arbitration Act 2008 (Act No. 37 of 2008), effective 1 January 2009 and amended in 2013; ▪ The Third Book of the Second Part (Arts. 1003–1028) of the <i>Code de Procédure Civile</i> ('CPC') (in effect 8 April 1981) | <ul style="list-style-type: none"> (i) The Supreme Court (International Arbitration Claims) Rules 2013 (ii) The Convention on the Recognition and Enforcement of Foreign Arbitral Awards Act 2001 (as amended in 2013); | Yes | Yes |
| 30. | Southern Africa | Mozambique | Lei no. 11/99 Rege a Arbitragem, a Conciliação e a Mediação como meios alternativos de resolução de conflitos. [<i>Law on Arbitration, Conciliation and Mediation (LACM), Law No. 11/99, of 8 July 1999 (in effect 12 July 1999)</i>] | | No | Yes |
| 31. | Southern Africa | Namibia | Arbitration Act 42 of 1965 (of South Africa) | Labor Act No. 11 of 2007, effective 2008, Part C 'Arbitration of Disputes'. | No | No |
| 32. | Southern Africa | The Seychelles, | Commercial Code Act, Chapter 38, 1 January 1977, Arts. 110-150. | Code of Civil Procedure, Chapter 213, in force from 15 April 1920, as amended, Arts 205-207. | No | No |
| 33. | Southern Africa | South Africa | Arbitration Act No. 42 of 1965 (in effect 14 April 1965) | <ul style="list-style-type: none"> ▪ Recognition and Enforcement of Foreign Arbitral Awards Act No. 40 of 1977 (in effect 13 April 1977) ▪ Protection of Businesses Act 99 of 1978 (in effect 4 August 1978) as amended | No | Yes |
| 34. | Southern Africa | Swaziland | Arbitration Act 24/1904 (Date of commencement 28 July, 1904) | Industrial Relations Act 2000 (Section 62 which establishes the Conciliation, Mediation and Arbitration Commission) | | No |
| 35. | Southern Africa | Zambia | Arbitration Act, Government of Zambia Act No. 19 of 2000, enacted 20 December 2000. | | Yes | Yes |
| 36. | Southern Africa | Zimbabwe | Arbitration Act No. 6 of 1996, in force 13 September 1996. | | Yes | Yes |
| 37. | West Africa | Benin | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | | No | Yes |

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| 38. | West Africa | Burkina Faso | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 39. | West Africa | Cameroon | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | <ul style="list-style-type: none"> Rules of Arbitration of the Common Court of Justice and Arbitration (in effect 11 March 1999) | Partially | Yes |
| 40. | West Africa | Cape Verde | Arbitration Law No. 76/VI/2005, of 16 August 2005. | <ul style="list-style-type: none"> Law No. 89/IV/93 of 13 December 1993 Decree-Law No. 35/2010 of 6 September 2010 Decree No. 8/2005 of 10 October 2005 | No | No |
| 41. | West Africa | Chad | OHADA Uniform Act on Arbitration of 11 March 1999 (in effect 11 June 1999) | | No | No |
| 42. | West Africa | Gambia | The 2005 Alternative Dispute Resolution Act, Chapter 6:08, Laws of the Republic of Gambia, Volume 2, in effect from 29 July 2005 | | No | No |
| 43. | West Africa | Ghana | Alternative Dispute Resolution Act, 2010 Act 798 (in effect 31 May 2010) | | Partially | Yes |
| 44. | West Africa | Guinea | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 | | | Yes |
| 45. | West Africa | Guinea-Bissau | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | <ul style="list-style-type: none"> Law No. 19/2000 of 8 October 2010 | No | No |
| 46. | West Africa | Ivory Coast | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 47. | West Africa | Liberia | Liberia Commercial Code Title 7 Ch 7(2010) | | | Yes |
| 48. | West Africa | Mali | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 49. | West Africa | Niger | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March (in effect 11 June 1999) | <ul style="list-style-type: none"> Lagos State Arbitration Law of 2001 Lagos Court of Arbitration Law of 2009 | No | Yes |
| 50. | West Africa | Nigeria | Arbitration and Conciliation Act, Chapter A18 Laws of the | State legislation | Yes | Yes |

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| | | | Federation 2004 of 14 March 1988. | | | |
| 51. | West Africa | Sao Tome and Principe | Arbitration Law, Law no. 9/2006 of 6 November 2006. | | No | Yes |
| 52. | West Africa | Senegal | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | | No | Yes |
| 53. | West Africa | Sierra Leone | Arbitration Act, Chapter 25 of the Laws of Sierra Leone 1960 (Cap 25) | | No | No |
| 54. | West Africa | Togo | OHADA Uniform Act on Arbitration ('UAA'), enacted on 11 March 1999 (in effect 11 June 1999) | | No | No |