

[DRAFT]

**Private Sector Development Project  
Government of Lesotho  
Reform of Laws for Industrial and Trade Licensing  
Inception Report**

Consultant: Omar Garcia-Bolivar

Date: 8/14/2006

**Proposed work plan**

Activity	Month																							
	7				8				9				10				11				12			
	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4
Inception report																								
Comments on Inception report																								
Arrangements for fieldwork																								
Fieldwork																								
Preparation of draft law																								
Draft Law																								
Exchange of comments on draft Law																								
Preparation of the workshop																								
Workshop																								
Revised Draft																								

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1. The inception report will be sent before the fieldwork trip and after discussion with the Working Group chairman. The report will state how the scope of work will be accomplished.
2. The fieldwork will take place during the first two weeks of September. The first day of the fieldwork will be spent meeting with the Working Group Chairman and with the Working Group at large. During the fieldwork the consultant will hold discussions with the private and public sector stakeholders. Among others, the consultant will meet with representatives from:
  - Ministry of Trade and Industry, Cooperatives and Marketing,
  - the Registrar of Companies,
  - the Basotho Enterprise Development Corporation (BEDCO)
  - the Lesotho National Development Corporation (LNDC).
  - the Lesotho Highlands Fund for Community Development (LHFCD),
  - the Central Bank of Lesotho, (CBL)
  - the Lesotho Highlands Development Authority.
  - the Mineworkers Development Agency [MDA],
  - the Lesotho Manufacturers Association [LMA],
  - the Lesotho Chamber of Commerce and Industry [LCCI], and
  - the Lesotho Council of NGOs [LCN])
  - department of legal drafting of the Ministry of Law, Constitutional and Parliamentary Affairs (MLCPA).

The consultant will also meet with the local experts on company law and will hold communications with the international consultant on registries.

The consultant will have reviewed the following documents:

- existing licensing laws and regulations,
- the "Kumar draft" of the Company Law,
- the WB/FIAS report on Business Registration and Licensing Reform,
- the draft FDI law and comments on that draft,
- the draft SME bill and comments on that draft,
- Industry License Act of 1969,
- Pioneer Industries Encouraging Act,
- Trading Enterprises Order of 1993 and
- Trading Enterprises Regulations of 1999, and
- other such reports as the Working Group deems relevant.

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While in Washington DC, the consultant will maintain close communication with:

- the Working Group Chairman,
  - the local consultants,
  - the international consultant on registries,
  - the FIAS staff responsible for the FIAS report and
  - the World Bank officers responsible for monitoring projects in Lesotho.
3. Upon completion of the fieldwork, the consultant should submit to the client and the World Bank a brief report on his findings and conclusions.
  4. Within four weeks of completion of the fieldwork, the consultant should submit to the client and the World Bank/FIAS a revised draft Licensing Law along with a commentary on the law. It is estimated to occur during the second week of October.
  5. Following exchange of comments on the draft Law and the commentary, the client will schedule a workshop in Maseru, Lesotho, to which all relevant stakeholders from the public and private sectors will be invited. The objective of the workshop will be to discuss the reports and recommendations of the legal consultant and this consultancy. The consultant will be expected to facilitate the workshop, to make a PowerPoint presentation of his findings and to participate in the discussions. It is estimated to occur during the second week of November.
  6. Within twenty days of the conclusion of the workshop, the consultant will be expected to submit to the client and the World Bank a revised draft Law. It is expected to occur during the first week of December.