

REPUBULIKA Y'U RWANDA



MINISITERI Y'UBUTABERA  
B.P. 160 KIGALI

## ITANGAZO

MINISITIRI W'UBUTABERA/INTUMWA NKURU YA LETA, ASHINGIYE KU NGINGO YA 261 Y'ITEGEKO N° 22/2018 RYO KUWA 29/04/2018 RYEREKEYE IMIBURANISHIRIZE Y'IMANZA Z'IMBONEZAMUBANO, IZ'UBUCURUZI, IZ'UMURIMO N'IZ'UBUTEGETSI;

ARAMENYESHA ABANTU BOSE N'ABAHESHA B'INKIKO BY'UMWIHARIKO, KO MU GIHE CY'IRANGIZWA RY'URUBANZA UMUHESHA W'INKIKO AZAJYA ASHYIRA UBWISHYU KURI KONTI YAMENYESHEJWE N'UBEREWEMO UMWENDA, ITABONEKA AGASHYIRA UBWO BWISHYU KURI KONTI IFITE N° 00040 06965754 29/ RWF IRI MURI BANKI YA KIGALI (BK) YANDITSE KURI KONTI "MINIJUST-AUCTION FUNDS" ICUNGWA NA MINISITERI Y'UBUTABERA.

ABAHESHA B'INKIKO BARASABWA KANDI KUBAHIRIZA AMABWIRIZA ABONEKA KU MBUGA ZIKURIKIRA:

- URW'URUKIKO RW'IKIRENGA: [www.judiciary.gov.rw](http://www.judiciary.gov.rw) ;
- MINISITERI Y'UBUTABERA: [www.minijust.gov.rw](http://www.minijust.gov.rw) ;
- MINISITERI Y'UBUTEGETSI BW'IGIHUGU: [www.minaloc.gov.rw](http://www.minaloc.gov.rw) ;
- URUGAGA RW'ABAVOKA: [www.rwandabar.org.rw](http://www.rwandabar.org.rw) ;
- URUGAGA RW'ABAHESHA B'INKIKO B'UMWUGA: [www.pba-co.org](http://www.pba-co.org) .

**ICYITONDERWA:** KUGIRA NGO UMUHESHA W'INKIKO ABASHE GUSHYIRA AMAFARANGA KURI KONTI YAVUZWE HARUGURU, AGOMBA KUBA AFITE ICYEMEZO AKURA MURI "IECMS".

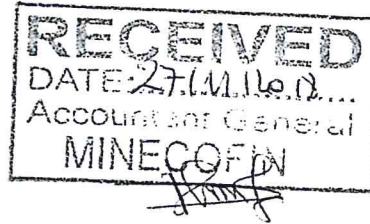
Bikorewe i Kigali, ku wa 17 Mutarama 2019

**BUSINGYE Johnston**  
Minisitiri w'Ubutabera/Intumwa Nkuru ya Leta

REPUBLIC OF RWANDA



MINISTRY OF JUSTICE  
P.O. BOX 160 KIGALI



## GUIDELINES FOR THE MANAGEMENT OF BANK ACCOUNTS RECEIVING MONEY FROM PUBLIC AUCTION

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### PREAMBLE

Pursuant to Law N° 22/2018 of 29/04/2018 relating to the Civil, Commercial, Labour and Administrative Procedure, especially Article 261 (Paragraph 3) which states that *the purchaser makes payment immediately or within one (1) working day after the auction. The court bailiff immediately pays the creditor's debt and the payment is made into a bank account given by the creditor if any, or the bank Account determined by the Minister in charge of Justice The balance is also deposited in the bank account determined by the Minister.*

Given the fact that there is need to put in place guidelines that will facilitate the management of the opened bank Accounts to receive the money from auctions;

### THE FOLLOWING HAS BEEN SET TO GUIDE THE MANAGEMENT:

#### **Article 1: Two Bank Accounts to be opened**

Two bank accounts are respectively opened with a designated Commercial Bank and the National Bank of Rwanda. Both accounts will host the funds resulting from auctioning price until they are claimed by beneficiaries.

A large, stylized handwritten signature in black ink, consisting of several loops and vertical strokes.

## **Article 2: Management of Accounts**

For the proper management of the new account(s), the following should be respected:

1. The account opened with a designated Commercial Bank will solely be a transit account from which funds will be transferred weekly to the Account opened with the National Bank of Rwanda;
2. Court Bailiffs and other persons legally empowered to execute judgements or other Executory Orders are allowed to deposit or transfer funds which creditors refuse or were not available to receive from the execution of judgments or other Executory Orders;
3. Except the periodic transfers done to the account opened with the National Bank of Rwanda, no other transactions are allowed on the account opened with the designated commercial bank;
4. Each Deposit/Transfer should specify the following:
  - a) Names of the depositor;
  - b) The amount and date;
  - c) The reason for the deposit (Reference number of the Court Judgement or another decision that led to Auction);
  - d) Names of the intended beneficiaries
  - e) The amount for each beneficiary.
5. The deposit or transfer by Bailiffs should be done only on the Account opened with the Commercial Bank and are required to specify the Purpose of the Deposit and the beneficiary of the deposited Money. Additionally they are required to submit to the Ministry of Justice the bank deposit slips and a copy of the executed decision or Judgment.

Deposits or transfers of the Money from Auctions conducted through IECMS shall be made using the token generated from IECMS.

6. Transfer from Commercial Bank Account to the Account opened with the National Bank of Rwanda should be made every Monday to ensure that the money to be refunded is paid without delay.

## **Article 3: Signatories**

Each of the above Accounts shall have three signatories designated from the Ministry of Justice staff and any transaction on each of them shall require two joint signatories.



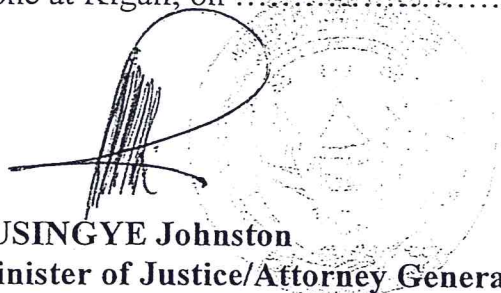
**Article 4: Disbursement to the Beneficiary**

Disbursement shall be made upon request by the beneficiary or the Court Bailiff that conducted the auction. The request should specify the amount requested for, the names of the beneficiary of the requested money, the bank Account to which the money shall be transferred and attach a report of the auction together with the court judgment or Decision that was executed.

**Article 5: Amendment of the Guidelines**

These guidelines may be amended by the Ministry of Justice as need may arise.

Done at Kigali, on ... 27 NOV 2012 .....

A handwritten signature in black ink is written over a circular official seal. The seal features a central emblem and text around its perimeter, though the details are somewhat faded. The signature is a cursive-style name.

**BUSINGYE Johnston**  
**Minister of Justice/Attorney General**