**OHADA SERVING THE ECONOMY AND BUSINESSES:**

**EFFICACY AND COMPETITIVENESS**

**TRAINING PROGRAMMES**

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|  | **TRAINING MODULES** | **CONTENTS** | **TARGET** | **SPECIFIC MODULES** |
| 1.  | Generalities onOHADA (Treaty) | * Genesis
* Spirit
* Objectives
* Methods
* Community Law
* Scope
* Organs
* Uniform Acts

(existing Acts but also those that are still in preparation including their characteristics) | 1. Judges
2. Court registrars
3. Lawyer and commercial agents Sheriffs –Bailiffs
4. Notaries
5. Corporate lawyers/In-house Lawyers
6. Financial lawyers
7. Administrators
8. Judicial Experts
9. Businessmen
 | No entry |
| 2.  | General Commercial Law and Law of Commercial Activities / Commercial undertakings | * Status of trader small scale entrepreneur
* Small scale entrepreneur (farmers, fishermen, trader)
* The Trade and Personal Property Register
* Commercial lease
* Goodwill
* Commercial Sale of Goods
* Intermediaries
* Digitalisation and simplication of procedures
* Electronic Commerce Contracts
* Electronic Payment systems
 | 1. Magistrats
2. Court registrars
3. Lawyers and commercial agents
4. Sheriffs bailiffs
5. Notaries
6. Corporate lawyers
7. Financial lawyers
8. Administrators
9. Judicial Experts
10. Businessmen
 | 14. The Trade and Personal Property Register in practice **Court registrars** |
| 3.  | Law ofSimplified Recovery Proceduresand Enforcement Measures | * Injunction to pay
* Restitution of Personal Property
* Sequestration
* Attachment and Sale

Garnishee Proceedings | 1. Court registrers
2. Lawyers and Commercial agents
3. Sheriffs –Bailiffs
4. Businessmen

Coporate lawyers/ In-house lawyers | 1. Seizure of revenue,

promissory notes and bank accounts in practice**Financial lawyers and court clerks**1. Attachment of tangible property in practice

**Notaries** |
| 4.  | Law ofCommercial CompaniesAnd EconomicInterest Groups | * Formation of Companies
* Types of Commercial companies (Private Companies, companies with shares, Dual companies)
* Forms of companies
* Private companies
* Public Limited companies (with a Board of Directors/MD
* Private Limited Companies
* Public Limited Company with sole shareholder
* Economic Interest Group
* Groups of companies
* Joint ventures and holdings
* Distribution channels

Company Management | 1. Judges
2. Court registrars
3. Lawyers and commercial agents
4. Sheriffs bailiffs
5. Notaries
6. Corporate lawyers
7. Financial lawyers
8. Administrators
9. Judicial Experts
10. Businessmen
 | 1. Formation of Companies in Practice

**Notaries**1. Public calls for capital

**Corporate Lawyers****Financial Lawyers**1. Forms of Companies and their characteristics

**Businessmen** |
| 5.  | Law of Securities | * Personal securities (Surety bonds and autonomous guarantee)
* Valuable securities (Mortgages,

Pledges, collaterals and liens) | 1. Judges
2. Court registrars
3. Lawyers and commercial agents
4. Financial lawyers

Businessmen | 1. Banking securities as per the OHADA Law of Guaranties

**Financial lawyers**  |
| 6.  | Accounting law | * Accounting organisation
* Legal aspects of accounting (Principles, duty to keep a logbook, accounting penal law)
* Accounting practice (Accounts, Accounting documents)
* Personal Accounts
* Annual balance sheets
* Accounts audits
* Consolidated accounts
 | 1. Court registrars
2. Judges
3. Lawyers and commercial agents
4. Sheriffs-Bailiffs
5. Notaries
6. Corporate lawyers
7. Financial lawyers
8. Administrators
9. Judicial Experts

Businessmen | No entry |
| 7.  | Collective proceedingsFor Clearings of Debts | * Bankruptcy trustees
* Preventive settlement (composition with creditors, conciliation)
* Judicial redress
* Receivership and liquidation
* Forms and templates
 | 1. Administrators
2. Judges
3. Lawyers and commercial agents
4. Corporate lawyers
5. Financial lawyers
6. Judicial Experts

Businessmen | 1. Rights and Duties of liquidators
 |
| 8.  | Arbitration law | * Arbitration and court system
* Who is an arbitrator?
* Arbitration organ
* Arbitral judgment
* Appeals
* Arbitration at the OHADA Common Court of Justice and arbitration
 | 1. Businessmen
2. Lawyers and commercial agents
3. Judges
4. Corporate lawyers
5. Financial lawyers
 | No entry |
| 9.  | Law of Carriage of Goods by Road | * Formation of contract
* Contract Performance

Duties of carriers, Sellers, and buyers | 1. Businessmen
2. Lawyers and commercial agents
3. Judges
4. Corporate lawyers

Financial lawyers | 1. Protection and securisation of goods under OHADA

**Businessmen** |
| 10.  | Law of Coopérative Compagnies | * Formation of cooperative companies
* The Cooperative Spirit
* The functioning of Cooperative companies
* Simplified Cooperative companies

Cooperative companies with a Board of Directors | 1. Business men
2. Lawyers and commercial agents
3. Judges
4. Corporate lawyers

Financial lawyers | 1. Formation of Cooperative companies in Practice

 **Dealers in the informal sector** |
| 11.  | Business- related Criminal Law | * Corporate governance and ethics
* Commercial activities, Commercial companies, Economic Interest Groups and Cooperative companies related Offences
* Collective procedures related Offences

Enforcement of judgments and Accounting related Offences | 1. Businessmen
2. Lawyers andn commercial agents
3. Judges
4. Corporate lawyers

Financial lawyers | No entry |
| 12.  | Corporate Tax Law | * Basic principles of corporate tax
* Finance Law and corporate governance
* Tax redress
 | 1. Businessmen
2. Lawyers and commercial agents
3. Corporate lawyers
4. Chartered accountants
5. Auditors
 | 1. Specificities of corporate tax

management rules**Businessmen** **(TP and SMEs)** |
| 13.  | InvestmentFinancing Law | * Forms of investment financing
* Financing contracts: Forms and samples
 | * Businessmen
* Lawyers and commercial agents

Corporate lawyers | On demand |

***Forms can be downloaded from*** [***www.oapa-abcs.org***](http://www.oapa-abcs.org/)