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## ACT NO. 10 OF 2014

**Industrial Licensing Act, 2014**

An Act to provide for the licensing of industrial enterprises and related matters.

Enacted by the Parliament of Lesotho

**Short title and commencement**

1. This Act may be cited as Industrial Licensing Act, 2014 and shall come into operation on the date to be determined by the Minister by notice published in the Gazette.

**Interpretation**

2. In this Act, unless the context otherwise requires -

“Director” means the Director of Industry appointed as such in the Ministry responsible for trade and industry;

“enterprise” means an individual, entity or such other juristic person engaged in an industrial activity;

“industrial activity” means any action which subjects physical matter to any process which materially changes it in substance, nature, character or appearance, and includes processing and assembling activities;

“licence” means a document authorizing the holder to conduct the industrial activity stated therein;

“medium enterprise” means an enterprise which employs between 21 and 50 employees including the owner, with an annual turnover of less than M5,000,000.00;

“member” means a member of the Tribunal established under section 17;

“micro enterprise” means an enterprise which employs a maximum of 5 employees including the owner, with an annual turnover of less than

M200,000.00;

“Minister” means the Minister responsible for trade and industry;

“MSME” refers to micro, small and medium enterprises;

“person” includes a juristic person, syndicate or any other entity that may engage in an industrial activity;

“Principal Secretary” means the Principal Secretary for the Ministry responsible for trade and industry;

“small enterprise” means an enterprise which employs between 6 and 21 employees including the owner, with an annual turnover of less than M1,000,000.00;

“Tribunal” means the Industrial Licensing Appeal Tribunal established under section 17.

### **Objective of this Act**

3. The objective of this Act is to promote private sector development through -

- (a) industrial licensing and regulatory framework that facilitates speedy issuing of industrial licences for all sizes of enterprises;
- (b) elimination of barriers to investment and industrial operations.

### **Application for licence**

4. A person who intends to engage in a industrial activity shall apply in a prescribed form to the Director for an industrial licence and the application shall be accompanied by -

- (a) impact assessment reports on public health, occupational safety and environmental issues where necessary;

