

# Doing Business 2009

## Country Profile for West Bank and Gaza

COMPARING REGULATION IN 181 ECONOMIES

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## **Contents**

<b>Introduction and Aggregate Rankings</b>	<b>1</b>
<b>Starting a Business</b>	<b>5</b>
<b>Dealing with Construction Permits</b>	<b>10</b>
<b>Employing Workers</b>	<b>15</b>
<b>Registering Property</b>	<b>19</b>
<b>Getting Credit</b>	<b>24</b>
<b>Protecting Investors</b>	<b>28</b>
<b>Paying Taxes</b>	<b>32</b>
<b>Trading across Borders</b>	<b>36</b>
<b>Enforcing Contracts</b>	<b>40</b>
<b>Closing a Business</b>	<b>44</b>
<b>DB2009 Reforms</b>	<b>48</b>



# Introduction

Doing Business 2009 is the sixth in a series of annual reports investigating regulations that enhance business activity and those that constrain it. Doing Business presents quantitative indicators on business regulations and the protection of property rights that can be compared across 181 economies, from Afghanistan to Zimbabwe, over time.

A set of regulations affecting 10 stages of a business's life are measured : starting a business, dealing with construction permits, employing workers, registering property, getting credit, protecting investors, paying taxes, trading across borders, enforcing contracts and closing a business. Data in Doing Business 2009 are current as of June 1, 2008\*. The indicators are used to analyze economic outcomes and identify what reforms have worked, where, and why.

The Doing Business methodology has limitations. Other areas important to business such as an economy's proximity to large markets, the quality of its infrastructure services (other than those related to trading across borders), the security of property from theft and looting, the transparency of government procurement, macroeconomic conditions or the underlying strength of institutions, are not studied directly by Doing Business. To make the data comparable across economies, the indicators refer to a specific type of business, generally a local limited liability company operating in the largest business city. Because standard assumptions are used in the data collection, comparisons and benchmarks are valid across economies. The data not only highlight the extent of obstacles to doing business; they also help identify the source of those obstacles, supporting policymakers in designing reform.

The data set covers 181 economies: 46 in Sub-Saharan Africa, 32 in Latin America and The Caribbean, 25 in Eastern Europe and Central Asia, 24 in East Asia and Pacific, 19 in the Middle East and North Africa and 8 in South Asia, as well as 27 OECD high-income economies as benchmarks.

The following pages present the summary Doing Business indicators for West Bank and Gaza. The data used for this country profile come from the Doing Business database and are summarized in graphs. These graphs allow a comparison of the economies in each region not only with one another but also with the "good practice" economy for each indicator.

The good-practice economies are identified by their position in each indicator as well as their overall ranking and by their capacity to provide good examples of business regulation to other countries. These good-practice economies do not necessarily rank number 1 in the topic or indicator, but they are in the top 10.

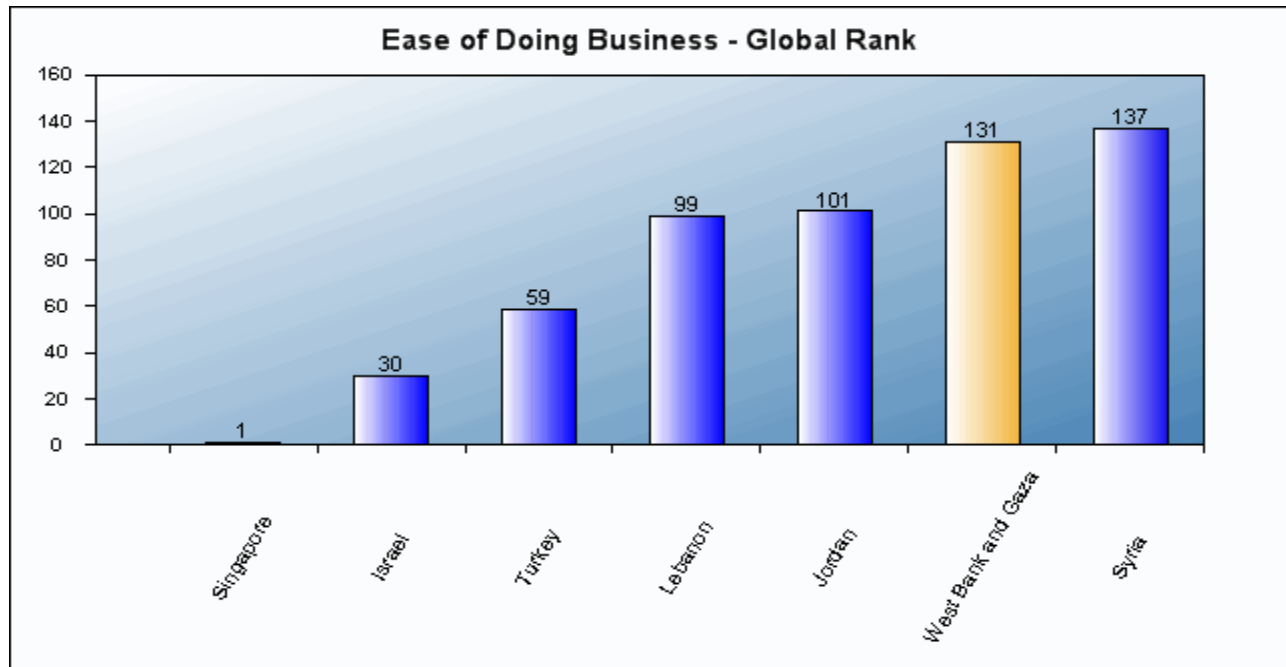
More information is available in the full report. Doing Business 2009 presents the indicators, analyzes their relationship with economic outcomes and recommends reforms. The data, along with information on ordering the report, are available on the Doing Business website ([www.doingbusiness.org](http://www.doingbusiness.org)).

\* Except for the Paying Taxes indicator that refers to the period January to December of 2007.

## Economy Rankings - Ease of Doing Business

West Bank and Gaza is ranked 131 out of 181 economies. Singapore is the top ranked economy in the Ease of Doing Business.

### West Bank and Gaza - Compared to global good practice economy as well as selected economies:



### West Bank and Gaza's ranking in Doing Business 2009

Rank	Doing Business 2009
Ease of Doing Business	131
Starting a Business	166
Dealing with Construction Permits	149
Employing Workers	109
Registering Property	80
Getting Credit	163
Protecting Investors	38
Paying Taxes	25
Trading Across Borders	85
Enforcing Contracts	122
Closing a Business	181

## Summary of Indicators - West Bank and Gaza

<b>Starting a Business</b>	<b>Procedures (number)</b>	11
	<b>Duration (days)</b>	49
	<b>Cost (% GNI per capita)</b>	69.1
	<b>Paid in Min. Capital (% of GNI per capita)</b>	56.1
<b>Dealing with Construction Permits</b>	<b>Procedures (number)</b>	21
	<b>Duration (days)</b>	199
	<b>Cost (% of income per capita)</b>	1399.9
<b>Employing Workers</b>	<b>Difficulty of Hiring Index</b>	33
	<b>Rigidity of Hours Index</b>	40
	<b>Difficulty of Firing Index</b>	20
	<b>Rigidity of Employment Index</b>	31
	<b>Firing costs (weeks of salary)</b>	91
<b>Registering Property</b>	<b>Procedures (number)</b>	7
	<b>Duration (days)</b>	63
	<b>Cost (% of property value)</b>	0.9
<b>Getting Credit</b>	<b>Legal Rights Index</b>	0
	<b>Credit Information Index</b>	3
	<b>Public registry coverage (% adults)</b>	7.8
	<b>Private bureau coverage (% adults)</b>	0.0
<b>Protecting Investors</b>	<b>Disclosure Index</b>	6

<b>Protecting Investors</b>	<b>Director Liability Index</b>	5
	<b>Shareholder Suits Index</b>	7
	<b>Investor Protection Index</b>	6.0
<b>Paying Taxes</b>	<b>Payments (number)</b>	27
	<b>Time (hours)</b>	154
	<b>Profit tax (%)</b>	16.2
	<b>Labor tax and contributions (%)</b>	0.0
	<b>Other taxes (%)</b>	0.6
	<b>Total tax rate (% profit)</b>	16.8
<b>Trading Across Borders</b>	<b>Documents for export (number)</b>	6
	<b>Time for export (days)</b>	25
	<b>Cost to export (US\$ per container)</b>	835
	<b>Documents for import (number)</b>	6
	<b>Time for import (days)</b>	40
	<b>Cost to import (US\$ per container)</b>	1225
<b>Enforcing Contracts</b>	<b>Procedures (number)</b>	44
	<b>Duration (days)</b>	700
	<b>Cost (% of claim)</b>	21.2
<b>Closing a Business</b>	<b>Time (years)</b>	no practice
	<b>Cost (% of estate)</b>	no practice
	<b>Recovery rate (cents on the dollar)</b>	0.0



# Starting a Business

When entrepreneurs draw up a business plan and try to get under way, the first hurdles they face are the procedures required to incorporate and register the new firm before they can legally operate. Economies differ greatly in how they regulate the entry of new businesses. In some the process is straightforward and affordable. In others the procedures are so burdensome that entrepreneurs may have to bribe officials to speed the process or may decide to run their business informally.

The data on starting a business is based on a survey and research investigating the procedures that a standard small to medium-size company needs to complete to start operations legally. These include obtaining all necessary permits and licenses and completing all required inscriptions, verifications and notifications with authorities to enable the company to formally operate. The time and cost required to complete each procedure under normal circumstances are calculated, as well as the minimum capital that must be paid in. It is assumed that all information is readily available to the entrepreneur, that there has been no prior contact with officials and that all government and nongovernment entities involved in the process function without corruption.

To make the data comparable across economies, detailed assumptions about the type of business are used. Among these assumptions are the following: the business is a limited liability company conducting general commercial activities in the largest business city; it is 100% domestically owned, with a start-up capital of 10 times income per capita, a turnover of at least 100 times income per capita and between 10 and 50 employees; and it does not qualify for any special benefits, nor does it own real estate. Procedures are recorded only where interaction is required with an external party. It is assumed that the founders complete all procedures themselves unless professional services (such as by a notary or lawyer) are required by law. Voluntary procedures are not counted, nor are industry-specific requirements and utility hook-ups. Lawful shortcuts are counted.

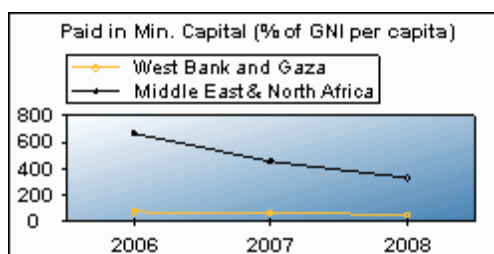
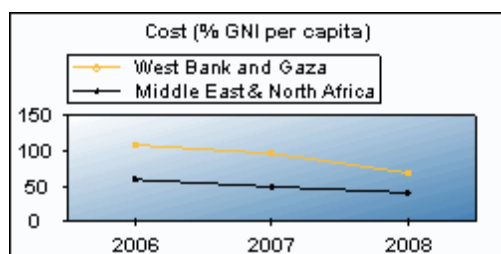
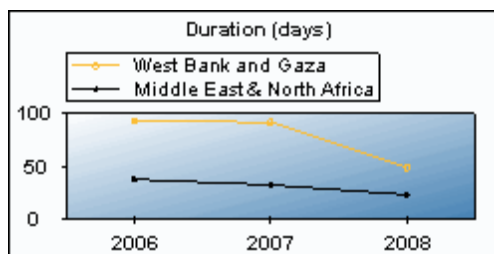
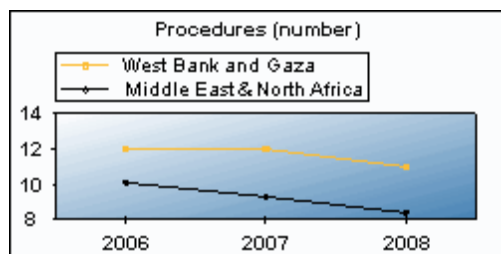
Cumbersome entry procedures are associated with more corruption, particularly in developing economies. Each procedure is a point of contact, a potential opportunity to extract a bribe. Analysis shows that burdensome entry regulations do not increase the quality of products, make work safer or reduce pollution. Instead, they constrain private investment; push more people into the informal economy; increase consumer prices and fuel corruption.



**1. Historical data: Starting a Business in West Bank and Gaza**

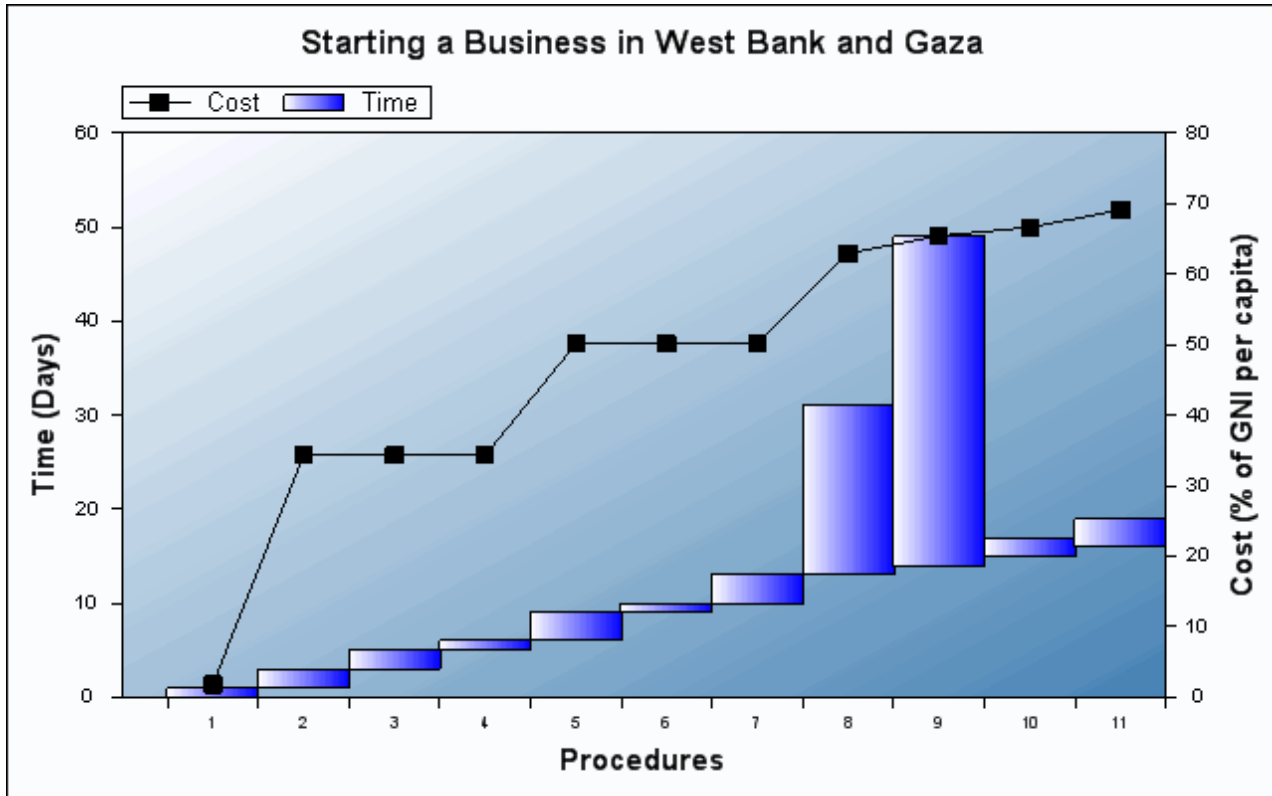
Starting a Business data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		172	166
Procedures (number)	12	12	11
Duration (days)	93	92	49
Cost (% GNI per capita)	108.7	96.6	69.1
Paid in Min. Capital (% of GNI per capita)	75.6	63.0	56.1

**2. The following graphs illustrates the Starting a Business indicators in West Bank and Gaza over the past 3 years:**



### 3. Steps to Starting a Business in West Bank and Gaza

It requires 11 procedures, takes 49 days, and costs 69.09 % GNI per capita to start a business in West Bank and Gaza.



#### List of Procedures:

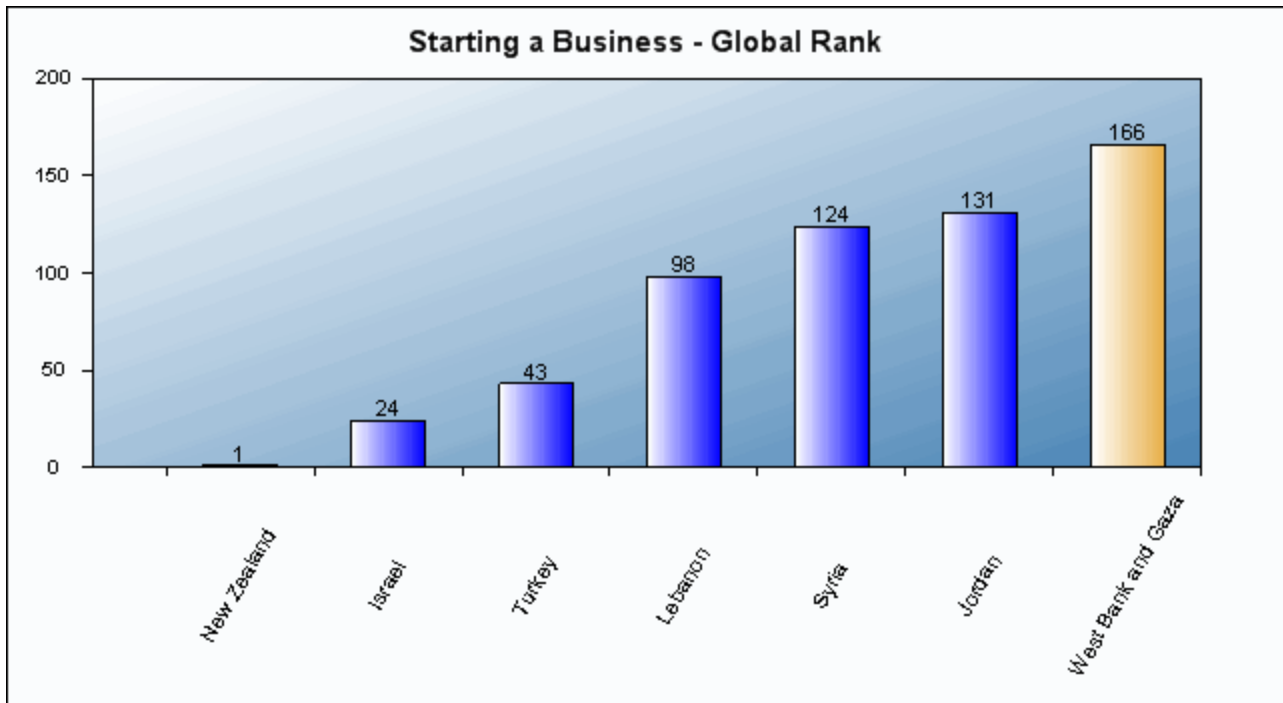
1. Search for company name and reserve proposed name
2. Local lawyer signs company documents
3. Submit company incorporation papers & obtain temporary copy of certificate of registration from Ministry
4. Deposit initial capital
5. Register with Companies Registry
6. Payment of registration fee
7. Register for income and VAT tax
8. Register with Chamber of Commerce
9. Obtain business license from municipality
10. Obtain approval from fire department
11. Obtain and legalize special company books

More detail is included in the appendix.

#### 4. Benchmarking Starting a Business Regulations:

West Bank and Gaza is ranked 166 overall for Starting a Business.

Ranking of West Bank and Gaza in Starting a Business - Compared to good practice and selected economies:



The following table shows Starting a Business data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Procedures (number)</b>	<b>Duration (days)</b>	<b>Cost (% GNI per capita)</b>	<b>Paid in Min. Capital (% of GNI per capita)</b>
<b>Denmark</b>			0.0	
<b>New Zealand*</b>	1	1		0.0

<i>Selected Economy</i>				
<b>West Bank and Gaza</b>	11	49	69.1	56.1

<i>Comparator Economies</i>				
<b>Israel</b>	5	34	4.4	0.0
<b>Jordan</b>	10	14	60.4	24.2
<b>Lebanon</b>	5	11	87.5	57.0
<b>Syria</b>	8	17	18.2	4353.8
<b>Turkey</b>	6	6	14.9	10.9

\* The following economies are also good practice economies for :

**Procedures (number):** [Canada](#)

# Dealing with Construction Permits

Once entrepreneurs have registered a business, what regulations do they face in operating it? To measure such regulation, Doing Business focuses on the construction sector. Construction companies are under constant pressure; from government to comply with inspections and with licensing and safety regulations and from customers to be quick and cost-effective. These conflicting pressures point to the tradeoff in building regulation; the tradeoff between protecting people (construction workers, tenants, passersby) and keeping the cost of building affordable. Striking the right balance is a challenge when it comes to construction regulations. Good regulations ensure safety standards that protect the public while making the permitting process efficient, transparent and affordable for both building authorities and the private professionals who use it. If procedures are overly complicated or costly, builders build without a permit, leading to hazardous construction.

The indicators on dealing with construction permits record all procedures officially required for an entrepreneur in the construction industry to build a warehouse. These include submitting project documents (building plans, site maps) to the authorities, obtaining all necessary licenses and permits, completing all required notifications and receiving all necessary inspections. They also include procedures for obtaining utility connections, such as electricity, telephone, water and sewerage. The time and cost to complete each procedure under normal circumstances are calculated. All official fees associated with legally completing the procedures are included (bribes not included). Time is recorded in calendar days. The survey assumes that the entrepreneur is aware of all existing regulations and does not use an intermediary to complete the procedures unless required to do so by law. To make the data comparable across economies, several assumptions about the business and its operations are used. The business is a small to medium-size limited liability company, located in the most populous city, domestically owned and operated, in the construction business, with 60 qualified employees. The warehouse to be built:

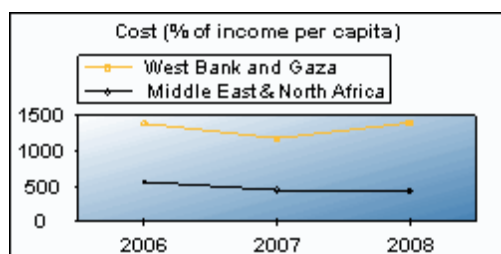
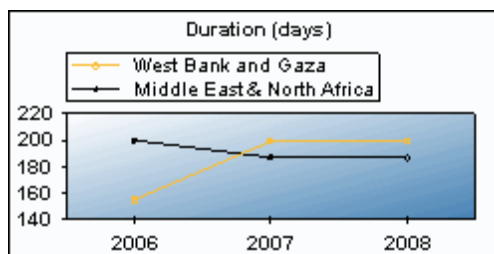
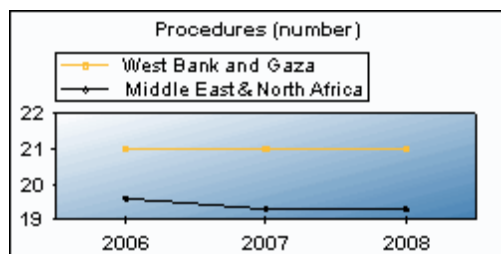
- Is a new construction (there was no previous construction on the land).
- Has 2 stories, both above ground, with a total surface of approximately 1,300.6 square meters (14,000 square feet). Each floor is 3 meters (9 feet, 10 inches) high
- Has complete architectural and technical plans prepared by a licensed architect.
- Will be connected to electricity, water, sewerage (sewage system, septic tank or their equivalent) and one land phone line. The connection to each utility network will be 32 feet, 10 inches (10 meters) long.
- Will be used for general storage, such as of books or stationery. The warehouse will not be used for any goods requiring special conditions, such as food, chemicals or pharmaceuticals.
- Will take 30 weeks to construct (excluding all delays due to administrative and regulatory requirements).

Where the regulatory burden is large, entrepreneurs move their activity into the informal economy. There they operate with less concern for safety, leaving everyone worse off.

## 1. Historical data: Dealing with Construction Permits in West Bank and Gaza

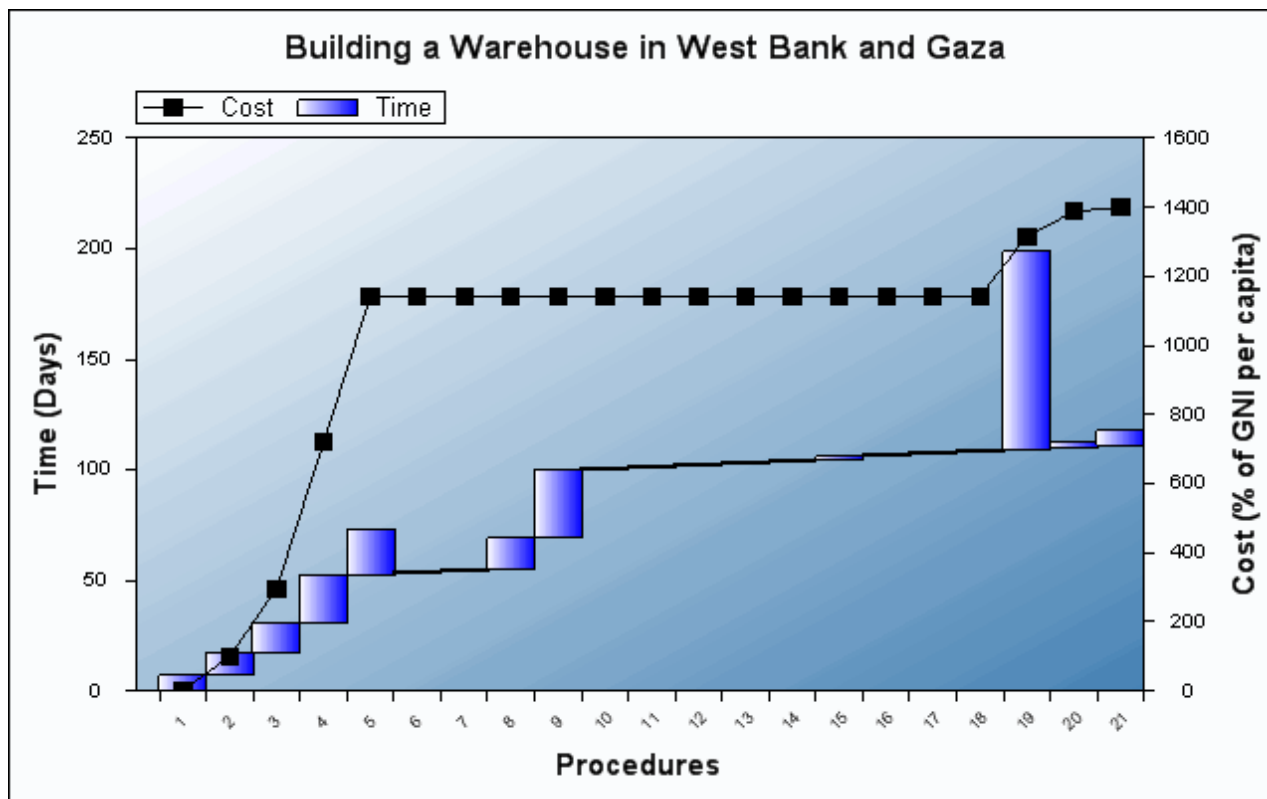
Dealing with Construction Permits data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		144	149
Procedures (number)	21	21	21
Duration (days)	155	199	199
Cost (% of income per capita)	1388.2	1180.8	1399.9

2. The following graphs illustrates the Dealing with Construction Permits indicators in West Bank and Gaza over the past 3 years:



### 3. Steps to Building a Warehouse in West Bank and Gaza

It requires 21 procedures, takes 199 days, and costs 1,399.91 % GNI per capita to build a warehouse in West Bank and Gaza.



#### List of Procedures:

- |  |   |
|--|---|
| <ol style="list-style-type: none"> <li>1. Obtain location map from municipality</li> <li>2. Obtain survey map from a licensed surveyor</li> <li>3. Make soil test</li> <li>4. Hire independent syndicate engineer to review building plans and approve them for submission</li> <li>5. Obtain building permit from the municipality</li> <li>6. Obtain no objection letter from the Electricity Company regarding the connection to utilities</li> <li>7. Obtain no objection letter from the Water Company regarding the connection to utilities</li> <li>8. Obtain civil defense permit</li> <li>9. Obtain excavation permit</li> <li>10. Receive foundation inspection</li> </ol> | <ol style="list-style-type: none"> <li>11. Submit concrete casting permit to Engineers syndicate for stamping</li> <li>12. Submit stamped concrete casting permit to the Municipality</li> <li>13. Request and receive final inspection</li> <li>14. Bring municipal letters of approval to water and sewage company (GEKA) and make appointment for inspection</li> <li>15. Bring municipal letters of approval to the electricity company and make appointment for inspection</li> <li>16. Bring municipal letters of approval to the telephone company to obtain fixed telephone line</li> <li>17. Receive water and sewage inspection</li> <li>18. Receive electricity inspection</li> <li>19. Obtain electricity connection</li> </ol> |
|--|---|

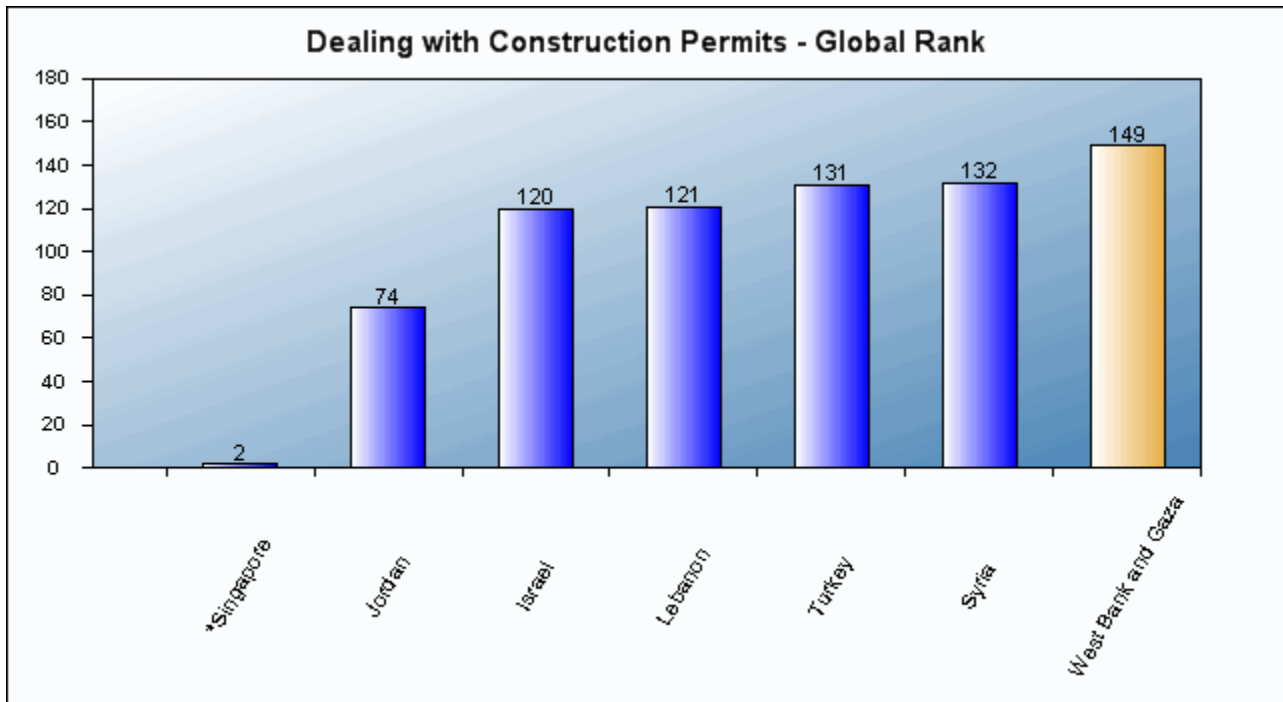
- 20. Obtain water and sewage connection
- 21. Receive inspection and obtain phone connection

More detail is included in the appendix.

**4. Benchmarking Dealing with Construction Permits Regulations:**

West Bank and Gaza is ranked 149 overall for Dealing with Construction Permits.

Ranking of West Bank and Gaza in Dealing with Construction Permits - Compared to good practice and selected economies:



*\* The following economies are also good practice economies for Building a Warehouse: Belize, New Zealand, St. Vincent and the Grenadines*



The following table shows Dealing with Construction Permits data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Procedures (number)</b>	<b>Duration (days)</b>	<b>Cost (% of income per capita)</b>
<b>Denmark</b>	6		
<b>Korea</b>		34	
<b>Malaysia*</b>			7.9

<i>Selected Economy</i>			
<b>West Bank and Gaza</b>	21	199	1399.9

<i>Comparator Economies</i>			
<b>Israel</b>	20	235	112.8
<b>Jordan</b>	18	122	443.7
<b>Lebanon</b>	20	211	217.8
<b>Syria</b>	26	128	697.0
<b>Turkey</b>	25	188	249.3

\* The following economies are also good practice economies for :

**Cost (% of income per capita): Brunei, Palau, Qatar, St. Kitts and Nevis, Trinidad and Tobago, United Arab Emirates**



## Employing Workers

Economies worldwide have established a system of laws and institutions intended to protect workers and guarantee a minimum standard of living for its population. This system generally encompasses four bodies of law: employment, industrial relations, social security and occupational health and safety laws. Doing Business examines government regulation in the area of employment.

Two measures are presented: a rigidity of employment index and a firing cost measure. The rigidity of employment index is the average of three subindices: difficulty of hiring, rigidity of hours and difficulty of firing. Each index takes values between 0 and 100, with higher values indicating more rigid regulation. The difficulty of hiring index measures the flexibility of contracts and the ratio of the minimum wage to the value added per worker. The rigidity of hours index covers restrictions on weekend and night work, requirements relating to working time and the workweek, and mandated days of annual leave with pay. The difficulty of firing index covers workers' legal protections against dismissal, including the grounds permitted for dismissal and procedures for dismissal (individual and collective): notification and approval requirements, retraining or reassignment obligations and priority rules for dismissals and reemployment.

The firing cost indicator measures the cost of advance notice requirements, severance payments and penalties due when terminating a redundant worker, expressed in weeks of salary.

To make the data comparable across economies, a range of assumptions about the worker and the company are used. The company is assumed to be a limited liability manufacturing corporation that operates in the economy's most populous city, is 100% domestically owned and has 201 employees. The company is also assumed to be subject to collective bargaining agreements in economies where such agreements cover more than half the manufacturing sector and apply even to firms not party to them.

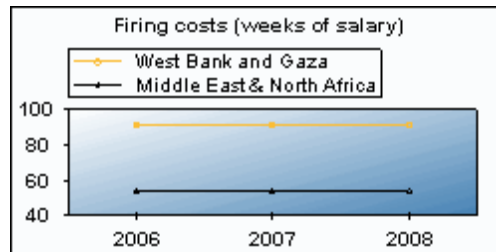
Employment regulations are needed to allow efficient contracting between employers and workers and to protect workers from discriminatory or unfair treatment by employers. In its indicators on employing workers, Doing Business measures flexibility in the regulation of hiring, working hours and dismissal in a manner consistent with the conventions of the International Labour Organization (ILO). An economy can have the most flexible labor regulations as measured by Doing Business while ratifying and complying with all conventions directly relevant to the factors measured by Doing Business and with the ILO core labor standards. No economy can achieve a better score by failing to comply with these conventions.

Governments all over the world face the challenge of finding the right balance between worker protection and labor market flexibility. But in developing countries especially, regulators often err to one extreme, pushing employers and workers into the informal sector. Analysis across economies shows that while employment regulation generally increases the tenure and wages of incumbent workers, overly rigid regulations may have undesirable side effects. These include less job creation, smaller company size, less investment in research and development, and longer spells of unemployment and thus the obsolescence of skills, all of which may reduce productivity growth. When economies err on the side of excessive rigidity, it is to the detriment of businesses and workers alike.

## 1. Historical data: Employing Workers in West Bank and Gaza

Employing Workers data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		111	109
Rigidity of Employment Index	31	31	31
Firing costs (weeks of salary)	91	91	91

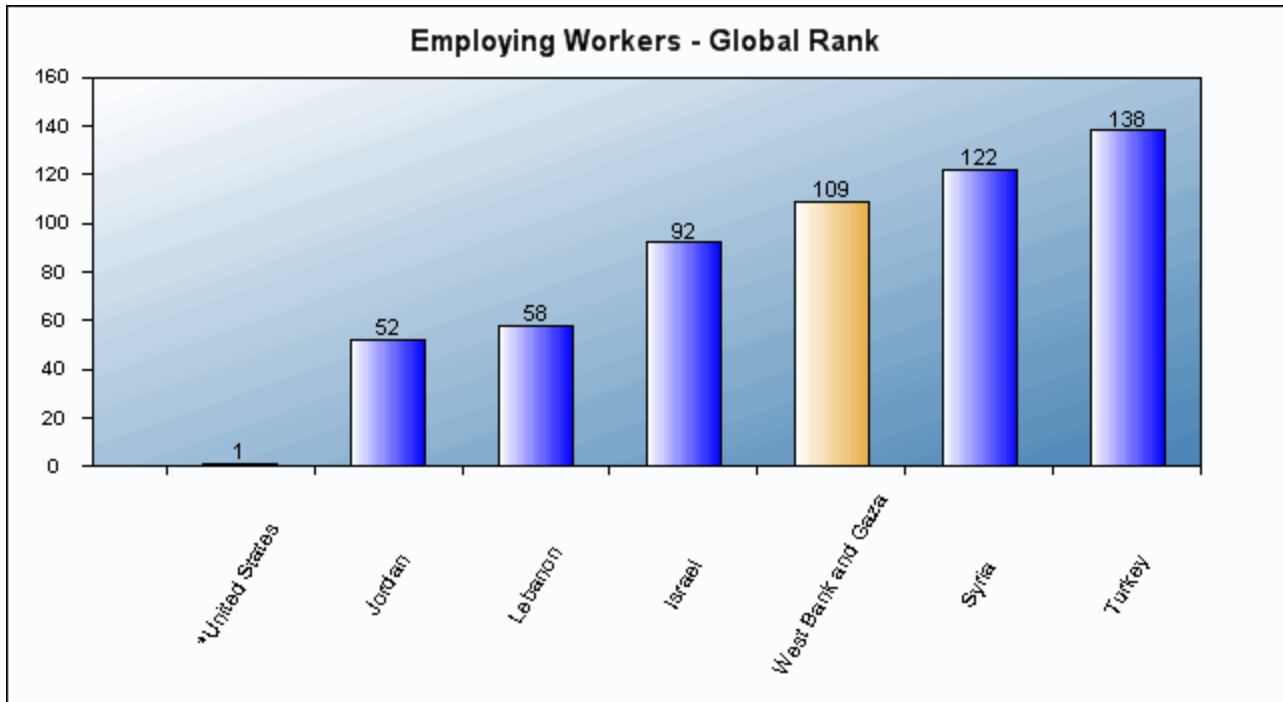
2. The following graphs illustrates the Employing Workers indicators in West Bank and Gaza over the past 3 years:



### 3. Benchmarking Employing Workers Regulations:

West Bank and Gaza is ranked 109 overall for Employing Workers.

Ranking of West Bank and Gaza in Employing Workers - Compared to good practice and selected economies:



\* The following economies are also good practice economies for Employing Workers: Marshall Islands, Singapore

The following table shows Employing Workers data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Rigidity of Employment Index</b>	<b>Firing costs (weeks of salary)</b>
<b>Hong Kong, China*</b>	0	
<b>New Zealand*</b>		0

<i>Selected Economy</i>		
<b>West Bank and Gaza</b>	31	91

<i>Comparator Economies</i>		
<b>Israel</b>	24	91
<b>Jordan</b>	30	4
<b>Lebanon</b>	25	17
<b>Syria</b>	34	80
<b>Turkey</b>	38	95

\* The following economies are also good practice economies for :

**Rigidity of Employment Index: Maldives, Marshall Islands, Singapore, United States**

**Firing costs (weeks of salary): Afghanistan, Denmark, Iraq, Marshall Islands, Micronesia, Palau, Puerto Rico, Tonga, United States**



# Registering Property

Formal property titles help promote the transfer of land, encourage investment and give entrepreneurs access to formal credit markets. But a large share of property in developing economies is not formally registered. Informal titles cannot be used as security in obtaining loans, which limits financing opportunities for businesses. Many governments have recognized this and started extensive property titling programs. But bringing assets into the formal sector is only part of the story. The more difficult and costly it is to formally transfer property, the greater the chances that formalized titles will quickly become informal again. Eliminating unnecessary obstacles to registering and transferring property is therefore important for economic development.

Doing Business records the full sequence of procedures necessary for a business (buyer) to purchase a property from another business (seller) and to transfer the property title to the buyer's name. The property of land and building will be transferred in its entirety. The transaction is considered complete when the buyer can use the property as collateral for a bank loan.

Local property lawyers and officials in property registries provide information on required procedures as well as the time and cost to complete each one. For most economies the data are based on responses from both. Based on the responses, three indicators are constructed.

- Number of procedures to register property.
- Time to register property (in calendar days).
- Official costs to register property (as a percentage of the property value).

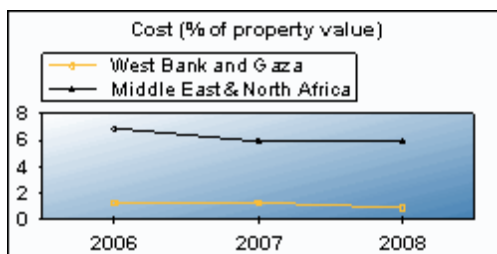
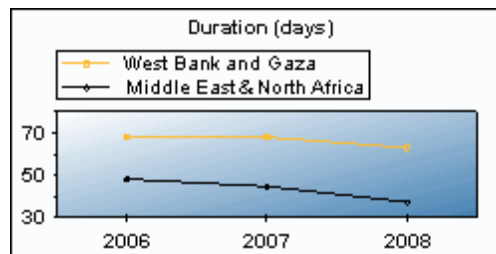
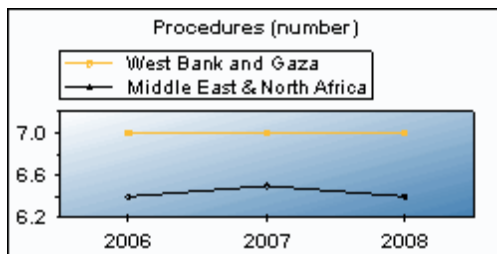
Many titling programs in Africa were futile because people bought and sold property informally, neglecting to update the title records in the property registry. Why? Doing Business shows that completing a simple formal property transfer in the largest business city of an African economy cost 10% of the value of the property and takes on average 90 days. Worse, the property registries are so poorly organized that they provide little security of ownership.

Efficient property registration reduces transaction costs and helps to formalize property titles. Simple procedures to register property are also associated with greater perceived security of property rights and less corruption. That benefits all entrepreneurs, especially women, the young and the poor. The rich have few problems protecting their property rights. They can afford to invest in security systems and other measures to defend their property. But small entrepreneurs cannot. Reform can change this. Twenty-four economies made it easier to register property in 2007/08. The most popular reform: lowering the cost of registration by reducing the property transfer tax, registration fees or stamp duty.

## 1. Historical data: Registering Property in West Bank and Gaza

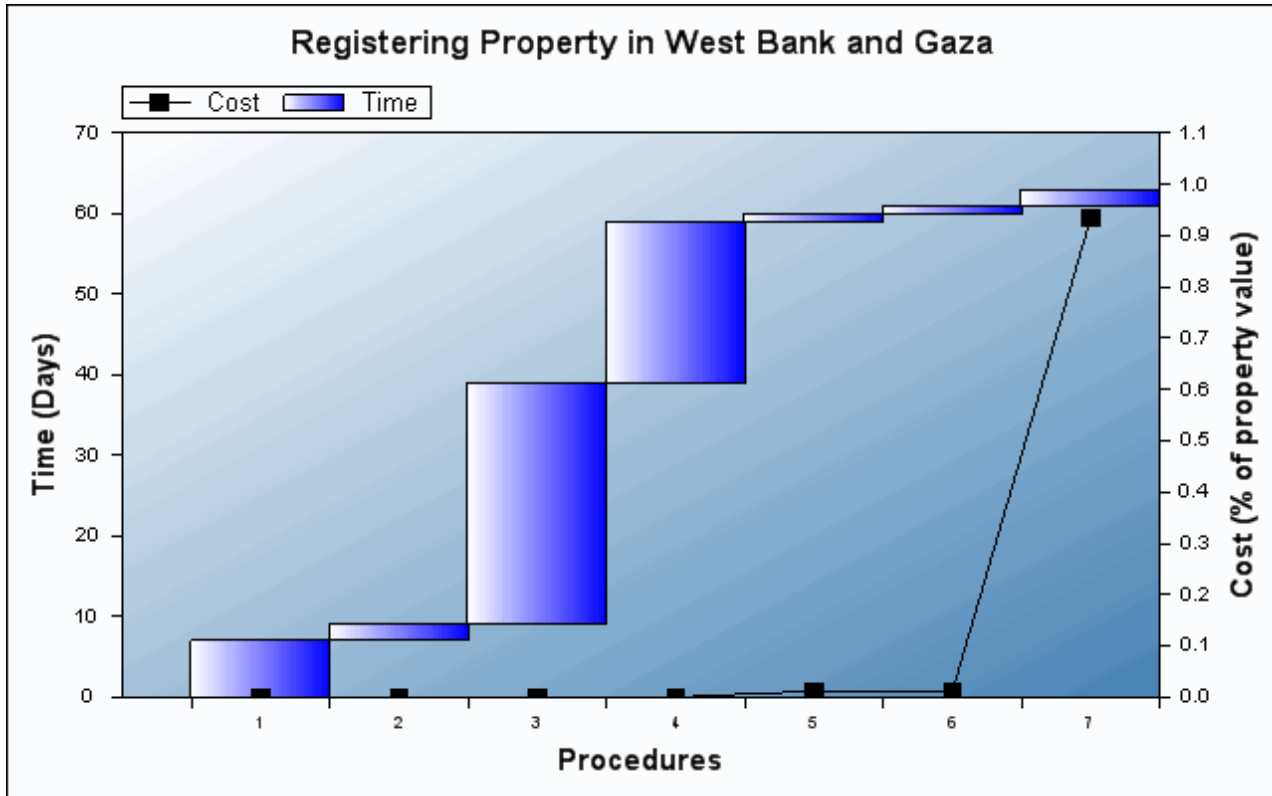
Registering Property data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		82	80
Procedures (number)	7	7	7
Duration (days)	68	68	63
Cost (% of property value)	1.3	1.3	0.9

2. The following graphs illustrates the Registering Property indicators in West Bank and Gaza over the past 3 years:



### 3. Steps to Registering Property in West Bank and Gaza

It requires 7 procedures, takes 63 days, and costs 0.93 % of property value to register the property in West Bank and Gaza.



#### List of Procedures:

1. Obtain tax clearance certificate from the Municipality
2. Obtain tax clearance certificate from the Ministry of Finance
3. Open the transaction file at the land registry
4. Land registry values property
5. Proceed to land registry to sign valuation
6. Pay taxes at commercial bank
7. Bring receipts to land registry and finalize the transaction

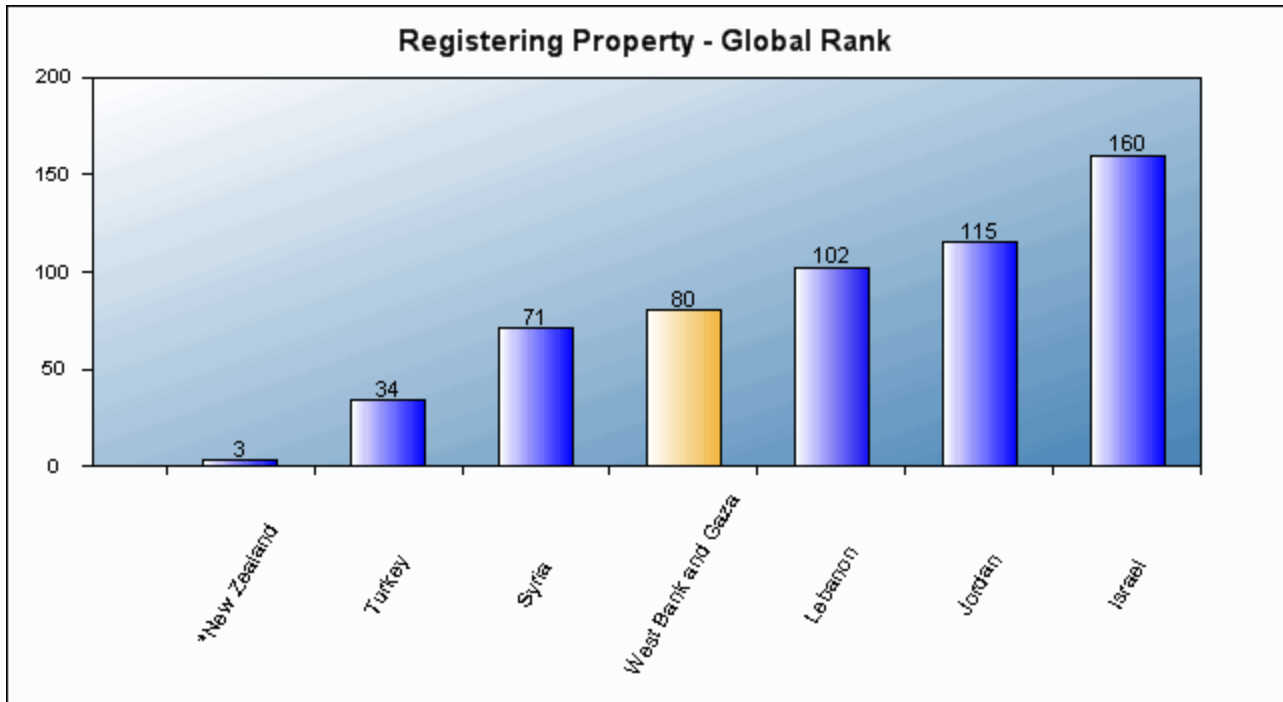
More detail is included in the appendix.



#### 4. Benchmarking Registering Property Regulations:

West Bank and Gaza is ranked 80 overall for Registering Property.

Ranking of West Bank and Gaza in Registering Property - Compared to good practice and selected economies:



\* The following economies are also good practice economies for Registering Property: Georgia, Saudi Arabia

The following table shows Registering Property data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Procedures (number)</b>	<b>Duration (days)</b>	<b>Cost (% of property value)</b>
<b>New Zealand*</b>		2	
<b>Norway*</b>	1		
<b>Saudi Arabia</b>			0.0

<i>Selected Economy</i>			
<b>West Bank and Gaza</b>	7	63	0.9

<i>Comparator Economies</i>			
<b>Israel</b>	7	144	7.5
<b>Jordan</b>	8	22	10.0
<b>Lebanon</b>	8	25	5.9
<b>Syria</b>	4	19	28.0
<b>Turkey</b>	6	6	3.0

\* The following economies are also good practice economies for :

**Procedures (number): Sweden**

**Duration (days): Saudi Arabia, Sweden, Thailand**



## Getting Credit

Firms consistently rate access to credit as among the greatest barriers to their operation and growth. Doing Business constructs two sets of indicators of how well credit markets function: one on credit registries and the other on legal rights of borrowers and lenders. Credit registries, institutions that collect and distribute credit information on borrowers, can greatly expand access to credit. By sharing credit information, they help lenders assess risk and allocate credit more efficiently. And they free entrepreneurs from having to rely on personal connections alone when trying to obtain credit. Three indicators are constructed to measure the sharing of credit information:

- Depth of credit information index, which measures the extent to which the rules of a credit information system facilitate lending based on the scope of information distributed, the ease of access to information and the quality of information.
- Public registry coverage, which reports the number of individuals and firms covered by a public credit registry as a percentage of the adult population.
- Private bureau coverage, which reports the number of individuals and firms, covered by a private credit bureau as a percentage of the adult population.

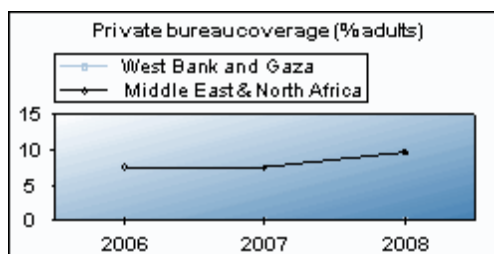
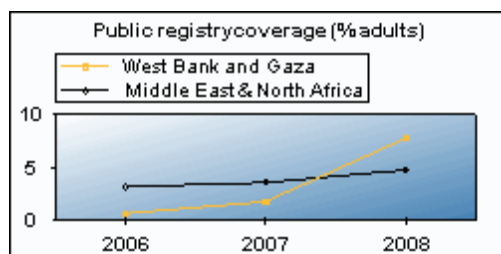
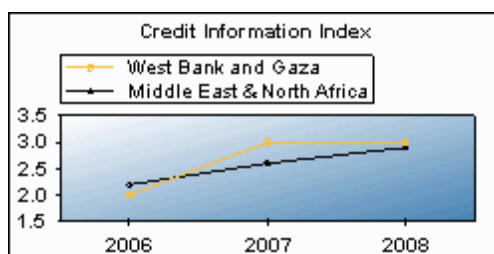
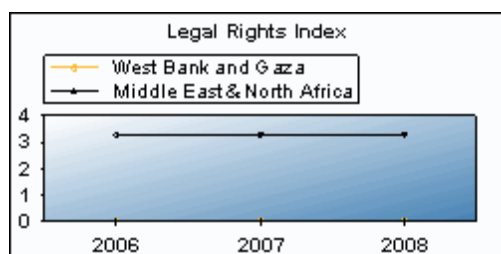
The strength of legal rights index measures the degree to which collateral and bankruptcy laws protect the rights of borrowers and lenders and thus facilitate lending. This year, three main changes were made; first, a standardized case scenario with specific assumptions was introduced to bring this indicator into line with other Doing Business indicators. Second, the indicator now focuses not on tangible movable collateral, such as equipment, but on revolving movable collateral, such as accounts receivable and inventory. Third, the indicator no longer considers whether management remains in place during a reorganization procedure, better accommodating economies that adopt reorganization procedures. The strength of legal rights index includes 8 aspects related to legal rights in collateral law and 2 aspects in bankruptcy law:

- Any business may use movable assets as collateral while keeping possession of the assets, and any financial institution may accept such assets as collateral.
- The law allows a business to grant a non possessory security right in a single category of revolving movable assets, without requiring a specific description of the secured assets.
- The law allows a business to grant a non possessory security right in substantially all of its assets, without requiring a specific description of the secured assets.
- A security right may extend to future or after-acquired assets and may extend automatically to the products, proceeds or replacements of the original assets.
- General description of debts and obligations is permitted in collateral agreements and in registration documents, so that all types of obligations and debts can be secured by stating a maximum rather than a specific amount between the parties.
- A collateral registry is in operation that is unified geographically and by asset type and that is indexed by the name of the grantor of a security right.
- Secured creditors are paid first when a debtor defaults outside an insolvency procedure or when a business is liquidated.
- Secured creditors are not subject to an automatic stay or moratorium on enforcement procedures when a debtor enters a court-supervised reorganization procedure.
- The law allows parties to agree in a collateral agreement that the lender may enforce its security right out of court.

## 1. Historical data: Getting Credit in West Bank and Gaza

Getting Credit data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		161	163
Legal Rights Index	0	0	0
Credit Information Index	2	3	3
Public registry coverage (% adults)	0.7	1.8	7.8
Private bureau coverage (% adults)	0.0	0.0	0.0

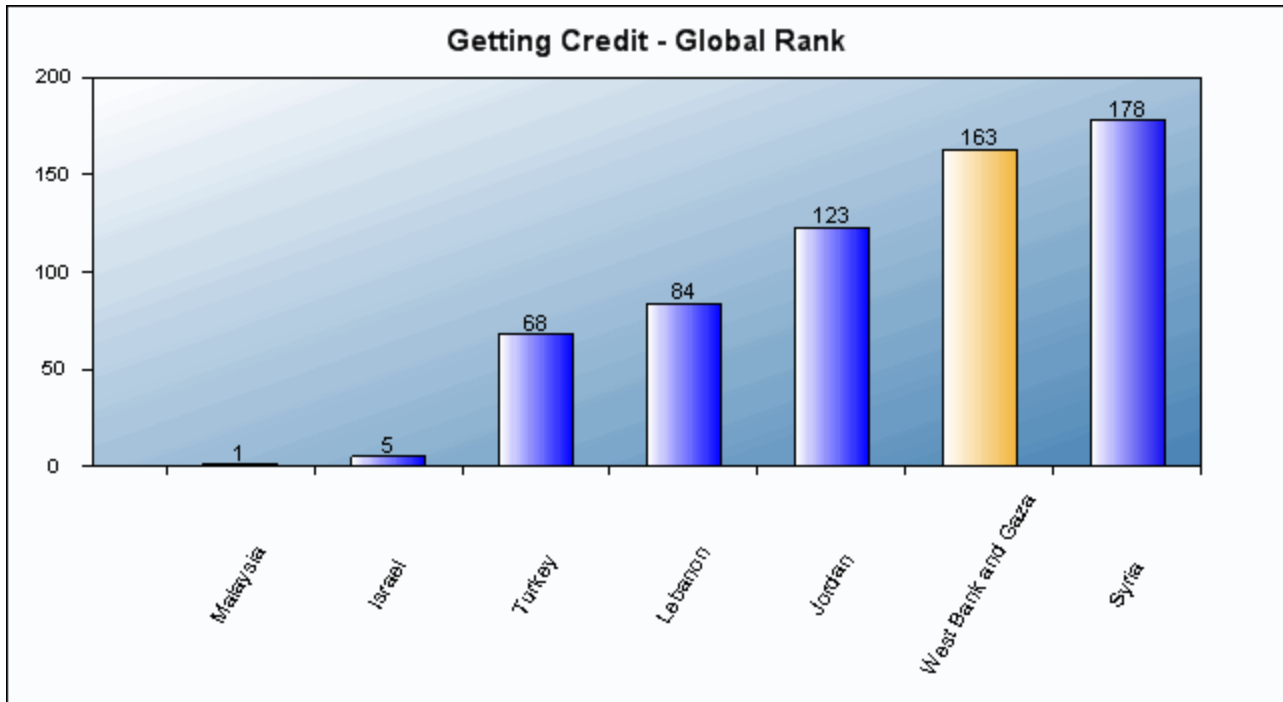
2. The following graphs illustrates the Getting Credit indicators in West Bank and Gaza over the past 3 years:



### 3. Benchmarking Getting Credit Regulations:

West Bank and Gaza is ranked 163 overall for Getting Credit.

Ranking of West Bank and Gaza in Getting Credit - Compared to good practice and selected economies:



The following table shows Getting Credit data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Legal Rights Index</b>	<b>Credit Information Index</b>	<b>Public registry coverage (% adults)</b>	<b>Private bureau coverage (% adults)</b>
<b>Malaysia*</b>	10			
<b>New Zealand*</b>				100.0
<b>Portugal</b>			76.4	
<b>United Kingdom</b>		6		

<i>Selected Economy</i>				
<b>West Bank and Gaza</b>	0	3	7.8	0.0

<i>Comparator Economies</i>				
<b>Israel</b>	9	5	0.0	91.0
<b>Jordan</b>	4	2	1.0	0.0
<b>Lebanon</b>	3	5	6.8	0.0
<b>Syria</b>	1	0	0.0	0.0
<b>Turkey</b>	4	5	12.7	26.3

\* The following economies are also good practice economies for :

**Legal Rights Index: Hong Kong, China, Kenya, Singapore**

**Private bureau coverage (% adults): Argentina, Australia, Canada, Iceland, Ireland, Nicaragua, Norway, Sweden, United Kingdom, United States**

**24 countries have the highest credit information index.**



# Protecting Investors

Companies grow by raising capital, either through a bank loan or by attracting equity investors. Selling shares allows companies to expand without the need to provide collateral and repay bank loans. But investors worry about their money, and look for laws that protect them. A study finds that the presence of legal and regulatory protections for investors explains up to 73% of the decision to invest. In contrast, company characteristics explain only between 4% and 22%\*. Good protections for minority shareholders are associated with larger and more active stock markets. Thus both governments and businesses have an interest in reforms strengthening investor protections. To document some of the protections investors have, Doing Business measures how economies regulate a standard case of self-dealing, use of corporate assets for personal gain.

The case facts are straightforward. Mr. James, a director and the majority shareholder of a public company, proposes that the company purchase used trucks from another company he owns. The price is higher than the going price for used trucks. The transaction goes forward. All required approvals are obtained, and all required disclosures made, though the transaction is prejudicial to the purchasing company. Shareholders sue the interested parties and the members of the board of directors. Several questions arise. Who approves the transaction? What information must be disclosed? What company documents can investors access? What do minority shareholders have to prove to get the transaction stopped or to receive compensation from Mr. James? Three indices of investor protection are constructed based on the answers to these and other questions. All indices range from 0 to 10, with higher values indicating more protections or greater disclosure.

- The extent of disclosure index covers approval procedures, requirements for immediate disclosure to the public and shareholders of proposed transactions, requirements for disclosure in periodic filings and reports and the availability of external review of transactions before they take place.
- The extent of director liability index covers the ability of investors to hold Mr. James and the board of directors liable for damages, the ability to rescind the transaction, the availability of fines and jail time associated with self-dealing, the availability of direct or derivative suits and the ability to require Mr. James to pay back his personal profits from the transaction.
- The ease of shareholder suits index covers the availability of documents that can be used during trial, the ability of the investor to examine the defendant and other witnesses, shareholders' access to internal documents of the company, the appointment of an inspector to investigate the transaction and the standard of proof applicable to a civil suit against the directors.

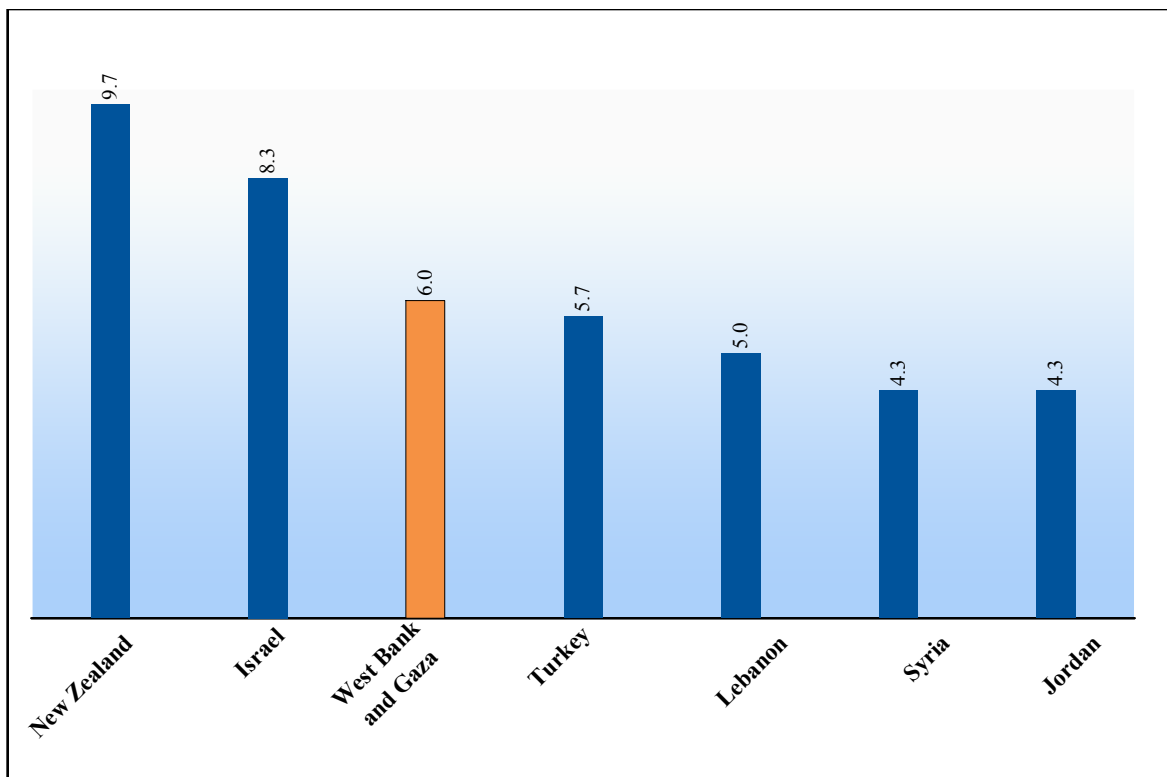
These three indices are averaged to create the strength of investor protection index. This index ranges from 0 to 10, with higher values indicating better investor protection.

\*Doidge, Karayi and Stulz (2007)

## 1. Historical data: Protecting Investors in West Bank and Gaza

Protecting Investors data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		33	38
Investor Protection Index	6.0	6.0	6.0

2. The following graph illustrates the Protecting Investors index in West Bank and Gaza compared to best practice and selected Economies:



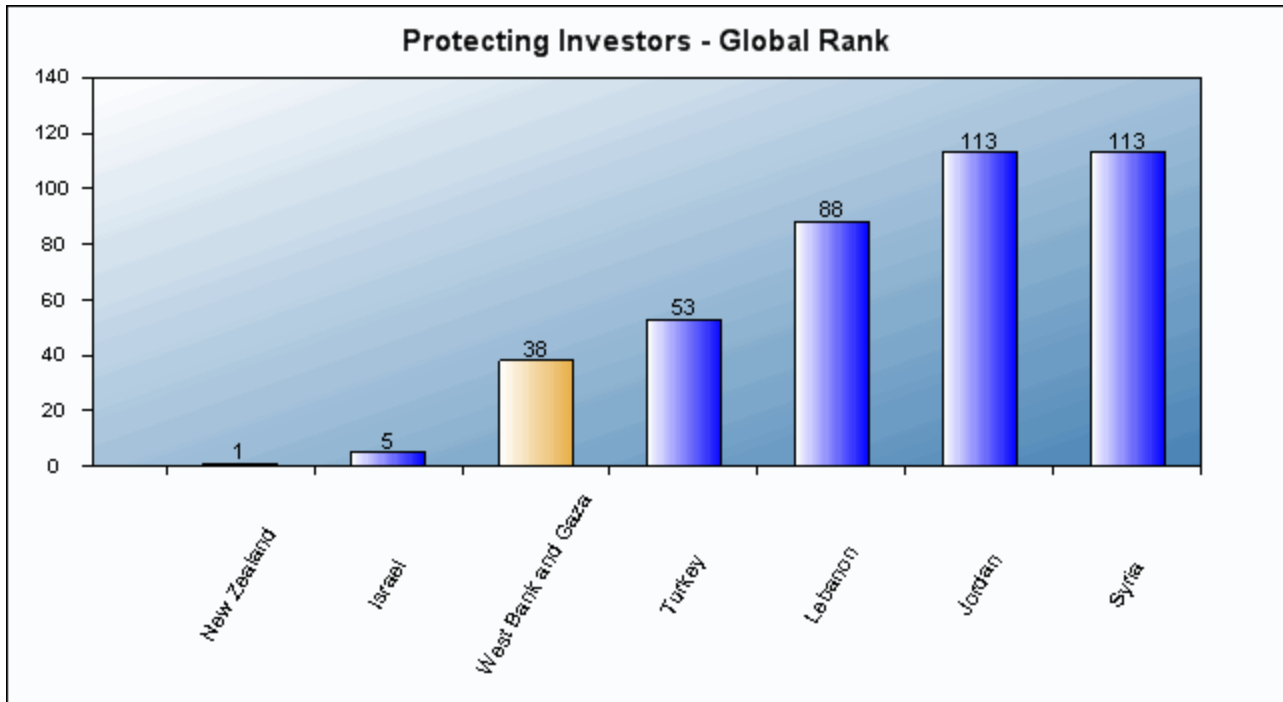
Note: The higher the score, the greater the investor protection.



### 3. Benchmarking Protecting Investors Regulations:

West Bank and Gaza is ranked 38 overall for Protecting Investors.

Ranking of West Bank and Gaza in Protecting Investors - Compared to good practice and selected economies:



The following table shows Protecting Investors data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Investor Protection Index</b>
<b>New Zealand</b>	9.7

<i>Selected Economy</i>	
<b>West Bank and Gaza</b>	6.0

<i>Comparator Economies</i>	
<b>Israel</b>	8.3
<b>Jordan</b>	4.3
<b>Lebanon</b>	5.0
<b>Syria</b>	4.3
<b>Turkey</b>	5.7



## Paying Taxes

Taxes are essential. Without them there would be no money to provide public amenities, infrastructure and services which are crucial for a properly functioning economy. But particularly for small and medium size companies, they may opt out and choose to operate in the informal sector. One way to enhance tax compliance is to ease and simplify the process of paying taxes for such businesses.

The Doing Business tax survey records the effective tax that a small and medium company must pay and the administrative costs of doing so. Imagine a medium-size business, TaxpayerCo, that started operations last year. Doing Business asks tax practitioners in 181 economies to review TaxpayerCo's financial statements and a standard list of transactions that the company completed during the year. Respondents are asked how much in taxes and mandatory contributions the business must pay and what the process is for doing so.

The business starts from the same financial position in each economy. All the taxes and mandatory contributions paid during the second year of operation are recorded. Taxes and mandatory contributions are measured at all levels of government and include corporate income tax, turnover tax, all labor taxes and contributions paid by the company (including mandatory contributions paid to private pension or insurance funds), property tax, property transfer tax, dividend tax, capital gains tax, financial transactions tax, vehicle tax, sales tax and other small taxes (such as fuel tax, stamp duty and local taxes). A range of standard deductions and exemptions are also recorded.

Three indicators are constructed:

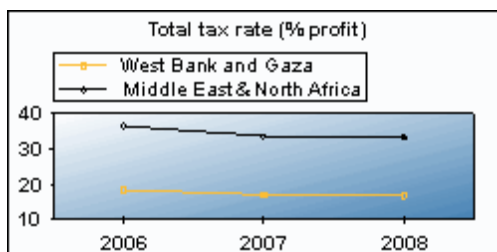
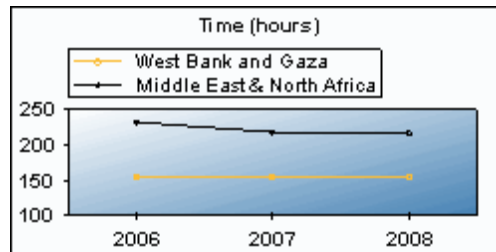
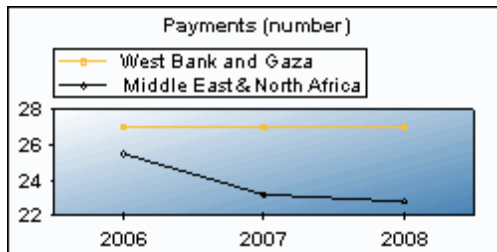
- Number of tax payments, which takes into account the method of payment, the frequency of payments and the number of agencies involved in our standardized case study.
- Time, which measures the number of hours per year necessary to prepare and file tax returns and to pay the corporate income tax, value added tax, sales tax or goods and service tax and labor taxes and mandatory contributions.
- Total tax rate, which measures the amount of taxes and mandatory contributions payable by the company during the second year of operation. This amount, expressed as a percentage of commercial profit, is the sum of all the different taxes payable after accounting for various deductions and exemptions.

Businesses care about what they get for their taxes and contributions, such as the quality of infrastructure and social services. Efficient tax systems tend to have less complex tax arrangements, comprising of straightforward compliance procedures and clear laws. Taxpayers in such economies often get more from their taxes. Simple, moderate taxes and fast, cheap administration mean less hassle for businesses, and also more revenue collected and better public services. More burdensome tax regimes create an incentive to evade taxes.

## 1. Historical data: Paying Taxes in West Bank and Gaza

Paying Taxes data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		23	25
Time (hours)	154	154	154
Total tax rate (% profit)	18.4	17.1	16.8
Payments (number)	27	27	27

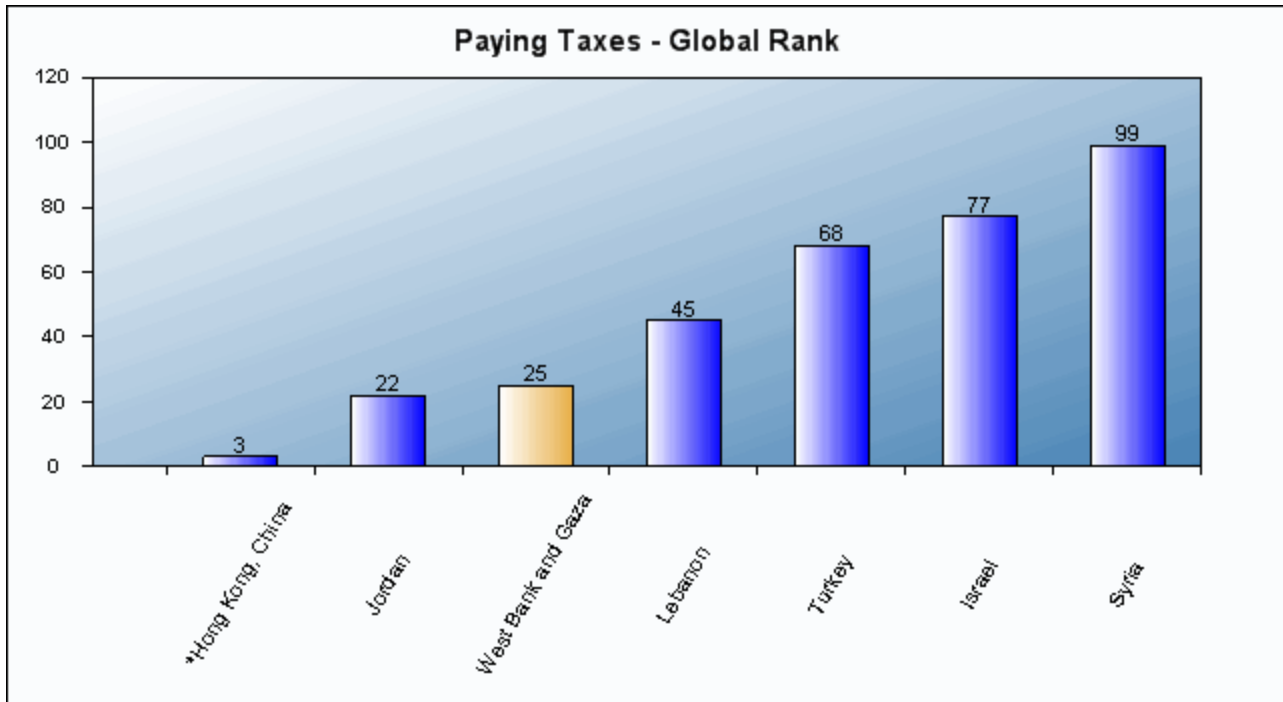
2. The following graphs illustrates the Paying Taxes indicators in West Bank and Gaza over the past 3 years:



### 3. Benchmarking Paying Taxes Regulations:

West Bank and Gaza is ranked 25 overall for Paying Taxes.

Ranking of West Bank and Gaza in Paying Taxes - Compared to good practice and selected economies:



\* The following economies are also good practice economies for Paying Taxes: Maldives, Qatar

The following table shows Paying Taxes data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Payments (number)</b>	<b>Time (hours)</b>	<b>Total tax rate (% profit)</b>
<b>Luxembourg*</b>		59	
<b>Sweden*</b>	2		
<b>Vanuatu</b>			8.4

<i>Selected Economy</i>			
<b>West Bank and Gaza</b>	27	154	16.8

<i>Comparator Economies</i>			
<b>Israel</b>	33	230	33.9
<b>Jordan</b>	26	101	31.1
<b>Lebanon</b>	19	180	36.0
<b>Syria</b>	20	336	43.5
<b>Turkey</b>	15	223	45.5

\* The following economies are also good practice economies for :

**Payments (number): Maldives, Qatar**

**Time (hours): Bahamas, Bahrain, Maldives, Qatar, United Arab Emirates**



# Trading Across Borders

The benefits of trade are well documented; as are the obstacles to trade. Tariffs, quotas and distance from large markets greatly increase the cost of goods or prevent trading altogether. But with bigger ships and faster planes, the world is shrinking. Global and regional trade agreements have reduced trade barriers. Yet Africa's share of global trade is smaller today than it was 25 years ago. So is the Middle East's, excluding oil exports. Many entrepreneurs face numerous hurdles to exporting or importing goods, including delays at the border. They often give up. Others never try. In fact, the potential gains from trade facilitation may be greater than those arising from only tariff reductions.

Doing Business compiles procedural requirements for trading a standard shipment of goods by ocean transport. Every procedure and the associated documents, time and cost, for importing and exporting the goods is recorded, starting with the contractual agreement between the two parties and ending with delivery of the goods. For importing the goods, the procedures measured range from the vessel's arrival at the port of entry to the shipment's delivery at the importer's warehouse. For exporting the goods, the procedures measured range from the packing of the goods at the factory to their departure from the port of exit. Payment is by letter of credit and the time and cost for issuing or securing a letter of credit is taken into account.

To make the data comparable across countries, several assumptions about the business and the traded goods are used. The business is of medium size, employs 60 people, and is located in the periurban area of the economy's most populous city. It is a private, limited liability company, domestically owned, formally registered and operating under commercial laws and regulations of the economy. The traded goods are ordinary, legally manufactured products transported in a dry-cargo, 20-foot FCL (full container load) container.

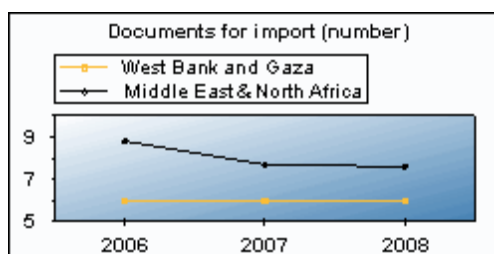
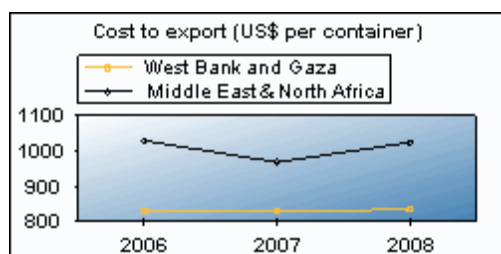
Documents recorded include port filing documents, customs declaration and clearance documents, as well as official documents exchanged between the parties to the transaction. Time is recorded in calendar days, from the beginning to the end of each procedure. Cost includes the fees levied on a 20-foot container in U.S. dollars. All the fees associated with completing the procedures to export or import the goods are included, such as costs for documents, administrative fees for customs clearance and technical control, terminal handling charges and inland transport. The cost measure does not include tariffs or duties.

Economies that have efficient customs, good transport networks and fewer document requirements, making compliance with export and import procedures faster and cheaper, are more competitive globally. That can lead to more exports; and exports are associated with faster growth and more jobs. Conversely, a need to file many documents is associated with more corruption in customs. Faced with long delays and frequent demands for bribes, many traders may avoid customs altogether. Instead, they smuggle goods across the border. This defeats the very purpose in having border control of trade to levy taxes and ensure high quality of goods.

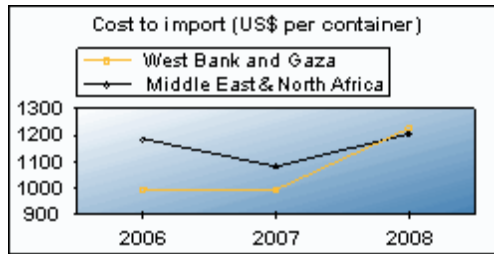
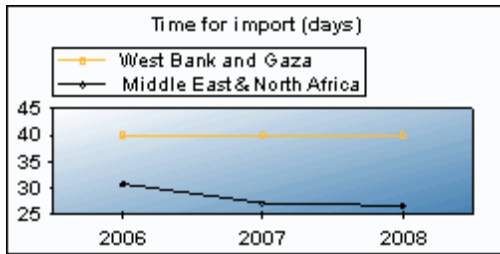
## 1. Historical data: Trading Across Borders in West Bank and Gaza

Trading Across Borders data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		79	85
Documents for export (number)	6	6	6
Time for export (days)	25	25	25
Cost to export (US\$ per container)	830	830	835
Documents for import (number)	6	6	6
Time for import (days)	40	40	40
Cost to import (US\$ per container)	995	995	1225

2. The following graphs illustrates the Trading Across Borders indicators in West Bank and Gaza over the past 3 years:



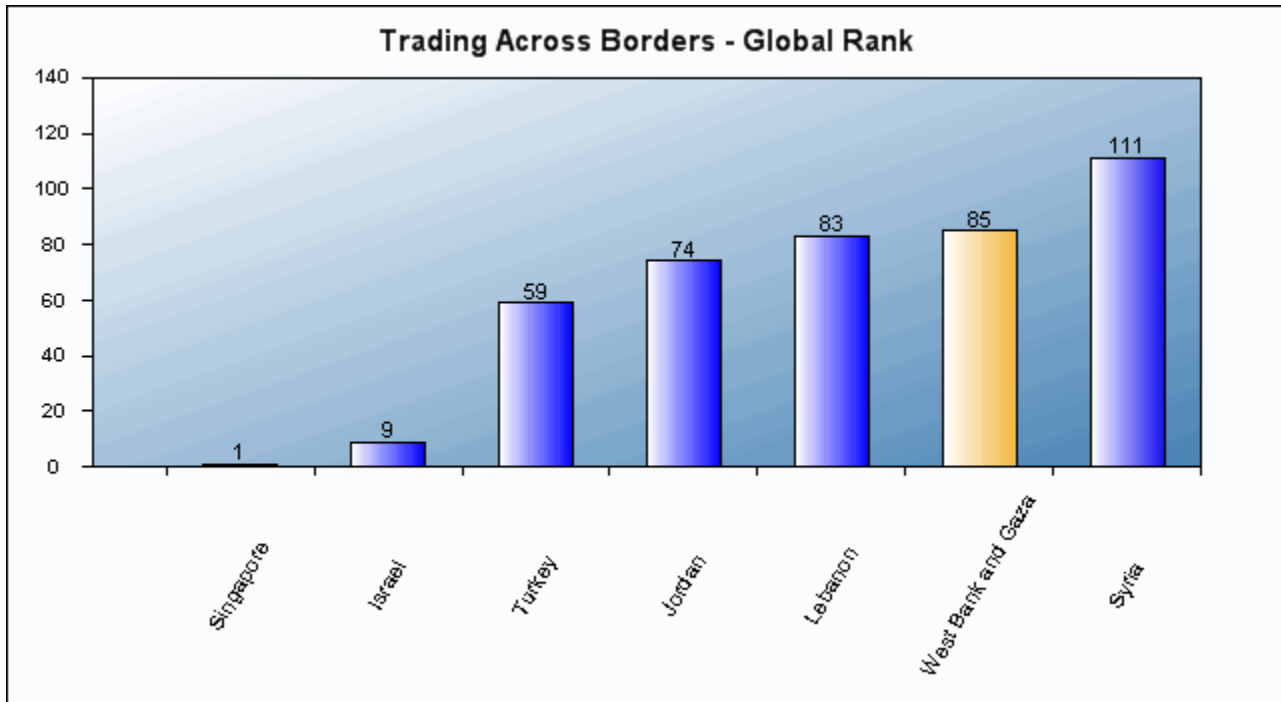




### 3. Benchmarking Trading Across Borders Regulations:

West Bank and Gaza is ranked 85 overall for Trading Across Borders.

Ranking of West Bank and Gaza in Trading Across Borders - Compared to good practice and selected economies:



The following table shows Trading Across Borders data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Documents for export (number)</b>	<b>Time for export (days)</b>	<b>Cost to export (US\$ per container)</b>	<b>Documents for import (number)</b>	<b>Time for import (days)</b>	<b>Cost to import (US\$ per container)</b>
<b>Denmark*</b>		5				
<b>France</b>	2			2		
<b>Malaysia</b>			450			
<b>Singapore</b>					3	439

<i>Selected Economy</i>						
<b>West Bank and Gaza</b>	6	25	835	6	40	1225

<i>Comparator Economies</i>						
<b>Israel</b>	5	12	665	4	12	605
<b>Jordan</b>	7	19	730	7	22	1290
<b>Lebanon</b>	5	27	872	7	38	1073
<b>Syria</b>	8	15	1190	9	21	1625
<b>Turkey</b>	7	14	940	8	15	1063

\* The following economies are also good practice economies for :

**Time for export (days): Estonia, Singapore**



## Enforcing Contracts

Where contract enforcement is efficient, businesses are more likely to engage with new borrowers or customers. Doing Business tracks the efficiency of the judicial system in resolving a commercial dispute, following the step-by-step evolution of a commercial sale dispute before local courts. The data is collected through study of the codes of civil procedure and other court regulations as well as through surveys completed by local litigation lawyers (and, in a quarter of the countries, by judges as well).

The dispute concerns a contract for the sale of goods between two businesses (the Seller and the Buyer) both located in the economy's largest business city.

The Seller sells and delivers goods, worth 200% of the economy's income per capita, to the Buyer. The Buyer refuses to pay on the grounds that they were not of adequate quality.

The Seller sues the Buyer to recover the amount under the sales agreement (200% of the economy's income per capita). The claim is filed before a court in the economy's largest business city with jurisdiction over commercial cases worth 200% of the income per capita and is disputed on the merits. Judgment is 100% in favor of the Seller and is not appealed. Seller enforces the judgment and the money is successfully collected through a public sale of Buyer's assets.

Rankings on enforcing contracts are based on 3 sub-indicators:

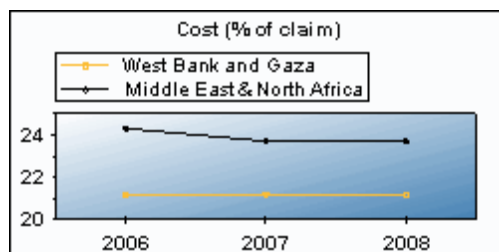
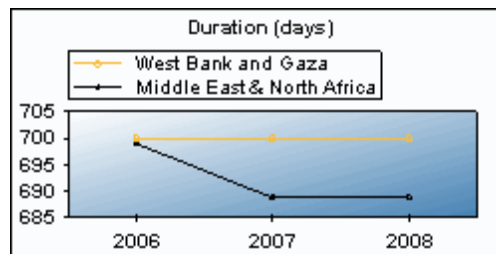
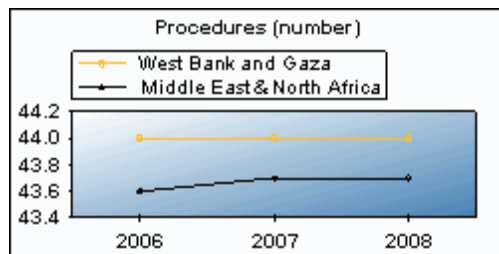
- Number of procedures, which are defined as any interaction between the parties or between them and the judge or court officer. This includes steps to file the case, steps for trial and judgment and steps necessary to enforce the judgment.
- Time, which counts the number of calendar days from the moment the Seller files the lawsuit in court until payment is received. This includes both the days on which actions take place and the waiting periods in between.
- Cost, which is recorded as a percentage of the claim (assumed to be equivalent to 200% of income per capita). Three types of costs are recorded: court costs (including expert fees), enforcement costs (including costs for a public sale of Buyer's assets) and attorney fees.

Justice delayed is often justice denied. And in many economies only the rich can afford to go to court. For the rest, justice is out of reach. In the absence of efficient courts, firms undertake fewer investments or business transactions. And they prefer to involve only a small group of people who know each other from previous dealings.

## 1. Historical data: Enforcing Contracts in West Bank and Gaza

Enforcing Contracts data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		123	122
Procedures (number)	44	44	44
Duration (days)	700	700	700
Cost (% of claim)	21.2	21.2	21.2

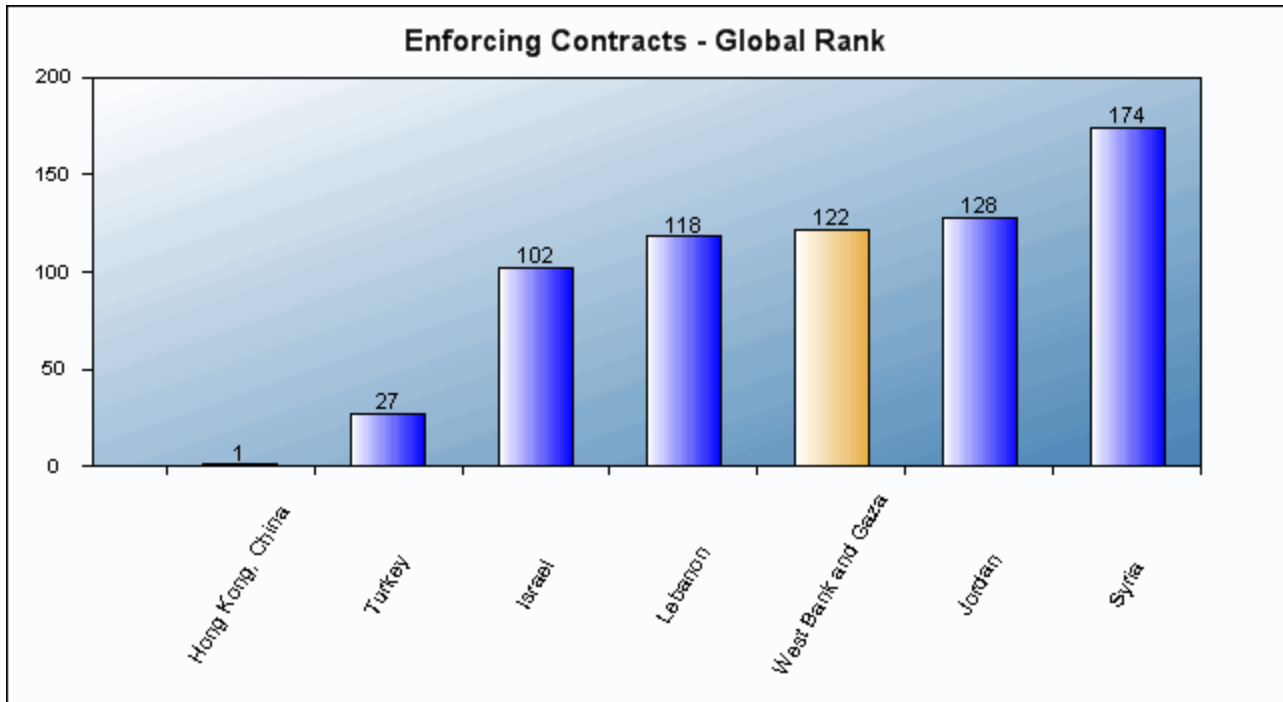
2. The following graphs illustrates the Enforcing Contracts indicators in West Bank and Gaza over the past 3 years:



### 3. Benchmarking Enforcing Contracts Regulations:

West Bank and Gaza is ranked 122 overall for Enforcing Contracts.

Ranking of West Bank and Gaza in Enforcing Contracts - Compared to good practice and selected economies:



The following table shows Enforcing Contracts data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Procedures (number)</b>	<b>Duration (days)</b>	<b>Cost (% of claim)</b>
<b>Iceland*</b>			6.2
<b>Ireland</b>	20		
<b>Singapore</b>		150	

<i>Selected Economy</i>			
<b>West Bank and Gaza</b>	44	700	21.2

<i>Comparator Economies</i>			
<b>Israel</b>	35	890	25.3
<b>Jordan</b>	39	689	31.2
<b>Lebanon</b>	37	721	30.8
<b>Syria</b>	55	872	29.3
<b>Turkey</b>	35	420	18.8

\* The following economies are also good practice economies for :

**Cost (% of claim): Bhutan**



## Closing Business

The economic crises of the 1990s in emerging markets—from East Asia to Latin America, from Russia to Mexico—raised concerns about the design of bankruptcy systems and the ability of such systems to help reorganize viable companies and close down unviable ones. In countries where bankruptcy is inefficient, unviable businesses linger for years, keeping assets and human capital from being reallocated to more productive uses.

The Doing Business indicators identify weaknesses in the bankruptcy law as well as the main procedural and administrative bottlenecks in the bankruptcy process. In many developing countries bankruptcy is so inefficient that the parties hardly ever use it. In countries such as these, reform would best focus on improving contract enforcement outside bankruptcy.

The data on closing a business are developed using a standard set of case assumptions to track a company going through the step-by-step procedures of the bankruptcy process. It is assumed that the company is a domestically owned, limited liability corporation operating a hotel in the country's most populous city. The company has 201 employees, 1 main secured creditor and 50 unsecured creditors. Assumptions are also made about the debt structure and future cash flows. The case is designed so that the company has a higher value as a going concern—that is, the efficient outcome is either reorganization or sale as a going concern, not piecemeal liquidation. The data are derived from questionnaires answered by attorneys at private law firms.

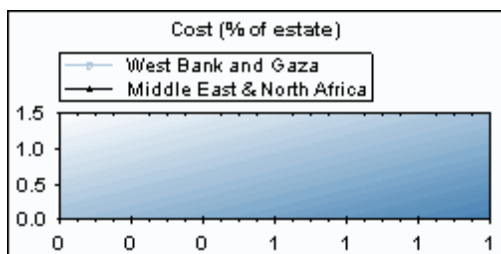
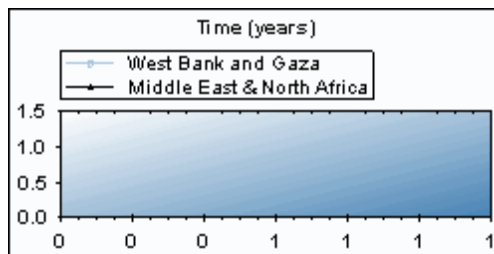
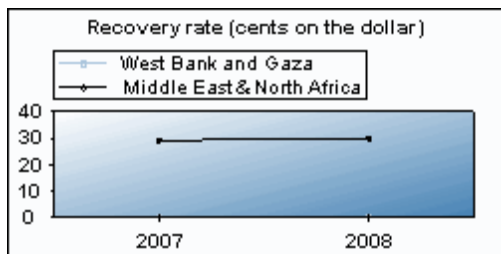
Three measures are constructed from the survey responses: the time to go through the insolvency process, the cost to go through the process and the recovery rate—how much of the insolvency estate is recovered by stakeholders, taking into account the time, cost, depreciation of assets and the outcome of the insolvency proceeding.

Bottlenecks in bankruptcy cut into the amount claimants can recover. In countries where bankruptcy laws are inefficient, this is a strong deterrent to investment. Access to credit shrinks, and nonperforming loans and financial risk grow because creditors cannot recover overdue loans. Conversely, efficient bankruptcy laws can encourage entrepreneurs. The freedom to fail, and to do so through an efficient process, puts people and capital to their most effective use. The result is more productive businesses and more jobs.

**1. Historical data: Closing Business in West Bank and Gaza**

Closing a Business data	Doing Business 2007	Doing Business 2008	Doing Business 2009
Rank		181	181
Time (years)	no practice	no practice	no practice
Cost (% of estate)	no practice	no practice	no practice
Recovery rate (cents on the dollar)	no practice	0.0	0.0

**2. The following graphs illustrates the Closing Business indicators in West Bank and Gaza over the past 3 years:**





### 3. Benchmarking Closing Business Regulations:

West Bank and Gaza is ranked 181 overall for Closing a Business.

Ranking of West Bank and Gaza in Closing Business - Compared to good practice and selected economies:



The following table shows Closing Business data for West Bank and Gaza compared to good practice and comparator economies:

<b>Good Practice Economies</b>	<b>Recovery rate (cents on the dollar)</b>	<b>Time (years)</b>	<b>Cost (% of estate)</b>
<b>Ireland</b>		0.4	
<b>Japan</b>	92.5		
<b>Singapore*</b>			1

<i>Selected Economy</i>			
<b>West Bank and Gaza</b>	0.0	no practice	no practice

<i>Comparator Economies</i>			
<b>Israel</b>	44.9	4.0	23
<b>Jordan</b>	27.3	4.3	9
<b>Lebanon</b>	19.0	4.0	22
<b>Syria</b>	29.5	4.1	9
<b>Turkey</b>	20.2	3.3	15

\* The following economies are also good practice economies for :

**Cost (% of estate): Colombia, Kuwait, Norway**

# DB2009 Reforms

## Number of reforms in Doing Business 2009

Rank	Economy	Reform Topics									Total number of reforms
		Starting a Business	Dealing with Construction Permits	Employing Workers	Registering Property	Getting Credit	Protecting Investors	Paying Taxes	Trading Across Borders	Enforcing Contracts	
1	Azerbaijan	✓		✓	✓	✓	✓	✓		✓	7
2	Albania	✓				✓	✓	✓			4
3	Kyrgyz Republic	✓	✓				✓				3
4	Belarus	✓	✓		✓	✓		✓	✓		6
5	Senegal	✓			✓				✓		3
6	Burkina Faso		✓	✓	✓			✓			4
7	Botswana	✓					✓	✗	✓		3
8	Colombia	✓	✓					✓	✓	✓	5
9	Dominican Republic	✓			✓			✓	✓		4
10	Egypt	✓	✓		✓	✓	✓		✓		6
	West Bank and Gaza	✓	✗			✓					2
	Israel										
	Jordan	✓									1
	Lebanon	✓									1
	Turkey						✓				1
	Syria	✓							✓		2

Note: Economies are ranked on the number and impact of reforms, Doing Business selects the economies that reformed in 3 or more of the Doing Business topics. Second, it ranks these economies on the increase in rank in Ease of Doing Business from the previous year. The larger the improvement, the higher the ranking as a reformer.

**Albania**

Albania, a top reformer globally and regionally, established a public credit registry allowing financial institutions to share credit information and covering 8.3 percent of the adult population. This reform allows banks to better evaluate the creditworthiness of potential borrowers, facilitating access to credit for firms and individuals. Albania also strengthened investor protections. A new company law requires that disinterested shareholders approve transactions between interested parties and obligates those parties to disclose all information on the transaction to the public. The law also reinforces directors' duties and requires directors, when found liable, to pay damages and return profits to the company. Starting a business became easier with online publication, reduction of the registration cost, and the consolidation of tax, health insurance, and labor registration into a single application. The corporate income tax rate was reduced from 20 percent to 10 percent effective January 1, 2008.

**Azerbaijan**

Azerbaijan, the top reformer globally and regionally, eliminated the minimum threshold for reporting loans to the public credit registry in September 2007. The public registry now records information on all loans made by the financial system, more than doubling the coverage of borrowers with a credit history. Substantial amendments to the labor code in May 2007 made hiring workers easier by allowing employers to use fixed-term contracts for permanent tasks, easing restrictions on night work, and reducing requirements for redundancy dismissals. Azerbaijan created a second commercial court in Baku, increasing the number of judges dealing with commercial cases from five to nine. The average time to enforce a contract through the courts fell from 267 days to 237. A new law strengthens investor protections by requiring that transactions between interested parties be approved by shareholders. Interested parties are allowed to vote on the matter. Other provisions protect investors because directors who are held liable must pay damages and disgorge profits. Azerbaijan introduced a new unified property registry, reducing the number of procedures required to register property from seven to four. In addition, the State Register Service introduced the option of expediting two of the four procedures, making it possible to register property in 11 days. Similarly, the country created a one-stop shop for company registration, cutting the number of procedures from 13 to six and reducing the time required by half. Azerbaijan reduced the tax burden by introducing an online filing and payment system with advanced accounting software for calculating taxes due. This saves more than 500 hours a year on average in dealing with paperwork.

**Belarus**

In Belarus, a top reformer globally and regionally, the public credit registry expanded credit information by eliminating the minimum threshold for loans recorded in its database. It also guaranteed the right of borrowers to review their data, improving accuracy. Starting a business became easier: a unified registry database was created, a time limit was introduced for registration, and the minimum capital requirement was cut by half. Belarus created a one-stop shop for property registration and introduced a broad administrative simplification program that set strict time limits at the registry and computerized its records. As a result, the time required to register property in Minsk fell from 231 days to 21. The time required for dealing with construction permits fell by 140 days, thanks to new statutory time limits for preapproval clearances and building permits. Belarus eased the tax burden by abolishing the "Chernobyl tax" (3 percent) and unemployment tax (1 percent) and amending the simplified tax system for small businesses. A new customs code and new banking regulations reduced the time to export

**Botswana**

Botswana improved its business environment by speeding the start-up process through computerization. A similar effort, which included training customs officers in using an electronic data interchange system, sped the processing of trade documents and reduced the time to export by two days and the time to import by a day. A new Company Act has come into force, requiring that shareholders approve related-party transactions and that directors repay damages and surrender profits if held liable. Finally, since January 2008, companies have been required to pay 0.2 percent of turnover for the training of workers.

**Burkina Faso**

Burkina Faso eliminated random inspections during construction. It also introduced a new one-stop shop for construction permits, which reduced approval fees and combined five separate payments into a single one. A new labor code, approved in May 2008, makes hiring workers easier by allowing employers to use fixed-term contracts for permanent tasks, removing the 48-month limit on the duration of such contracts, and easing restrictions on determining the weekly rest day. Requirements for redundancy dismissals were also eased: third-party notification and consent are no longer required for dismissal of a single worker, and priority rules for dismissals were abolished. Burkina Faso made it easier to transfer property by eliminating the requirement for authorization from the municipality, merging two taxes at the Land Registry (Conservation Foncière), and reducing the transfer tax. The changes reduced the time required by 46 days and the cost by 2 percent of the property value. Finally, Burkina Faso reduced the corporate income tax rate from 35 percent to 30 percent (effective January 1, 2008), and the tax on dividends from 15 percent to 12.5 percent.

<b>Colombia</b>	Colombia, a top global and regional reformer, improved in five of the 10 Doing Business indicators. It reduced the time and cost to start a business by simplifying registration formalities, including speeding up processes at the registry and eliminating the need to obtain a certificate of compliance with zoning regulations. A silence-is-consent principle for building permits is now applied, reducing the total time for dealing with construction permits by 32 days. A new unified application form was introduced. Colombia made electronic social security contributions mandatory for companies with more than 30 employees and created unified electronic forms for filing taxes. Trading across borders was expedited: better banking services and the implementation of e-payments, electronic data interchange, and coordinated inspections in customs reduced the time to export by 10 days and the time to import by five. Authorities also introduced two new insolvency proceedings: a reorganization procedure to restructure insolvent companies and a mandatory liquidation procedure. Its new insolvency law tightens time limits for negotiating reorganization agreements. Before, the term allowed was six months, with a possible extension of eight months. The new law limits the term to four months, and the extension to two.
<b>Dominican Republic</b>	The Dominican Republic, a top global and regional reformer, sped up formalities in several areas by making them electronic. An online system for filing and paying taxes, piloted in 2006, is now fully operational. And entrepreneurs can complete several start-up formalities online, including name verification, and commercial and tax registration. The Dominican Republic also reduced the corporate income tax rate from 29% to 25%, and abolished several taxes, including the stamp duty. The cost of property registration fell, thanks to a reduction in the transfer tax from 4.3% to 3%. Transferring property now costs 3.8% of the property value, down from 5.1%. In addition, authorities reduced the time to export by three days by improving the online portal for customs documentation and payment.
<b>Egypt</b>	Egypt was once again among the top 10 global reformers—the third time in 4 years—and top regional reformer this year. Egypt made starting a business easier by reducing the paid-in minimum capital requirement by more than 80%, abolishing bar association fees, and automating tax registration. A new building code introduced in 2008 is aimed at reducing the procedures and time required to deal with construction permits by establishing a single window for processing construction-related approvals. Simplified administrative procedures for registering property and new time limits have reduced the time to transfer property in Cairo from 193 days to 72. The port of Alexandria continued to upgrade its facilities and sped customs clearance, reducing the time to export by 1 day and the time to import by 3. New listing rules for the Cairo Stock Exchange strengthened protections for minority shareholders: now an independent body must assess transactions between interested parties before they are approved. And thanks to new regulations issued by the Central Bank of Egypt, borrowers have the right to inspect their data in the private credit bureau.
<b>Israel</b>	In Israel no major reforms were recorded.
<b>Jordan</b>	Jordan reduced the paid-in minimum capital requirement for starting a business by 97%.
<b>Kyrgyz Republic</b>	The Kyrgyz Republic, a top reformer globally and regionally, strengthened investor protections through legal amendments allowing minority investors to take legal actions as shareholders. The amendments also require an independent assessment of a related-party transaction before it is approved. Moreover, directors can be held liable for negligence if they harm minority shareholders and will be forced to pay damages and disgorge profits. A new one-stop shop made it easier to start a business by streamlining and simplifying business registration processes and eliminating certain requirements such as proof of residence. Obtaining a company seal became optional. Dealing with construction permits also became easier, thanks to a one-stop shop making it possible to obtain a designing permit, construction license, and occupancy permit at a single place. This reform eliminated nine steps, reduced the time required by almost 6 months, and lowered the cost from 759 percent of income per capita to 406 percent.
<b>Lebanon</b>	Lebanon streamlined business registration, reducing the time needed to start a business from 46 days to 11 and eliminating 1 procedure.
<b>Senegal</b>	Senegal's one-stop shop for business start-up became fully operational, merging more than half the procedures and speeding the process as a result. Similarly, the introduction of time limits at the Land Registry and the Directorate of Taxes and Property sped property registration. The top reformer globally in easing trade, Senegal introduced a single window for customs clearance, cutting document requirements in half. It also set up an electronic data interchange system, implemented risk-based inspections, extended the operating hours of customs, and improved port and road infrastructure.

<b>Syria</b>	Syria introduced a new commercial code that simplified business start-up by taking lawyers and the court out of the registration process. Reforms at the tax directorate simplified tax registration for new businesses. The entry of private banks in the Syrian market sped the issuance of letters of credit lowering the overall time to import and export.
<b>Turkey</b>	Turkey further strengthened investor protections through a new law requiring that an independent auditor assess transactions between interested parties before the transactions are approved.
<b>West Bank and Gaza</b>	West Bank and Gaza's information management system at the commercial registry became fully operational, cutting the time to start a business by 43 days. The Central Bank has set up an online system for lenders to access credit information. . Fees related to construction permitting increased total cost by almost 20%.

## APPENDICES

### Starting a Business in West Bank and Gaza

This table summarizes the procedures and costs associated with setting up a business in West Bank and Gaza.

#### STANDARDIZED COMPANY

Legal Form: Private Limited Liability Company

Minimum Capital Requirement:

City: Ramallah

#### Registration Requirements:

No:	Procedure	Time to complete	Cost to complete
1	Search for company name and reserve proposed name	1 day	ILS 87
2	Local lawyer signs company documents	1-3 days	USD 300-500
3	Submit company incorporation papers & obtain temporary copy of certificate of registration from Ministry	2 days	no charge
4 *	Deposit initial capital	1 day (simultaneous with previous procedure)	see comments
5	Register with Companies Registry	3-4 days	see comments
6 *	Payment of registration fee	1 day (simultaneous with proc 5)	no charge
7	Register for income and VAT tax	3 days	no charge
8	Register with Chamber of Commerce	14-17 days	USD 158
9 *	Obtain business license from municipality	35 days (simultaneous with previous procedure)	ILS 120
10 *	Obtain approval from fire department	1-3 days (simultaneous with previous procedure)	0.15 USD per square meter
11 *	Obtain and legalize special company books	3 days (simultaneous with previous procedure)	30 USD per transaction

\* Takes place simultaneously with another procedure.

### Procedure 1 Search for company name and reserve proposed name

**Time to complete:** 1 day

**Cost to complete:** ILS 87

**Comment:** The name could be checked and reserved online and the Ministry sends an email with approval if the name is not already taken. The name reservation could be done in person at the registry. However payment of the name reservation fees should be paid at bank.

### Procedure 2 Local lawyer signs company documents

**Time to complete:** 1-3 days

**Cost to complete:** USD 300-500

**Comment:** While hiring a lawyer for drafting the articles is recommended, doing so for signing the documents is required. Fees are charged on a lump-sum basis, ranging from USD 200 to USD 3,000. The cost and time depend on the complexity desired, on the nature of the company and its legal form (partnership or corporation), and on the structure of the board, voting powers, control issues, and the like. However, standard boilerplate incorporation documents, as well as tailored ones (bylaws and articles), may be used.

### Procedure 3 Submit company incorporation papers & obtain temporary copy of certificate of registration from Ministry

**Time to complete:** 2 days

**Cost to complete:** no charge

**Comment:** Before depositing the initial capital in the bank account, the company founder must obtain from the Ministry of National Economy a temporary registration copy designed for “bank account opening purposes only.” The company controller keeps the original and gives the company a copy to set up a bank account and to ensure that a certain amount of the capital is deposited in the bank.

### Procedure 4 Deposit initial capital

**Time to complete:** 1 day (simultaneous with previous procedure)

**Cost to complete:** see comments

**Comment:** The founders must deposit 25% of the initial capital plus the official bank fees (1/1,000 of stated capital). Upon payment, a receipt is obtained and supplied back to the Ministry. The Companies Registry gives the company its identification number and preliminary approval, which is required to open the bank account. The company then obtains this receipt and brings it to the Companies Registry to obtain the final approval.

### Procedure 5 Register with Companies Registry

**Time to complete:** 3-4 days

**Cost to complete:** see comments

**Comment:** The following documents are required to register with the Companies Registry,:

- Articles of association.
- Company bylaws.
- Shareholders identification card (copies).



- Verified company name.

Fee schedule for company registration:

- Company name verification: ILS 87 (included in Procedure 2).

- Application: ILS 285.

- Signature verification: ILS 84 per signature (minimum number of required signatures is two to form a private limited company or seven to form a public limited company). Note that signing must occur before the Company Registrar

- Initial deposit of 1/1,000 of the stated capital.

There are two separate types of fees, one that varies with the number of shareholders and another that is a percentage of the stated capital.

#### Procedure 6 Payment of registration fee

**Time to complete:** 1 day (simultaneous with procedure 5)

**Cost to complete:** no charge

**Comment:** Registration fees must be paid at a local bank upon submission of the registration documents. The Ministry will not review the application until the fee is paid.

#### Procedure 7 Register for income and VAT tax

**Time to complete:** 3 days

**Cost to complete:** no charge

**Comment:** The tax offices are in the same building and the unique registration numbers for VAT and income tax are the same. In most cases, accountants register the company for these taxes. Registration for VAT takes a day and for income tax takes 2 days.

#### Procedure 8 Register with Chamber of Commerce

**Time to complete:** 14-17 days

**Cost to complete:** USD 158

**Comment:** Registration with the Chamber is optional, however most businesses prefer to do it to qualify for business boarders permits. The fee to register with the Chamber of Commerce depends on the company's capital and on the nature of business. for a Grade B with registered capital between USD 20,000 and USD 50,000: The membership fee is JD 100 (about \$143), Initial fee of ILS 50 ( about \$15) and annual fee of USD 80.

#### Procedure 9 Obtain business license from municipality

**Time to complete:** 35 days (simultaneous with previous procedure)

**Cost to complete:** ILS 120

**Comment:** The time and cost for obtaining a business license varies from sector to sector. However for general trading the time is about 3 weeks and the fees are about ILS 20 for application and ILS 100 for the license.

#### Procedure 10 Obtain approval from fire department

**Time to complete:** 1-3 days (simultaneous with previous procedure)

**Cost to complete:** 0.15 USD per square meter

**Comment:** Providing the fire department approval is necessary to obtain the business license.

## Procedure 11 Obtain and legalize special company books

**Time to complete:** 3 days (simultaneous with previous procedure)

**Cost to complete:** 30 USD per transaction

**Comment:** All corporate and financial records must be legalized by the company controller and auditors. Although this applies to all forms of companies, supervision is more stringent for public shareholding companies than for Limited Liability Companies (LLCs) or partnerships. In practice, this procedure is not done for LLCs.

## Dealing with Construction Permits in West Bank and Gaza

The table below summarizes the procedures, time, and costs to build a warehouse in West Bank and Gaza.

### BUILDING A WAREHOUSE

Date as of: January 2, 2008

Estimated Warehouse Value:

City: Ramallah

#### Registration Requirements:

No:	Procedure	Time to complete	Cost to complete
1	Obtain location map from municipality	7 days	ILS 72
2	Obtain survey map from a licensed surveyor	10 days	USD 1,200
3	Make soil test	14 days	ILS 9,592
4	Hire independent syndicate engineer to review building plans and approve them for submission	21 days	USD 5,202
5	Obtain building permit from the municipality	21 days	USD 5,202
6 *	Obtain no objection letter from the Electricity Company regarding the connection to utilities	1 day	no charge
7 *	Obtain no objection letter from the Water Company regarding the connection to utilities	1 day	no charge
8 *	Obtain civil defense permit	14 days	no charge
9	Obtain excavation permit	31 days	no charge
10	Receive foundation inspection	1 day	no charge
11	Submit concrete casting permit to Engineers syndicate for stamping	1 day	no charge
12	Submit stamped concrete casting permit to the Municipality	1 day	no charge
13	Request and receive final inspection	1 day	USD 8
14	Bring municipal letters of approval to water and sewage company (GEKA) and make appointment for inspection	1 day	no charge

15	Bring municipal letters of approval to the electricity company and make appointment for inspection	1 day	no charge
16	Bring municipal letters of approval to the telephone company to obtain fixed telephone line	1 day	no charge
17	Receive water and sewage inspection	1 day	no charge
18	Receive electricity inspection	1 day	no charge
19 *	Obtain electricity connection	90 days	ILS 8,400
20 *	Obtain water and sewage connection	3 days	ILS 3,500
21 *	Receive inspection and obtain phone connection	7 days	ILS 600

\* Takes place simultaneously with another procedure.

<b>Procedure</b>	<b>1</b>	<b>Obtain location map from municipality</b>
<b>Time to complete:</b>		7 days
<b>Cost to complete:</b>		ILS 72
<b>Comment:</b>		BuildCo must obtain a location map form the municipality to check that the proposed constructions project is allowed on this land.
<b>Procedure</b>	<b>2</b>	<b>Obtain survey map from a licensed surveyor</b>
<b>Time to complete:</b>		10 days
<b>Cost to complete:</b>		USD 1,200
<b>Comment:</b>		The survey map is usually at a scale of 1:500 or 1:250 and shows, in addition to the boundaries, the levels and/ or contour lines, the site, and the surroundings, including sewerage, electricity, telephone, and water connections.
<b>Procedure</b>	<b>3</b>	<b>Make soil test</b>
<b>Time to complete:</b>		14 days
<b>Cost to complete:</b>		ILS 9,592
<b>Comment:</b>		<p>A law requiring a soil exam went into effect in 2001, but because of the economic situation, some companies do not comply with it. However, since January 2005, the Engineers Syndicate stopped approving any plan without the soil test for projects exceeding 200 sq. m. A minimum of 3 boreholes must be made on the proposed site.</p> <p>If the building is an extension above an existing building, a report about the state of the existing building must be submitted.</p>
<b>Procedure</b>	<b>4</b>	<b>Hire independent syndicate engineer to review building plans and approve them for submission</b>
<b>Time to complete:</b>		21 days
<b>Cost to complete:</b>		USD 5,202
<b>Comment:</b>		As required by the Engineers' Syndicate, BuildCo must hire an outside engineer to submit the plans. Each project has to be licensed by a locally registered and licensed engineering/ architecture office even if the project has in house engineers and architects. Drawings are checked in Ramallah, but a jury from outside the city will check the plans. The cost includes the Engineers Syndicate fees.
<b>Procedure</b>	<b>5</b>	<b>Obtain building permit from the municipality</b>
<b>Time to complete:</b>		21 days
<b>Cost to complete:</b>		USD 5,202
<b>Comment:</b>		<p>To obtain a building permit from the municipality, BuildCo must submit the following documents in five copies, one copy each for the consulting office, the municipality, the Ministry of Tourism and Antiquities, and the engineer, as well as one copy that will be returned to BuildCo:</p> <ul style="list-style-type: none"> <li>- Land property title, including, site map, location map, city-land parcel number, and area regulations signed by a surveyor.</li> </ul>

- Documents about dimensions.
- Project drawings: the proposed site plan and architectural plans, including dimensions, furniture, and reflected ceiling; and elevation, sections, and area diagrams with door and window schedules.
- Structural drawings, including foundation plans, slabs, and details.
- Plans for utilities, lighting, and earthing diagrams.
- Mechanical plans for hot and cold water supplies, heating/cooling, ventilation, and sewerage.
- Soil test.
- Application form.

The municipality must approve all copies mentioned above. The Ministry of Tourism and Antiquities must also approve BuildCo's set of copies, as do the utility companies.

**Procedure 6 Obtain no objection letter from the Electricity Company regarding the connection to utilities**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 7 Obtain no objection letter from the Water Company regarding the connection to utilities**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 8 Obtain civil defense permit**

**Time to complete:** 14 days

**Cost to complete:** no charge

**Comment:** To obtain a civil defense permit, BuildCo must submit the following documents:

- Land property title.
- Documents about dimensions.
- Project drawings.
- Certificate of professional engineer
- Project acceptance from the Engineers Syndicate.
- Application form.

**Procedure 9 Obtain excavation permit**

**Time to complete:** 31 days

**Cost to complete:** no charge

**Comment:**

**Procedure 10 Receive foundation inspection**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:** During construction the municipality randomly inspects the excavation work.

**Procedure 11 Submit concrete casting permit to Engineers syndicate for stamping**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 12 Submit stamped concrete casting permit to the Municipality**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 13 Request and receive final inspection**

**Time to complete:** 1 day

**Cost to complete:** USD 8

**Comment:**

**Procedure 14 Bring municipal letters of approval to water and sewage company (GEKA) and make appointment for inspection**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 15 Bring municipal letters of approval to the electricity company and make appointment for inspection**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 16 Bring municipal letters of approval to the phone company to obtain fixed telephone line**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:**

**Procedure 17 Receive water and sewage inspection**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:** The time from scheduling an appointment to when the inspector installs the meter is a week.

**Procedure 18 Receive electricity inspection**

**Time to complete:** 1 day

**Cost to complete:** no charge

**Comment:** The time from scheduling an appointment to when the inspector installs the meter is 2–3 days.

**Procedure 19 Obtain electricity connection**

**Time to complete:** 90 days

**Cost to complete:** ILS 8,400

**Comment:** The cost depends on the type of pipes used in the connections:  
- One-inch-diameter water line fees = ILS 1,500.  
- Two-inch-diameter water line fees = ILS 5,000.

Sewerage connection costs around ILS 2,000 for four-inch-diameter lines. The fees are paid to the water and sewerage company, General des Eaux Khatib & Alami (GEKA), excluding the prices of the water lines, which depend on the length of the line and on the number and depth of manholes.

**Procedure 20 Obtain water and sewage connection**

**Time to complete:** 3 days

**Cost to complete:** ILS 3,500

**Comment:** The time and cost of obtaining an electricity connection depend on how much power is needed. In this case, only a 100-ampere connection is needed. If more than 1,000 amperes are needed, a transformer is necessary, which costs a few thousand U.S. dollars and takes a month.



**Procedure 21 Receive inspection and obtain phone connection**

**Time to complete:** 7 days

**Cost to complete:** ILS 600

**Comment:**

## Employing Workers in West Bank and Gaza

Employing workers indices are based on responses to survey questions. The table below shows these responses in West Bank and Gaza.

Employing Workers Indicators (2008)	Answer	Score
<b>Rigidity of Employment Index</b>		<b>31.1</b>
<b>Difficulty of Hiring Index</b>		<b>33.3</b>
Are fixed-term contracts prohibited for permanent tasks?	No	0
What is the maximum duration of fixed-term contracts (including renewals)? (in months)	24	1.0
What is the ratio of mandated minimum wage to the average value added per worker?	0.00	0.00
<b>Rigidity of Hours Index</b>		<b>40.0</b>
Can the workweek extend to 50 hours (including overtime) for 2 months per year to respond to a seasonal increase in production?	Yes	0
What is the maximum number of working days per week?	6	0
Are there restrictions on night work?	Yes	1
Are there restrictions on "weekly holiday" work?	Yes	1
What is the paid annual vacation (in working days) for an employee with 20 years of service?	18	0
<b>Difficulty of Firing Index</b>		<b>20.0</b>
Is the termination of workers due to redundancy legally authorized?	Yes	0
Must the employer notify a third party before terminating one redundant worker?	Yes	1
Does the employer need the approval of a third party to terminate one redundant worker?	No	0
Must the employer notify a third party before terminating a group of 25 redundant workers?	Yes	1
Does the employer need the approval of a third party to terminate a group of 25 redundant workers?	No	0
Is there a retraining or reassignment obligation before an employer can make a worker redundant?	No	0
Are there priority rules applying to redundancies?	No	0
Are there priority rules applying to re-employment?	No	0

<b>Firing costs (weeks of salary)</b>	<b>91.0</b>
What is the notice period for redundancy dismissal after 20 years of continuous employment? (weeks of salary)	4.3
What is the severance pay for redundancy dismissal after 20 years of employment? (weeks of salary)	86.7
What is the legally mandated penalty for redundancy dismissal? (weeks of salary)	0.0

Note: The first three indices measure how difficult it is to hire a new worker, how rigid the regulations are on working hours, and how difficult it is to dismiss a redundant worker. Each index assigns values between 0 and 100, with higher values representing more rigid regulations. The overall Rigidity of Employment Index is an average of the three indices.

## Registering Property in West Bank and Gaza

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This topic examines the steps, time, and cost involved in registering property in West Bank and Gaza.

### *STANDARDIZED PROPERTY*

Property Value: 243,145.53

City: Ramallah

#### **Registration Requirements:**

No:	Procedure	Time to complete	Cost to complete
1	Obtain tax clearance certificate from the Municipality	7 days	no cost
2	Obtain tax clearance certificate from the Ministry of Finance	2 days	no cost
3	Open the transaction file at the land registry	30 days	no cost
4	Land registry values property	20 days	\$6 - \$8
5	Proceed to land registry to sign valuation	1 day	no cost
6	Pay taxes at commercial bank	1 day	1% of property value (transfer fee) + \$ 8 (stamp duty)
7	Bring receipts to land registry and finalize the transaction	1 -2 days	no cost

**Procedure 1 Obtain tax clearance certificate from the Municipality**

**Time to complete:** 7 days

**Cost to complete:** no cost

**Comment:** Parties bring the form initially obtained from the land registry in procedure 3.

**Procedure 2 Obtain tax clearance certificate from the Ministry of Finance**

**Time to complete:** 2 days

**Cost to complete:** no cost

**Comment:** Parties bring the form initially obtained from the land registry in procedure 3.

**Procedure 3 Open the transaction file at the land registry**

**Time to complete:** 30 days

**Cost to complete:** no cost

**Comment:** The land registry examines the documents and the property file and determines what taxes are to be paid on it. It then makes an estimate of the property value and gives the parties 2 forms—one each for the Municipality and the Ministry of Finance, to take to those offices and receive debt-free tax certificates.

Documents required:  
- incorporation documents  
- board resolutions to buy/sell  
- identification of all parties  
- notarized POAs

**Procedure 4 Land registry values property**

**Time to complete:** 20 days

**Cost to complete:** \$6 - \$8

**Comment:** The valuation is only needed if the property has not been valued in the past 5 years—which indeed applies to this case. If it has, the value should be in the title file or the parties give an estimate. If not, then an inspection/valuation is required which takes 3 days total and no cost. The registry will then take the remaining time to make its estimate of the value based on the higher of either the parties estimate or the official valuation.

**Procedure 5 Proceed to land registry to sign valuation**

**Time to complete:** 1 day

**Cost to complete:** no cost

**Comment:**

**Procedure 6 Pay taxes at commercial bank**

**Time to complete:** 1 day

**Cost to complete:** 1% of property value (transfer fee) + \$ 8 (stamp duty)

**Comment:**

**Procedure 7 Bring receipts to land registry and finalize the transaction**

**Time to complete:** 1 -2 days

**Cost to complete:** no cost

**Comment:**

## Getting Credit in West Bank and Gaza

The following table summarize legal rights of borrowers and lenders, and the availability and legal framework of credit registries in West Bank and Gaza.

Getting Credit Indicators (2008)			Indicator
			score
Private bureau coverage (% adults)	Private credit bureau	Public credit registry	3
Are data on both firms and individuals distributed?	No	Yes	1
Are both positive and negative data distributed?	No	Yes	1
Does the registry distribute credit information from retailers, trade creditors or utility companies as well as financial institutions?	No	No	0
Are more than 2 years of historical credit information distributed?	No	No	0
Is data on all loans below 1% of income per capita distributed?	No	Yes	1
Is it guaranteed by law that borrowers can inspect their data in the largest credit registry?	No	No	0
<b>Coverage</b>		0.0	7.8
Number of individuals		0	..
Number of firms		0	..

Legal Rights Index	0
Can any business use movable assets as collateral while keeping possession of the assets; and any financial institution accept such assets as collateral ?	No
Does the law allow businesses to grant a non possessory security right in a single category of revolving movable assets, without requiring a specific description of the secured assets ?	No
Does the law allow businesses to grant a non possessory security right in substantially all of its assets, without requiring a specific description of the secured assets ?	No
May a security right extend to future or after-acquired assets, and may it extend automatically to the products, proceeds or replacements of the original assets ?	No
Is a general description of debts and obligations permitted in collateral agreements, so that all types of obligations and debts can be secured by stating a maximum amount rather than a specific amount between the parties ?	No
Is a collateral registry in operation, that is unified geographically and by asset type, as well as indexed by the grantor's name of a security right ?	No
Do secured creditors have absolute priority to their collateral outside bankruptcy procedures?	No
Do secured creditors have absolute priority to their collateral in bankruptcy procedures?	No

During reorganization, are secured creditors' claims exempt from an automatic stay on enforcement?

No

Does the law authorize parties to agree on out of court enforcement?

No



## Protecting Investors in West Bank and Gaza

The table below provides a full breakdown of how the disclosure, director liability, and shareholder suits indexes are calculated in West Bank and Gaza.

Protecting Investors Data (2008)	Indicator
<b>Disclosure Index</b>	<b>6</b>
What corporate body provides legally sufficient approval for the transaction? (0-3; see notes)	1
Immediate disclosure to the public and/or shareholders (0-2; see notes)	2
Disclosures in published periodic filings (0-2; see notes)	2
Disclosures by Mr. James to board of directors (0-2; see notes)	1
Requirement that an external body review the transaction before it takes place (0=no, 1=yes)	0
<b>Director Liability Index</b>	<b>5</b>
Shareholder plaintiff's ability to hold Mr. James liable for damage the Buyer-Seller transaction causes to the company. (0-2; see notes)	1
Shareholder plaintiff's ability to hold the approving body (the CEO or board of directors) liable for for damage to the company. (0-2; see notes)	1
Whether a court can void the transaction upon a successful claim by a shareholder plaintiff (0-2; see notes)	0
Whether Mr. James pays damages for the harm caused to the company upon a successful claim by the shareholder plaintiff (0=no, 1=yes)	1
Whether Mr. James repays profits made from the transaction upon a successful claim by the shareholder plaintiff (0=no, 1=yes)	1
Whether fines and imprisonment can be applied against Mr. James (0=no, 1=yes)	0
Shareholder plaintiff's ability to sue directly or derivatively for damage the transaction causes to the company (0-1; see notes)	1
<b>Shareholder Suits Index</b>	<b>7</b>
Documents available to the plaintiff from the defendant and witnesses during trial (0-4; see notes)	3
Ability of plaintiffs to directly question the defendant and witnesses during trial (0-2; see notes)	2
Plaintiff can request categories of documents from the defendant without identifying specific ones (0=no, 1=yes)	0
Shareholders owning 10% or less of Buyer's shares can request an inspector investigate the transaction (0=no, 1=yes)	0

Level of proof required for civil suits is lower than that for criminal cases (0=no, 1=yes) 1

Shareholders owning 10% or less of Buyer's shares can inspect transaction documents before filing suit (0=no, 1=yes) 1

## Investor Protection Index

6.0

### Notes:

#### Extent of Disclosure Index

*What corporate body provides legally sufficient approval for the transaction?*

0=CEO or managing director alone; 1=shareholders or board of directors vote and Mr. James can vote; 2=board of directors votes and Mr. James cannot vote; 3 = shareholders vote and Mr. James cannot vote

*Immediate disclosure to the public and/or shareholders*

0=none; 1=disclosure on the transaction only; 2=disclosure on the transaction and Mr. James' conflict of interest

*Disclosures in published periodic filings*

0=none; 1=disclosure on the transaction only; 2=disclosure on the transaction and Mr. James' conflict of interest

*Disclosures by Mr. James to board of directors*

0=none; 1=existence of a conflict without any specifics; 2= full disclosure of all material facts

#### Director Liability Index

*Shareholder plaintiff's ability to hold Mr. James liable for damage the Buyer-Seller transaction causes to the company*

0= Mr. James is not liable or liable only if he acted fraudulently or in bad faith; 1= Mr. James is liable if he influenced the approval or was negligent; 2= Mr. James is liable if the transaction was unfair, oppressive or prejudicial to minority shareholders

*Shareholder plaintiff's ability to hold the approving body (the CEO or board of directors) liable for damage to the company*

0=members of the approving body are either not liable or liable only if they acted fraudulently or in bad faith; 1=liable for negligence in the approval of the transaction; 2=liable if the transaction is unfair, oppressive, or prejudicial to minority shareholders

*Whether a court can void the transaction upon a successful claim by a shareholder plaintiff*

0=rescission is unavailable or available only in case of Seller's fraud or bad faith; 1=available when the transaction is oppressive or prejudicial to minority shareholders; 2=available when the transaction is unfair or entails a conflict of interest

*Shareholder plaintiffs' ability to sue directly or derivatively for damage the transaction causes to the company*

0=not available; 1=direct or derivative suit available for shareholders holding 10% of share capital or less

#### Shareholder Suits Index

*Documents available to the plaintiff from the defendant and witnesses during trial*

Score 1 each for (1) information that the defendant has indicated he intends to rely on for his defense; (2) information that directly proves specific facts in the plaintiff's claim; (3) any information that is relevant to the subject matter of the claim; and (4) any information that may lead to the discovery of relevant information.

*Ability of plaintiffs to directly question the defendant and witnesses during trial*

0=no; 1=yes, with prior approval by the court of the questions posed; 2=yes, without prior approval

## Paying Taxes in West Bank and Gaza

The table below addresses the taxes and mandatory contributions that a medium-size company must pay or withhold in a given year in West Bank and Gaza, as well as measures of administrative burden in paying taxes.

Tax or mandatory contribution	Payments (number)	Notes on Payments	Time (hours)	Statutory tax rate	Tax base	Total tax rate (% profit)	Notes on TTR
Personal income tax	0	withheld	96				
Value added tax (VAT)	12		48		value added		
Municipal business tax	1			17.0%	rental value of building	0.28	
Fuel tax (Irrecoverable VAT)	0	paid jointly			fuel consumption	0.34	
Capital gains tax	1			15.0%	capital gain	0.76	
Corporate income tax	13		10	15.0%	taxable profit	15.42	
<b>Totals</b>	<b>27</b>		<b>154</b>			<b>16.8</b>	

### Notes:

- a) data not collected
- b) VAT is not included in the total tax rate because it is a tax levied on consumers
- c) very small amount
- d) included in other taxes
- e) Withheld tax
- f) electronic filling available
- g) paid jointly with another tax

Name of taxes have been standardized. For instance income tax, profit tax, tax on company's income are all named corporate income tax in this table.

When there is more than one statutory tax rate, the one applicable to TaxpayerCo is reported.

The hours for VAT include all the VAT and sales taxes applicable.

The hours for Social Security include all the hours for labor taxes and mandatory contributions in general.

## Trading Across Borders in West Bank and Gaza

These tables list the procedures necessary to import and exports a standardized cargo of goods in West Bank and Gaza. The documents required to export and import the goods are also shown.

Nature of Export Procedures (2008)	Duration (days)	US\$ Cost
Documents preparation	12	405
Customs clearance and technical control	6	60
Ports and terminal handling	3	250
Inland transportation and handling	4	120
Totals	25	835

Nature of Import Procedures (2008)	Duration (days)	US\$ Cost
Documents preparation	17	350
Customs clearance and technical control	12	50
Ports and terminal handling	7	400
Inland transportation and handling	4	425
Totals	40	1225

### Export

Bill of lading

Commercial invoice

Customs export declaration

Equipment interchange receipt

Packing list

Preferential certificate

### Import

Bill of lading

Cargo release order

Certificate of origin

Commercial invoice

Customs import declaration

## Enforcing Contracts in West Bank and Gaza

This topic looks at the efficiency of contract enforcement in West Bank and Gaza.

Nature of Procedure (2008)	Indicator
Procedures (number)	44
Duration (days)	700
Filing and service	25.0
Trial and judgment	600.0
Enforcement of judgment	75.0
Cost (% of claim)*	21.20
Attorney cost (% of claim)	17.0
Court cost (% of claim)	2.2
Enforcement Cost (% of claim)	2.0

**Court information:** Ramallah Magistrates Court ("محكمة الصلح")

\* Claim assumed to be equivalent to 200% of income per capita.





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