

Economy Profile
Afghanistan

Doing Business 2020

Comparing Business
Regulation in
190 Economies



WORLD BANK GROUP

Economy Profile of Afghanistan

*Doing Business 2020 Indicators
(in order of appearance in the document)*

Starting a business	Procedures, time, cost and paid-in minimum capital to start a limited liability company
Dealing with construction permits	Procedures, time and cost to complete all formalities to build a warehouse and the quality control and safety mechanisms in the construction permitting system
Getting electricity	Procedures, time and cost to get connected to the electrical grid, and the reliability of the electricity supply and the transparency of tariffs
Registering property	Procedures, time and cost to transfer a property and the quality of the land administration system
Getting credit	Movable collateral laws and credit information systems
Protecting minority investors	Minority shareholders' rights in related-party transactions and in corporate governance
Paying taxes	Payments, time, total tax and contribution rate for a firm to comply with all tax regulations as well as postfiling processes
Trading across borders	Time and cost to export the product of comparative advantage and import auto parts
Enforcing contracts	Time and cost to resolve a commercial dispute and the quality of judicial processes
Resolving insolvency	Time, cost, outcome and recovery rate for a commercial insolvency and the strength of the legal framework for insolvency
Employing workers	Flexibility in employment regulation and redundancy cost

About Doing Business

The *Doing Business* project provides objective measures of business regulations and their enforcement across 190 economies and selected cities at the subnational and regional level.

The *Doing Business* project, launched in 2002, looks at domestic small and medium-size companies and measures the regulations applying to them through their life cycle.


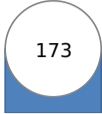
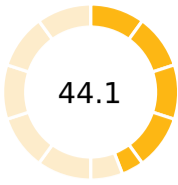
Doing Business captures several important dimensions of the regulatory environment as it applies to local firms. It provides quantitative indicators on regulation for starting a business, dealing with construction permits, getting electricity, registering property, getting credit, protecting minority investors, paying taxes, trading across borders, enforcing contracts and resolving insolvency. *Doing Business* also measures features of employing workers. Although *Doing Business* does not present rankings of economies on the employing workers indicators or include the topic in the aggregate ease of doing business score or ranking on the ease of doing business, it does present the data for these indicators.

By gathering and analyzing comprehensive quantitative data to compare business regulation environments across economies and over time, *Doing Business* encourages economies to compete towards more efficient regulation; offers measurable benchmarks for reform; and serves as a resource for academics, journalists, private sector researchers and others interested in the business climate of each economy.

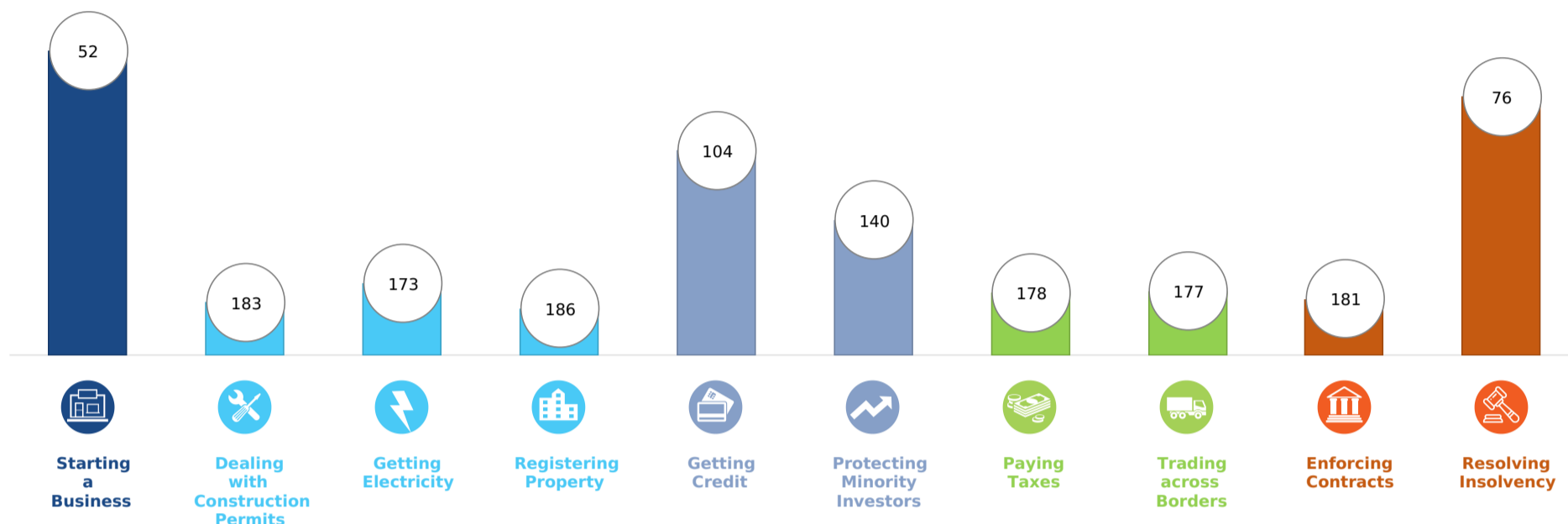
In addition, *Doing Business* offers detailed [subnational studies](#), which exhaustively cover business regulation and reform in different cities and regions within a nation. These studies provide data on the ease of doing business, rank each location, and recommend reforms to improve performance in each of the indicator areas. Selected cities can compare their business regulations with other cities in the economy or region and with the 190 economies that *Doing Business* has ranked.

The first *Doing Business* study, published in 2003, covered 5 indicator sets and 133 economies. This year's study covers 11 indicator sets and 190 economies. Most indicator sets refer to a case scenario in the largest business city of each economy, except for 11 economies that have a population of more than 100 million as of 2013 (Bangladesh, Brazil, China, India, Indonesia, Japan, Mexico, Nigeria, Pakistan, the Russian Federation and the United States) where *Doing Business* also collected data for the second largest business city. The data for these 11 economies are a population-weighted average for the 2 largest business cities. The project has benefited from feedback from governments, academics, practitioners and reviewers. The initial goal remains: to provide an objective basis for understanding and improving the regulatory environment for business around the world.

To learn more about *Doing Business* please visit doingbusiness.org

Ease of Doing Business in Afghanistan 	Region	South Asia	DB RANK	DB SCORE
	Income Category	Low income	 173	 44.1
	Population	37,172,386		
	City Covered	Kabul		

Rankings on Doing Business topics - Afghanistan



Topic Scores



Starting a Business (rank)	52
Score of starting a business (0-100)	92.0
Procedures (number)	4.5
Time (days)	8.5
Cost (number)	6.8
Paid-in min. capital (% of income per capita)	0.0
Dealing with Construction Permits (rank)	183
Score of dealing with construction permits (0-100)	34.5
Procedures (number)	13
Time (days)	199
Cost (% of warehouse value)	75.6
Building quality control index (0-15)	3.0
Getting Electricity (rank)	173
Score of getting electricity (0-100)	44.2
Procedures (number)	6
Time (days)	114
Cost (% of income per capita)	2,546.4
Reliability of supply and transparency of tariff index (0-8)	0
Registering Property (rank)	186
Score of registering property (0-100)	27.5
Procedures (number)	9
Time (days)	250
Cost (% of property value)	5.0
Quality of the land administration index (0-30)	3.0

Getting Credit (rank)	104
Score of getting credit (0-100)	50.0
Strength of legal rights index (0-12)	10
Depth of credit information index (0-8)	0
Credit registry coverage (% of adults)	1.5
Credit bureau coverage (% of adults)	0.0
Protecting Minority Investors (rank)	140
Score of protecting minority investors (0-100)	36.0
Extent of disclosure index (0-10)	8.0
Extent of director liability index (0-10)	1.0
Ease of shareholder suits index (0-10)	9.0
Extent of shareholder rights index (0-6)	0.0
Extent of ownership and control index (0-7)	0.0
Extent of corporate transparency index (0-7)	0.0
Paying Taxes (rank)	178
Score of paying taxes (0-100)	42.2
Payments (number per year)	19
Time (hours per year)	270
Total tax and contribution rate (% of profit)	71.4
Postfiling index (0-100)	0.0

Trading across Borders (rank)	177
Score of trading across borders (0-100)	30.6
<i>Time to export</i>	
Documentary compliance (hours)	228
Border compliance (hours)	48
<i>Cost to export</i>	
Documentary compliance (USD)	344
Border compliance (USD)	453
<i>Time to export</i>	
Documentary compliance (hours)	324
Border compliance (hours)	96
<i>Cost to export</i>	
Documentary compliance (USD)	900
Border compliance (USD)	750
Enforcing Contracts (rank)	181
Score of enforcing contracts (0-100)	31.8
Time (days)	1,642
Cost (% of claim value)	29.0
Quality of judicial processes index (0-18)	5.0
Resolving Insolvency (rank)	76
Score of resolving insolvency (0-100)	51.9
Recovery rate (cents on the dollar)	26.7
Time (years)	2.0
Cost (% of estate)	25.0
Outcome (0 as piecemeal sale and 1 as going concern)	0
Strength of insolvency framework index (0-16)	12.0

Starting a Business

This topic measures the number of procedures, time, cost and paid-in minimum capital requirement for a small- to medium-sized limited liability company to start up and formally operate in each economy's largest business city.

To make the data comparable across 190 economies, *Doing Business* uses a standardized business that is 100% domestically owned, has start-up capital equivalent to 10 times the income per capita, engages in general industrial or commercial activities and employs between 10 and 50 people one month after the commencement of operations, all of whom are domestic nationals. Starting a Business considers two types of local limited liability companies that are identical in all aspects, except that one company is owned by 5 married women and the other by 5 married men. The ranking of economies on the ease of starting a business is determined by sorting their scores for starting a business. These scores are the simple average of the scores for each of the component indicators.

The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure	Case study assumptions
<p>Procedures to legally start and formally operate a company (number)</p> <ul style="list-style-type: none"> • Preregistration (for example, name verification or reservation, notarization) • Registration in the economy's largest business city • Postregistration (for example, social security registration, company seal) • Obtaining approval from spouse to start a business or to leave the home to register the company • Obtaining any gender specific document for company registration and operation or national identification card <p>Time required to complete each procedure (calendar days)</p> <ul style="list-style-type: none"> • Does not include time spent gathering information • Each procedure starts on a separate day (2 procedures cannot start on the same day) • Procedures fully completed online are recorded as ½ day • Procedure is considered completed once final document is received • No prior contact with officials <p>Cost required to complete each procedure (% of income per capita)</p> <ul style="list-style-type: none"> • Official costs only, no bribes • No professional fees unless services required by law or commonly used in practice <p>Paid-in minimum capital (% of income per capita)</p> <ul style="list-style-type: none"> • Funds deposited in a bank or with third party before registration or up to 3 months after incorporation 	<p>To make the data comparable across economies, several assumptions about the business and the procedures are used. It is assumed that any required information is readily available and that the entrepreneur will pay no bribes.</p> <p>The business:</p> <ul style="list-style-type: none"> -Is a limited liability company (or its legal equivalent). If there is more than one type of limited liability company in the economy, the limited liability form most common among domestic firms is chosen. Information on the most common form is obtained from incorporation lawyers or the statistical office. -Operates in the economy's largest business city. For 11 economies the data are also collected for the second largest business city. -Performs general industrial or commercial activities such as the production or sale to the public of goods or services. The business does not perform foreign trade activities and does not handle products subject to a special tax regime, for example, liquor or tobacco. It is not using heavily polluting production processes. -Does not qualify for investment incentives or any special benefits. -Is 100% domestically owned. -Has five business owners, none of whom is a legal entity. One business owner holds 30% of the company shares, two owners have 20% of shares each, and two owners have 15% of shares each. -Is managed by one local director. -Has between 10 and 50 employees one month after the commencement of operations, all of them domestic nationals. -Has start-up capital of 10 times income per capita. -Has an estimated turnover of at least 100 times income per capita. -Leases the commercial plant or offices and is not a proprietor of real estate. -Has an annual lease for the office space equivalent to one income per capita. -Is in an office space of approximately 929 square meters (10,000 square feet). -Has a company deed that is 10 pages long. <p>The owners:</p> <ul style="list-style-type: none"> -Have reached the legal age of majority and are capable of making decisions as an adult. If there is no legal age of majority, they are assumed to be 30 years old. -Are in good health and have no criminal record. -Are married, the marriage is monogamous and registered with the authorities. -Where the answer differs according to the legal system applicable to the woman or man in question (as may be the case in economies where there is legal plurality), the answer used will be the one that applies to the majority of the population.

Starting a Business - Afghanistan

Standardized Company

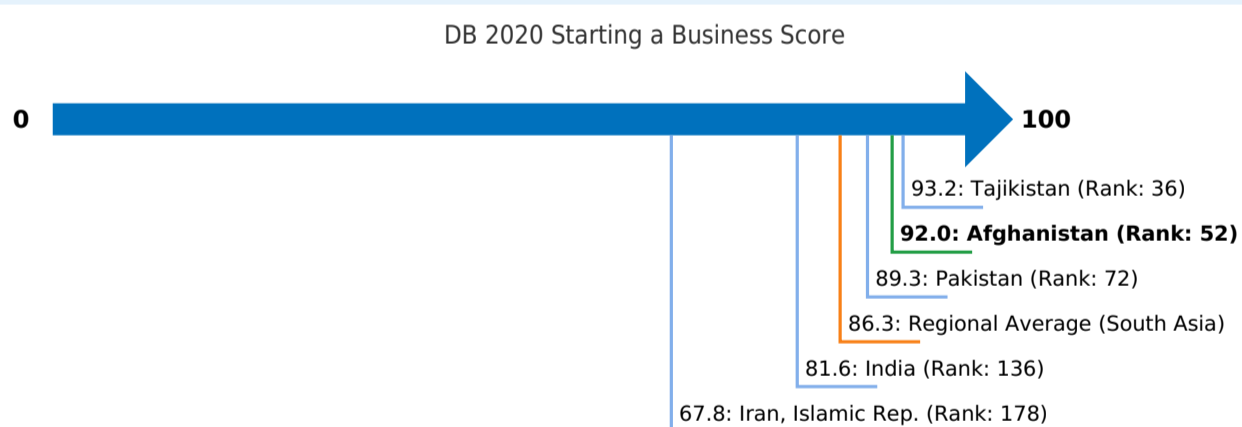
Legal form	Private Limited Liability Company
Paid-in minimum capital requirement	No minimum
City Covered	Kabul

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Procedure - Men (number)	4	7.1	4.9	1 (2 Economies)
Time - Men (days)	8	14.5	9.2	0.5 (New Zealand)
Cost - Men (% of income per capita)	6.8	8.3	3.0	0.0 (2 Economies)
Procedure - Women (number)	5	7.3	4.9	1 (2 Economies)
Time - Women (days)	9	14.6	9.2	0.5 (New Zealand)
Cost - Women (% of income per capita)	6.8	8.3	3.0	0.0 (2 Economies)
Paid-in min. capital (% of income per capita)	0.0	0.2	7.6	0.0 (120 Economies)

Figure - Starting a Business in Afghanistan - Score

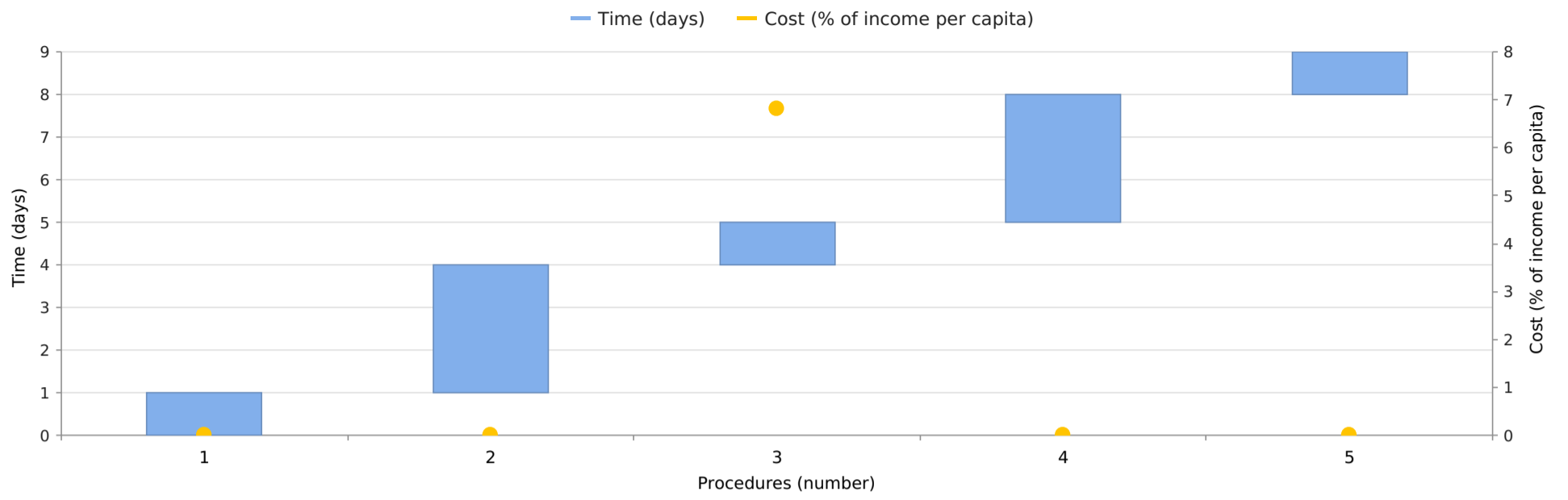


Figure - Starting a Business in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of starting a business is determined by sorting their scores for starting a business. These scores are the simple average of the scores for each of the component indicators.

Figure - Starting a Business in Afghanistan - Procedure, Time and Cost



*This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (<http://doingbusiness.org/en/methodology>). For details on the procedures reflected here, see the summary below.

Details - Starting a Business in Afghanistan - Procedure, Time and Cost

No.	Procedures	Time to Complete	Associated Costs
♀ 1	<p>APPLIES TO WOMEN ONLY: Obtain husband's approval to leave home <i>Agency</i> : Domicile According to Article 122 of the 1977 Afghanistan Civil Law a married woman will not be entitled to alimony if she is going out of the house without permit of the husband or for things that are not allowed.</p>	1 day	No charge
2	<p>Register the company and obtain Tax Identification Number (TIN) <i>Agency</i> : Afghanistan Central Business Registry (ACBR) under the Ministry of Industry and Commerce The applicant must provide the following documents to register:</p> <ul style="list-style-type: none"> • An application form (available online) • Copy of national id (tazkira) or passport of the President and Vice President of the business, and all shareholders, along with their in person presence • 2 sets of color passport size photographs of the President and Vice President of the business, and all shareholders • Articles of Incorporation • The office space lease agreement to show proof of address <p>Specifications of all new businesses and investments are collected by the Afghanistan Central Business Registry (ACBR) office and sent to the Ministry of Justice in Kabul for publication in the Official Gazette. The text is drafted by the ACBR. Businesses can draft their own text if they would like to do so. The Gazette entry will include, at a minimum, the following information:</p> <ul style="list-style-type: none"> • Name of the company • Name of the president and vice president of the company • Location • Initial Capital • Type of Operation • Type of Activity 	3 days	No charge
3	<p>Pay fees for the business license, license's hard copy and publication of a notice of incorporation <i>Agency</i> : Bank Millie Afghan window at ACBR The Afghanistan Central Business Registry (ACBR) under the Ministry of Commerce and Industry issues a bill to be paid at the window of Bank Millie Afghan (located at the ABCR), for the costs of the business license fee, for printing a hard copy of the license and for the publication fee.</p>	1 day	AFN 100 (business license fee) + AFN 500 (hard copy of the license) + AFN 2,000 (publication)
4	<p>Obtain the business license <i>Agency</i> : Afghanistan Central Business Registry (ACBR) under the Ministry of Industry and Commerce Once the application is accepted and the business license fee is paid, the business license is obtained from the Afghanistan Central Business Registry (ACBR).</p>	3 days	included in procedure 3
5	<p>File employment contracts with the Ministry of Labor, Social Affairs, Martyrs & Disabled <i>Agency</i> : Ministry of Labor, Social Affairs, Martyrs & Disabled After hiring an employee, the company must submit a copy of the employment contract to the Ministry of Labor, Social Affairs, Martyrs & Disabled, as per art. 16-1 of the Labor Code.</p>	1 day	no charge

♀ Applies to women only.

→ Takes place simultaneously with previous procedure.

Dealing with Construction Permits

This topic tracks the procedures, time and cost to build a warehouse—including obtaining necessary the licenses and permits, submitting all required notifications, requesting and receiving all necessary inspections and obtaining utility connections. In addition, the Dealing with Construction Permits indicator measures the building quality control index, evaluating the quality of building regulations, the strength of quality control and safety mechanisms, liability and insurance regimes, and professional certification requirements. The most recent round of data collection was completed in May 2019. [See the methodology for more information](#)

What the indicators measure	Case study assumptions
<p>Procedures to legally build a warehouse (number)</p> <ul style="list-style-type: none"> • Submitting all relevant documents and obtaining all necessary clearances, licenses, permits and certificates • Submitting all required notifications and receiving all necessary inspections • Obtaining utility connections for water and sewerage • Registering and selling the warehouse after its completion <p>Time required to complete each procedure (calendar days)</p> <ul style="list-style-type: none"> • Does not include time spent gathering information • Each procedure starts on a separate day—though procedures that can be fully completed online are an exception to this rule • Procedure is considered completed once final document is received • No prior contact with officials <p>Cost required to complete each procedure (% of income per capita)</p> <ul style="list-style-type: none"> • Official costs only, no bribes <p>Building quality control index (0-15)</p> <ul style="list-style-type: none"> • Quality of building regulations (0-2) • Quality control before construction (0-1) • Quality control during construction (0-3) • Quality control after construction (0-3) • Liability and insurance regimes (0-2) • Professional certifications (0-4) 	<p>To make the data comparable across economies, several assumptions about the construction company, the warehouse project and the utility connections are used.</p> <p>The construction company (BuildCo):</p> <ul style="list-style-type: none"> - Is a limited liability company (or its legal equivalent) and operates in the economy's largest business city. For 11 economies the data are also collected for the second largest business city. - Is 100% domestically and privately owned; has five owners, none of whom is a legal entity. Has a licensed architect and a licensed engineer, both registered with the local association of architects or engineers. BuildCo is not assumed to have any other employees who are technical or licensed experts, such as geological or topographical experts. - Owns the land on which the warehouse will be built and will sell the warehouse upon its completion. <p>The warehouse:</p> <ul style="list-style-type: none"> - Will be used for general storage activities, such as storage of books or stationery. - Will have two stories, both above ground, with a total constructed area of approximately 1,300.6 square meters (14,000 square feet). Each floor will be 3 meters (9 feet, 10 inches) high and will be located on a land plot of approximately 929 square meters (10,000 square feet) that is 100% owned by BuildCo, and the warehouse is valued at 50 times income per capita. - Will have complete architectural and technical plans prepared by a licensed architect. If preparation of the plans requires such steps as obtaining further documentation or getting prior approvals from external agencies, these are counted as procedures. - Will take 30 weeks to construct (excluding all delays due to administrative and regulatory requirements). <p>The water and sewerage connections:</p> <ul style="list-style-type: none"> - Will be 150 meters (492 feet) from the existing water source and sewer tap. If there is no water delivery infrastructure in the economy, a borehole will be dug. If there is no sewerage infrastructure, a septic tank in the smallest size available will be installed or built. - Will have an average water use of 662 liters (175 gallons) a day and an average wastewater flow of 568 liters (150 gallons) a day. Will have a peak water use of 1,325 liters (350 gallons) a day and a peak wastewater flow of 1,136 liters (300 gallons) a day. - Will have a constant level of water demand and wastewater flow throughout the year; will be 1 inch in diameter for the water connection and 4 inches in diameter for the sewerage connection.

Dealing with Construction Permits - Afghanistan

Standardized Warehouse

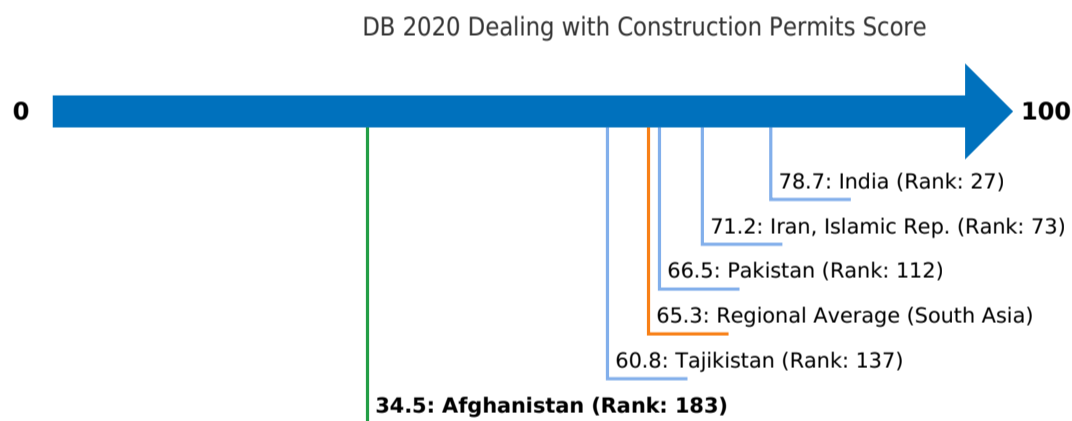
Estimated value of warehouse	AFN 1,907,890.60
City Covered	Kabul

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Procedures (number)	13	14.6	12.7	None in 2018/19
Time (days)	199	149.7	152.3	None in 2018/19
Cost (% of warehouse value)	75.6	12.5	1.5	None in 2018/19
Building quality control index (0-15)	3.0	9.4	11.6	15.0 (6 Economies)

Figure - Dealing with Construction Permits in Afghanistan - Score

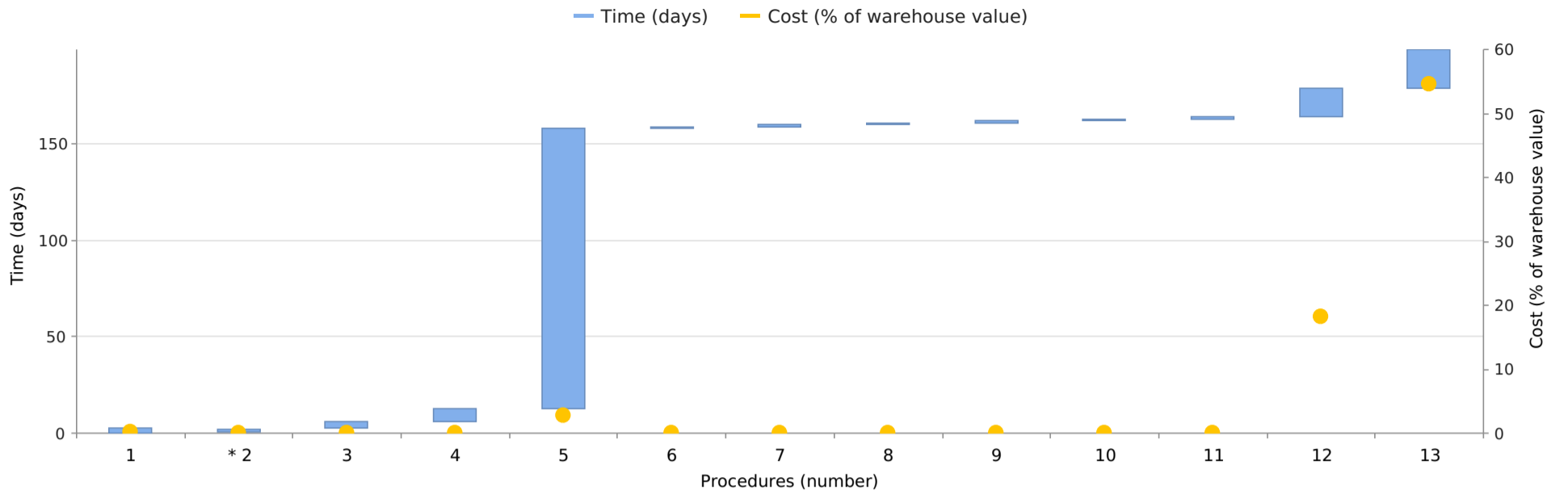


Figure - Dealing with Construction Permits in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of dealing with construction permits is determined by sorting their scores for dealing with construction permits. These scores are the simple average of the scores for each of the component indicators.

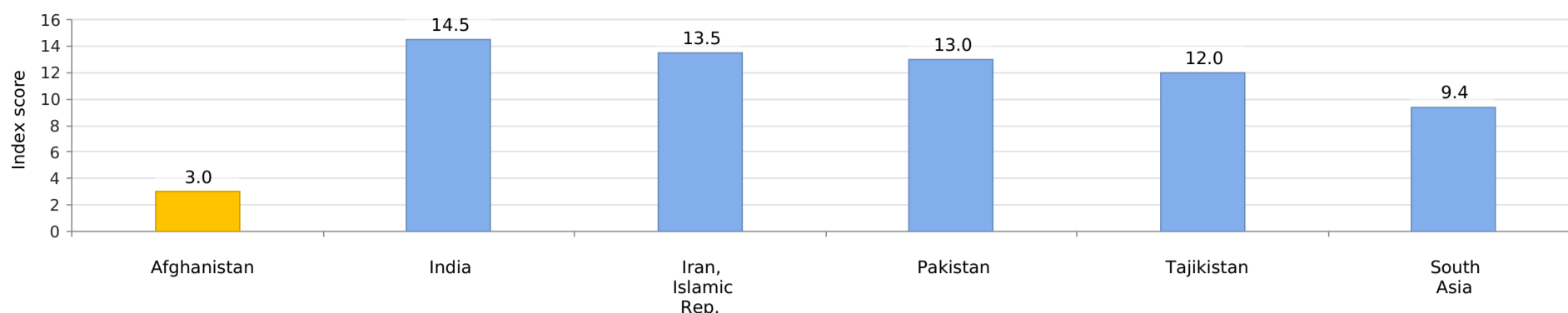
Figure - Dealing with Construction Permits in Afghanistan - Procedure, Time and Cost



*This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (<http://doingbusiness.org/en/methodology>). For details on the procedures reflected here, see the summary below.

Figure - Dealing with Construction Permits in Afghanistan and comparator economies - Measure of Quality



Details - Dealing with Construction Permits in Afghanistan - Procedure, Time and Cost

No.	Procedures	Time to Complete	Associated Costs
1	<p>Obtain copy of the land deed <i>Agency</i> : Makhzan of Kabul Collateral Court After decades of conflict, most people have lost their deeds, relying on informal ownership claims to land. In post-conflict Kabul, a copy of the title deed is part of the documentation needed to apply for a building permit. BuildCo must file a written claim to the appeal court of Kabul stating they lost their deed. The claim must contain the property specification, deed number, district number, and number of the court that issued the deed. It takes about a week to obtain a valid copy of the title deed.</p> <p>When the deed is lost, the owner must advertise the case through news paper or radio and then request from the court to issue a duplicate deed. Within 7 -- 10 days the court will issue a scanned copy of the deed without charges.</p>	3 days	AFN 3,000
⇒ 2	<p>Request and receive an inspection from the Municipality's Survey and Master Plan Department for the Sketch of the land plot (Koroki) <i>Agency</i> : Kabul Municipality It is possible to request and receive an inspection from the Municipality's Survey and Master Plan Department for the Sketch of the land plot (Koroki) at the same time as placing a request for a copy of the land deed.</p>	1 day	no charge
3	<p>Obtain the sketch of the land plot <i>Agency</i> : Kabul Municipality</p>	3 days	no charge
4	<p>Obtain zoning approval from Kabul Municipality <i>Agency</i> : Kabul Municipality BuildCo must go to the municipality to check the Kabul Master Plan and to obtain a zoning approval. The master plan is 15 -- 20 years old and has not been recently updated.</p>	7 days	no charge
5	<p>Obtain building permit from Kabul Municipality <i>Agency</i> : Kabul Municipality BuildCo submits a copy of the title deed, the zoning approval, the building design(s), and proof of the employees' qualifications. If the property is inside the Kabul Master Plan, the designs are sent to the Engineering Department and a committee will approve them. BuildCo then pays the building permit fee. The municipality sends approval copies to various municipal departments (e.g. the police). The building permit fee is not standardized - the fees can vary from applicant to applicant.</p>	145 days	USD 750
6	<p>Receive random inspection from Municipality <i>Agency</i> : Kabul Municipality At the beginning of the construction work, an official from the Municipality District Office and the Construction Control Department with the help of the district police will come to the construction site to verify the construction permit.</p> <p>If the builder has a permit, the company can continue their work; otherwise the project will be stopped and a bribe to both parties would allow the work to continue. Doing Business does not include these types of unofficial payments.</p>	1 day	no charge
7	<p>Receive random inspection from the police <i>Agency</i> : Police On average, either the Kabul Municipality or its police department will visit the construction site every month (about six inspections for a 30-week project).</p>	1 day	no charge
8	<p>Receive random inspection from Municipality <i>Agency</i> : Kabul Municipality On average, either the Kabul municipality or its police department will visit the construction site every month (about six inspections for a 30-week project).</p>	1 day	no charge

9	<p>Receive random inspection from the police <i>Agency</i> : Police On average, either the Kabul municipality or its police department will visit the construction site every month (about six inspections for a 30-week project).</p>	1 day	no charge
10	<p>Receive random inspection from Municipality <i>Agency</i> : Kabul Municipality On average, either the Kabul municipality or its police department will visit the construction site every month (about six inspections for a 30-week project).</p>	1 day	no charge
11	<p>Receive random inspection from the police <i>Agency</i> : Police On average, either the Kabul municipality or its police department will visit the construction site every month (about six inspections for a 30-week project). Inspectors often demand bribes of AFN 5,000.00 to AFN 10,000.00 for each visit. The Doing Business project, however, does not account for any of these informal payments.</p>	1 day	no charge
12	<p>Drill well for temporary water supply <i>Agency</i> : Central Authority for Water and Sewerage Water supplies in Afghanistan are obtained from ground water sources and manmade wells. So BuildCo must dig its own well.</p> <p>Normally builders drill up to 50 meters deep but it depends on the needs and willingness of the owner.</p> <p>The cost can range from USD 10 to USD 1,000 per meter depending on the quality of the soil (if there are lots of rocks, etc.).</p>	15 days	USD 5,000
13	<p>Build septic tank for sewage <i>Agency</i> : Central Authority for Water and Sewerage In the absence of a waste management system, Afghan businesses must build their own septic tanks.</p>	20 days	USD 15,000

⇒ Takes place simultaneously with previous procedure.

Details - Dealing with Construction Permits in Afghanistan - Measure of Quality

	Answer	Score
Building quality control index (0-15)		3.0
Quality of building regulations index (0-2)		1.0
How accessible are building laws and regulations in your economy? (0-1)	Available online; Free of charge.	1.0
Which requirements for obtaining a building permit are clearly specified in the building regulations or on any accessible website, brochure or pamphlet? (0-1)	List of required documents; Required preapprovals; Available only on request.	0.0
Quality control before construction index (0-1)		1.0
Which third-party entities are required by law to verify that the building plans are in compliance with existing building regulations? (0-1)	Licensed engineer.	1.0
Quality control during construction index (0-3)		0.0
What types of inspections (if any) are required by law to be carried out during construction? (0-2)	Unscheduled inspections.	0.0
Do legally mandated inspections occur in practice during construction? (0-1)	Mandatory inspections are not always done in practice during construction.	0.0
Quality control after construction index (0-3)		0.0
Is there a final inspection required by law to verify that the building was built in accordance with the approved plans and regulations? (0-2)	Final inspection is not required by law.	0.0
Do legally mandated final inspections occur in practice? (0-1)	Final inspection does not always occur in practice.	0.0
Liability and insurance regimes index (0-2)		1.0
Which parties (if any) are held liable by law for structural flaws or problems in the building once it is in use (Latent Defect Liability or Decennial Liability)? (0-1)	Architect or engineer; Professional in charge of the supervision.	1.0
Which parties (if any) are required by law to obtain an insurance policy to cover possible structural flaws or problems in the building once it is in use (Latent Defect Liability Insurance or Decennial Insurance)? (0-1)	No party is required by law to obtain insurance .	0.0
Professional certifications index (0-4)		0.0
What are the qualification requirements for the professional responsible for verifying that the architectural plans or drawings are in compliance with existing building regulations? (0-2)	University degree in architecture or engineering.	0.0
What are the qualification requirements for the professional who supervises the construction on the ground? (0-2)	University degree in engineering, construction or construction management.	0.0

⚡ Getting Electricity

This topic measures the procedures, time and cost required for a business to obtain a permanent electricity connection for a newly constructed warehouse. Additionally, the reliability of supply and transparency of tariffs index measures reliability of supply, transparency of tariffs and the price of electricity. The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Procedures to obtain an electricity connection (number)

- Submitting all relevant documents and obtaining all necessary clearances and permits
- Completing all required notifications and receiving all necessary inspections
- Obtaining external installation works and possibly purchasing material for these works
- Concluding any necessary supply contract and obtaining final supply

Time required to complete each procedure (calendar days)

- Is at least 1 calendar day
- Each procedure starts on a separate day
- Does not include time spent gathering information
- Reflects the time spent in practice, with little follow-up and no prior contact with officials

Cost required to complete each procedure (% of income per capita)

- Official costs only, no bribes
- Value added tax excluded

The reliability of supply and transparency of tariffs index (0-8)

- Duration and frequency of power outages (0-3)
- Tools to monitor power outages (0-1)
- Tools to restore power supply (0-1)
- Regulatory monitoring of utilities' performance (0-1)
- Financial deterrents limiting outages (0-1)
- Transparency and accessibility of tariffs (0-1)

Price of electricity (cents per kilowatt-hour)*

- Price based on monthly bill for commercial warehouse in case study

*Note: *Doing Business* measures the price of electricity, but it is not included in the ease of doing business score nor in the ranking on the ease of getting electricity.

Case study assumptions

To make the data comparable across economies, several assumptions about the warehouse, the electricity connection and the monthly consumption are used.

The warehouse:

- Is owned by a local entrepreneur and is used for storage of goods.
- Is located in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Is located in an area where similar warehouses are typically located and is in an area with no physical constraints. For example, the property is not near a railway.
- Is a new construction and is being connected to electricity for the first time.
- Has two stories with a total surface area of approximately 1,300.6 square meters (14,000 square feet). The plot of land on which it is built is 929 square meters (10,000 square feet).

The electricity connection:

- Is a permanent one with a three-phase, four-wire Y connection with a subscribed capacity of 140-kilo-volt-ampere (kVA) with a power factor of 1, when 1 kVA = 1 kilowatt (kW).
- Has a length of 150 meters. The connection is to either the low- or medium-voltage distribution network and is either overhead or underground, whichever is more common in the area where the warehouse is located and requires works that involve the crossing of a 10-meter road (such as by excavation or overhead lines) but are all carried out on public land. There is no crossing of other owners' private property because the warehouse has access to a road.
- Does not require work to install the internal wiring of the warehouse. This has already been completed up to and including the customer's service panel or switchboard and the meter base.

The monthly consumption:

- It is assumed that the warehouse operates 30 days a month from 9:00 a.m. to 5:00 p.m. (8 hours a day), with equipment utilized at 80% of capacity on average and that there are no electricity cuts (assumed for simplicity reasons) and the monthly energy consumption is 26,880 kilowatt-hours (kWh); hourly consumption is 112 kWh.
- If multiple electricity suppliers exist, the warehouse is served by the cheapest supplier.
- Tariffs effective in January of the current year are used for calculation of the price of electricity for the warehouse. Although January has 31 days, for calculation purposes only 30 days are used.

Getting Electricity - Afghanistan

Standardized Connection

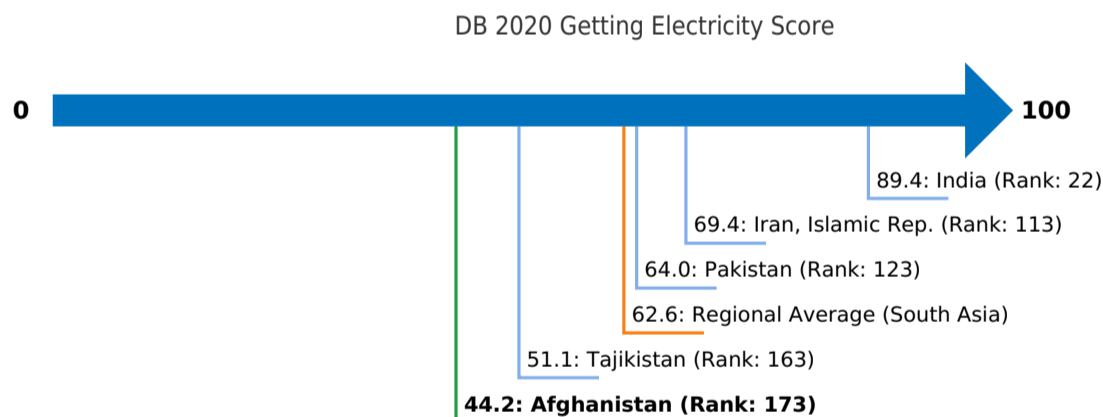
Name of utility	Kabul Electricity Department, Da Afghanistan Breshna Sherket (DABS)
Price of electricity (US cents per kWh)	18.0
City Covered	Kabul

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Procedures (number)	6	5.5	4.4	3 (28 Economies)
Time (days)	114	86.1	74.8	18 (3 Economies)
Cost (% of income per capita)	2546.4	952.6	61.0	0.0 (3 Economies)
Reliability of supply and transparency of tariff index (0-8)	0	2.7	7.4	8 (26 Economies)

Figure - Getting Electricity in Afghanistan - Score

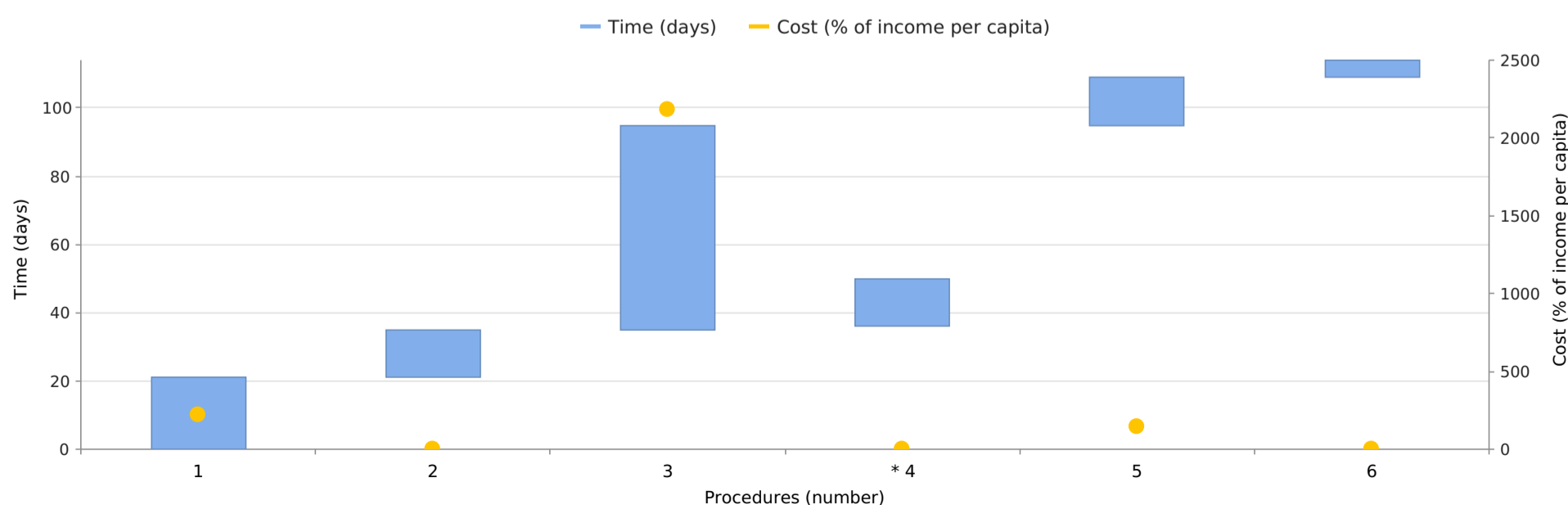


Figure - Getting Electricity in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of getting electricity is determined by sorting their scores for getting electricity. These scores are the simple average of the scores for all the component indicators except the price of electricity.

Figure - Getting Electricity in Afghanistan - Procedure, Time and Cost

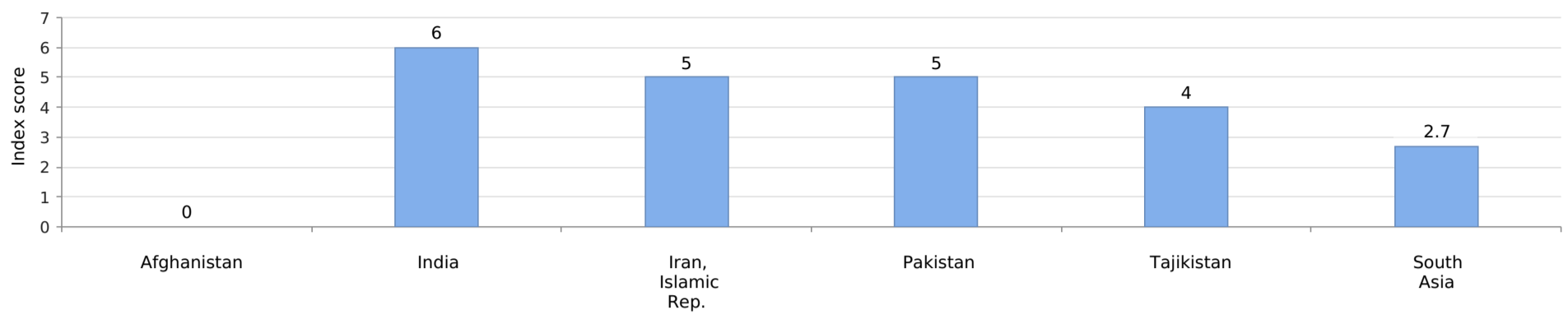


*This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (<http://doingbusiness.org/en/methodology>). For details on the procedures

reflected here, see the summary below.

Figure - Getting Electricity in Afghanistan and comparator economies - Measure of Quality



Details - Getting Electricity in Afghanistan - Procedure, Time and Cost

No.	Procedures	Time to Complete	Associated Costs
1	<p>Submit application to Kabul Electricity Department and await external site inspection <i>Agency</i> : Da Afghanistan Breshna Sherket (DABS) The customer must submit the formal request to the Kabul electricity department, stating that construction works have started at the site and the estimated completion date. The main purpose of registering with the Kabul electricity department is for them to conduct a site visit to check the feasibility of the project. If capacity is available, then the connection will be granted.</p> <p>Several sections of the Electricity Department are involved in this site inspection and they will provide a time schedule to conduct it. This department conducts site visits in the city on a rotational basis, and give a specific date when the inspection will take place.</p>	21 calendar days	AFN 84,100
2	<p>Receive site inspection by utility and await estimate <i>Agency</i> : Da Afghanistan Breshna Sherket (DABS) The presence of the customer is required for the site inspection. Once this inspection is completed, the customer will have to retrieve the physical letter for the estimated cost from the utility.</p>	14 calendar days	USD 0
3	<p>Purchase transformer and carry out external works <i>Agency</i> : Customer's contractor The customer's contractor will build the substation distribution transformer.</p>	60 calendar days	USD 12,000
⇒ 4	<p>Customer obtains approval of transformer and materials from utility <i>Agency</i> : Da Afghanistan Breshna Sherket (DABS) Customer has to obtain clearance of the distribution transformer and materials from the utility.</p>	14 calendar days	AFN 0
5	<p>Obtain meter from utility, convey to lab for checking and obtain installation permission <i>Agency</i> : Da Afghanistan Breshna Sherket (DABS) The meter is obtained from the utility at this stage. The meter needs to be checked to insure its functionality, and a final meter installation permission is granted at this stage.</p>	14 calendar days	AFN 55,000
6	<p>Receive meter installation by utility and then electricity flow <i>Agency</i> : Da Afghanistan Breshna Sherket (DABS) The utility will request that electricity is turned off so that the meter can be installed. Once the new line connection is completed, the electricity supply will be turned back on, and the transmission line (150 meters) is energized. The, dry switch on the medium side is turned on to check the meter and the transformer.</p> <p>Then the main switch on the Lower Voltage (VT) side is turned on to inspect the meter condition by increasing and decreasing the load for the next two hours. If the system is working fine, then the meter is secured (locked), and the customer is given a written permission to use electricity.</p>	5 calendar days	USD 0

⇒ Takes place simultaneously with previous procedure.

Details - Getting Electricity in Afghanistan - Measure of Quality

	Answer
Reliability of supply and transparency of tariff index (0-8)	0
Total duration and frequency of outages per customer a year (0-3)	0
System average interruption duration index (SAIDI)	..
System average interruption frequency index (SAIFI)	..
What is the minimum outage time (in minutes) that the utility considers for the calculation of SAIDI/SAIFI	N/A
Mechanisms for monitoring outages (0-1)	1
Does the distribution utility use automated tools to monitor outages?	Yes
Mechanisms for restoring service (0-1)	0
Does the distribution utility use automated tools to restore service?	No
Regulatory monitoring (0-1)	0
Does a regulator—that is, an entity separate from the utility—monitor the utility's performance on reliability of supply?	No
Financial deterrents aimed at limiting outages (0-1)	0
Does the utility either pay compensation to customers or face fines by the regulator (or both) if outages exceed a certain cap?	No
Communication of tariffs and tariff changes (0-1)	1
Are effective tariffs available online?	Yes
Link to the website, if available online	https://main.dabs.af/KabulElectricitytariff
Are customers notified of a change in tariff ahead of the billing cycle?	Yes

Note:

If the duration and frequency of outages is 100 or less, the economy is eligible to score on the Reliability of supply and transparency of tariff index.

If the duration and frequency of outages is not available, or is over 100, the economy is not eligible to score on the index.

If the minimum outage time considered for SAIDI/SAIFI is over 5 minutes, the economy is not eligible to score on the index.

Registering Property

This topic examines the steps, time and cost involved in registering property, assuming a standardized case of an entrepreneur who wants to purchase land and a building that is already registered and free of title dispute. In addition, the topic also measures the quality of the land administration system in each economy. The quality of land administration index has five dimensions: reliability of infrastructure, transparency of information, geographic coverage, land dispute resolution, and equal access to property rights. The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Procedures to legally transfer title on immovable property (number)

- Preregistration procedures (for example, checking for liens, notarizing sales agreement, paying property transfer taxes)
- Registration procedures in the economy's largest business city.
- Postregistration procedures (for example, filling title with municipality)

Time required to complete each procedure (calendar days)

- Does not include time spent gathering information
- Each procedure starts on a separate day - though procedures that can be fully completed online are an exception to this rule
- Procedure is considered completed once final document is received
- No prior contact with officials

Cost required to complete each procedure (% of property value)

- Official costs only (such as administrative fees, duties and taxes).
- Value Added Tax, Capital Gains Tax and illicit payments are excluded

Quality of land administration index (0-30)

- Reliability of infrastructure index (0-8)
- Transparency of information index (0-6)
- Geographic coverage index (0-8)
- Land dispute resolution index (0-8)
- Equal access to property rights index (-2-0)

Case study assumptions

To make the data comparable across economies, several assumptions about the parties to the transaction, the property and the procedures are used.

The parties (buyer and seller):

- Are limited liability companies (or the legal equivalent).
- Are located in the periurban (that is, on the outskirts of the city but still within its official limits) area of the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Are 100% domestically and privately owned.
- Perform general commercial activities.

The property (fully owned by the seller):

- Has a value of 50 times income per capita, which equals the sale price.
- Is fully owned by the seller.
- Has no mortgages attached and has been under the same ownership for the past 10 years.
- Is registered in the land registry or cadastre, or both, and is free of title disputes.
- Is located in a periurban commercial zone (that is, on the outskirts of the city but still within its official limits), and no rezoning is required.
- Consists of land and a building. The land area is 557.4 square meters (6,000 square feet). A two-story warehouse of 929 square meters (10,000 square feet) is located on the land. The warehouse is 10 years old, is in good condition, has no heating system and complies with all safety standards, building codes and legal requirements. The property, consisting of land and building, will be transferred in its entirety.
- Will not be subject to renovations or additional construction following the purchase.
- Has no trees, natural water sources, natural reserves or historical monuments of any kind.
- Will not be used for special purposes, and no special permits, such as for residential use, industrial plants, waste storage or certain types of agricultural activities, are required.
- Has no occupants, and no other party holds a legal interest in it.

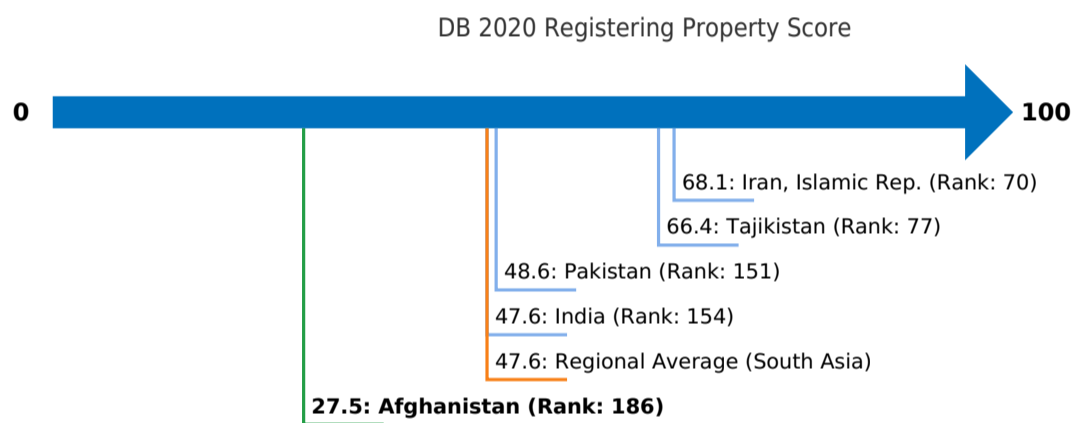
Registering Property - Afghanistan

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Procedures (number)	9	6.9	4.7	1 (5 Economies)
Time (days)	250	107.8	23.6	1 (2 Economies)
Cost (% of property value)	5.0	7.0	4.2	0.0 (Saudi Arabia)
Quality of the land administration index (0-30)	3.0	9.1	23.2	None in 2018/19

Figure - Registering Property in Afghanistan - Score

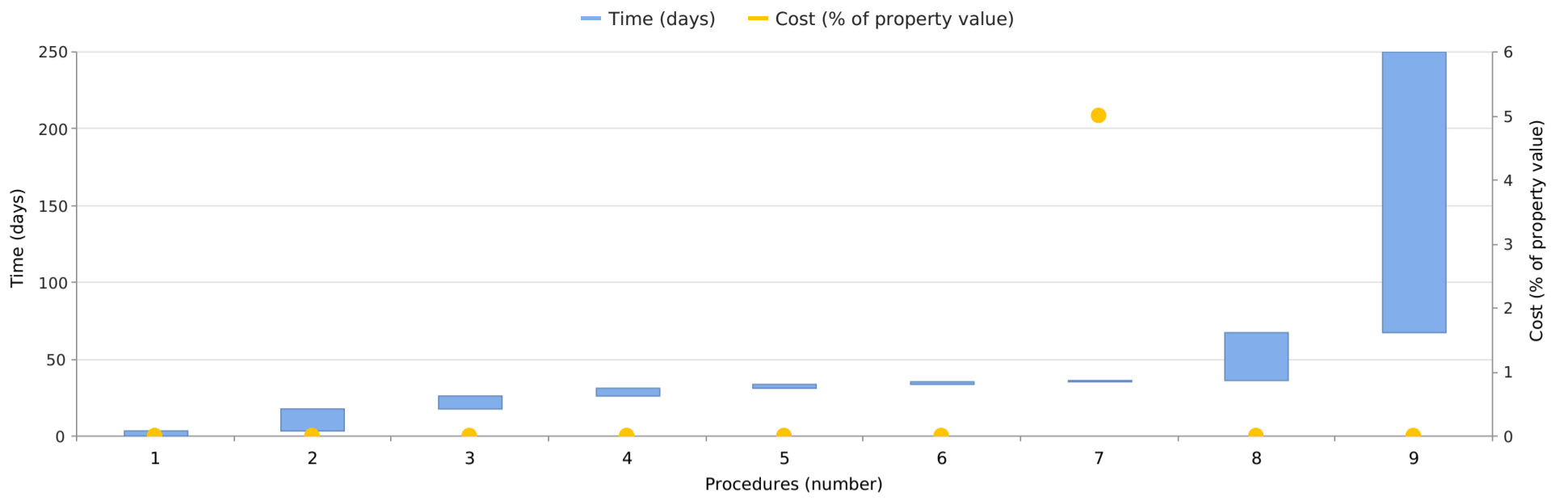


Figure - Registering Property in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of registering property is determined by sorting their scores for registering property. These scores are the simple average of the scores for each of the component indicators.

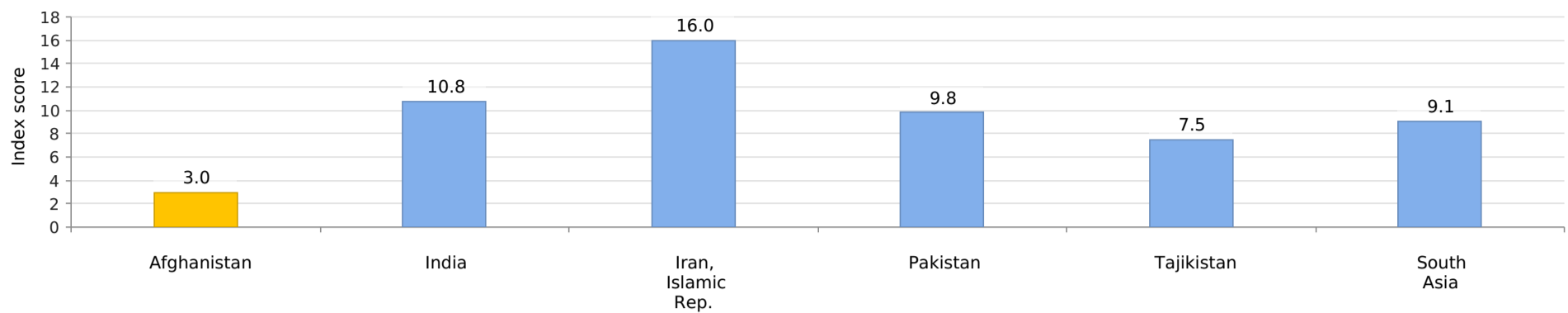
Figure - Registering Property in Afghanistan - Procedure, Time and Cost



*This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (<http://doingbusiness.org/en/methodology>). For details on the procedures reflected here, see the summary below.

Figure - Registering Property in Afghanistan and comparator economies - Measure of Quality



Details - Registering Property in Afghanistan - Procedure, Time and Cost

No.	Procedures	Time to Complete	Associated Costs
1	<p>Obtain application form and two Circular forms from Primary Court <i>Agency: Primary Court</i> The seller must file an application at the primary court in the relevant district in which the land is located. The Judge of the Primary Court signs the application form in order to initiate a search of Makhzan records.</p>	3 days	no charge
2	<p>Submit Circular Forms to the property Office (Milkiat-ha) in the Municipality <i>Agency: Municipal Land Office (Amlak)</i> The applicant takes the Circular Form to the Milkiat-ha for certification of location and valuation of property and checking of the ownership. An Amlak committee establishes the value of the land after an inspection of the property. The value is entered on the Circular Form and 1% on that is charged, to be paid at the bank. The Procedure also includes checking for backlog sanitation taxes and making sure that the property is not under any restriction such as mortgages.</p>	15 days	1% of the property value (paid in Procedure 7)
3	<p>Submit signed Circular Form to the Chief of Makhzan to initiate the search of registered deeds <i>Agency: Directorate of Makhzan</i> The applicant gives the signed Circular forms to the Makhzan to initiate the search of the Makhzan historical records of registered deeds. Once the application is filed, the validity of the property's legal deed must be verified in the Court of Appeals registry by the Head of the Makhzan. The Makhzan keeper searches for deeds in archives based on the details provided by the applicant (registry number and photos). The clerk then ensures that the information on the Circular form matches the records of the Makhzan. The keeper gives the deed book and the owner's property deed to the Chief of Makhzan, who will check for the correctness of ownership and sign again the Circular Form.</p>	8 days	no charge
4	<p>Submit the Circular Form to the Revenues and Collection office of the Mustufiat (Ministry of Finance Provincial Revenue Department) <i>Agency: Ministry of Finance Provincial Revenue Department (Mustufiat)</i> The applicant takes the Circular Form to the Tax Collection Office of the financial department of the local Mustufiat for certification of property taxes owed. The Ministry of Finance also charges 1% on the value determined by the Municipal committee.</p>	5 days	1% of the property value (paid in Procedure 7)
5	<p>Submit the Circular Form to the Human Resource Directorate for certification of signatures <i>Agency: Mustufiat</i> The Circular Form is submitted to the Human Resources Directorate to certify the signatures of the local and provincial (regional) Mustufiat staff.</p>	3 days	no charge
6	<p>Submit back the completed Circular Form to the Primary Court judge <i>Agency: Primary Court</i> The completed Circular Form is reviewed by the Primary Court judge. The clerk writes tariffs for the applicant to pay the taxes (3% of the property value payable to the court and 1% of the property value payable to the Ministry of Finance) at a designated bank.</p>	1 day	no charge
7	<p>Seller pays property taxes at a designated bank <i>Agency: Bank</i> The seller pays the property taxes, indicated in the Circular Form, at a designated bank. For property values below AF 1 million, the registration fee is 2%. For property values above AFN 1 million (DB case), the registration fee is 3% of total property value (this is not a sliding scale). The Presidential decree and the decision of commune commission of two chambers of Parliament published on April 9th, 2009 introduced a fee schedule for registration fees in Afghanistan.</p>	1 day	AFN 95,394.53; (3% of property value to the Court (Makama) (registration fees for property values above AFN 1 million; otherwise the rate is 2%)+ 1% municipality, 1% Mustofiate (Ministry of Finance department) fees)

8	Submit the completed Circular Form, with payment receipts, to the Primary Court <i>Agency</i> : Primary Court The applicant returns to the Primary Court with the completed Circular Form and the receipts as proof of payment. The judge will order the clerk to prepare a new deed in two copies. The new deed is scrutinized by the Primary Court Judge, who signs both copies. The Konda (stub copy) is maintained in the Primary Court until the full record book is passed on to the Makhzan for storage. This takes place at the end of every financial year.	31 days	no charge
9	The buyer applies for title transfer <i>Agency</i> : Milkiat-ha Directorate of the Municipality The applicant brings the new Deed to the Milkiat-ha Directorate to change the names in the books (Safia book), as well as for all utilities.	183 days	no charge

→Takes place simultaneously with previous procedure.

Details - Registering Property in Afghanistan - Measure of Quality

	Answer	Score
Quality of the land administration index (0-30)		3.0
Reliability of infrastructure index (0-8)		0.0
Type of land registration system in the economy:	Deed Registration System	
What is the institution in charge of immovable property registration?	Afghanistan Independent Land Authority (ARAZI)	
In what format are past and newly issued land records kept at the immovable property registry of the largest business city of the economy—in a paper format or in a computerized format (scanned or fully digital)?	Paper	0.0
Is there a comprehensive and functional electronic database for checking for encumbrances (liens, mortgages, restrictions and the like)?	No	0.0
Institution in charge of the plans showing legal boundaries in the largest business city:	Cadastral Department of Afghanistan Independent Land Authority (ARAZI)	
In what format are past and newly issued cadastral plans kept at the mapping agency of the largest business city of the economy—in a paper format or in a computerized format (scanned or fully digital)?	Paper	0.0
Is there an electronic database for recording boundaries, checking plans and providing cadastral information (geographic information system)?	No	0.0
Is the information recorded by the immovable property registration agency and the cadastral or mapping agency kept in a single database, in different but linked databases or in separate databases?	Separate databases	0.0
Do the immovable property registration agency and cadastral or mapping agency use the same identification number for properties?	No	0.0
Transparency of information index (0-6)		0.0
Who is able to obtain information on land ownership at the agency in charge of immovable property registration in the largest business city?	Records are not publicly available	0.0
Is the list of documents that are required to complete any type of property transaction made publicly available—and if so, how?	No	0.0
Link for online access:		
Is the applicable fee schedule for any type of property transaction at the agency in charge of immovable property registration in the largest business city made publicly available—and if so, how?	No	0.0
Link for online access:		
Does the agency in charge of immovable property registration agency formally commit to deliver a legally binding document that proves property ownership within a specific timeframe—and if so, how does it communicate the service standard?	No	0.0
Link for online access:		
Is there a specific and independent mechanism for filing complaints about a problem that occurred at the agency in charge of immovable property registration?	No	0.0
Contact information:		
Are there publicly available official statistics tracking the number of transactions at the immovable property registration agency?	No	0.0
Number of property transfers in the largest business city in 2018:		
Who is able to consult maps of land plots in the largest business city?	Records are not publicly available	0.0
Is the applicable fee schedule for accessing maps of land plots made publicly available—and if so, how?	No	0.0
Link for online access:		
Does the cadastral/mapping agency formally specifies the timeframe to deliver an updated cadastral plan—and if so, how does it communicate the service standard?	No	0.0

Link for online access:		
Is there a specific and independent mechanism for filing complaints about a problem that occurred at the cadastral or mapping agency?	No	0.0
Contact information:		
Geographic coverage index (0-8)		0.0
Are all privately held land plots in the largest business city formally registered at the immovable property registry?	No	0.0
Are all privately held land plots in the economy formally registered at the immovable property registry?	No	0.0
Are all privately held land plots in the largest business city mapped?	No	0.0
Are all privately held land plots in the economy mapped?	No	0.0
Land dispute resolution index (0-8)		3.0
Does the law require that all property sale transactions be registered at the immovable property registry to make them opposable to third parties?	Yes	1.5
Legal basis:	Land Management Law	
Is the system of immovable property registration subject to a state or private guarantee?	Yes	0.5
Type of guarantee:	State guarantee	
Legal basis:	Land Management Law	
Is there a specific, out-of-court compensation mechanism to cover for losses incurred by parties who engaged in good faith in a property transaction based on erroneous information certified by the immovable property registry?	No	0.0
Legal basis:		
Does the legal system require a control of legality of the documents necessary for a property transaction (e.g., checking the compliance of contracts with requirements of the law)?	Yes	0.5
If yes, who is responsible for checking the legality of the documents?	Registrar;	
Does the legal system require verification of the identity of the parties to a property transaction?	Yes	0.5
If yes, who is responsible for verifying the identity of the parties?	Registrar;	
Is there a national database to verify the accuracy of government issued identity documents?	No	0.0
What is the Court of first instance in charge of a case involving a standard land dispute between two local businesses over tenure rights for a property worth 50 times gross national income (GNI) per capita and located in the largest business city?	Primary Court	
How long does it take on average to obtain a decision from the first-instance court for such a case (without appeal)?	More than 3 years	0.0
Are there publicly available statistics on the number of land disputes at the economy level in the first instance court?	No	0.0
Number of land disputes in the economy in 2018:		
Equal access to property rights index (-2-0)		0.0
Do unmarried men and unmarried women have equal ownership rights to property?	Yes	
Do married men and married women have equal ownership rights to property?	Yes	0.0

Getting Credit

This topic explores two sets of issues—the strength of credit reporting systems and the effectiveness of collateral and bankruptcy laws in facilitating lending. The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Strength of legal rights index (0-12)

- Rights of borrowers and lenders through collateral laws (0-10)
- Protection of secured creditors' rights through bankruptcy laws (0-2)

Depth of credit information index (0-8)

- Scope and accessibility of credit information distributed by credit bureaus and credit registries (0-8)

Credit bureau coverage (% of adults)

- Number of individuals and firms listed in largest credit bureau as a percentage of adult population

Credit registry coverage (% of adults)

- Number of individuals and firms listed in credit registry as a percentage of adult population

Case study assumptions

Doing Business assesses the sharing of credit information and the legal rights of borrowers and lenders with respect to secured transactions through 2 sets of indicators. The depth of credit information index measures rules and practices affecting the coverage, scope and accessibility of credit information available through a credit registry or a credit bureau. 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. For each economy it is first determined whether a unitary secured transactions system exists. Then two case scenarios, case A and case B, are used to determine how a nonpossessory security interest is created, publicized and enforced according to the law. Special emphasis is given to how the collateral registry operates (if registration of security interests is possible). The case scenarios involve a secured borrower, company ABC, and a secured lender, BizBank.

In some economies the legal framework for secured transactions will allow only case A or case B (not both) to apply. Both cases examine the same set of legal provisions relating to the use of movable collateral.

Several assumptions about the secured borrower (ABC) and lender (BizBank) are used:

- ABC is a domestic limited liability company (or its legal equivalent).
- ABC has up to 50 employees.
- ABC has its headquarters and only base of operations in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Both ABC and BizBank are 100% domestically owned.

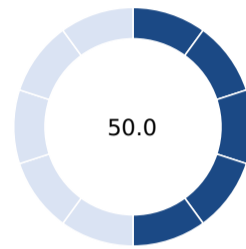
The case scenarios also involve assumptions. In case A, as collateral for the loan, ABC grants BizBank a nonpossessory security interest in one category of movable assets, for example, its machinery or its inventory. ABC wants to keep both possession and ownership of the collateral. In economies where the law does not allow nonpossessory security interests in movable property, ABC and BizBank use a fiduciary transfer-of-title arrangement (or a similar substitute for nonpossessory security interests).

In case B, ABC grants BizBank a business charge, enterprise charge, floating charge or any charge that gives BizBank a security interest over ABC's combined movable assets (or as much of ABC's movable assets as possible). ABC keeps ownership and possession of the assets.

Getting Credit - Afghanistan

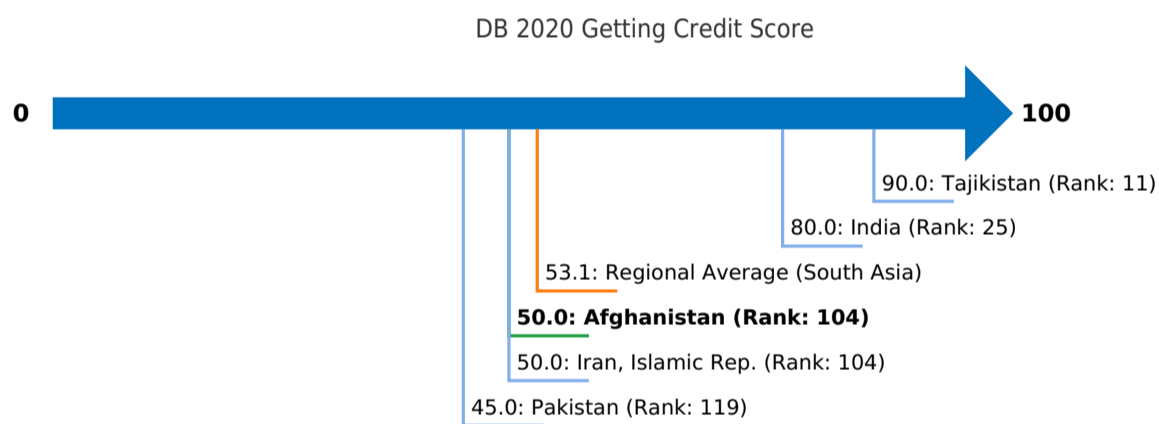
Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Strength of legal rights index (0-12)	10	5.5	6.1	12 (5 Economies)
Depth of credit information index (0-8)	0	5.1	6.8	8 (53 Economies)
Credit registry coverage (% of adults)	1.5	5.1	24.4	100.0 (2 Economies)
Credit bureau coverage (% of adults)	0.0	21.0	66.7	100.0 (14 Economies)

Figure - Getting Credit in Afghanistan - Score



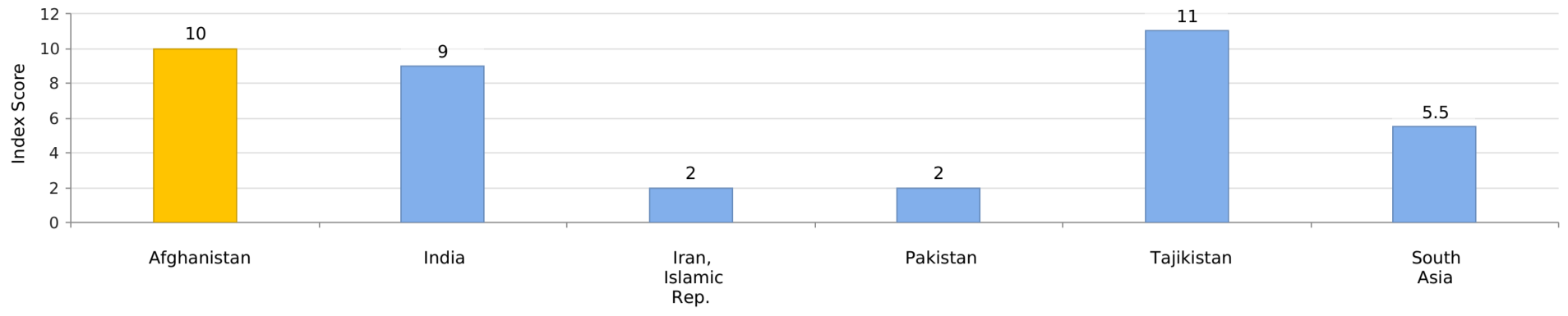
Score - Getting Credit

Figure - Getting Credit in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of getting credit is determined by sorting their scores for getting credit. These scores are the sum of the scores for the strength of legal rights index and the depth of credit information index.

Figure - Legal Rights in Afghanistan and comparator economies



Details - Legal Rights in Afghanistan

Strength of legal rights index (0-12)

10

Does an integrated or unified legal framework for secured transactions that extends to the creation, publicity and enforcement of functional equivalents to security interests in movable assets exist in the economy? Yes

Does the law allow businesses to grant a non possessory security right in a single category of movable assets, without requiring a specific description of collateral? Yes

Does the law allow businesses to grant a non possessory security right in substantially all of its assets, without requiring a specific description of collateral? Yes

May a security right extend to future or after-acquired assets, and does it extend automatically to the products, proceeds and replacements of the original assets? Yes

Is a general description of debts and obligations permitted in collateral agreements; can all types of debts and obligations be secured between parties; and can the collateral agreement include a maximum amount for which the assets are encumbered? Yes

Is a collateral registry in operation for both incorporated and non-incorporated entities, that is unified geographically and by asset type, with an electronic database indexed by debtor's name? Yes

Does a notice-based collateral registry exist in which all functional equivalents can be registered? Yes

Does a modern collateral registry exist in which registrations, amendments, cancellations and searches can be performed online by any interested third party? Yes

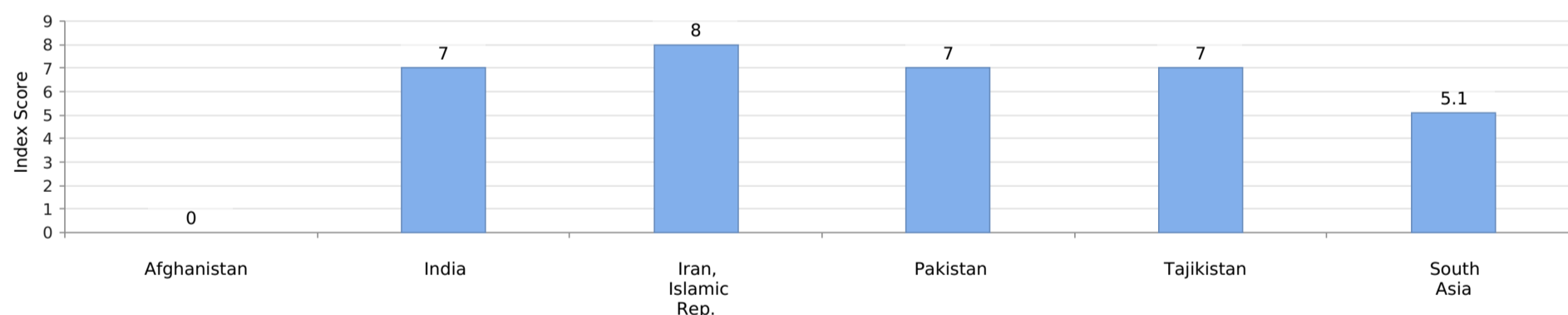
Are secured creditors paid first (i.e. before tax claims and employee claims) when a debtor defaults outside an insolvency procedure? No

Are secured creditors paid first (i.e. before tax claims and employee claims) when a business is liquidated? Yes

Are secured creditors subject to an automatic stay on enforcement when a debtor enters a court-supervised reorganization procedure? Does the law protect secured creditors' rights by providing clear grounds for relief from the stay and sets a time limit for it? No

Does the law allow parties to agree on out of court enforcement at the time a security interest is created? Does the law allow the secured creditor to sell the collateral through public auction or private tender, as well as, for the secured creditor to keep the asset in satisfaction of the debt? Yes

Figure - Credit Information in Afghanistan and comparator economies



Details - Credit Information in Afghanistan

Depth of credit information index (0-8)	Credit bureau	Credit registry	Score
Are data on both firms and individuals distributed?	No	No	0
Are both positive and negative credit data distributed?	No	No	0
Are data from retailers or utility companies - in addition to data from banks and financial institutions - distributed?	No	No	0
Are at least 2 years of historical data distributed? (Credit bureaus and registries that distribute more than 10 years of negative data or erase data on defaults as soon as they are repaid obtain a score of 0 for this component.)	No	No	0
Are data on loan amounts below 1% of income per capita distributed?	No	No	0
By law, do borrowers have the right to access their data in the credit bureau or credit registry?	No	No	0
Can banks and financial institutions access borrowers' credit information online (for example, through an online platform, a system-to-system connection or both)?	No	No	0
Are bureau or registry credit scores offered as a value-added service to help banks and financial institutions assess the creditworthiness of borrowers?	No	No	0

Note: An economy receives a score of 1 if there is a "yes" to either bureau or registry. If the credit bureau or registry is not operational or covers less than 5% of the adult population, the total score on the depth of credit information index is 0.

Coverage	Credit bureau	Credit registry
Number of individuals	0	294,440
Number of firms	0	5,818
Total	0	300,258
Percentage of adult population	0.0	1.5

Protecting Minority Investors

This topic measures the strength of minority shareholder protections against misuse of corporate assets by directors for their personal gain as well as shareholder rights, governance safeguards and corporate transparency requirements that reduce the risk of abuse. The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

- **Extent of disclosure index (0-10):** Disclosure, review, and approval requirements for related-party transactions
- **Extent of director liability index (0-10):** Ability of minority shareholders to sue and hold interested directors liable for prejudicial related-party transactions; Available legal remedies (damages, disgorgement of profits, disqualification from managerial position(s) for one year or more, rescission of the transaction)
- **Ease of shareholder suits index (0-10):** Access to internal corporate documents; Evidence obtainable during trial and allocation of legal expenses
- **Extent of conflict of interest regulation index (0-30):** Sum of the extent of disclosure, extent of director liability and ease of shareholder suits indices
- **Extent of shareholder rights index (0-6):** Shareholders' rights and role in major corporate decisions
- **Extent of ownership and control index (0-7):** Governance safeguards protecting shareholders from undue board control and entrenchment
- **Extent of corporate transparency index (0-7):** Corporate transparency on ownership stakes, compensation, audits and financial prospects
- **Extent of shareholder governance index (0-20):** Sum of the extent of shareholders rights, extent of ownership and control and extent of corporate transparency indices
- **Strength of minority investor protection index (0-50):** Sum of the extent of conflict of interest regulation and extent of shareholder governance indices

Case study assumptions

To make the data comparable across economies, a case study uses several assumptions about the business and the transaction.

The business (Buyer):

- Is a publicly traded corporation listed on the economy's most important stock exchange.
- Has a board of directors and a chief executive officer (CEO) who may legally act on behalf of Buyer where permitted, even if this is not specifically required by law.
- Has a supervisory board in economies with a two-tier board system on which Mr. James appointed 60% of the shareholder-elected members.
- Has not adopted bylaws or articles of association that go beyond the minimum requirements. Does not follow codes, principles, recommendations or guidelines that are not mandatory.
- Is a manufacturing company with its own distribution network.

The transaction involves the following details:

- Mr. James owns 60% of Buyer, sits on Buyer's board of directors and elected two directors to Buyer's five-member board.
- Mr. James also owns 90% of Seller, a company that operates a chain of retail hardware stores. Seller recently closed a large number of its stores.
- Mr. James proposes that Buyer purchase Seller's unused fleet of trucks to expand Buyer's distribution of its food products, a proposal to which Buyer agrees. The price is equal to 10% of Buyer's assets and is higher than the market value.
- The proposed transaction is part of the company's principal activity and is not outside the authority of the company.
- Buyer enters into the transaction. All required approvals are obtained, and all required disclosures made—that is, the transaction was not entered into fraudulently.
- The transaction causes damages to Buyer. Shareholders sue Mr. James and the executives and directors that approved the transaction.

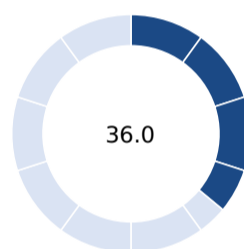
Protecting Minority Investors - Afghanistan

Stock exchange information

Stock exchange	
Stock exchange URL	
Listed firms with equity securities	0
City Covered	Kabul

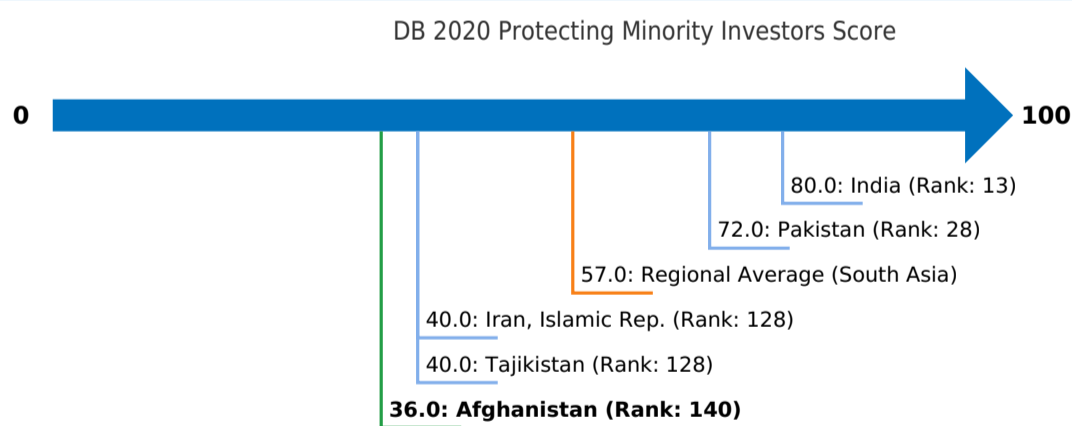
Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Extent of disclosure index (0-10)	8.0	5.8	6.5	10 (13 Economies)
Extent of director liability index (0-10)	1.0	5.0	5.3	10 (3 Economies)
Ease of shareholder suits index (0-10)	9.0	7.4	7.3	10 (Djibouti)
Extent of shareholder rights index (0-6)	0.0	3.5	4.7	6 (19 Economies)
Extent of ownership and control index (0-7)	0.0	3.6	4.5	7 (9 Economies)
Extent of corporate transparency index (0-7)	0.0	3.3	5.7	7 (13 Economies)

Figure - Protecting Minority in Afghanistan - Score



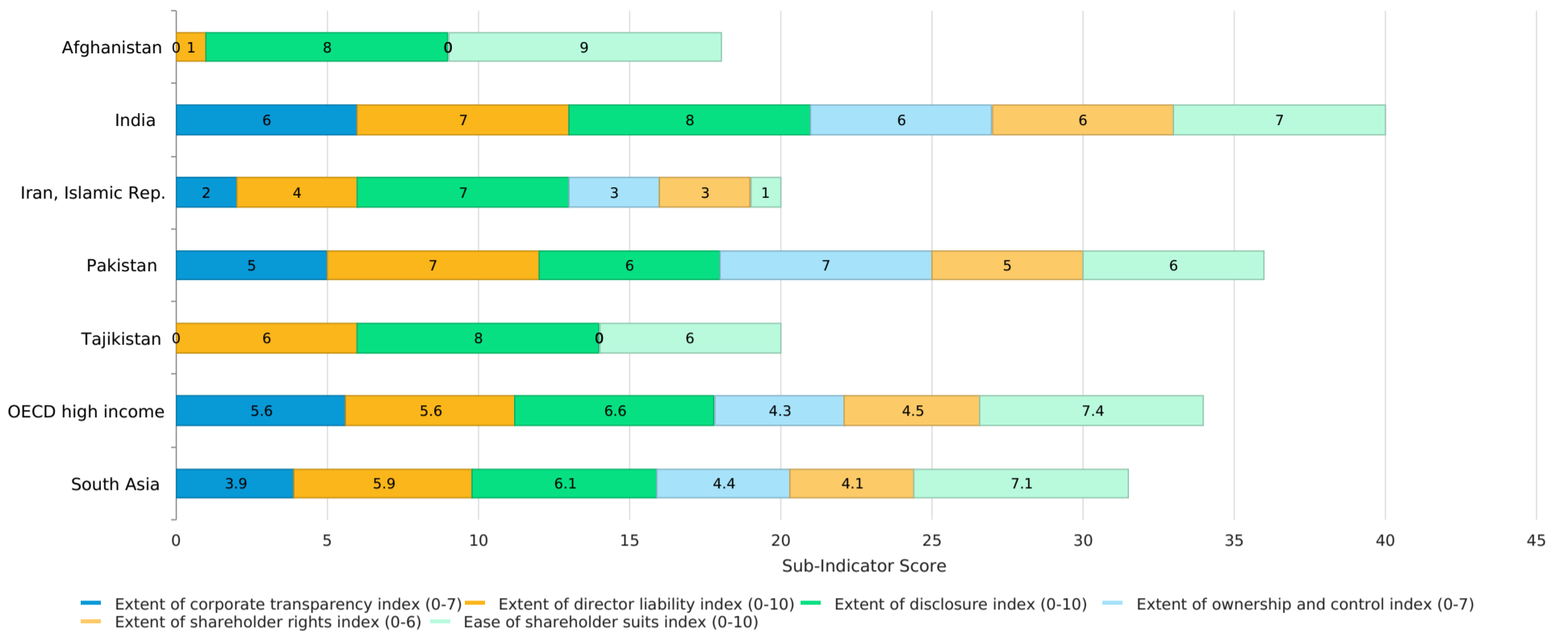
Score - Protecting Minority Investors

Figure - Protecting Minority Investors in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the strength of minority investor protections is determined by sorting their scores for protecting minority investors. These scores are the simple average of the scores for the extent of conflict of interest regulation index and the extent of shareholder governance index.

Figure - Protecting Minority Investors in Afghanistan and comparator economies - Measure of Quality



Details - Protecting Minority Investors in Afghanistan - Measure of Quality

	Answer	Score
Extent of conflict of interest regulation index (0-30)		
Extent of disclosure index (0-10)		8.0
Whose decision is sufficient to approve the Buyer-Seller transaction? (0-3)	Shareholders excluding interested parties	3.0
Must an external body review the terms of the transaction before it takes place? (0-1)	Yes	1.0
Must Mr. James disclose his conflict of interest to the board of directors? (0-2)	Full disclosure of all material facts	2.0
Must Buyer disclose the transaction in periodic filings (e.g. annual reports)? (0-2)	Disclosure on the transaction and on the conflict of interest	2.0
Must Buyer immediately disclose the transaction to the public? (0-2)	No disclosure obligation	0.0
Extent of director liability index (0-10)		1.0
Can shareholders representing 10% of Buyer's share capital sue for the damage the transaction caused to Buyer? (0-1)	Yes	1.0
Can shareholders hold Mr. James liable for the damage the transaction caused to Buyer? (0-2)	Not liable	0.0
Can shareholders hold the other directors liable for the damage the transaction caused to Buyer? (0-2)	Not liable	0.0
Must Mr. James pay damages for the harm caused to Buyer upon a successful claim by shareholders? (0-1)	No	0.0
Must Mr. James repay profits made from the transaction upon a successful claim by shareholders? (0-1)	No	0.0
Is Mr. James disqualified upon a successful claim by shareholders? (0-1)	No	0.0
Can a court void the transaction upon a successful claim by shareholders? (0-2)	Only in case of fraud or bad faith	0.0
Ease of shareholder suits index (0-10)		9.0
Before suing, can shareholders representing 10% of Buyer's share capital inspect the transaction documents? (0-1)	Yes	1.0
Can the plaintiff obtain any documents from the defendant and witnesses at trial? (0-3)	Any relevant document	3.0
Can the plaintiff request categories of documents from the defendant without identifying specific ones? (0-1)	Yes	1.0
Can the plaintiff directly question the defendant and witnesses at trial? (0-2)	Yes	2.0
Is the level of proof required for civil suits lower than that of criminal cases? (0-1)	No	0.0
Can shareholder plaintiffs recover their legal expenses from the company? (0-2)	Yes regardless of outcome	2.0
Extent of shareholder governance index (0-20)		
Extent of shareholder rights index (0-6)		0.0
Does the sale of 51% of Buyer's assets require shareholder approval?	Yes	1.0
Can shareholders representing 10% of Buyer's share capital call for a meeting of shareholders?	Yes	1.0
Must Buyer obtain its shareholders' approval every time it issues new shares?	Yes	1.0
Do shareholders automatically receive preemption rights every time Buyer issues new shares?	Yes	1.0
Do shareholders elect and dismiss the external auditor?	Yes	1.0
Are changes to the rights of a class of shares only possible if the holders of the affected shares approve?	Yes	1.0
Extent of ownership and control index (0-7)		0.0
Is it forbidden to appoint the same individual as CEO and chairperson of the board of directors?	Yes	1.0

Must the board of directors include independent and nonexecutive board members?	Yes	1.0
Can shareholders remove members of the board of directors without cause before the end of their term?	Yes	1.0
Must the board of directors include a separate audit committee exclusively comprising board members?	Yes	1.0
Must a potential acquirer make a tender offer to all shareholders upon acquiring 50% of Buyer?	Yes	1.0
Must Buyer pay declared dividends within a maximum period set by law?	yes	1.0
Is a subsidiary prohibited from acquiring shares issued by its parent company?	Yes	1.0
Extent of corporate transparency index (0-7)		0.0
Must Buyer disclose direct and indirect beneficial ownership stakes representing 5%?	Yes	1.0
Must Buyer disclose information about board members' primary employment and directorships in other companies?	Yes	1.0
Must Buyer disclose the compensation of individual managers?	No	0.0
Must a detailed notice of general meeting be sent 21 days before the meeting?	Yes	1.0
Can shareholders representing 5% of Buyer's share capital put items on the general meeting agenda?	Yes	1.0
Must Buyer's annual financial statements be audited by an external auditor?	Yes	1.0
Must Buyer disclose its audit reports to the public?	No	0.0

Paying Taxes

This topic records the taxes and mandatory contributions that a medium-size company must pay or withhold in a given year, as well as the administrative burden of paying taxes and contributions and complying with postfiling procedures (VAT refund and tax audit). The most recent round of data collection for the project was completed in May 2019 covering for the Paying Taxes indicator calendar year 2018 (January 1, 2018 – December 31, 2018). [See the methodology for more information.](#)

What the indicators measure

Tax payments for a manufacturing company in 2018 (number per year adjusted for electronic and joint filing and payment)

- Total number of taxes and contributions paid or withheld, including consumption taxes (value added tax, sales tax or goods and service tax)
- Method and frequency of filing and payment

Time required to comply with 3 major taxes (hours per year)

- Collecting information, computing tax payable
- Preparing separate tax accounting books, if required
- Completing tax return, filing with agencies
- Arranging payment or withholding

Total tax and contribution rate (% of commercial profits)

- Profit or corporate income tax
- Social contributions, labor taxes paid by employer
- Property and property transfer taxes
- Dividend, capital gains, financial transactions taxes
- Waste collection, vehicle, road and other taxes

Postfiling Index

- Time to comply with VAT refund (hours)
- Time to obtain VAT refund (weeks)
- Time to comply with a corporate income tax correction (hours)
- Time to complete a corporate income tax correction (weeks)

Case study assumptions

Using a case scenario, *Doing Business* records taxes and mandatory contributions a medium size company must pay in a year, and measures the administrative burden of paying taxes, contributions and dealing with postfiling processes. Information is also compiled on frequency of filing and payments, time taken to comply with tax laws, time taken to comply with the requirements of postfiling processes and time waiting.

To make data comparable across economies, several assumptions are used:

- TaxpayerCo is a medium-size business that started operations on January 1, 2017. It produces ceramic flowerpots and sells them at retail. All taxes and contributions recorded are paid in the second year of operation (calendar year 2018). Taxes and mandatory contributions are measured at all levels of government.

The VAT refund process:

- In June 2018, TaxpayerCo. makes a large capital purchase: the value of the machine is 65 times income per capita of the economy. Sales are equally spread per month (1,050 times income per capita divided by 12) and cost of goods sold are equally expensed per month (875 times income per capita divided by 12). The machinery seller is registered for VAT and excess input VAT incurred in June will be fully recovered after four consecutive months if the VAT rate is the same for inputs, sales and the machine and the tax reporting period is every month. Input VAT will exceed Output VAT in June 2018.

The corporate income tax audit process:

- An error in calculation of income tax liability (for example, use of incorrect tax depreciation rates, or incorrectly treating an expense as tax deductible) leads to an incorrect income tax return and a corporate income tax underpayment. TaxpayerCo. discovered the error and voluntarily notified the tax authority. The value of the underpaid income tax liability is 5% of the corporate income tax liability due. TaxpayerCo. submits corrected information after the deadline for submitting the annual tax return, but within the tax assessment period.

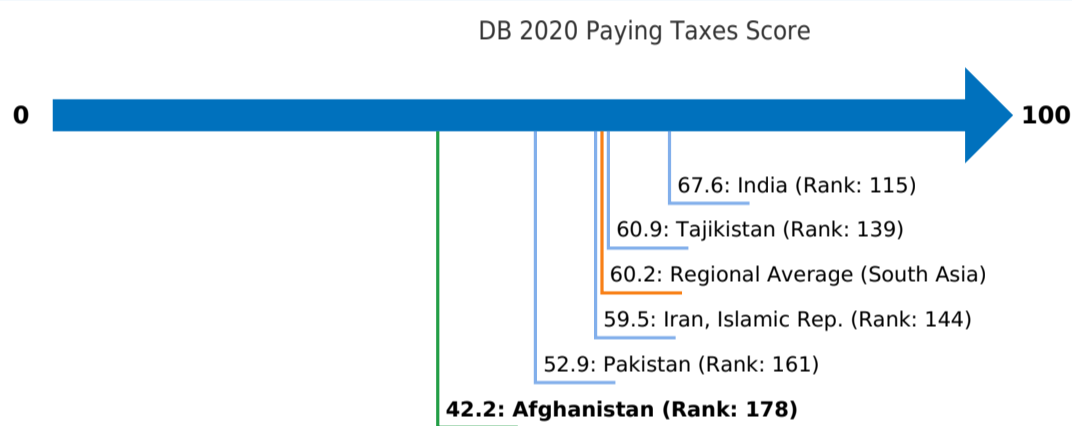
Paying Taxes - Afghanistan

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Payments (number per year)	19	26.7	10.3	3 (2 Economies)
Time (hours per year)	270	273.5	158.8	49 (3 Economies)
Total tax and contribution rate (% of profit)	71.4	43.9	39.9	26.1 (33 Economies)
Postfiling index (0-100)	0.0	41.2	86.7	None in 2018/19

Figure - Paying Taxes in Afghanistan - Score

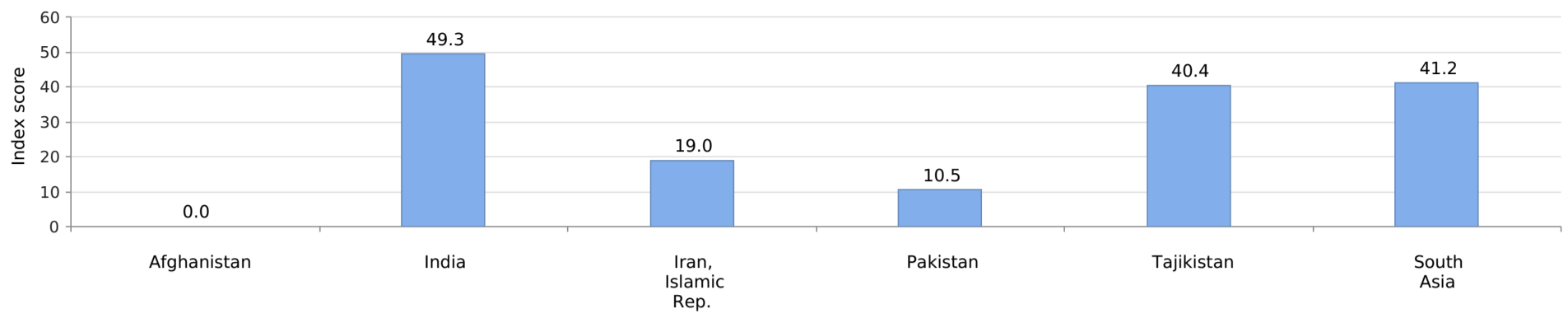


Figure - Paying Taxes in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of paying taxes is determined by sorting their scores for paying taxes. These scores are the simple average of the scores for each of the component indicators, with a threshold and a nonlinear transformation applied to one of the component indicators, the total tax and contribution rate. The threshold is defined as the total tax and contribution rate at the 15th percentile of the overall distribution for all years included in the analysis up to and including Doing Business 2015, which is 26.1%. All economies with a total tax and contribution rate below this threshold receive the same score as the economy at the threshold.

Figure - Paying Taxes in Afghanistan and comparator economies - Measure of Quality



Details - Paying Taxes in Afghanistan

Tax or mandatory contribution	Payments (number)	Notes on Payments	Time (hours)	Statutory tax rate	Tax base	Total tax and contribution rate (% of profit)	Notes on TTCR
Business receipts tax	4.0		78.0	4%	sales receipt	70.71	
Interest tax	0.0	withheld		20%	interest income	0.51	
Vehicle registration tax	1.0				various rates	0.21	
Personal income tax	12.0		116.0	2%-20%	taxable income	0.00	withheld
Corporate income tax	1.0		76.0	20%	taxable profit	0.00	
Fuel tax	1.0				included into fuel price	0.00	small amount
Totals	19		270			71.4	

Details - Paying Taxes in Afghanistan - Tax by Type

Taxes by type	Answer
Profit tax (% of profit)	0.0
Labor tax and contributions (% of profit)	0.0
Other taxes (% of profit)	71.4

Details - Paying Taxes in Afghanistan - Measure of Quality

	Answer	Score
Postfiling index (0-100)		0.0
VAT refunds		
Does VAT exist?	No	
Does a VAT refund process exist per the case study?	N/A	
Restrictions on VAT refund process	Not Applicable	
Percentage of cases exposed to a VAT audit (%)	Not applicable	
Is there a mandatory carry forward period?	Not Applicable	
Time to comply with VAT refund (hours)	No VAT	No VAT
Time to obtain VAT refund (weeks)	No VAT	No VAT
Corporate income tax audits		
Does corporate income tax exist?	Yes	
Percentage of cases exposed to a corporate income tax audit (%)	75% - 100%	
Time to comply with a corporate income tax correction (hours)	111.0	0.0
Time to complete a corporate income tax correction (weeks)	33.1	0.0

Notes: Names 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.

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.

The postfiling index is the average of the scores on time to comply with VAT refund, time to obtain a VAT refund, time to comply with a corporate income tax correction and time to complete a corporate income tax correction.

N/A = Not applicable.

Trading across Borders

Doing Business records the time and cost associated with the logistical process of exporting and importing goods. *Doing Business* measures the time and cost (excluding tariffs) associated with three sets of procedures—documentary compliance, border compliance and domestic transport—within the overall process of exporting or importing a shipment of goods. The most recent round of data collection for the project was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Documentary compliance

- Obtaining, preparing and submitting documents during transport, clearance, inspections and port or border handling in origin economy
- Obtaining, preparing and submitting documents required by destination economy and any transit economies
- Covers all documents required by law and in practice, including electronic submissions of information

Border compliance

- Customs clearance and inspections
- Inspections by other agencies (if applied to more than 20% of shipments)
- Handling and inspections that take place at the economy's port or border

Domestic transport

- Loading or unloading of the shipment at the warehouse or port/border
- Transport between warehouse and port/border
- Traffic delays and road police checks while shipment is en route

Case study assumptions

To make the data comparable across economies, a few assumptions are made about the traded goods and the transactions:

Time: Time is measured in hours, and 1 day is 24 hours (for example, 22 days are recorded as $22 \times 24 = 528$ hours). If customs clearance takes 7.5 hours, the data are recorded as is. Alternatively, suppose documents are submitted to a customs agency at 8:00a.m., are processed overnight and can be picked up at 8:00a.m. the next day. The time for customs clearance would be recorded as 24 hours because the actual procedure took 24 hours.

Cost: Insurance cost and informal payments for which no receipt is issued are excluded from the costs recorded. Costs are reported in U.S. dollars. Contributors are asked to convert local currency into U.S. dollars based on the exchange rate prevailing on the day they answer the questionnaire. Contributors are private sector experts in international trade logistics and are informed about exchange rates.

Assumptions of the case study:

- For all 190 economies covered by *Doing Business*, it is assumed a shipment is in a warehouse in the largest business city of the exporting economy and travels to a warehouse in the largest business city of the importing economy.

- It is assumed each economy imports 15 metric tons of containerized auto parts (HS 8708) from its natural import partner—the economy from which it imports the largest value (price times quantity) of auto parts. It is assumed each economy exports the product of its comparative advantage (defined by the largest export value) to its natural export partner—the economy that is the largest purchaser of this product. Shipment value is assumed to be \$50,000.

- The mode of transport is the one most widely used for the chosen export or import product and the trading partner, as is the seaport or land border crossing.

- All electronic information submissions requested by any government agency in connection with the shipment are considered to be documents obtained, prepared and submitted during the export or import process.

- A port or border is a place (seaport or land border crossing) where merchandise can enter or leave an economy.

- Relevant government agencies include customs, port authorities, road police, border guards, standardization agencies, ministries or departments of agriculture or industry, national security agencies and any other government authorities.

Trading across Borders - Afghanistan

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Time to export: Border compliance (hours)	48	53.4	12.7	1 (19 Economies)
Cost to export: Border compliance (USD)	453	310.6	136.8	0 (19 Economies)
Time to export: Documentary compliance (hours)	228	73.7	2.3	1 (26 Economies)
Cost to export: Documentary compliance (USD)	344	157.9	33.4	0 (20 Economies)
Time to import: Border compliance (hours)	96	85.7	8.5	1 (25 Economies)
Cost to import: Border compliance (USD)	750	472.9	98.1	0 (28 Economies)
Time to import: Documentary compliance (hours)	324	93.7	3.4	1 (30 Economies)
Cost to import: Documentary compliance (USD)	900	261.7	23.5	0 (30 Economies)

Figure - Trading across Borders in Afghanistan - Score

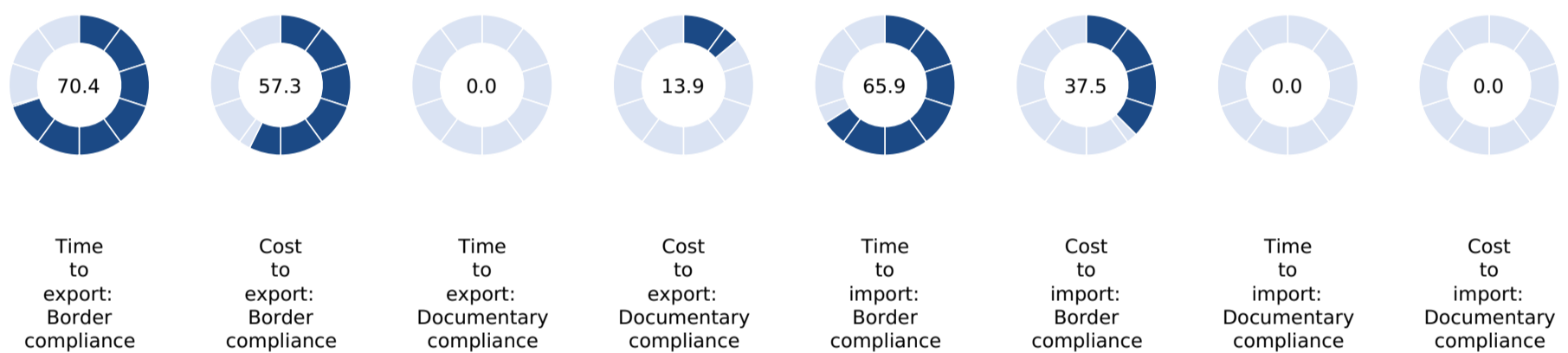
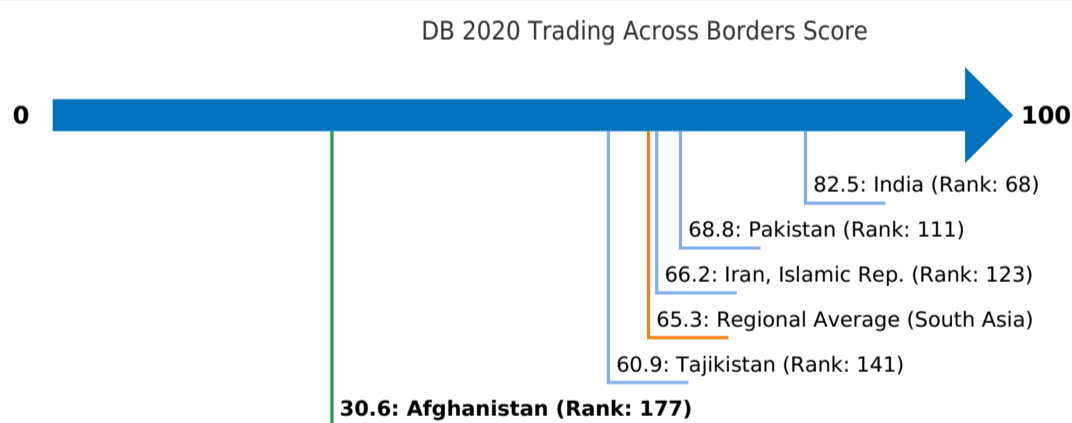
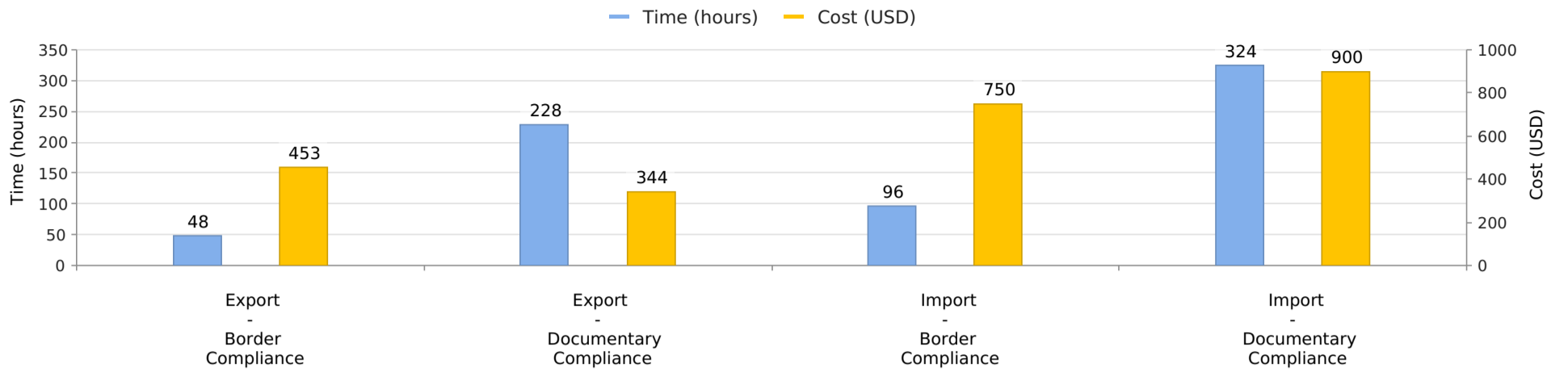


Figure - Trading across Borders in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of trading across borders is determined by sorting their scores for trading across borders. These scores are the simple average of the scores for the time and cost for documentary compliance and border compliance to export and import.

Figure - Trading across Borders in Afghanistan - Time and Cost



Details - Trading across Borders in Afghanistan

Characteristics	Export	Import
Product	HS 08 : Edible fruit and nuts; peel of citrus fruit or melons	HS 8708: Parts and accessories of motor vehicles
Trade partner	India	Japan
Border	Torkham border crossing	Torkham border crossing
Distance (km)	235	235
Domestic transport time (hours)	14	24
Domestic transport cost (USD)	500	500

Details - Trading across Borders in Afghanistan - Components of Border Compliance

	Time to Complete (hours)	Associated Costs (USD)
Export: Clearance and inspections required by customs authorities	48.0	275.0
Export: Clearance and inspections required by agencies other than customs	0.0	0.0
Export: Port or border handling	48.0	177.8
Import: Clearance and inspections required by customs authorities	72.0	300.0
Import: Clearance and inspections required by agencies other than customs	0.0	0.0
Import: Port or border handling	24.0	450.0

Details - Trading across Borders in Afghanistan - Trade Documents

Export

Import

Road transport document

Bill of lading

Customs Export Declaration

Jawaz Nama - Import/ Export License

Commercial invoice

Certificate of origin

Certificate of origin

Commercial invoice

Packing list

Packing list

Inspection certificate

Insurance certificate

Jawaz Nama - Import/ Export License

Custom Import Declaration

Export Form

Transit document (T1)

Customs Transit Declaration

Delivery Order

Insurance certificate

Technical standard certificate

SOLAS certificate

SOLAS certificate

Product quality certificate

Phytosanitary certificate

Enforcing Contracts

The enforcing contracts indicator measures the time and cost for resolving a commercial dispute through a local first-instance court, and the quality of judicial processes index, evaluating whether each economy has adopted a series of good practices that promote quality and efficiency in the court system. The most recent round of data collection was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Time required to enforce a contract through the courts (calendar days)

- Time to file and serve the case
- Time for trial and to obtain the judgment
- Time to enforce the judgment

Cost required to enforce a contract through the courts (% of claim value)

- Average attorney fees
- Court costs
- Enforcement costs

Quality of judicial processes index (0-18)

- Court structure and proceedings (-1-5)
- Case management (0-6)
- Court automation (0-4)
- Alternative dispute resolution (0-3)

Case study assumptions

The dispute in the case study involves the breach of a sales contract between two domestic businesses. The case study assumes that the court hears an expert on the quality of the goods in dispute. This distinguishes the case from simple debt enforcement.

To make the data on the time and comparable across economies, several assumptions about the case are used:

- The dispute concerns a lawful transaction between two businesses (Seller and Buyer), both located in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- The Buyer orders custom-made furniture, then fails to pay alleging that the goods are not of adequate quality.
- The value of the dispute is 200% of the income per capita or the equivalent in local currency of USD 5,000, whichever is greater.
- The Seller sues the Buyer before the court with jurisdiction over commercial cases worth 200% of income per capita or \$5,000 whichever is greater.
- The Seller requests the pretrial attachment of the defendant's movable assets to secure the claim.
- The claim is disputed on the merits because of Buyer's allegation that the quality of the goods was not adequate.
- The judge decides in favor of the seller; there is no appeal.
- The Seller enforces the judgment through a public sale of the Buyer's movable assets.

Enforcing Contracts - Afghanistan

Standardized Case

Claim value	AFN 355,651
Court name	Kabul Commercial Court
City Covered	Kabul

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Time (days)	1642	1,101.6	589.6	120 (Singapore)
Cost (% of claim value)	29.0	29.9	21.5	0.1 (Bhutan)
Quality of judicial processes index (0-18)	5.0	7.1	11.7	None in 2018/19

Figure - Enforcing Contracts in Afghanistan - Score

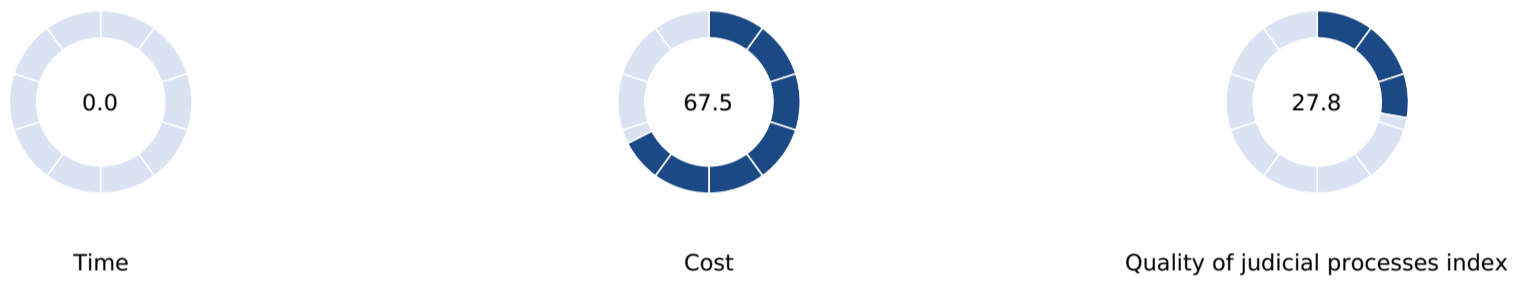
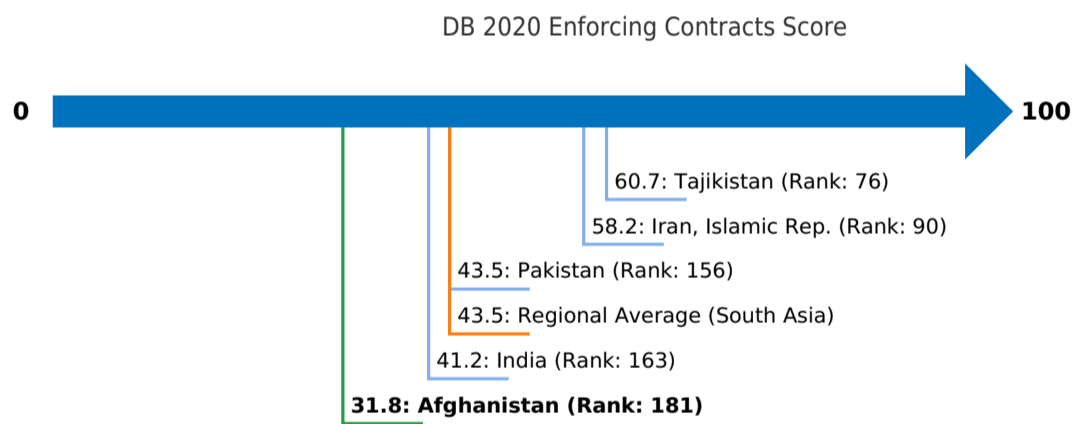


Figure - Enforcing Contracts in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of enforcing contracts is determined by sorting their scores for enforcing contracts. These scores are the simple average of the scores for each of the component indicators.

Figure - Enforcing Contracts in Afghanistan - Time and Cost

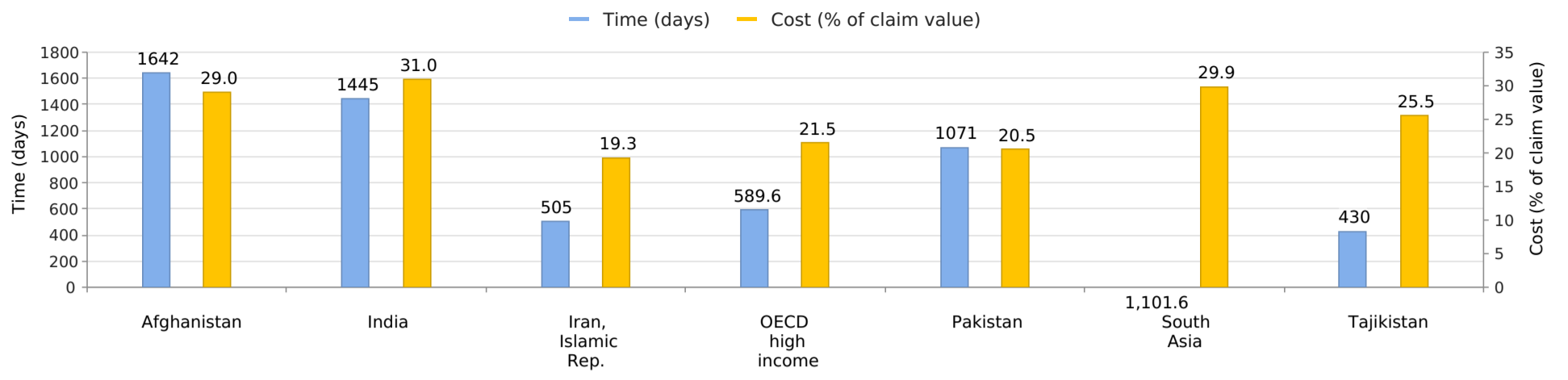
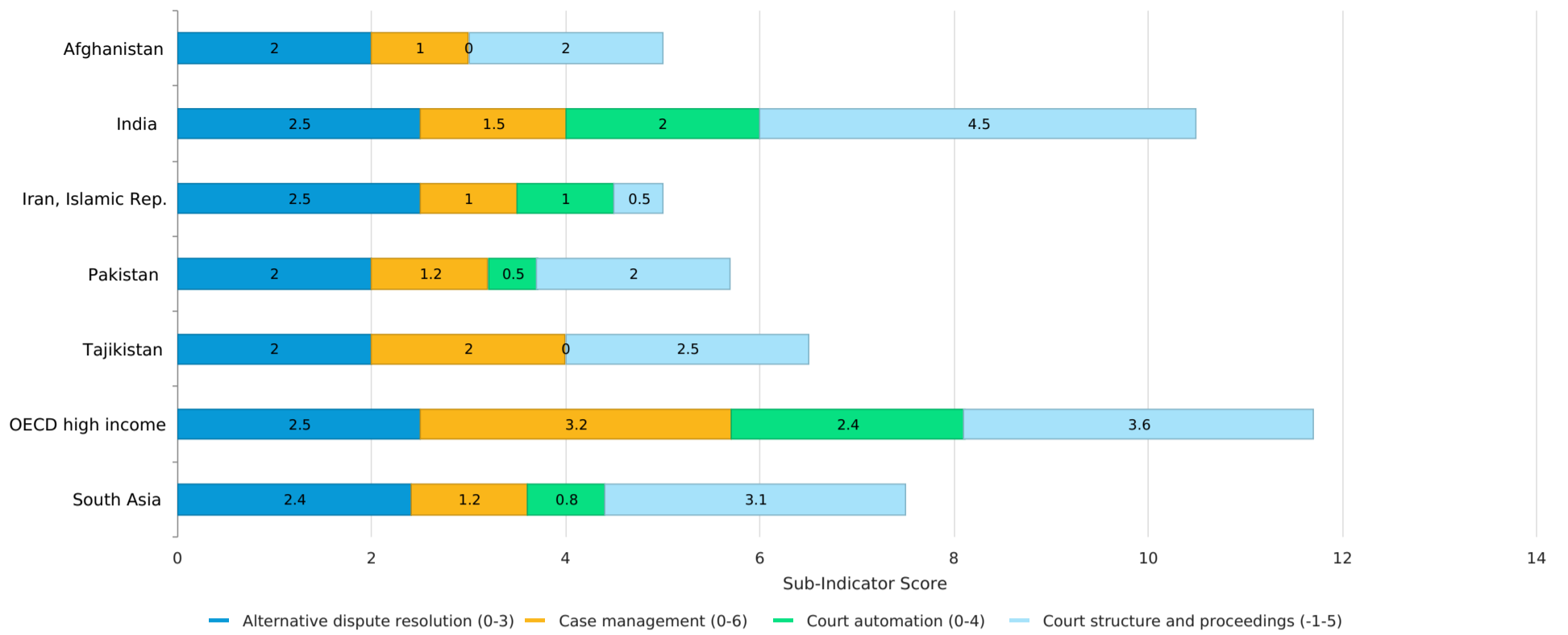


Figure - Enforcing Contracts in Afghanistan and comparator economies - Measure of Quality



Details - Enforcing Contracts in Afghanistan

	Indicator
Time (days)	1642
Filing and service	40
Trial and judgment	1420
Enforcement of judgment	182
Cost (% of claim value)	29.0
Attorney fees	24
Court fees	5
Enforcement fees	0
Quality of judicial processes index (0-18)	5.0
Court structure and proceedings (-1-5)	2.0
Case management (0-6)	1.0
Court automation (0-4)	0.0
Alternative dispute resolution (0-3)	2.0

Details - Enforcing Contracts in Afghanistan - Measure of Quality

	Answer	Score
Quality of judicial processes index (0-18)		5.0
Court structure and proceedings (-1-5)		2.0
1. Is there a court or division of a court dedicated solely to hearing commercial cases?	Yes	1.5
2. Small claims court		0.0
2.a. Is there a small claims court or a fast-track procedure for small claims?	No	
2.b. If yes, is self-representation allowed?	n.a.	
3. Is pretrial attachment available?	Yes	1.0
4. Are new cases assigned randomly to judges?	Yes, but manual	0.5
5. Does a woman's testimony carry the same evidentiary weight in court as a man's?	No	-1.0
Case management (0-6)		1.0
1. Time standards		0.0
1.a. Are there laws setting overall time standards for key court events in a civil case?	No	
1.b. If yes, are the time standards set for at least three court events?	n.a.	
1.c. Are these time standards respected in more than 50% of cases?	n.a.	
2. Adjournments		0.0
2.a. Does the law regulate the maximum number of adjournments that can be granted?	No	
2.b. Are adjournments limited to unforeseen and exceptional circumstances?	No	
2.c. If rules on adjournments exist, are they respected in more than 50% of cases?	n.a.	
3. Can two of the following four reports be generated about the competent court: (i) time to disposition report; (ii) clearance rate report; (iii) age of pending cases report; and (iv) single case progress report?	No	0.0
4. Is a pretrial conference among the case management techniques used before the competent court?	Yes	1.0
5. Are there any electronic case management tools in place within the competent court for use by judges?	No	0.0
6. Are there any electronic case management tools in place within the competent court for use by lawyers?	No	0.0
Court automation (0-4)		0.0
1. Can the initial complaint be filed electronically through a dedicated platform within the competent court?	No	0.0
2. Is it possible to carry out service of process electronically for claims filed before the competent court?	No	0.0
3. Can court fees be paid electronically within the competent court?	No	0.0
4. Publication of judgments		0.0
4.a. Are judgments rendered in commercial cases at all levels made available to the general public through publication in official gazettes, in newspapers or on the internet or court website?	No	
4.b. Are judgments rendered in commercial cases at the appellate and supreme court level made available to the general public through publication in official gazettes, in newspapers or on the internet or court website?	No	
Alternative dispute resolution (0-3)		2.0
1. Arbitration		1.0
1.a. Is domestic commercial arbitration governed by a consolidated law or consolidated chapter or section of the applicable code of civil procedure encompassing substantially all its aspects?	Yes	
1.b. Are there any commercial disputes—aside from those that deal with public order or public policy—that cannot be submitted to arbitration?	Yes	
1.c. Are valid arbitration clauses or agreements usually enforced by the courts?	Yes	

2. Mediation/Conciliation	1.0
2.a. Is voluntary mediation or conciliation available?	Yes
2.b. Are mediation, conciliation or both governed by a consolidated law or consolidated chapter or section of the applicable code of civil procedure encompassing substantially all their aspects (for example, definition, aim and scope of application, design)?	Yes
2.c. Are there financial incentives for parties to attempt mediation or conciliation (i.e., if mediation or conciliation is successful, a refund of court filing fees, income tax credits or the like)?	No

Resolving Insolvency

Doing Business studies the time, cost and outcome of insolvency proceedings involving domestic legal entities. These variables are used to calculate the recovery rate, which is recorded as cents on the dollar recovered by secured creditors through reorganization, liquidation or debt enforcement (foreclosure or receivership) proceedings. To determine the present value of the amount recovered by creditors, *Doing Business* uses the lending rates from the International Monetary Fund, supplemented with data from central banks and the Economist Intelligence Unit. The most recent round of data collection was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Time required to recover debt (years)

- Measured in calendar years
- Appeals and requests for extension are included

Cost required to recover debt (% of debtor's estate)

- Measured as percentage of estate value
- Court fees
- Fees of insolvency administrators
- Lawyers' fees
- Assessors' and auctioneers' fees
- Other related fees

Outcome

- Whether business continues operating as a going concern or business assets are sold piecemeal

Recovery rate for creditors

- Measures the cents on the dollar recovered by secured creditors
- Outcome for the business (survival or not) determines the maximum value that can be recovered
- Official costs of the insolvency proceedings are deducted
- Depreciation of furniture is taken into account
- Present value of debt recovered

Strength of insolvency framework index (0- 16)

- Sum of the scores of four component indices:
- Commencement of proceedings index (0-3)
- Management of debtor's assets index (0-6)
- Reorganization proceedings index (0-3)
- Creditor participation index (0-4)

Case study assumptions

To make the data on the time, cost and outcome comparable across economies, several assumptions about the business and the case are used:

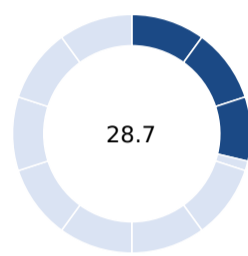
- A hotel located in the largest city (or cities) has 201 employees and 50 suppliers. The hotel experiences financial difficulties.
- The value of the hotel is 100% of the income per capita or the equivalent in local currency of USD 200,000, whichever is greater.
- The hotel has a loan from a domestic bank, secured by a mortgage over the hotel's real estate. The hotel cannot pay back the loan, but makes enough money to operate otherwise.

In addition, *Doing Business* evaluates the quality of legal framework applicable to judicial liquidation and reorganization proceedings and the extent to which best insolvency practices have been implemented in each economy covered.

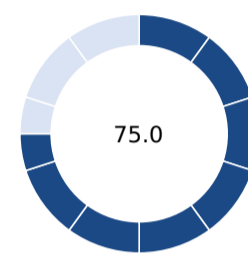
Resolving Insolvency - Afghanistan

Indicator	Afghanistan	South Asia	OECD high income	Best Regulatory Performance
Recovery rate (cents on the dollar)	26.7	38.1	70.2	92.9 (Norway)
Time (years)	2.0	2.2	1.7	0.4 (Ireland)
Cost (% of estate)	25.0	9.9	9.3	1.0 (Norway)
Outcome (0 as piecemeal sale and 1 as going concern)	0
Strength of insolvency framework index (0-16)	12.0	6.5	11.9	None in 2018/19

Figure - Resolving Insolvency in Afghanistan - Score

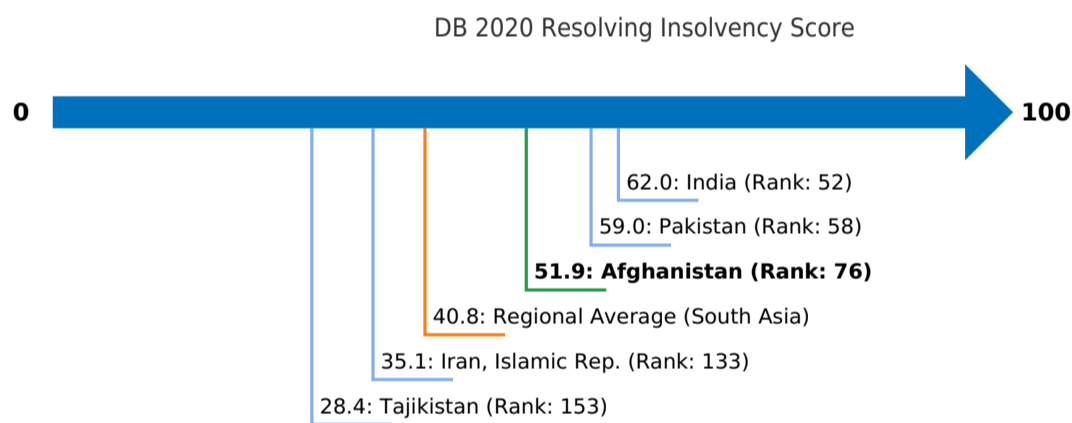


Recovery rate



Strength of insolvency framework index

Figure - Resolving Insolvency in Afghanistan and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of resolving insolvency is determined by sorting their scores for resolving insolvency. These scores are the simple average of the scores for the recovery rate and the strength of insolvency framework index.

Figure - Resolving Insolvency in Afghanistan - Time and Cost

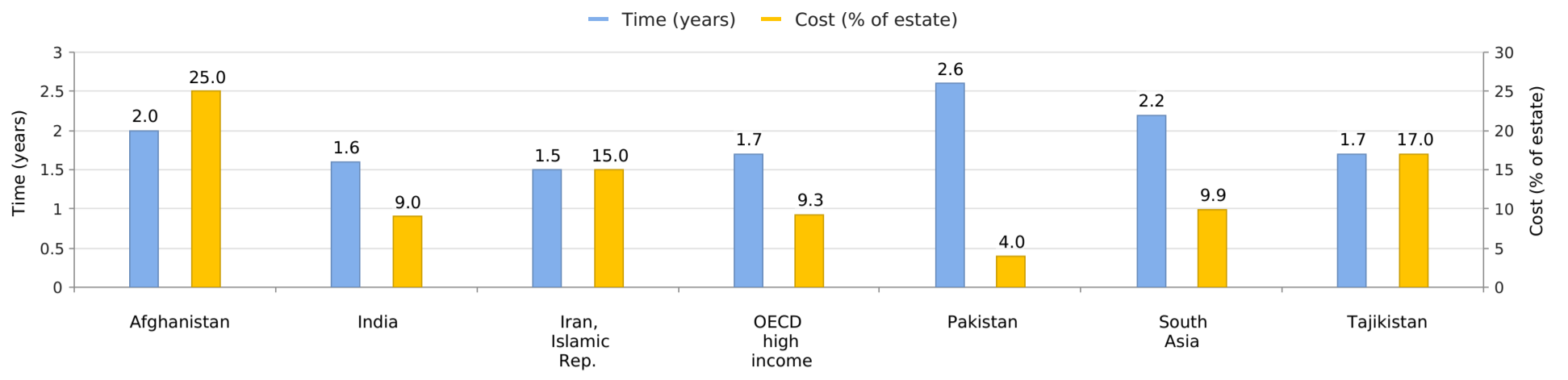
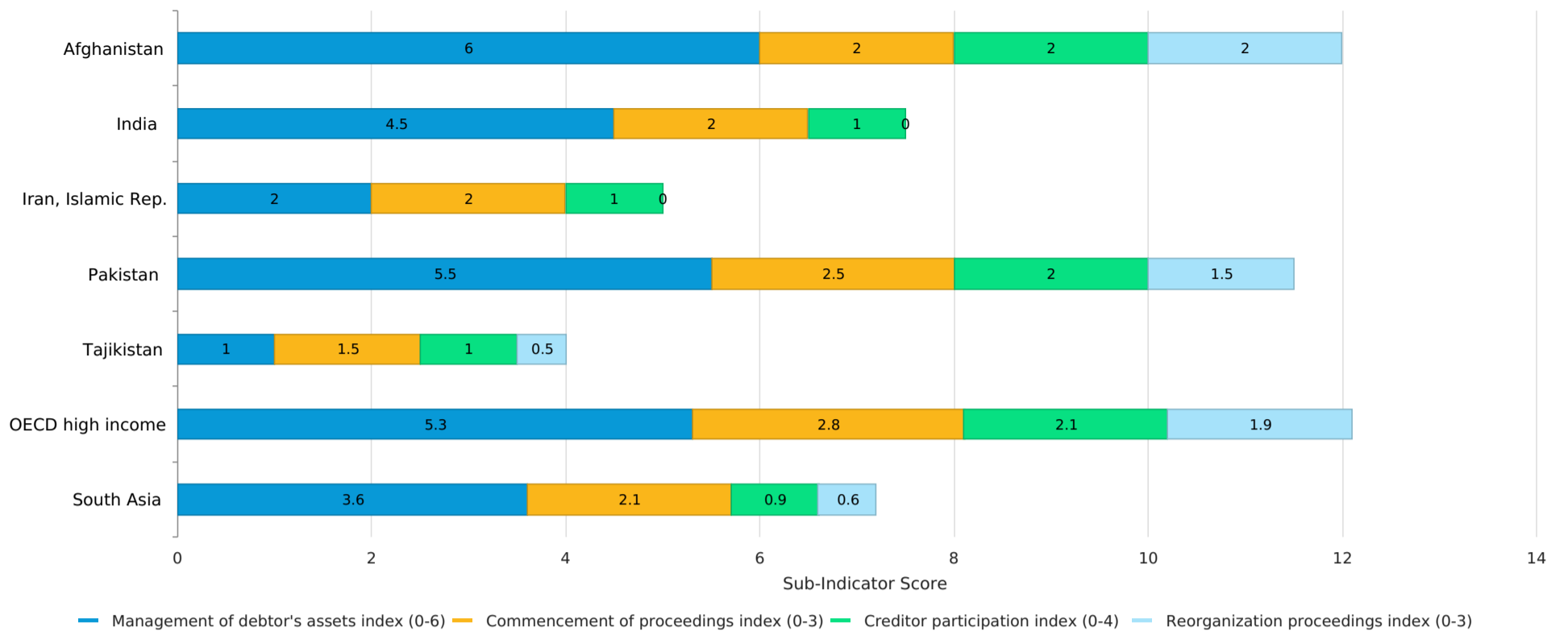
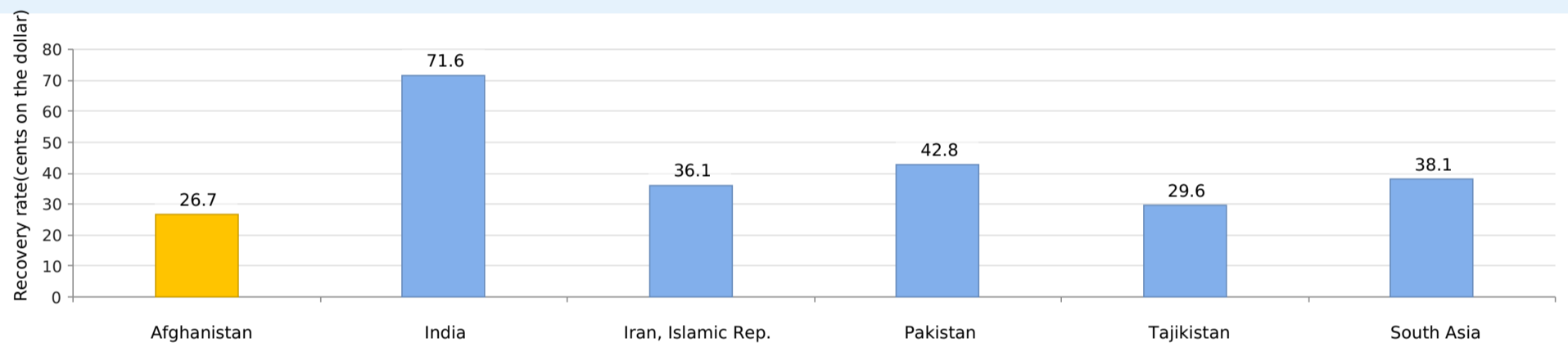


Figure - Resolving Insolvency in Afghanistan and comparator economies - Measure of Quality



Note: Even if the economy's legal framework includes provisions related to insolvency proceedings (liquidation or reorganization), the economy receives 0 points for the strength of insolvency framework index, if time, cost and outcome indicators are recorded as "no practice."

Figure - Resolving Insolvency in Afghanistan and comparator economies - Recovery Rate



Details - Resolving Insolvency in Afghanistan

Indicator	Answer	Score
Proceeding	foreclosure	Depending on the security, Mirage's case may fall within the ambit of a Commercial Mortgage. In order for a mortgage to be considered commercial it must be made for commercial purposes (Article 697 of the Commercial Code). Article 706 provides the procedure to be adopted by Bizbank for the sale of the mortgaged hotel property in the event of default on loan payments by Mirage. To affect the sale of mortgaged property, the creditor shall request the relevant Commercial Court for permission to sell the mortgaged property. On receipt of such request the Court shall notify the debtor. Any objection from the debtor is required to be submitted within three days. Failing the receipt of objection from the debtor within three days, the Commercial Court may make a decision concerning the sale of the mortgaged property. The specific time and date of sale should be mentioned by the Court in its decision. Furthermore, the decision should unambiguously state that the decision of the Court shall be considered to be final if the creditor fails to object to such decision within three days. In case objections are received from the creditor, the Court has within 8 days of the date of receipt of objections to hear such objections prior to ruling on the matter.
Outcome	piecemeal sale	After the Court's decision, BizBank would gain possession of Mirage's assets secured by the mortgage and sell them. After the sale, the business will lose its assets and will not be able to continue operating.
Time (in years)	2.0	It takes 2 years from Mirage's default until BizBank is repaid some of the money owed to it. It usually takes about 3 months for Mirage to initiate foreclosure through the Court and informs all the parties about the foreclosure through a publication in a newspaper. The delay in the completion of foreclosure proceeding is caused by the inefficiency of court which takes about a year to make a decision on the case.
Cost (% of estate)	25.0	The costs associated with the case would amount to approximately 25% of the value of the debtor's estate. Cost incurred during the entire insolvency process mainly include court or government agency fees (10%), attorney fees (12%), costs of notification and publication (1%), fees of accountants, assessors, inspectors and other professionals (1%), and fees of auctioneers (1%).
Recovery rate (cents on the dollar)		26.7

Details - Resolving Insolvency in Afghanistan - Measure of Quality

	Answer	Score
Strength of insolvency framework index (0-16)		12.0
Commencement of proceedings index (0-3)		2.0
What procedures are available to a DEBTOR when commencing insolvency proceedings?	(b) Debtor may file for liquidation only	0.5
Does the insolvency framework allow a CREDITOR to file for insolvency of the debtor?	(b) Yes, but a creditor may file for liquidation only	0.5
What basis for commencement of the insolvency proceedings is allowed under the insolvency framework? (a) Debtor is generally unable to pay its debts as they mature (b) The value of debtor's liabilities exceeds the value of its assets	(c) Both (a) and (b) options are available, but only one of them needs to be complied with	1.0
Management of debtor's assets index (0-6)		6.0
Does the insolvency framework allow the continuation of contracts supplying essential goods and services to the debtor?	Yes	1.0
Does the insolvency framework allow the rejection by the debtor of overly burdensome contracts?	Yes	1.0
Does the insolvency framework allow avoidance of preferential transactions?	Yes	1.0
Does the insolvency framework allow avoidance of undervalued transactions?	Yes	1.0
Does the insolvency framework provide for the possibility of the debtor obtaining credit after commencement of insolvency proceedings?	Yes	1.0
Does the insolvency framework assign priority to post-commencement credit?	(b) Yes over ordinary unsecured creditors but not over secured creditors	1.0
Reorganization proceedings index (0-3)		2.0
Which creditors vote on the proposed reorganization plan?	(b) Only creditors whose rights are affected by the proposed plan	1.0
Does the insolvency framework require that dissenting creditors in reorganization receive at least as much as what they would obtain in a liquidation?	Yes	1.0
Are the creditors divided into classes for the purposes of voting on the reorganization plan, does each class vote separately and are creditors in the same class treated equally?	No	0.0
Creditor participation index (0-4)		2.0
Does the insolvency framework require approval by the creditors for selection or appointment of the insolvency representative?	No	0.0
Does the insolvency framework require approval by the creditors for sale of substantial assets of the debtor?	Yes	1.0
Does the insolvency framework provide that a creditor has the right to request information from the insolvency representative?	No	0.0
Does the insolvency framework provide that a creditor has the right to object to decisions accepting or rejecting creditors' claims?	Yes	1.0

Note: Even if the economy's legal framework includes provisions related to insolvency proceedings (liquidation or reorganization), the economy receives 0 points for the strength of insolvency framework index, if time, cost and outcome indicators are recorded as "no practice."

Employing Workers

Doing Business presents detailed data for the employing workers indicators on the *Doing Business* website (<http://www.doingbusiness.org>). The study does not present rankings of economies on these indicators or include the topic in the aggregate ease of doing business score or ranking on the ease of doing business.

The most recent round of data collection was completed in May 2019. [See the methodology for more information.](#)

What the indicators measure

Hiring

(i) whether fixed-term contracts are prohibited for permanent tasks; (ii) maximum cumulative duration of fixed-term contracts; (iii) length of the maximum probationary period; (iv) minimum wage; (v) ratio of minimum wage to the average value added per worker.

Working hours

(i) maximum number of working days allowed per week; (ii) premiums for work: at night, on a weekly rest day and overtime; (iii) whether there are restrictions on work at night, work on a weekly rest day and for overtime work; (iv) length of paid annual leave.

Redundancy rules

(i) whether redundancy can be basis for terminating workers; (ii) whether employer needs to notify and/or get approval from third party to terminate 1 redundant worker and a group of 9 redundant workers; (iii) whether the law requires employer to reassign or retrain a worker before making worker redundant; (iv) whether priority rules apply for redundancies and reemployment.

Redundancy cost

(i) notice period for redundancy dismissal; (ii) severance payments, and (iii) penalties due when terminating a redundant worker. Data on the availability of unemployment protection for a worker with one year of employment is also collected.

Case study assumptions

To make the data comparable across economies, several assumptions about the worker and the business are used.

The worker:

- Is a cashier in a supermarket or grocery store, age 19, with one year of work experience.
- Is a full-time employee.
- Is not a member of the labor union, unless membership is mandatory.

The business:

- Is a limited liability company (or the equivalent in the economy).
- Operates a supermarket or grocery store in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Has 60 employees.
- Is subject to collective bargaining agreements if such agreements cover more than 50% of the food retail sector and they apply even to firms that are not party to them.
- Abides by every law and regulation but does not grant workers more benefits than those mandated by law, regulation or (if applicable) collective bargaining agreements.

Employing Workers - Afghanistan

Details - Employing Workers in Afghanistan

	Answer
Hiring	
Fixed-term contracts prohibited for permanent tasks?	No
Maximum length of a single fixed-term contract (months)	No limit
Maximum length of fixed-term contracts, including renewals (months)	No limit
Minimum wage applicable to the worker assumed in the case study (US\$/month)	0.0
Ratio of minimum wage to value added per worker	0.0
Maximum length of probationary period (months)	3.0
Working hours	
Standard workday	8.0
Maximum number of working days per week	6.0
Premium for night work (% of hourly pay)	15.0
Premium for work on weekly rest day (% of hourly pay)	50.0
Premium for overtime work (% of hourly pay)	25.0
Restrictions on night work?	Yes
Restrictions on weekly holiday?	No
Restrictions on overtime work?	Yes
Paid annual leave for a worker with 1 year of tenure (working days)	20.0
Paid annual leave for a worker with 5 years of tenure (working days)	20.0
Paid annual leave for a worker with 10 years of tenure (working days)	20.0
Paid annual leave (average for workers with 1, 5 and 10 years of tenure, in working days)	20.0
Redundancy rules	
Dismissal due to redundancy allowed by law?	Yes
Third-party notification if one worker is dismissed?	Yes
Third-party approval if one worker is dismissed?	No
Third-party notification if nine workers are dismissed?	Yes
Third-party approval if nine workers are dismissed?	Yes
Retraining or reassignment obligation before redundancy?	No
Priority rules for redundancies?	No
Priority rules for reemployment?	Yes
Redundancy cost	
Notice period for redundancy dismissal for a worker with 1 year of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal for a worker with 5 years of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal for a worker with 10 years of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal (average for workers with 1, 5 and 10 years of tenure, in weeks of salary)	4.3
Severance pay for redundancy dismissal for a worker with 1 year of tenure (weeks of salary)	8.7
Severance pay for redundancy dismissal for a worker with 5 years of tenure (weeks of salary)	17.3

Severance pay for redundancy dismissal for a worker with 10 years of tenure (weeks of salary)	26.0
Severance pay for redundancy dismissal (average for workers with 1, 5 and 10 years of tenure, in weeks of salary)	17.3
Unemployment protection after one year of employment?	No

Business Reforms in Afghanistan

From May 2, 2018 to May 1, 2019, 115 economies implemented 294 business regulatory reforms across the 10 areas measured by Doing Business. Reforms inspired by *Doing Business* have been implemented by economies in all regions. The following are reforms implemented since *Doing Business* 2008.

✓ = *Doing Business* reform making it easier to do business. ✗ = Change making it more difficult to do business.

DB2019

- ✓ **Starting a Business:** Afghanistan made starting a business less costly by reducing the fees for business incorporation
- ✓ **Getting Credit:** Afghanistan strengthened access to credit by enacting a new insolvency law. Secured creditors are now given absolute priority over other claims within insolvency proceedings.
- ✓ **Protecting Minority Investors:** Afghanistan strengthened minority investor protections by requiring greater disclosure of transactions with interested parties, easing shareholder suits by extending access to documents and evidence during trial, increasing shareholders' rights and role in major corporate decisions, clarifying ownership and control structures and requiring greater corporate transparency.
- ✓ **Paying Taxes:** Afghanistan made paying taxes easier by adopting a new tax administration and law manual with clear rules and guidelines on tax audit, and by automating the submission of tax returns.
- ✓ **Resolving Insolvency:** Afghanistan made resolving insolvency easier by improving the continuation of the debtor's business during insolvency proceedings, introducing the reorganization procedure and granting creditors greater participation in the proceedings.

DB2018

- ✗ **Starting a Business:** Afghanistan made starting a business more costly by requiring that entrepreneurs pay the business license fee for three years at the time of incorporation.

DB2017

- ✗ **Paying Taxes:** Afghanistan made paying taxes more costly by increasing the business receipts tax rate.
- ✓ **Trading across Borders:** Afghanistan made exporting and importing easier by enhancing the usage of different modules of the ASYCUDA World customs processing system.

DB2016

- ✗ **Starting a Business:** Afghanistan made starting a business more costly by increasing the registration and publication fees.
- ✓ **Getting Credit:** Afghanistan improved access to credit information by launching a credit registry.

DB2015

- ✗ **Starting a Business:** Afghanistan made starting a business more difficult by increasing the publication fees and prolonging the time required for registration.

DB2014

- ✓ **Starting a Business:** Afghanistan made starting a business easier by reducing the time and cost to obtain a business license and by eliminating the inspection of the premises of newly registered companies.
- ✓ **Getting Credit:** Afghanistan strengthened its secured transactions system by implementing a unified collateral registry.

DB2012

- ✓ **Getting Electricity:** Afghanistan made getting electricity easier by improving the efficiency of the electricity department in Kabul and introducing a new fee schedule for connections.

DB2010

- ✓ **Starting a Business:** Afghanistan simplified business start-up by taking company registration out of the commercial courts; establishing a new company registry that acts as a one-stop shop combining company registration, tax registration and publication in the official gazette; and introducing flat registration fees.
- ✓ **Registering Property:** Afghanistan made registering property easier by reducing property transfer taxes.
- ✓ **Getting Credit:** Afghanistan strengthened its secured transactions system through a new law broadening the range of assets that can be used as collateral (including future assets), allowing a general description of debts and obligations in a security agreement and permitting out-of-court enforcement of security interests.

DB2008

✓ **Registering Property:** Afghanistan made registering property easier by streamlining the process of obtaining approvals and by digitizing the title deed record systems of some district courts.

✗ **Paying Taxes:** Afghanistan made paying taxes more difficult for companies by increasing the payment frequency for business receipt taxes from annual to quarterly.

Employing Workers: Afghanistan increased the maximum number of working days allowed per week and introduced a requirement for third-party approval for collective dismissals.

Doing Business 2020 is the 17th in a series of annual studies investigating the regulations that enhance business activity and those that constrain it. It provides quantitative indicators covering 12 areas of the business environment in 190 economies. The goal of the *Doing Business* series is to provide objective data for use by governments in designing sound business regulatory policies and to encourage research on the important dimensions of the regulatory environment for firms.

www.doingbusiness.org



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