Law No. 23 for 2010 concerning commercial activity
Book Eight

Provisions concerning export and import

Article (1191)
Rules organizing export and import
The competent authority will set systems, rules and conditions concerning export, import, re export and restriction of import or export of any commodity or goods on specific entities.
The concerned secretary only may restrict, prevent and suspend export or import of any commodity and exempt any commodity or goods from the lists that prohibit or restrict export or import according necessity of public interest.

Article (1192)
Export
It is allowed to export all commodities and goods without any restrictions of quantity or administrative restrictions by the tools for resuming commercial activity that is registered in the trade register in which the activity of export and import is among its purposes. Also it is allowed for producers of commodities to export their products with the exception of the banned commodities.

Article (1193)
Re export
The tools for resuming commercial activity are allowed that are registered in the trade register are allowed to re export all the imported commodities and goods with the exception of the subsidized or banned goods; re export of commodities and goods which its import is restricted is prohibited with the exception of the entity that is allowed to import.

Article (1194)
Import
It is allowed to import all commodities and goods without any restriction of quantity and administrative restrictions by the tools for resuming commercial activity that is registered in the trade register and for which the activity of export and import is among its purposes with the exception of the banned commodities.

Article (1195)
Specifications of commodities and goods
Imported commodities and goods should be identical with the approved conditions and specifications with the national center for specifications and measures according the effective regulations.

Article (1196)
Import of productive and serviceable units
Productive and serviceable units may import its requirements of operational needs and raw materials according the controls specified in the executive rules of article (1200).

Article (1197)
Imports of the branches of foreign companies
It is allowed to foreign companies' branches which are permitted to resume activity to import its requirements of machineries, equipments and operational needs that are unavailable in the local market within the limit of the requirements of the projects that it will execute according the signed contracts; and also it is allowed to re export the machineries and equipments which are imported or bought locally according the conditions and procedures stated in the executive rules of article (1200).

Article (1198)
Restriction of export and import activity on the public administrative institutions and units
Public administrative institutions and units other than the tools for resuming economic activity stipulated in this law are not allowed to perform operations of export and import with the exception of the public authorities which are allowed to import the important strategic commodities that are specified by decision from the concerned secretary.

Article (1199)
Register of exporters and importers
Special registered named register of exporters and importers is established in which registered the tools for resuming economic activity; the activity of export or import or both of them is among its purposes in the framework of the public trade register according the means that are organized by the executive rules stipulated in article (1200) of this law.

Article (1200)
The executive rules organizing export and import
The executive rules specify the provisions organizing export and import, particularly the following:

1. To specify the rules, conditions and detailed procedures organizing export, import and restrictions of commodities and goods

2. To divided the imported commodities into categories

3. To organize the register of exporters or importers, rules and procedures for recording

4. Conditions for export and import of requirements of companies and foreign companies' branches in Libya and the necessary procedures.

Article (1201)
Method of payment
Operations for payment concerning export and import should be according the approved banking methods.

Article (1202)
Judicial control officer
The employees who are nominated by GPC decision upon presentation from the concerned secretary will have the power of the judicial control officers in controlling crimes which are stipulated in this book.

Article (1203)
Penalties
Without prejudice to any more severe penalty that is stipulated in the penalties law or any other law, anybody who violates the provisions of article (1195) of this law will be penalized with a financial fine not less than LD. 1,000.- and not more than LD. 5,000.-; in case of issuance of the final refusal from the competent control authorities for granting release of the imported commodities and goods, the importer should re export the refused commodities within 15 days from date of notification for refusal.

If the importer did not re export it during the mentioned term, a fine of at least LD. 1,000.- and not more than LD. 5,000.- will be imposed as well as confiscation of the commodities and goods and the expenses consequent to its disposal.
The productive and serviceable units will be penalized in case of violation of article (1196) of this law with a financial fine of at least LD. 1,000.- and not more than LD. 5,000.- as well as confiscation of the imported commodities with violations.
The foreign companies which are permitted to resume activity in Libya in case of violation of article (1197) of this law will be penalized with a financial fine of not less than LD. 5,000.- and not exceeding LD. 15,000.- as well as confiscation of the imported goods with violation.
Whoever states incorrect data for registration in the exporters or importers register stated in article (1999) of this law will be penalized with a financial fine not less than LD. 1,000.- and not more than LD. 5,000.-.