

**Law No. (21) of 2001**  
**Import and Export Law**  
**As amended by the Temporary Law No. (18) of 2003**

**Article (1)**

This Law shall be named the (Import and Export Law for the Year 2001), and shall come into force thirty days after its publication in the Official Gazette.

**Article (2)**

The following words and phrases wherever mentioned in this Law shall have the meanings ascribed thereto hereunder, unless the context indicates otherwise:

<b>The Ministry</b>	: Ministry of Industry and Trade.
<b>The Minister</b>	: Minister of Industry and Trade.
<b>The Good</b>	: Any produce or substance, including plant, animal, agricultural, industrial or mineral products.
<b>The Line Authority</b>	: Any official authority authorized by legislation to approve the importation or exportation of a certain good.
<b>Import License</b>	: The permit that would allow importation of a good into the Kingdom.
<b>Export License</b>	: The permit that would allow exportation of a local good or re-exportation of a foreign good out of the Kingdom.
<b>Automatic License</b>	: The Import or Export License granted upon fulfillment of the conditions and requirements for granting such.
<b>Non-automatic License</b>	: The Import or Export License that may be granted by the Ministry or the Line Authority if the legal conditions and requirements required for its granting are fulfilled.
<b>Importer Card</b>	: The document granted by the Ministry for the Importer registered in the Importer's Register prepared by the Ministry for this purpose.
<b><u>Exporter card</u></b>	: <u>The document granted by the Ministry for the exporter registered in the exporter's Register prepared by the Ministry for this purpose.</u>

**Article (3)**

A- Goods are allowed to be imported to the Kingdom without restrictions, provided that an Import Card is presented upon clearance of the goods, or paying the penalties imposed according to the regulations issued for this purpose.

B- Goods are allowed to be exported or re exported from the Kingdom without restrictions, subject to the conditions of providing an Exporters card.

C- The following shall be excluded from the application of Paragraphs (A) and (B) of this Article:

- 1- Goods prohibited from importation or exportation or Goods the importation or exportation of which is completely restricted by certain entities, in accordance with the provisions of this Law.
- 2- Goods that require a License for their importation or exportation, in accordance with the provisions of this Law.

D- Excluded from the requirement of obtaining an Importer card are farmers who import agricultural necessities for the needs of their farms and any person who import goods for the personal use.

- The following shall be excluded from the requirement of obtaining an Exporter Card:  
- Fruit and Vegetables exporters, unless the Council of Ministers decides otherwise.

- Goods exported for personal use.

- Agricultural Product that the Minister decides to exempt.

#### **Article (4)**

The Minister shall specify the Goods the importation or exportation of which is subject to Automatic Licenses.

#### **Article (5)**

A- The Minister or The Line Authority shall specify the Goods the importation of which is subject to Non-Automatic Import Licenses in the following cases:

- 1- If such is required by necessities of public safety or public health or public order, or preservation of environment or natural resources or national security.
- 2- If the Goods are subject to quantitative restrictions in accordance with the legislation in force or pertinent international agreements.

B- The Minister or The Line Authority shall specify Goods the exportation of which is subject to Non-Automatic Export Licenses.

#### **Article (6)**

Subject to the provisions of pertinent international agreements, and upon the recommendation of The Line Authority, the Council of Ministers may issue a decision of the following:

A- Prohibition of importation or exportation of any Good.

B- Complete or partial restriction of the importation or exportation of any good by any entity, in accordance to the conditions set thereby.

#### **Article (7)**

The Ministry or The Line Authority shall notify the license applicant with its decision of refusing his application, which decision shall be justified.

**Article (8)**

Import or Export Licenses shall be valid for a period of one year, with the exemption of license related to Goods that are subject to quantitative restrictions, which period shall expire upon full utilization of the quantity designated in the license provided that it does not exceed one year in all cases.

**Article (9)**

Import or Export License shall be considered as a personal document and shall not be subject to a transfer or waiver except by the approval of The Line Authority and upon the fulfillment of the legal requirements for such a transfer or waiver thereto.

**Article (10)**

A- Import or Export License shall be cancelled by a decision from the entity which had issued it in any of the following cases:

- 1- If the Council of Ministers had decided to prohibit the exportation or importation of a Good, or to restrict it within a certain entity. Goods that were subject to consignment prior to the issuance of any of the said decisions shall be exempted from the provisions of this article.
- 2- If The Line Authority had decided to prohibit the importation or exportation of a Good as a result of the prohibition of its use according to enacted legislation.
- 3- If the license holder had lost any of the conditions upon which the license was granted.

B- The Line Authority shall refund the fees, which was collected by it for issuing a license that had been cancelled according to Paragraph (A) of this Article. The case stipulated in Subparagraph (3) of this article shall be exempted from the provision of this sub-paragraph thereof.

C- The cancellation decision may be appealed to the High court of Justice.

**Article (11)**

The Line Authority shall publish the instructions and regulatory decisions issued for the purpose of implementing the provisions of this Law or the regulations issued pursuant thereto in the Official Gazette and shall determine the date of enforcement thereof.

**Article (12)**

The Council of Ministers shall, upon recommendation of the Minister, issue the regulations that are required to implement the provisions of this Law, including the following:

- A- The provisions pertaining to Import and Export Licenses and the procedures, conditions and requirements for its granting, and the data included therein and conditions of exemption from having these licenses.
- B- Determination of the fees collected for the purpose of issuing Import and Export Licenses and the instances of exemption of such fees and the provisions related to the Importer card and Exporter Card and the registration in the Import Register and Export Register.
- C- The periods specified to determine the applications submitted to obtain licenses.

**Article (13)**

The Import and Export Law No. (14) for the Year 1992 shall be repealed, whereas the pertinent regulations, instructions and decisions that are currently enacted shall prevail until are otherwise replaced within a period not exceeding three months from the date of enforcement of this Law. Any other provision stipulated in any other legislation that contradicts with the provisions of this Law shall not be applied.

**Article (14)**

The Prime Minister and Ministers shall be charged with the implementation of the provisions of this Law.