

## **Section 21: Rules and Guidelines**

21.1 To assist in the administration of this Act, the Minister may, at any time and from time to time, prescribe rules, regulations and guidelines for any purpose of the Act, including, without limitation, describing the steps that parties may take with regard to compliance with the provisions of this Act, the manner in which the Minister may exercise his or her discretion under any provision of this Act, the criteria, conditions and procedures upon the basis of which licenses may be issued under this Act and the terms and conditions which may be imposed in respect of any licenses, or regarding any other matter pertaining to the administration of this Act.

## **Section 22: Tribunal**

221 The Tribunal shall be composed of five (5) persons who shall be appointed by the Minister from time to time. Appointees to the Tribunal may be representatives of the Ministry of Commerce and Industry and of such other ministries, departments or agencies of the Government of Liberia, or of the private sector, as the Minister in his or her discretion determines.

222 Members of the Tribunal shall serve for a term of five (5) years but their appointments may be renewed for a further term or terms at the discretion of the Minister.

## **Section 23: Appeals**

231 A person whose right to engage in Foreign Trade is affected by any determination or decision made by the Minister pursuant to this Act has a right to appeal in accordance with this section 23.

232 Without limiting the generality of section 23.1, a right of appeal exists in respect of a decision to establish a Restrictive Measure under section 5.1, a decision to impose or levy fees under section 7.1, a decision to impose Quantitative Restrictions under sections 15.1 or 15.2, a decision to grant quotas in respect of the import or export of certain goods pursuant to section 16.2, a decision to revoke a quota under section 16.6, a decision to require a license to import or export certain goods under section 17.1, a decision not to issue a particular license under section 19.4, and a decision to cancel any license pursuant to section 19.8.

233 A person may appeal to the Tribunal any decision or determination made by the Minister under this Act that affects his or her right to engage in Foreign Trade. To do so, an affected person must file a notice of appeal in a form prescribed by the Tribunal within 30 days of the date of the decision or determination in question.

234 Upon receipt of a valid notice of appeal, the Tribunal shall fix a date for a hearing of the appeal. At the hearing, the affected person and his or her counsel may attend in person and may make oral or written submissions to the Tribunal, may examine and cross-examine witnesses under oath, and may produce documents.

235 The Tribunal shall prescribe its own rules of procedure, provided however that such rules shall ensure that the affected person is guaranteed due process and a fair hearing, including the right to be represented by counsel. The rules of procedure shall be published in accordance with the provisions of section 6.

- 236 The Tribunal shall render its decision within a reasonable time after a hearing is held and shall provide written reasons for its decision.
- 237 Both the Minister and the affected person have the right to appeal any decision of the Tribunal to the Court. Any such appeal shall be instituted by filing a notice of appeal with the Court within 30 days of a decision of the Tribunal.
- 238 Upon the hearing of such an appeal, the Court may order any form of relief it considers necessary or appropriate in the circumstances, including, without limitation, specific performance or injunctive relief, on such terms and for such time periods as the Court considers necessary or advisable.

**Section 24: Enforcement**

- 24.1 Any person who contravenes or fails to comply with any provision of this Act, any decision or determination made by the Minister under this Act, the terms and conditions of any quota or license granted or issued under this Act, or the terms and conditions of any Executive Order made under this Act is guilty of felony of the second degree and, upon conviction, is liable to a fine not exceeding US\$ 20,000 or to imprisonment for a term not exceeding two (2) years, or to both.

**Section 25: Confidential Information**

- 25.1 All information that is provided to the Minister, or any officer, employee or agent thereof, pursuant to any provision of this Act on a confidential basis shall be treated as such and shall not be disclosed to any other person without the express consent of the person who provided the confidential information, except where disclosure is required by applicable law.

**Section 26: Electronic Filing and Issuance**

- 26.1 Any application, notification, license, quota or other document the submission or issuance of which is required or provided for under this Act may be submitted or issued in the form of an electronic record, subject to such terms and conditions as the Minister may prescribe by regulation.

ANY LAW TO THE CONTRARY NOTWITHSTANDING

2016

FIFTH SESSION OF THE FIFTY-THIRD  
LEGISLATURE OF THE REPUBLIC OF LIBERIA

SENATE'S ENGROSSED BILL NO. 6 ENTITLED:

"AN ACT AMENDING THE GENERAL BUSINESS  
LAW, TITLE 14 OF THE LIBERIA CODE OF LAWS  
REVISED, BY ADDING THERETO CHAPTER 14 THE  
FOREIGN TRADE LAW OF LIBERIA TO PROVIDE  
FOR AN EFFICIENT FREE MARKET SYSTEM IN  
LINE WITH THE OBLIGATIONSOFTHE WORLD  
TRADE ORGANIZATION"

On Motion, Bill read. On motion, the Bill was adopted on its  
first reading and sent to Committee Room on Thursday,  
January 28, 2013 at the hour of 12:50 G.M.T.

On motion, Bill taken from the Committee Room for its second  
reading. On motion, under the suspension of the rule, the  
second reading of the Bill constituted its third and final reading  
and the Bill was adopted, passed into the full force of the law  
and ordered engrossed today, Thursday, March 3, 2016 @  
13:25 G.M.T.

  
SECRETARY, LIBERIAN SENATE, R.L.

2016

THIRD SESSION OF THE FIFTY-THIRD  
LEGISLATURE OF THE REPUBLIC OF LIBERIA

HOUSE'S ENDORSEMENT TO SENATE'S ENGROSSED  
BILL NO. 6 ENTITLED:

"AN ACT TO AMEND THE GENERAL BUSINESS  
LAW, TITLE 14 OF THE LIBERIA CODE OF LAWS  
REVISED, BY ADDING THERETO CHAPTER 14 THE  
FOREIGN TRADE LAW OF LIBERIA TO PROVIDE  
FOR AN EFFICIENT FREE MARKET SYSTEM IN  
LINE WITH THE OBLIGATION OF THE WORLD  
TRADE ORGANIZATION"

On motion, Bill read. On motion, the Bill was adopted on its  
first reading and sent to Committee Room on Thursday, March  
10, 2016 at 11:35 G.M.T.


On motion, Bill taken from the Committee Room for its second  
reading. On motion, under the suspension of the rule, the  
second reading of the Bill constituted its third and final reading  
and the Bill was adopted, passed into the full force of the law  
and ordered engrossed today, Tuesday, June 14, 2016 at 12:  
20 G.M.T.

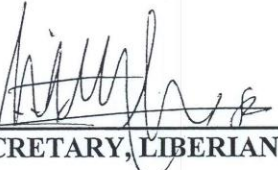
  
Mildred W. Sayon  
CHIEF CLERK, HOUSE OF REPRESENTATIVES

**2016**

**ATTESTATION**

“AN ACT AMENDING THE GENERAL BUSINESS LAW, TITLE 14 OF THE LIBERIA CODE OF LAWS REVISED, BY ADDING THERETO CHAPTER 14 THE FOREIGN TRADE LAW OF LIBERIA TO PROVIDE FOR AN EFFICIENT FREE MARKET SYSTEM IN LINE WITH THE OBLIGATIONS OF THE WORLD TRADE ORGANIZATION”

  
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VICE PRESIDENT OF THE REPUBLIC OF LIBERIA/PRESIDENT OF THE SENATE

  
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THE SECRETARY, LIBERIAN SENATE

  
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THE SPEAKER, HOUSE OF REPRESENTATIVES

  
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THE CHIEF CLERK, HOUSE OF REPRESENTATIVES, R.L.



SECRETARY OF THE SENATE



# The Liberian Senate

CAPITOL BUILDING, CAPITOL HILL, MONROVIA, LIBERIA  
WEST AFRICA

FIFTH SESSION OF THE FIFTY-THIRD LEGISLATURE OF THE  
REPUBLIC OF LIBERIA.

SCHEDULE OF SENATE'S ENROLLED BILL NO. 5, ENTITLED:

"AN ACT AMENDING THE GENERAL BUSINESS LAW, TITLE 14 OF THE LIBERIA  
CODE OF LAWS REVISED, BY ADDING THERETO CHAPTER 14 THE FOREIGN  
TRADE LAW OF LIBERIA TO PROVIDE FOR AN EFFICIENT FREE MARKET  
SYSTEM IN LINE WITH THE OBLIGATIONS OF THE WORLD TRADE  
ORGANIZATION"

PRESENTED TO THE PRESIDENT OF THE REPUBLIC OF LIBERIA FOR  
EXECUTIVE APPROVAL.

APPROVED THIS 14<sup>th</sup> DAY OF JANU A.D. 2016

AT THE HOUR OF 1:56 P.M.

THE PRESIDENT OF THE REPUBLIC OF LIBERIA