

Official Gazette of the Islamic Republic of Mauritania July 30, 2012 1268

Decree n ° 2012-157 of June 21st, 2012

prohibiting the manufacture, import, marketing and the use of soft? plastic bags.

Article One: Object

In accordance with the provisions of Articles 3, 6, 8, 9, 26 and 30 of the Framework Law on the environment n ° 2000-045 of July 26 2000, the purpose of this decree is prohibition of import, manufacturing, marketing and the use of plastic bags used to package and carry products.

Article 2: Definitions

For the purposes of this Decree, the following definitions apply:

Plastic bag: flexible packaging, usually made of low polyethylene density (LDPE), of various forms and various handles, used in commerce for the transportation of various products.

Plastic bag: flexible packaging, usually made of low polyethylene density (LDPE), with or without closure, used by business to contain products sold individually.

Article 3: Prohibition

It is forbidden throughout the territory of the Islamic Republic of Mauritania import, manufacture, marketing and use of bags and flexible plastic bags for packaging.

Article 4: Control

The regulation of the manufacture, the import, the marketing and use of flexible plastic bags and bags packing is carried out by the agents authorized by the Ministry responsible for the environment, police officers court or by any other agent legally empowered.

Article 5: Fines

Violations of the provisions of Article 3 of this decree shall be the subject fines defined as follows:

☒ Importing or manufacturing results in the fine provided for in Article 91 of the Framework Law on the environment n ° 2000-045 of the 26 July 2000, an amount of from 10,000 to 1,000,000 Ouguiyas;

☒ Sales will be liable the fine provided for in Article 90 of framework law on the environment No. 2000-045 of 26 July 2000, that is an amount ranging from 5000 to 500,000 Ouguiyas;

☒ Consumers will be liable the fine provided for in Article 89 of framework law on the environment No. 2000-045 of 26 July 2000, that is Official Gazette of the Islamic Republic of Mauritania July 30, 2012 1268

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an amount ranging from 3000 to 200,000 Ouguiyas.

Article 6: transitional provisions

Importers, manufacturers, distributors and bag users have a period of six (6) months from the entry into force of the this decree, to sell their products.

Beyond this date, the competent authorities in charge of enforcement will inspect and seize any product covered under the provisions of this decree.

The costs of the collection and rational management of the quantities seized will be supported by the offender.

Article 7: All previous provisions contrary to present decree are repealed.

Article 8: The Minister of the Interior and Decentralization, the Minister of Finance, the Minister of Commerce, Industry, ArCraft and Tourism and the Minister Delegate to the Prime Minister Minister for the Environment and Sustainable Development will be responsible, each as far as he is concerned, for the application of this decree which will be published in the Official Journal of the Republic Islamic of Mauritania.