

DJIBOUTI

Office of the President

Law No. 65/AN/89/2nd L
prohibiting the import into the national territory toxic,
radioactive or noxious industrial wastes or residues

THE NATIONAL ASSEMBLY HAS ADOPTED
THE PRESIDENT OF THE REPUBLIC ENACTS
THE LAW READING AS FOLLOWS:

Considering constitutional laws No., LR/77-001 and LM/77-002 of 27 June 1977,
Considering Order No. LR/77-008 dated 30 June 1977,
Considering decree No. 87-098/PRE of 23 November 1987 nominating the members of the
Government,

Article 1:- The importation for the purposes of transit, storage, disposal, underground or in water, or processing of toxic, radioactive or noxious industrial wastes or residues shall be prohibited in the territory of the Republic of Djibouti.

Article 2:- The entry into the territorial waters of the Republic of vessels carrying the substances referred to in article 1 shall be prohibited, subject to the special regulatory measures that will be taken for the area of the BAB EL MANDEB strait and for vessels without their normal maneuvering or navigational capacity.

Article 3:- The entry into the airspace of the Republic of aircraft carrying the substances referred to in Article 1 shall be prohibited.

Article 4:- Toxic, radioactive or noxious industrial wastes or residues should be understood to mean any substance, whether solid, liquid or gaseous, and however presented, that is the product of an industrial process or mining operation and is unsuitable for immediate use without further processing and which, by contact, proximity or physical presence, is capable of damaging human or animal health or causing degradation of pollution, even temporarily, of plants, the air, soils, surface or ground waters, marine waters and the sea bed.

Article 5:-

Persons who wittingly introduce or attempt to introduce into the territory of the Republic or into its territorial waters toxic, radioactive or noxious wastes or residues shall be liable to imprisonment for life.

Persons who wittingly assist in the introduction or attempted introduction of substances subject to the present Law or who derive profit from such introduction or attempted introduction shall be liable to the same penalty.

Persons who fraudulently obtain, attempt to obtain or grant the right to act under the special provisions referred to in Article 2 of the present Law, as well as persons assisting in such an act or benefiting from it, shall also be liable to life imprisonment.

Article 6:-

The present Law shall be published in the OFFICIAL GAZETTE of the Republic of Djibouti as soon as it is enacted.

Done in Djibouti, on 3 April 1989
by the President of the Republic

(Signed) HASSAN GOULED APTIDON