
STATUTORY INSTRUMENTS

1992 No. 976

**The Libya (United Nations Sanctions)
(Dependent Territories) Order 1992**

Penalties and Proceedings

- 16.**—(1) Any person guilty of an offence against article 11(2) of this Order shall be liable:
- (a) on conviction on indictment to imprisonment for a term not exceeding seven years or to a fine or to both; or
 - (b) on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £5,000 or its equivalent or to both.
- (2) Any person guilty of an offence against paragraph 5(b) or (d) of Schedule II to this Order shall be liable:
- (a) on conviction on indictment to imprisonment for a term not exceeding two years or a fine or both;
 - (b) on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £5,000 or its equivalent or to both.
- (3) Any person guilty of an offence against article 13(1) or (2) or article 14(3) of this Order shall be liable:
- (a) on conviction on indictment to imprisonment for a term not exceeding two years or to a fine or to both;
 - (b) on summary conviction to a fine not exceeding £5,000 or its equivalent.
- (4) Any person guilty of an offence against article 12 or 14(2) of this Order shall be liable on summary conviction to a fine not exceeding £5,000 or its equivalent.
- (5) Any person guilty of an offence against paragraph 5(a) or (c) of Schedule II to this Order shall be liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £5,000 or its equivalent or to both.
- (6) Where any body corporate is guilty of an offence against this Order, and that offence is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity, he, as well as the body corporate, shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly.
- (7) Summary proceedings for an offence against this Order, being an offence alleged to have been committed outside the Territory, may be commenced at any time not later than twelve months from the date on which the person charged first enters the Territory after committing the offence.
- (8) Proceedings against any person for an offence against this Order may be taken before the appropriate court in the Territory or in any territory to which this Order extends, having jurisdiction in the place where that person is for the time being.
- (9) No proceedings for an offence against this Order shall be instituted in the Territory except by or with the consent of the principal public officer of the Territory having responsibility for criminal prosecutions:

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Provided that this paragraph shall not prevent the arrest, or the issue or execution of a warrant for the arrest of any person in respect of such an offence, or the remand in custody or on bail of any person charged with such an offence, notwithstanding that the necessary consent to the institution of proceedings for the offence has not been obtained.