

Communication of McLEANS' African network WAMS



Country : Senegal



June 2021

Topic : Banned import of plastic waste

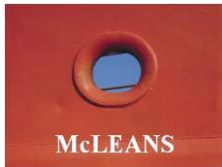
Please be recalled that plastic waste import is banned in Senegal pursuant to Law n°2020-04 dated 08/01/2020 which repeals Law n°2015-09 dated 04/5/2015.

That Law addresses prevention and reduction of impacts on both human health and environment of plastic articles ; it also relates to the plastic waste ecological management.

This 2020 Act was voted by the Parliament to re-inforce the fight against plastic in the country.

Its article 19 clearly bans import of plastic waste.

Any infringement may lead to large fines to be imposed by the Authorities (Customs) to a shipping company ; the authorities will also force the shipping



company to return the cargo to its country of origin (load port).

2020 Act provides as to sanctions (art.28) for an individual to be sentenced by 3 to 5 years imprisonment AND / OR a fine between 50 and 100M XOF i.e. between Euro 76,200 and Euro 762,000, the same Act (art.39) also states that a legal person (company, corporation) will be exposed to the same sanctions but up to a fivefold fine or a five years closure of the company, the seizure of the equipment which was used to commit the offence.

It appears that such above mentioned fines amounts can indeed be increased by the local Customs in mixing provisions of 2020 Act with articles of the local Customs Code which moreover leads to an uncertainty as to the possible imposed fine amount.

Best regards

The McLEANS-WAMS Team

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