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State of Libya
The Presidency Council of The Government of National Accord
The Resolution of The Presidency Council of The Government of National Accord
No. 853 for year 2017
By Establishment the General Health Council

The Presidency Council :

- After reviewing the provisional constitutional declaration and its amendments.
- On the Libyan Political Agreement signed on 17/12/2015.
- Law No. (106) of 1973 issuing the health law. and its executive regulations and amendments.
- Law No. (17) of 1986 regarding medical liability.
- Law No. (12) of 2010 regulating labor relations and its executive regulations.
- Law No. (18) of 2010 regarding education and its implementing regulations and decisions.
- The decision of the General People's Committee No. (418) for the year 2009, regarding the regulation for the employment of workers with medical and paramedical professions in health facilities. and modify it.
- The Cabinet Resolution No. (11) of 2013. Approving the organizational structure and competencies of the Ministry of Health and organizing its administrative apparatus.
- The Resolution of the Presidential Council of the Government of National Accord No. (4) of 2016 regarding the formation of the Government of National Accord.
- The Resolution of the Presidential Council of the Government of National Accord No. (12) of 2016 regarding the delegation of tasks.
- The Resolution of the Presidential Council of the Government of National Accord No. (255) of 2017 to establish the National Center for the Development of the Health System.
- As required by the public interest

Decided

The article 1

A public body affiliated to the Council of Ministers shall be established under the name of the General Health Council. He enjoys legal personality and independent financial responsibility, and exercises his powers in accordance with the provisions of this decision

The Article (2)

The main headquarters of the Council shall be in the city of Tripoli, and it is permissible to establish one or more branches for it. Or offices inside the country to be established and determined by a decision of the Board Management Committee.

The Article (3)

The Council assumes the authority to supervise all health professions in public health institutions and all areas, in order to protect the patient and the community, and to ensure the safety of the performance of practitioners of medical professions and related professions.

The decisions, instructions and circulars issued by the Council are binding insofar as they do not contradict the legislation in force.

In particular, the Council may:





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1. Registration of practitioners of health professions permitted to practice these professions in Libya.
2. Setting professional and ethical guiding standards for health professionals, and issuing the necessary directives in this regard. Consistent with public morals and the honor of the profession.
3. Examining complaints submitted to him regarding the adequacy of health professionals or medical errors. and take the necessary action regarding it
4. Controlling on health education at all levels, and contributing to the issuance of binding standards for health education institutions in coordination with the National Center for Quality Assurance and Accreditation of Educational and Training Institutions to ensure that graduates in these institutions are suitably qualified to work in public and private health institutions.

The Article (4)

The General Health Council consists of the following specialized professional councils:

1. Council of Human Physicians.
2. Dental Council.
3. Pharmacists Council.
4. Nurses Council.
5. Assistance Medical Professions Council.

The committee may manage the board. If needed. Establishing other specialized professional councils.

The Article (5)

The council is managed by a management committee consisting of a chairperson and four members to be named by a decision of the council

The Article (6)

The Board Management Committee is responsible for the following:

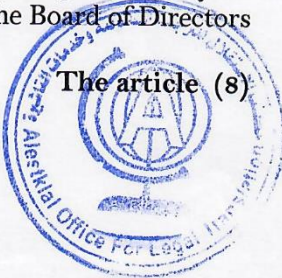
- 1 Setting the general policy of the council. Preparing plans and programs and following up on their implementation.
2. Supervising the workflow of the Council.
3. Preparing annual performance reports.
4. Coordination between specialized professional councils.
5. Proposing the Council's draft budget. Preparing the final account and presenting it for approval

The article (7)

The Chairman of the Board Management Committee shall exercise the powers prescribed for the Chairman of the Department stipulated in the legislation in force, and in particular he shall have the following:

1. Managing the council's affairs and supervising the daily work.
2. Executing the decisions of the board of directors.
3. Representing the council in its relationship with others and before the judiciary.
4. Signing the decisions of the Council and the contracts it concludes.
5. Submit periodic reports to the management body on the progress of work.
6. Any tasks assigned to him by the Board of Directors
- 7.

The article (8)



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Affiliation with specialized professional councils and enrollment in them is mandatory for all professional workers in the field of health, and no professional is allowed to practice the profession without a valid registration.

The Article (9)

Entities working in the field of public and private health must enable the council to exercise their competences, including access to documents, records, devices, equipment, medicines and other work and treatment supplies.

These authorities may not refrain from providing the Council with the information it requests, even if it is of a confidential nature, without prejudice to the legislation in force.

The Article (10)

The Council of Ministers shall issue a decision, based on the proposal of the Council, the controls and procedures that the Council follows in carrying out its work, provided that it includes the following:

1. The way the council works and its meetings
2. How to form specialized professional councils and explain their mechanism of action.
3. Determining who may join the specialized professional councils, and the method of their registration and deletion from them.
4. Determine the registration fees.

The Article (11)

The organizational structure of the council consists of main organizational divisions, and a statement of their terms of reference is issued by a decision of the Council of Ministers based on a proposal from the Chairman of the Local Administration Committee.

The Article (12)

The Council shall have an independent budget. Provided that the first fiscal year begins from the date of implementation of this decision and ends with the end of the current fiscal year.

The Article (13)

The financial resources of the Council consist of:

1. What allocated to the Council in the state's general budget.
2. Health professionals registration fee.
3. Any other allowed resources

The Article (14)

This decision shall be effective from the date of its issuance, and shall be published in the Official Gazette

Signed by

The Presidency Council of The Government of National Accord

Issued on 28/09/2017



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