Constitutional Amendment No. (1) of 2012
Concerning the Amendment of Article (30) of the Constitutional Declaration

The National Transitional Council (NTC):

Upon review of the Constitutional Declaration issued on 3 Ramadan 1432 AH corresponding to 03/08/2011 AD, Article (30) of the Constitutional Declaration shall be amended as follows:

- The NTC shall be fully established as per Article (18) of the present Declaration and shall remain the highest governing authority in the Libyan state and responsible for administration of the country until the election of the General National Congress.

- After the Liberation Declaration, the interim National Transitional Council shall relocate to its headquarters in Tripoli to form a transitional government within thirty days. The Council shall, within a maximum period of ninety days from the Liberation Declaration:
    1. Issue an election law for the General National Congress (GNC).
    2. Appoint the High National Elections Commission (HNEC).
    3. Call for the election of the GNC.

- The GNC shall be elected within two hundred and forty days of the Liberation Declaration.

- The GNC shall be composed of two hundred members elected by the entire Libyan people, in accordance with the GNC election law.

- The NTC shall be dissolved at the first session of the GNC, with all its powers transferred to the GNC. The oldest member shall preside over the session, while the youngest shall serve as rapporteur. During the said session, the president of the GNC and his two deputies shall be elected by direct secret ballot. The transitional government shall continue to exercise its functions until an interim government is formed. In all cases, all GNC decisions require a two-thirds majority.

Within thirty days of its first session, the GNC shall:

- Appoint a Prime Minister who shall in turn nominate the members of his Cabinet, provided that all such members are granted confidence by the GNC before starting their business as an interim government. The GNC shall also appoint the heads of sovereign functions.

- Select a constituent assembly of non-GNC members, called the Constitutional Drafting Assembly (CDA). The CDA shall be composed of sixty members after the model of the Committee of Sixty, which was established to draft the constitution of Libya's independence in 1951. In all cases, CDA decisions require a majority of two-thirds of members plus one. The drafting and approval of the constitution shall be concluded within one hundred and twenty days of the CDA's first session.

- The draft constitution shall be submitted to a yes-or-no referendum, to be held within thirty days of the approval thereof. If the Libyan people approve the draft constitution with a two-thirds vote, the Assembly shall ratify the same as the country's Constitution,

which shall be referred to the GNC for issuance. In the event that the draft constitution is not approved, the CDA shall re-draft and submit the same for referendum within a period of thirty days as of the date of the first referendum results.

- The GNC shall promulgate the general election law in accordance with the Constitution within a period of thirty days.

- General elections shall be held within one hundred and eighty days from the date of issuance of the regulating laws thereof. The GNC and the interim government shall oversee the preparation of all the electoral process requirements in a transparent, democratic manner.

- The HNEC (re-constituted by the GNC) shall conduct the general elections under the supervision of the national judicial system and monitored by the United Nations and regional and international organizations.

- The HNEC shall endorse and announce the elections results. The legislature shall be called to convene within a maximum period of thirty days as of the date of the GNC's endorsement. At the first session thereof, the GNC shall be dissolved and the functions thereof shall be assumed by the legislature.

Interim National Transitional Council -- Libya

Issued in Tripoli on 20 Rabi' al-Thani 1433 AH
Corresponding to 13/03/2012 AD