

PAPERS LAID	
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COMMITTEE	-
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SPECIAL ISSUE

3445

Kenya Gazette Supplement No. 209

29th November, 2024

(Legislative Supplement No. 92)

LEGAL NOTICE NO. 190

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (IMPORTATION AND EXPORTATION) REGULATIONS, 2024

ARRANGEMENT OF REGULATIONS

Regulation

- 1—Citation.
- 2—Interpretation.
- 3—Object of the Regulations.
- 4—Application.
- 5—Importation, exportation and re-exportation to be authorized.
- 6—Application for permits.
- 7—Compliance with Registration Regulations.
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- 9—Non-transferability.
- 10—Validity of a Permit.
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SCHEDULE: FORMS



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

IN EXERCISE of the powers conferred by section 15 of the Pest Control Products Act, the Cabinet Secretary for Agriculture and Livestock Development, after consultation with the Pest Control Products Board, makes the following Regulations—

THE PEST CONTROL PRODUCTS (IMPORTATION AND EXPORTATION) REGULATIONS, 2024

1. These Regulations may be cited as the Pest Control Products (Importation and Exportation) Regulations, 2024. Citation.
2. In these Regulations, unless the context otherwise requires— Interpretation.
 - “commodity aid” means pest control products that are imported as donations, aid, charity and not for profit;
 - “export” means moving a pest control product to another country for sale or any other purpose;
 - “formulation” means the process of combining active and inert ingredients designed to render a pest control product useful and effective for the purpose claimed;
 - “import” means bringing a pest control product into the country;
 - “manufacture” means the process of making a technical grade;
 - “permit” means the official document issued upon authorisation of importation or exportation of a consignment;
 - “re-export” means exporting a pest control product in the same state as previously imported; and
 - “resale” means selling a pest control product that has been previously sold.
3. (1) The object of these Regulations is to provide a framework for the importation and exportation of pest control products. Object of the Regulations.
 - (2) Without prejudice to the generality of sub-regulation (1), the object of these Regulations is to provide for the—
 - (a) requirements for the issuance of permits for the importation and exportation of pest control products for commercial purposes;
 - (b) requirements for importation of samples of pest control products for research purposes;
 - (c) procedures for the transfer, suspension and cancellation of imports and export permits; and
 - (d) prohibition of importation of non-compliant pest control products.
4. These Regulations shall apply to the importation, exportation and re-exportation of pest control products. Application.

5. (1) Subject to section 4 of the Act, no person shall import, export or re-export a pest control product for commercial or any other purpose without a permit issued by the Board.
- Importation, exportation and re-exportation to be authorised.
- (2) For the purpose of this regulation—
- (a) a pest control product shall be considered to be for commercial purposes if it is imported for resale, manufacture, formulation, repackaging or for owner's use;
- (b) a pest control product for scientific research or testing shall not be deemed to be imported for commercial purposes; and
- (c) a pest control product shall be deemed to have been exported or re-exported when the pest control product leaves the port of exit for the purpose of export or re-export.
6. (1) A person who intends to import, export or re-export a pest control product for commercial or any other purpose under the Act shall apply to the Board for a permit in Form PCPB IE1 as set out in the Schedule and pay the prescribed fee.
- Application for pest control products disposal licence.
- (2) A person who intends to import a pest control product for research purposes under the Act shall apply to the Board for a permit in Form PCPB IE2 as set out in the Schedule and pay the prescribed fee.
- (3) An application under sub-regulation (1) or (2) shall state the purpose of the importation, exportation or re-exportation of the pest control product in the following manner—
- (a) "FOR RESALE", where the product is being imported, exported or re-exported for the purpose of resale whether in the original package or after repacking;
- (b) "FOR MANUFACTURING PURPOSES", where the pest control product is being imported, exported or re-exported for use in the manufacture or formulation of a registered pest control product;
- (c) "FOR IMPORTER'S OWN USE", where the pest control product is being imported into Kenya or exported to another country for the sole use of the importer, together with information on where the pest control product shall be used and the nature of that use; or
- (d) "FOR RESEARCH PURPOSES", where the pest control being imported is for research purposes, trials or studies.
7. For the purpose of these Regulations, the Board shall not issue a permit for the importation, exportation or re-exportation of a pest control product unless the pest control product has been registered in accordance with the Act and any Regulations thereunder.
- Compliance with prescribed Regulations on registration.
8. (1) The Board shall issue the applicant with a permit if the Board is satisfied that the—
- Approval and issuance of permits.
- (a) application contains the information required under these Regulations;

- (b) pest control product —
- (i) contains ingredients that have been previously assessed or evaluated for the purposes of the Act and these Regulations;
 - (ii) has been accepted for registration or research under the registration regulations prescribed under the Act; and
- (c) has the premises where the pest control product is to be stored, processed, used, repackaged or sold has been duly licensed by the Board.

(2) The permit issued under sub-regulation (1) shall be in in Form PCPB IE3 as set out in the Schedule.

(3) Where the Board does not approve an application for a permit under these Regulations, the Board shall, within fourteen days of the decision, give reasons to the applicant in writing.

9. A person to whom a permit has been issued under these Regulations shall not transfer the permit to any other person without the approval of the Board and such approval when sought shall be endorsed on the permit.

Non-transferability.

10. A permit issued under these Regulations shall be for one product per consignment and shall be valid for a period of six months from the date of issue.

Validity of a permit.

11. (1) The Board may suspend a permit issued under these Regulations for a period not exceeding six months, if satisfied that the permit holder, an employee or his agent has committed a breach of any of the conditions of the permit.

Suspension of a permit.

(2) Before suspending the permit under sub-regulation (1), the Board shall give the permit holder a twenty-eight days' notice to show cause why the permit should not be suspended.

(3) The Board may lift the suspension issued under this regulation if satisfied that the permit holder has complied with the terms and conditions upon which the suspension was made.

(4) If the breach contemplated under sub-regulation (1) poses serious danger to human health or the environment, the Board shall cancel the permit with immediate effect.

12. (1) The Board may cancel a permit issued under these Regulations—

Cancellation of a permit.

- (a) if the permit holder, an employee or agent has been convicted of an offence under these Regulations; or
- (b) where the Board obtains new information that the product may cause serious adverse effects on human health and the environment.

(2) Before cancelling the permit under sub regulation (1), the Board shall give the permit holder a twenty-eight days' notice to show cause why the permit should not be cancelled and the Board's decision in the matter shall be final.

13. (1) No person shall import, package, store, transport, display, distribute, sell or otherwise deal in a pest control product contrary to these Regulations.

Prohibition on smuggled pest control products.

(2) A person who contravenes this regulation commits an offence and shall be liable, on conviction to the penalty provided under section 12(1) of the Act.

14. A person who commits an offence under these Regulations for which no penalty is provided shall be liable, on conviction, to the penalty specified under section 12(1) of the Act.

General penalty.

15. The Pest Control Products (Importation and Exportation) Regulations, 2024, are revoked.

Revocation.
L.N. No. 101 of 2024.

SCHEDULE
FORMS



THE PEST CONTROL PRODUCTS ACT
(Cap. 346)

FORM PCPB IE1 (r6(1))
THE PEST CONTROL PRODUCTS BOARD

Consignment Document No:.....

APPLICATION FOR THE IMPORT/EXPORT OF PEST CONTROL PRODUCTS

TO: The Managing Director/Secretary
Pest Control Products Board (PCPB)
P.O. Box 13794 - 00800 Nairobi.
E-mail address: info@pcpb.go.ke/md@pcpb.go.ke
Tel: 254- 020 – 8021846/7/8 Fax: 254- 020- 8021865
Website: <https://www.pcpb.go.ke/>

Applicant's Full Name/Address
PIN
Tel. No.
E-mail
Full Name and Address of the Exporter (If Import to Kenya) or Importer (If Export from Kenya)

Product Information:

1. Registration number
 Date of expiry of product registration
 Date of expiry of product
 Batch number
2. Country of Origin (if being imported)
3. Country of Destination (if being exported or re-exported)

4. HS Code
5. Custom Entry No.
6. Approved common name of the active ingredient
7. Chemical name
8. Full Trade name
9. Formulation type (EC, EW, Dust, GR, etc
10. Concentration (% a.i.)
11. State of product (Technical or Formulated)
12. (a) Category of product (Tick appropriately)
- | | | | |
|-------------|-----------|--------------|-----------|
| Insecticide | Fungicide | Herbicide | Miticides |
| Rodenticide | Adjuvant | Others | |

(b) Purpose of import/export

Resale Research	Manufacturing/formulating Purposes Analytical grade material (standard)	Own Use Others	Trial Samples

13. Quantity applied for
14. Total cost (Freight charges included)
- FOB value
- Currency
- Exchange Rate
- Proforma invoice No. Date
15. Estimated annual usage

I/We certify that the information contained herein is correct to the best of my/our knowledge.

Importer's/Exporter's Signature

Designation

Date

FOR OFFICIAL USE ONLY

Board's official stamp

Recommended	Not Recommended	Recommended	Not Recommended
Date		FEE PAID	
		RECEIPT No.....	
		Date	
..... Registration/ Inspection Officer Pest Control Products Board	 Finance Officer Pest Control Products Board	
Note: This is not a license to authorize importation or exportation			



THE PEST CONTROL PRODUCTS ACT
(Cap. 346)

FORM PCPB IE2 (r6(2))

THE PEST CONTROL PRODUCTS BOARD

APPLICATION FOR APPROVAL FOR RESEARCH

INFORMATION TO BE PROVIDED BY THE APPLICANT

1. Name of Research entity/ institution.....
2. Name of Lead Researcher.....
3. Name of Co-Research Entity/Institution.....
4. Name of Co-research.....
5. Information on pest control product—
 - (a) Product name
 - (b) Active ingredient
 - (c) Type of pesticide
 - (d) Formulation type
 - (e) Source of formulation
 - (f) Research Protocol and study plan
 - (g) Proposed GAP table for research in agricultural crops/ Research Plan,
 - (h) Residue data for edible crops if applicable
 - (i) Material Safety Data Sheet
6. Objectives of the research.....
7. Research trial location.....
8. Signature, Name and Date.....



FORM PCPB IE 3 (r8(1))

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS BOARD

THE PEST CONTROL PRODUCTS IMPORTATION PERMIT

Permit No.

Unique Consignment Reference No.

Approval date:

Applicant Details

Name:

PIN.....

Application Code.....

Address: Country:

Contact Person: Email:

Consignee Details

Name:

PIN:

OGA Ref No.

Physical Address:

Physical Country:

Postal Address :

Postal Country:

Telephone :

Fax :.....Email:

Sector of Activity:

Warehouse Code:

Warehouse Location:

Importer Details

Name:
PIN:
OGA Ref No.
Physical Address:
Physical Country:
Postal Address:
Postal Country:
Telephone:
Fax :Email :
Sector of Activity:
Warehouse Code:
Warehouse Location :

Exporter Details

Name:
PIN :OGA Ref No.
Physical Address:
Physical Country:
Postal Address :Postal Country:
Telephone :Fax :499223206
Email :Sector of Activity:
Warehouse Code :
Warehouse Location :

Consignor Details

Name :
PIN :OGA Ref No.
Physical Address:Physical Country:
Postal Address:Postal Country:
Telephone :Fax:
Email:Sector of Activity:
Warehouse Code:
Warehouse Location:

Values - Header Level

Foreign Currency Code: Forex Rate:
 FOB FCY : Freight FCY:
 Insurance FCY : Other Charges FCY:
 CIF FCY : FOB NCY:
 Freight NCY : Insurance NCY:
 Other Charges NCY: CIF NCY:

List of Payments Made

S. No.	Step Code	OGA Code	Fee Category	Fee Code	Amount	Status	Payment Date

OGA Remarks:

Purpose of Import/Export:

Terms and Conditions

Imports and Exports are regulated by The Pest Control Products Importation and Exportations Regulations.

Item Details

Full Trade name:
 Formulation type.....
 Item HS Code :HS Description:
 Quantity :Unit Of Quantity:
 Package Type :Package Quantity:

Foreign Currency Code

Unit Price FCY:Total Price FCY:
 Unit Price NCY:Total Price NCY:
 Country Of Origin:Item Net Weight:
 Item Gross Weight:
 Product Registration Number

Transport Details

Mode Of Transport:

Mode Of Transport:

Shipment Date: Port Of Arrival:

Customs Office: Freight Station:

Board's Official Signature and Stamp

.....

Managing Director

Pest Control Products Board

Note: 1. This license is not transferable to any other person without the approval of the Board.

2. This license is valid for one consignment only, for three (3) months from the date of approval.

3. This license is not valid without a PCPB authorized signature and stamp.

Made on the 18th November, 2024.e

ANDREW KARANJA,

Cabinet Secretary for Agriculture and Livestock Development.

LEGAL NOTICE NO. 191

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS,
2024

ARRANGEMENT OF REGULATIONS

Regulation

- 1— Citation.
- 2— Interpretation.
- 3— Object of the Regulations.
- 4— Application.
- 5— Disposal of pest control products.
- 6— Application for pest control products disposal licence.
- 7— Management of empty pest control product containers.
- 8— Supervision of disposal of pest control products.
- 9— Suspension of a licence.
- 10— Cancellation of a licence.
- 11— General penalty.
- 12— Revocation.

SCHEDULE: FORMS

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

IN EXERCISE of the powers conferred by section 15 of the Pest Control Products Act, the Cabinet Secretary for Agriculture and Livestock Development, after consultation with the Pest Control Products Board, makes the following Regulations—

THE PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS, 2024

1. These Regulations may be cited as the Pest Control Products (Disposal) Regulations, 2024. Citation.
2. In these Regulations, unless the context otherwise requires— Interpretation.

“dispose” means any operation to isolate, neutralize, recycle or destroy pesticide waste, used containers and contaminated materials;

“hazardous waste” means any waste or combination of wastes with the potential to damage human health, living organisms or the environment;

“recycling” means process of collecting and processing materials that would otherwise be thrown away; and

“trans-boundary movement” means the movement of hazardous waste from an area under the national jurisdiction of one State to or through an area under the national jurisdiction of another State or to or through an area not under the national jurisdiction of any State:

Provided that at least two States are involved in the movement.
3. (1) The object of these Regulations is to provide a framework for the safe disposal of obsolete and non-compliant pest control products and their packages to safeguard human health and the environment. Object and purpose of the regulation.

(2) Without prejudice to the generality of sub-regulation (1), the object of these Regulations is to provide for the—

 - (a) licensing of facilities for disposal of obsolete and non-compliant pest control products and packages;
 - (b) methods of disposal of pest control products and packages; and
 - (c) procedure for suspension or cancellation of a licence issued to a facility licensed to provide services of pest control products and packages disposal.
4. These Regulations shall apply to the disposal of pest control products and pest control products packaging. Application.
5. (1) A person shall not dispose any pest control product or pest control product package in a manner that is detrimental to human health, animal health or the environment. Disposal of pest control products.

(2) A person shall not dispose a pest control product, pest control product package, pesticide waste or treated seeds for commercial purposes unless the person has been issued with a licence issued by the Board.

(3) Subject to sub-regulation (1), a person may dispose a pest control product or pest control product package by—

- (a) recycling;
- (b) incineration;
- (c) autoclaving; or
- (d) any other method approved by the Board.

(4) For purposes of sub-regulation (3)—

- (a) recycling may be used for the disposal of pest control product packaging materials;
- (b) incineration may be used for the disposal of pest control products and their packaging material; and
- (c) autoclaving may be used for the disposal of microbial pest control products.

(5) The trans-boundary movement of a pest control product for purposes of disposal shall be subject to conventions, protocols, treaties or agreements to which Kenya has ratified.

(6) A person who contravenes the provisions of this regulation commits an offence.

(7) In this regulation, “autoclaving” means the sterilization of micro-organisms through steam under high temperature and high pressure

6. (1) A person who intends to dispose of pest control products for commercial purposes shall apply to the Board for a licence in Form A set out in the Schedule and shall pay the prescribed fee.

Application for pest control products disposal licence.

(2) The Board may issue the applicant with a Pest Control Disposal Licence if satisfied that the applicant—

- (a) intends to dispose the pest control product using methods approved by the Board;
- (b) has sufficient expertise to dispose of the pest control product;
- (c) has the requisite approvals set out in the Environmental Management and Co-ordination Act.

Cap. 387

(3) The Pest Control Disposal Licence shall be in Form B as set out in the Schedule.

7. (1) A person shall not dispose an empty pest control product packaging in a manner likely to contaminate the environment or that is hazardous to human health and other organisms.

Management of empty pest control product packaging.

(2) Each pest control product shall indicate on the label, the manner of disposal of the pest control product and its package.

(3) Any person who intends to dispose empty pest control product packaging shall deliver the empty pest control product packaging to an approved collection site or a licensed disposal facility in accordance with the Environmental Management and Co-ordination Act and the Sustainable Waste Management Act.

Cap. 387.
Cap 387C.

8. (1) The Board shall supervise the disposal of pest control products for commercial purposes and issue a Certificate of Disposal upon confirmation that the pest control product, package or waste have been disposed of in accordance with the provisions of these Regulations.

Supervision of
disposal of pest
control products.

(2) The certificate issued under sub-regulation shall be in Form C as set out in the Schedule.

9. (1) The Board may suspend a licence issued under these Regulations for a period not exceeding six months, if satisfied that the licensee has breached any of the terms and conditions of the licence.

Suspension of a
licence.

(2) Before suspending the licence under sub-regulation (1), the Board shall give the licensee a twenty-eight days' notice to show cause why the licence should not be suspended.

(3) The Board may lift the suspension of a licence if satisfied that the licensee has complied with the terms and conditions upon which the suspension was made.

(4) If the breach contemplated under sub-regulation (1) poses serious danger to human health or the environment, the Board shall cancel the licence with immediate effect.

10. (1) The Board may cancel a licence issued under these Regulations if the disposal of the pest control product or packaging poses an imminent danger to human health, environment and natural resources.

Cancellation of a
licence.

(2) Before cancelling the licence under sub-regulation (1), the Board shall give the licensee a twenty-eight days' notice to show cause why the licence should not be cancelled and the Board's decision in the matter shall be final.

11. A person who commits an offence under these Regulations for which no penalty is provided shall be liable on conviction to the penalty specified under section 12A of the Act.

General penalty.

12. The Pest Control Products (Disposal) Regulations, 2024, are revoked.

Revocation.
L.N. No. 103 of
2024.

SCHEDULE
FORMS



FORM A

(r. 6(1))

THE PEST CONTROL PRODUCT ACT

(Cap. 346)

APPLICATION FOR THE DISPOSAL OF PEST CONTROL PRODUCTS FOR
COMMERCIAL PURPOSE

(to be typed or printed)

To: The Chief Executive Officer/Secretary
Pest Control Products Board
Waiyaki Way
PO BOX 13794-00800
Westlands-Nairobi

1. Applicants full name/Address
2. The company directors
3. Types of waste/(Products, formulation, state etc.)
4. Quantity in details
5. Source(s) of wastes
6. Reasons for disposal
7. Methods of disposal to be used
(attach the details or the methods)
8. Qualification and experience of personnel
9. Disposal site..... *(attach details)*
10. Transportation to the disposal site
11. Environmental impact Assessment report

Applicant
Sign/stamp
Dated



FORM B

.6(2))

THE PEST CONTROL PRODUCT ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS
PEST CONTROL DISPOSAL LICENCE

Licence No:

This Licence is granted to

To dispose the following pest control products wastes

- 1.
- 2.
- 3.
- 4.

Using the following methods of disposal

- 1.
- 2.
- 3.
- 4.

At

Chief Executive Officer/ Secretary

Signature

Date

The Licence is not transferable.



FORM C

(r.8)

THE PEST CONTROL PRODUCT ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS
CERTIFICATE OF DISPOSAL

Certificate No:

This is to certify that on

Satisfactorily disposed of the following pest control products:

- 1.
- 2.
- 3.

Methods of disposal

- 1.
- 2.
- 3.

Comments from the Board

Managing Director

Date

Stamp

Made on the 18th November, 2024.

ANDREW KARANJA,
Cabinet Secretary for Agriculture and Livestock Development.

LEGAL NOTICE NO. 192

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (FEES AND OTHER
CHARGES) REGULATIONS, 2024

ARRANGEMENT OF REGULATIONS

Regulation

- 1— Citation.
- 2— Interpretation.
- 3— Object of the Regulations.
- 4— Fees.
- 5— Charges.
- 6— Agreement with a registered national association.
- 7— Revocation.

SCHEDULE: FEES

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

IN EXERCISE of the powers conferred by section 15 of the Pest Control Products Act, the Cabinet Secretary for Agriculture and Livestock Development, after consultation with the Pest Control Products Board, makes the following Regulations—

THE PEST CONTROL PRODUCTS (FEES AND OTHER CHARGES) REGULATIONS, 2024

1. These Regulations may be cited as the Pest Control Products (Fees and Other Charges) Regulations, 2024. Citation.
2. In these Regulations, unless the context otherwise requires—
“disposal” means any operation to neutralize and destroy undesired, obsolete, and pesticide-related wastes. Interpretation.
3. The object of these Regulations is to provide for fees and levies for the pest control products sector. Object of the regulation.
4. (1) The fees payable to the Board in relation to services rendered by the Board pursuant to their mandate under the Act shall be as set out in the Schedule. Fees.
(2) The fees chargeable under sub-regulation (1) shall be cumulated in case of a combination of businesses in category I set out in the Schedule.
5. (1) The charges for supervision services rendered by the Board shall be as set out in the Schedule. Charges.
(2) For purposes of this regulation, supervision shall include accreditation of pre-registration trial centres and disposal of non-compliant pest control products.
(3) In this regulation, “accreditation” means designating competent persons or an institution to be officially recognized by the Board as having the capacity and competence to undertake biological efficacy trials, physiochemical, toxicological, ecotoxicological, and residue studies.
6. (1) The Board shall identify and enter into an agreement with a registered national association comprising of manufacturers, formulators, re-packers, importers, consultants, distributors, farmers and users of pest control products to support self-regulation and product stewardship. Agreement with a registered national association.
(2) Each pest control product imported into Kenya shall be charged an import fee of two per centum free on-board value of all imports.
(3) Thirty per centum of the import fee charged under sub-regulation (2) shall be paid directly to the association referred to in sub-regulation (1) for the following activities, as agreed with the Board—
(a) sensitisation of the public on the responsible use of pest control products through product stewardship programmes;

- (b) support and maintenance of the National Poison Information Centre;
- (c) facilitating the responsible management of sustainable pest control solutions for improved agricultural production, public health and environmental protection;
- (d) promotion of safe disposal of obsolete and expired pest control products, pest control product waste and empty pest control containers;
- (e) enhancement of sector linkages among key actors in the pest control products sector;
- (f) facilitating the development and enforcement of the industry's standards by facilitating strategic collaborations within the industry and with the relevant actors; and
- (g) development and up-scaling of innovative agricultural solutions towards increased productivity, public health and environmental wellbeing.

7. The Pest Control Products (Fees and Other Charges) Regulations, 2024, are revoked.

Revocation.
L.N. No. 102 of
2024.

SCHEDULE
FEES AND OTHER CHARGES

(r.4(1))

I. INSPECTION AND CERTIFICATION FEES

	FEE CATEGORY	Annual License Fees (Ksh.)
A	Application Fee	1,000
B	Retail	2,000
C	Supermarkets (Domestic Class Pesticides) General Wholesalers (Domestic Class Pesticides)	4,000
D	Spray Service Providers	1,000
E	Distribution	8,000
F	Wholesale	8,000
G	Agents	8,000
H	Commercial Trainers and Consultants	10,000
I	Re-packing	10,000
J	Formulation Manufacture	30,000
K	Commercial Pest Control Operators	4,000
L	Warehousing, Storage and Use	10,000
M	Other businesses dealing with pest control products not covered under (A) – (L)	8,000
N	Penalty on late renewal of premises licenses	10% of the applicable renewal premises license certification fee per year.

II. CHANGE OF AGENT

	FEE CATEGORY	Annual License Fees (Ksh.)
	Change of agent (per product)	40,000

III. DISPOSAL OF PEST CONTROL PRODUCTS

	FEE CATEGORY	AMOUNT (Ksh.)
A	License fee for disposal facility, by the Board	Ksh. 10,000
B	Cost of disposal per kg on products seized by the Board	Ksh 100 per kg
C	Supervision for disposal of products taken directly to disposal facility by the client	5% of cost of disposal payable to the disposal facility

IV. REGISTRATION OF PEST CONTROL PRODUCTS

	FEE CATEGORY	AMOUNT (Ksh.)
A	Application for registration for 5 years (<i>Per product</i>)	75,000
B	Label extension (<i>Per product</i>)	30,000
C	Renewal of certificate of registration for 3 years (<i>Per product</i>)	45,000
D	Penalty on late renewal of certificate of registration (<i>Per product</i>)	10% of the applicable renewal fee per year.
E	Penalty on late fulfillment of the conditions of the notification of approval of registration (<i>Per product</i>)	10% of the applicable registration fee
F	Application for temporary registration for a period not exceeding 1 year (<i>Per product</i>)	20,000
G	Application for emergency registration for 1 year (<i>Per product</i>)	20,000
H	Certificate of Registration fee (<i>Per product</i>)	10,000
I	Application for experimental permit of new products (<i>Per product</i>)	10,000
	Resubmission of an Application (<i>Per product</i>)	10,000
	Application for label extension trial permit (<i>Per product</i>)	10,000
	Application for additional manufacturing/formulation site (<i>Per product</i>)	10,000
J	Change of Trade Name (<i>Per product</i>)	20,000
K	Application fee for accreditation of institutions	10,000
L	License /accreditation of institutions	25,000 per year or 70,000 per three years
M	Training of Company employees/ consultants and other stakeholders	10,000 per day, per group of not more than 50 persons
	Training of students from training institutions	5,000 per day per group of not more than 50 persons.
N	Training other countries on pest control products management.	USD. 1,000 per day, per group of not more than 20 persons

V. IMPORT & EXPORT OF PEST CONTROL PRODUCTS

	Imports	(Per product (Ksh.))
A	Imports of less than Ksh. 150,000 in value	2,000
B	Imports of Ksh. 150,000 and over in value	2% of Free on Board (F.O.B.) Value (70% to the Board) and (30% to the association under regulation 6)
C	Exports of any amount	1,000

VI. PEST CONTROL PRODUCTS BOARD LABORATORY AND OTHER CHARGES

	FEE CATEGORY	AMOUNT (KSH)
A	Analysis of formulated and technical grade Pest Control Products	2,500 per sample for each active ingredient
B	Pesticide residue analysis	20,000 per sample
C	Elemental analysis	1,000 per each element
D	Courier services for efficacy trial samples	500 for all samples below 5kg and 100 for every extra Kg
E	Microbiological analysis	3,000 per sample
F	Any other service(s) outside workplan upon request by client.	Applicable government official rates; on recovery basis

Made on the 18th November, 2024.

ANDREW KARANJA,
Cabinet Secretary for Agriculture and Livestock Development.

LEGAL NOTICE NO. 193

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (INSPECTION AND CERTIFICATION) REGULATIONS, 2024

ARRANGEMENT OF REGULATIONS

Regulation

- 1—Citation.
- 2—Interpretation.
- 3—Object of the Regulations.
- 4—Sample collection.
- 5—Certification of premises and businesses handling pest control products.

- 6—Provisional certificates.
- 7—Issuance of a premises certificate.
- 8—Layout and construction of manufacturing, formulating, packaging and storing premises
- 9—Protection of workers and operators.
- 10—Quality assurance of pest control products.
- 11—Requirements for distributors and retailers of pest control products.
- 12—Qualifications for operating a pest control product business.
- 13—Distribution.
- 14—Restricted Class 1 pest control products for fumigation purposes.
- 15—Seizure of non-complying pest control products.
- 16—Register of premises and commercial spray service providers.
- 17—Records.
- 18—Suspension of a certificate.
- 19—Cancellation of a certificate
- 20—General penalty.
- 21—Revocation.

SCHEDULE: FORMS

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

IN EXERCISE of the powers conferred by section 15 of the Pest Control Products Act, the Cabinet Secretary for Agriculture and Livestock Development, after consultation with the Pest Control Products Board, makes the following Regulations—

THE PEST CONTROL PRODUCTS (INSPECTION AND CERTIFICATION) REGULATIONS, 2024

1. These Regulations may be cited as the Pest Control Products (Inspection and Certification) Regulations, 2024. Citation.
2. In these Regulations, unless the context otherwise requires— Interpretation.
 - “agro dealer” means a person who sells, supplies, transports or deals in agriculture inputs including seed, fertilizer, stock remedies, agrochemicals, animal feed and pest control products;
 - “banned pest control product” means a pest control product where all uses have been prohibited by final regulatory action;
 - “business handling pest control products” means a manufacturing plant, formulation plant, warehouse, retail outlet, digital marketplace or an online market store;
 - “cholinesterase level” means amount of the enzyme that helps passing of messages in the nervous system;
 - “dispensing premises” means a store and shop where pest control products are sold;
 - “disposal” means any operation to recycle, neutralize destroy or isolate pest control product waste, used container or contaminated material;
 - “efficacy” means effectiveness of a pest control product against a target pest;
 - “Restricted Class 1 product” means a product that has potential to cause unacceptable adverse effects to the environment and people without added precautions; and
 - “restricted pest control product” means a pest control product whose specific use is allowed.
3. (1) The object of these Regulations is to provide for the procedure for inspection and certification of pest control products and premises to ensure quality of pest control products and proper storage of pest control products. Object of the Regulations.
 - (2) Without prejudice to the generality of sub-regulation (1), the object of these Regulations is to provide for the—
 - (a) sampling of pest control products for quality monitoring;
 - (b) requirements for certification of business premises and businesses handling pest control products;

- (c) minimum academic qualifications for persons operating a pest control product business;
- (d) procedure of seizure of non-compliant pest control products; and
- (e) conditions for the suspension or cancellation of a certificate issued under these Regulations.

4. (1) An inspector appointed under section 8 of the Act may collect samples of a pest control product from an agro-dealer or user for analysis by the Board for quality control. Sample collection.

(2) The inspector shall provide the following information to the Board in respect of samples under collected sub-regulation (1) —

- (a) a description of the pest control product;
- (b) a code of the sample;
- (c) the location of the sample product;
- (d) the date of collection of the sample;
- (e) the name and contacts of the agro-dealer or user; and
- (f) the test required for the samples.

(3) An inspector shall record the particulars of the sample of the pest control product collected under sub-regulation (1) in Form A as set out in the Schedule.

(4) The samples collected under sub-regulation (1) shall be delivered to the Board's laboratory for analysis and shall be recorded in Form B as set out in in the Schedule.

(5) Upon analysis, the analyst shall issue a Certificate of analysis in Form C as set out in the Schedule.

5. (1) A person who intends to use any premises or, being the owner or occupier thereof, permits the premises to be used for purposes of manufacturing, formulating, packaging, selling or storing pest control products shall apply to the Board for a certificate for the premises. Certification of business premises and businesses handling pest control products.

(2) An application for a premises certificate shall be in Form D set out in the Schedule and shall be accompanied by—

- (a) the prescribed fees; and
- (b) the registration certificate of the business.

(3) The Board may request an applicant for a premises certificate to supply additional information relevant to the issuance of the certificate.

6. (1) The Board may issue an applicant for a premises certificate under regulation 5 with a provisional certificate pending the inspection required under regulation 7. Provisional certificate.

(2) The certificate issued under sub-regulation (1) shall be in Form E1 as set out in the Schedule.

(3) A provisional certificate shall be valid for a period not exceeding three months.

7. (1) The Board shall issue the applicant with a Premises Certificate in Form E2 as set out in the Schedule if satisfied that the—

Issuance of a premises certificate.

- (a) application contains the requisite information required under these Regulations;
- (b) applicant has paid the prescribed fees; and
- (c) the premises were inspected for compliance with the requirements set out in the Act and in Form F set out in the Schedule.

(2) Where the Board does not approve an application for a certificate under these Regulations, the Board shall, within fourteen days of the decision, give reasons to the applicant in writing.

(3) The Certificate issued under sub-regulation (1) shall expire on the 31st December following the date of issue.

(4) A certificate holder who does not renew the certificate by 31st January of the current year shall be liable for a penalty of ten per centum of the outstanding amount due the previous year.

8. (1) A person intending to use any place or premises for the manufacturing, formulating, packaging or storing of pest control products shall ensure that the place or premises—

Layout and construction of manufacturing, formulating, packaging and storing premises

- (a) is of suitable design, layout and construction including permanent walling, concrete floor, enough lighting and aeration;
- (b) has sufficient space for the placement of equipment and storage of materials;
- (c) has separate areas, either by physical partition, location or other effective means, for those operations which do not require workers to be exposed to pest control products; and
- (d) where applicable, has a certificate of compliance with the provisions of the Occupational Safety and Health Act.

Cap. 236A.

(2) The Board shall issue the applicant with a premise certificate if the applicant satisfies the requirements under regulation 7.

(3) The Premises Certificate shall be in Form E set out in the Schedule.

9. A person who owns, operates or is in charge of premises used for the manufacturing, formulating, packaging, distribution or storing of pest control products shall ensure that—

Protection of worker and operators.

- (a) the personnel working in the premises wear protective clothing;
- (b) the premises are well supplied with first-aid facilities to the satisfaction of the Board to cater for accidental poisoning;
- (c) the general health of the persons working in the premises is catered for;
- (d) operators in formulation facilities, large stores, and large commercial farms are subjected to periodical medical check-ups including cholinesterase levels; and
- (e) the premise is in compliance with the requirements of the Occupational Safety and Health Act. Cap. 286A.
10. A person who owns, operates or is in charge of premises used for the manufacturing, formulating, packaging, distribution or storing of pest control products shall ensure that— Quality assurance of pest control products.
- (a) the pest control products in the premises are registered by the Board and are of the approved quality; and
- (b) no person in the premises manufactures, repacks, stocks, or sells counterfeit, expired, unregistered, smuggled and improperly packed pest control products.
11. A person who owns, operates or is in charge of premises dealing with pest control products shall— Requirements for distributors and retailers of pest control products.
- (a) ensure that the products are packaged and well labelled;
- (b) have adequate knowledge of efficacy, uses and handling precautions of all pest control products within the premises in accordance with the provisions of the Act and Regulations;
- (c) provide adequate water and general cleanliness to facilitate safe dispensing of the products;
- (d) ensure physical separation of pest control products stores from food stores;
- (e) maintain stock records for the pest control products in the premises for a period of five years;
- (f) have appropriate pest control products waste disposal facilities to safeguard human health and environment; and
- (g) have the relevant qualification and a photograph of qualified persons operating within the premises conspicuously displayed in the premises.
12. (1) A person who owns, operates or is in charge of a pest control product manufacturing or formulating plant shall possess the following qualifications— Qualifications for operating a pest control product business.

- (a) bachelor of science degree in chemistry or related sciences for conventional pest control products;
- (b) bachelor of science degree in biological sciences; or
- (c) bachelor of science degree in agriculture or related sciences for biopesticides.
- (2) A person who is in charge of packaging and repacking of pest control products shall have a diploma in chemistry or related sciences.
- (3) A person who is in charge of storage and use of pest control products shall have a certificate in agriculture or related sciences.
- (4) A person who operates or is in charge of retail outlets or distribution of pest control products shall have a certificate in agriculture, animal health or related science.
- (5) A person who operates or is in charge of spray service of pest control products shall have—
- (a) a certificate in agriculture, animal health or related sciences; and
- (b) attended spray service providers training organized by the Board or any other institution recognized by Board.
- (6) A person who is in charge of pest control service shall have—
- (a) a certificate in agriculture, animal health or related science; and
- (b) attended a pest control operator training organized by the Board or any other institution recognized by the Board.
13. (1) A person shall not distribute a pest control product that is not registered under the Act. Distribution.
- (2) The distribution of a pest control product under this regulation shall be in accordance with the conditions stipulated in the registration certificate including the—
- (a) specified restrictions due to toxicity, consumer or environmental safety concerns;
- (b) area of use; and
- (c) registered uses of the pest control product.
14. (1) A person who handles, uses, distributes, transports or deals in Restricted Class 1 pest control products for fumigation purposes shall apply to the Board for a certificate in Form G as set out in the Schedule. Restricted Class 1
pest control
products for
fumigation
purposes.
- (2) The Board may issue the applicant with a certificate in Form H set out in the Schedule if satisfied that the application contains the information required under these Regulations.
- (3) A person who handles, uses, distributes, transports or deals in a Restricted Class 1 pest control products for fumigation purposes without a certificate issued by the Board commits an offence.

15. (1) An inspector may seize any pest control product that does not comply with the requirements under the Act and these Regulations. Seizure of non-complying pest control products.
- (2) The inspector shall take an inventory of the pest control product seized under sub-regulation (1) in Form I as set out in the Schedule.
- 16 (1) The Board shall maintain a register of certified premises and businesses dealing with pest control products and certified commercial spray service providers. Register of premises and commercial spray service providers.
- (2) The Board shall give access to the register to the public in accordance with the Access to Information Act. Cap. 7M.
17. A person issued with a certificate under these Regulations shall maintain records in Form J as set out in the Schedule. Records.
18. (1) The Board may suspend a certificate issued under these Regulations for a period not exceeding six months, if satisfied that— Suspension of a certificate.
- (a) the holder, an employee or the holder's agent has committed a breach of any of the conditions of the permit;
- (b) the holder, an employee or the holder's agent has contravened the provisions of these Regulations; or
- (c) the holder, an employee or the holder's agent has failed to maintain records required under regulation 17.
- (2) Before suspending a certificate under sub-regulation (1), the Board shall give the certificate holder a twenty-eight days' notice to show cause why the permit should not be suspended.
- (3) The Board may lift the suspension of a certificate under this regulation if satisfied that the certificate holder has complied with the terms and conditions upon which the suspension was made.
- (4) If the breach contemplated under sub-regulation (1) poses serious danger to human health or the environment, the Board may cancel the certificate summarily.
- 19 (1) The Board may cancel a certificate issued under these Regulations if satisfied that the— Cancellation of a certificate.
- (a) certificate holder, employee or agent has contravened the provisions of these Regulations; or
- (b) certificate holder, employee or agent has been convicted of an offence under these Regulations; or
- (c) certificate holder, employee or agent has breached the conditions of the certificate; or
- (d) production, use, storage or sale of the pest control products presents an imminent danger to public health, the environment or natural resources.
- (2) Before cancelling the certificate under sub-regulation (1), the Board shall give the certificate holder a twenty-eight days' notice to

show cause why the certificate should not be cancelled and the Board's decision in the matter shall be final.

20. A person who commits an offence under these Regulations for which no penalty is provided shall be liable on conviction to the penalty specified under section 12A of the Act.

General penalty.

21. The Pest Control Products (Inspection and Certificate) Regulations, 2024, are revoked.

Revocation.
L.N. No. 100 of
2024.

SCHEDULE

(rr. 4(3), (4), (5), 5(2), 6(2), 7(1), 8(3), 14(1), (2), 15(2), 17)

FORMS



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM A

(r5(3))

PEST CONTROL PRODUCTS BOARD

SAMPLE COLLECTION FORM

i) Product Details

Trade name

PCPB No.....Product owner

Active ingredient (s)Concentration

No. of samples Batch No

Date of manufacture.....Expiry Date

Sample code.....

Test required

Business NameLocation

Address..... E-mail

Tel.....

Sampled by:

Name..... Signature..... Date.....

Name.....Signature.....Date

Issued by.....Signature.....Date.....



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS BOARD

FORM B

(r5(4))

LABORATORY SAMPLE RECEIPT FORM

Product Details

Trade name.....

Active ingredient (s) Concentration.....

Sample size.....Date of manufacture.....

Expiry Date.....

Sampled by.....No. of samples.....Date.....

Submission details

Client's Name.....

Address..... E-mail.....

Tel..... Date.....

Submitted by.....Signature.....

Delivery details

Charges (Ksh).....

Name.....Signature.....Date.....

Lab Code No.	Client's code	Batch No.	Source of sample

NB. Samples submitted to the laboratory become property of PCPB.



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS BOARD

FORM C

(r5/5)

PCPB REF:

Date.....

CERTIFICATE OF ANALYSIS

- 1. Lab. Sample No:Date analyzed:
- Date received:
- 2. Client Name and address
- 3. Product sampled and submitted to the laboratory by:
- 4. Description of sample:
- 5. Analysis Requested
- 6. Manufacture Date:Expiry Date:
- 7. Results of analysis

Active (s) ingredient	Client Identification Code	Batch No.	Conc. as per the label	Conc. as per Analysis

8. Laboratory comments:

.....

Name of Analyst.....

Signature.....



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM D

(r 6(2))

APPLICATION FOR A CERTIFICATE

The Chief Executive Officer/Secretary
Pest Control Products Board
Loresho-off waiyaki way
P.O. Box 13794-00800,
Nairobi

- 1. Name and address of applicant (s)
- 2. Name and address of person, firm or company to be issued with certificate
Telephone.....Email
- 3. Full names of partners and/or directors (where applicable)
- 4. Type of business for which a certificate is required
- 6. Plot No./L.R.No.
- 7. Physical Location Road/Street
- 8. Town /market..... County
- 9. Name and qualifications of the person under whom operation/trading will be undertaken (Attach evidence
- Date.....Signature of applicant
- For Official Use Only
- Fee paid.....Date
- Receipt NumberSignature of receiving Officer

THE PEST CONTROL PRODUCTS ACT
(Cap. 346)
THE PEST CONTROL PRODUCTS BOARD



FORM E1
PROVISIONAL CERTIFICATE

(r 7(2))

RECEIPT NO.....CERTIFICATE NO.....

This certificate is granted to

Type of business

Plot No./LR No.

Situated at

Chief Executive Officer/Secretary	Inspector

Date of issue.....

- (a) This certificate is not transferable to any other person without the approval of the Board
- (b) This certificate is valid for three months from date of issue

This provisional certificate is only applicable to existing premises/ businesses previously certified by PCPB

This certificate can be revoked on non-compliance

THE PEST CONTROL PRODUCTS ACT
(Cap. 346)
THE PEST CONTROL PRODUCTS BOARD



FORM E 2

(r8(1), r9(2))

RECEIPT NO..... CERTIFICATE NO.....

This certificate is granted to
Type of business
Plot No./LR No.
Situated at

Chief Executive Officer/Secretary	Inspector

Date
(a) This certificate is not transferable to any other person without the approval of the Board
(b) This certificate expires 31st December.....



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM F

(r 9(2))

PREMISES INSPECTION REPORT*A. Inspection of Premises*

During inspection of Pest control Products Premises, the following Items shall be examined and comments made in order that the correct action can be taken with regard to Certification. A copy of the Inspection report shall be left with the owner or person in-charge of the premise. The original shall be returned to the Pest Control Products Board Name and Address of Applicant/ Business _____

1. Type of Business _____
2. Physical Location of Premises _____
3. L.R. No. / Plot No. _____
4. Fees Paid _____
5. Receipt No _____

B. Specific Requirements

	ITEM	COMPLIANCE WITH REQUIREMENTS		INSPECTOR'S RECOMMENDATION TO OWNER
		YES	NO	
	PHYSICAL FACILITIES			
1.	Suitable design, layout and construction for manufactures: evidence of compliance to Occupational Safety And Health Act			
2.	Sufficient space for free movement of personnel, products and equipment			
3.	Floors- Smooth & impermeable			
4.	Adequate Ventilation/Aeration allow free movement of air			
5.	General cleanliness			
	PROTECTION FOR WORKERS			
6.	Separate areas for workers who are not handling pesticides			

7.	Suitable Personal Protective clothing			
8.	Adequate First Aid measures			
9.	Appropriate Fire extinguisher			
10.	Adequate running water within premises			
11.	Pesticides risks register and records of incidences/occurrence for manufacturers and large scale users			
12.	Periodic (6 months) medical assessment for personnel handling pesticides			
13.	Compliance with operational good manufacturing practices/Good Agricultural practices for Manufacturers large scale users			
PROTECTION OF THE PUBLIC AND MAINTENANCE OF PRODUCT QUALITY				
14.	Physical separation of pharmaceuticals and animal feeds from pesticides			
15.	Proper Storage and stacking of products			
16.	All products must be registered and labelled as required by Law			
17.	All labels should show date of manufacture and shelf life			
18.	Stock records kept			
19.	Qualified operators for manufacturing, formulation/large scale use premises			
20.	Qualified operator for store and dispensing premises/pest control operators			
PROTECTION OF THE ENVIRONMENT				
21.	Appropriate waste disposal mechanisms e.g saw dust, sand, soil			
22.	Sufficient banding of store-part of design			
23.	Dustbin for disposal			
24.	Pest control products effluent deactivation system in place for manufacturers and large scale users			

C. General Recommendations

I certify that I have inspected the premises described above and it is my considered opinion that a certificate should/should not be issued /withdrawn for the premises.

The following defects should be rectified (Specify items by numbers).

1. Signature of Inspector: _____

2. Date _____

Name of Inspector: _____

3. Signature of Inspector; _____

4. Date _____

Name of Inspector: _____

NOTE

In case the Inspector's report reveals defects in the fulfilment of the requirements by the Pest Control Products Act, and therefore a recommendation not to provide a certificate to the owner of the premise by copy of this report shall be allowed a period of 60 days to rectify the defects and comply with the law. He will be allowed a further 14 days in which to re-apply for a certificate. If after a subsequent inspection the premise fails to meet the requirements, the business shall forthwith be closed and court actions taken in case of further default.



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM G

(r15(1))

APPLICATION FOR CERTIFICATE TO DEAL IN PEST CONTROL PRODUCTS
UNDER RESTRICTED CLASS

Name and address of applicant

Status and address of applicant (Manufacturer, Agent, Registrant, Distributor, User)

.....

Name and address of registrant of pest control product

Trade name, Formulation, Concentration

Registration No

Target pest/disease

Package type

Quantity

Signature of applicant

Date



THE PEST CONTROL PRODUCTS ACT
(Cap. 346)
THE PEST CONTROL PRODUCTS BOARD

FORM H (r15(2))
CERTIFICATE TO DEAL IN PEST CONTROL PRODUCTS UNDER RESTRICTED
CLASS

This certificate is granted to

To sell/store/transport/use product

Registration Number.....At plot number

L.R. NO.....Situated

Date

Chief Executive Officer/Secretary



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM I

(r16(2))

IMPOUNDING FORM

Your Ref: _____ Date: _____

Our Ref: _____

RE: UNREGISTERED/ SMUGGLED/COUNTERFEIT PEST CONTROL PRODUCTS/OPERATING WITHOUT PREMISES CERTIFICATE

The following Pest Control Products were found in your premises on _____ contrary to the provision of the Pest Control Act (Cap 346) and the regulations made thereunder.

- 1. _____
- 2. _____
- 3. _____

By virtue of Sect 10(1), the undersigned Pest Control Products Board Inspectors hereby seize the above products pending prosecution.

INSPECTORS NAME.....

SIGNATURE..... DATE.....

CERTIFICATE.....

I _____ ID No. _____ of _____
_____ Position _____

certify that the above products were found in my premise on _____

Signature _____



THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

PEST CONTROL PRODUCTS BOARD

FORM J

(r18)

PEST CONTROL PRODUCTS STOCK RECORDS FORM

Name of the Premises:

Location of the Premises:

No.	Date of purchase	Name and address of supplier	Supplier Certificate Number/ Identification Number	Trade name of product supplied	Quantity Litres/kg	Batch Number

Made on the 18th November, 2024.

ANDREW KARANJA,
Cabinet Secretary for Agriculture and Livestock Development.

LEGAL NOTICE NO. 194

THE PEST CONTROL PRODUCTS ACT

(Cap. 346)

THE PEST CONTROL PRODUCTS (LABELLING, ADVERTISING AND PACKAGING) REGULATIONS, 2024

ARRANGEMENT OF REGULATIONS

Regulation

- 1—Citation.
- 2—Interpretation.
- 3—Object of the Regulations.

- 4—Labelling prohibitions.
- 5—Label approval procedure
- 6—Display panels.
- 7—Notice on display panel.
- 8—Small pack labels display panel.
- 9—Display of additional information.
- 10—Information where product is distributed in bulk.
- 11—Information where product is shipped in bulk containers.
- 12—Display of information on label.
- 13—Reporting adverse effects.
- 14—Experimental label.
- 15—Storage and display.
- 16—Prohibition.
- 17—Procedure for approval of packaging.
- 18—Package requirements.
- 19—Advertising.
- 20—General prohibitions.
- 21—General Penalty.
- 22—Revocation.

SCHEDULES:

- First Schedule: Labelling Requirements
- Second Schedule: Classification of Pest Control Products
- Third Schedule: Hazard Symbols and Signal Words

THE PEST CONTROL PRODUCTS ACT
(Cap. 346)

IN EXERCISE of the powers conferred by section 15 of the Pest Control Products Act, the Cabinet Secretary for Agriculture and Livestock Development, after consultation with the Pest Control Products Board, makes the following Regulations—

THE PEST CONTROL PRODUCTS (LABELLING, ADVERTISING AND PACKAGING) REGULATIONS, 2024

1. These Regulations may be cited as the Pest Control Products (Labelling, Advertising and Packaging) Regulations, 2024.

Citation.

2. In these Regulations, unless the context otherwise requires—

Interpretation.

“advertisement” means any visual or oral communication, representation, reference or notification which is intended to—

- (a) promote or persuade the sale or use of a pest control product;
- (b) appeal for, promote or persuade the support of a pest control product;
- (c) promote content of display material, labels, brochures, pamphlets, and packaging of a pest control product;

“bulk container” means a packaging material of the size not less than fifty kilograms or litres;

“causative agent” means an organism that is responsible for bringing about a disease;

“display panel” means part of a label applied on or affixed to the package of a pest control product but does not include a leaflet or brochure unless it is part of the label;

“Globally Harmonized System (GHS) of classification and labelling of chemicals” means an internationally recognized system to standardize chemical hazard classification and communication;

“label” means a written or graphic information material attached to or accompanied onto a pest control product package and giving information about the product;

“Lethal Dose 50 (LD50)” means the amount of a chemical or substance that causes mortality to fifty per centum of the tested animal exposed to it; and

“Pantone Matching System (PMS)” means a standardized colour matching system which is used worldwide to specify and control colour shades for safety purposes.

3. (1) The object of these Regulations is to provide for measures to safeguard human health and environment from hazards associated with labelling and advertising of pest control products.

Object of the regulation.

(2) Without prejudice to the generality of sub-regulation (1), the object of these Regulations is to provide for—

- (a) the requirements and standards to be adhered to by all users in the value chain in the labelling and packaging of pest control products;
- (b) the role of the Board in ensuring labelling, advertising and packaging of pest control products conforms to the set standards;
- (c) authentication of all pest control products released into the market;
- (d) the promotion of ethical standards in labelling, advertising and packaging; and
- (e) a uniform advertising procedure of pest control products in order to mitigate misinformation to the general public.

4. (1) A person shall not sell, package, store or distribute a pest control product without a label.

Labelling prohibition.

(2) No label shall be used on a pest control product unless it has been approved by the Board.

(3) A person who contravenes this regulation commits an offence and shall be liable on conviction to the penalty provided under section 12(1) of the Act.

5. (1) A person who intends to register, conduct a trial or research on a pest control product shall submit a label on the pest control product to the Board for approval.

Label approval procedure.

(2) The Board shall evaluate the label submitted under sub-regulation (1) within thirty days after submission of the label.

(3) Where the Board is satisfied that the label meets the labelling requirements set out in the First Schedule, the Board shall approve the label.

(4) The Board shall, where the label does not comply with the provisions of these Regulations, notify the applicant in writing, within seven days after evaluation, to rectify the application.

(5) The applicant shall, within thirty days of the notice under sub-regulation (4), rectify the application and submit the revised label to the Board for consideration.

6. (1) A pest control product label shall have a display panel consisting of one principal display panel and at least two secondary display panels written in English and Kiswahili languages.

Display panels.

(2) The principal display panel shall contain—

- (a) the name of a pest control product which shall be descriptive of the physical form and the purpose of the pest control

- product and shall include the common name of its active ingredient or active agent and shall include a distinctive brand or trademark;
- (b) the class designation of the pest control product in capital letters and shall be classified as set out in the Second Schedule;
 - (c) information detailing the nature and degree of hazard inherent in the pest control product and the nature and degree of hazard shall be identified by the appropriate precautionary symbol and signal words as set out in the Third Schedule together with a statement on the nature of the primary hazard to which the symbol relates to as per the Globally Harmonized System of classification and labelling of chemicals;
 - (d) a statement directing the user to read the label, which statement shall be in the following form—“READ THE LABEL BEFORE USING”;
 - (e) a guarantee statement printed in the following manner—
 - (i) the word in capital letters as “GUARANTEE”;
 - (ii) the common name of the active ingredient or agent of the pest control product or where a common name has not been designated, the chemical or other name of the active ingredient or agent;
 - (iii) the contents of the active ingredient or agent expressed—
 - (aa) in the case of a liquid pest control product, as a percentage by mass, or mass per unit volume, or both, as may be required by the Board;
 - (bb) in the case of dust, wettable powder or other dry formulations, as a percentage by mass; or
 - (cc) where subparagraph (iii)(aa) and (bb) do not apply, a term acceptable to the Board shall apply;
 - (f) the registration number of the pest control product which shall be in bold text;
 - (g) a statement of the net contents of the package for the pest control product, which shall be expressed—
 - (i) in the case of a liquid pest control product of a volume less than one litre, in terms of millilitres;
 - (ii) in the case of a liquid pest control product of a volume of one litre or more, in terms of litres;
 - (iii) in the case of a pressure-packed pest control product in terms of weight, in grams if less than one kilogram;
 - (iv) in the case of a pressure-packed pest control product

- which weighs one kilogram or more, in terms of kilograms;
- (v) in the case of a dry formulation pest control product which weighs less than a kilogram, in terms of grams;
 - (vi) in the case of a dry formulation pest control product which weighs one kilogram or more, in terms of kilograms;
 - (vii) in the case of a pest control product that is semi-solid or viscous, in terms of either weight or volume, in accordance with this subparagraph; or
 - (viii) in the case of a pest control product the nature of which does not lend itself to a statement of net content prescribed in sub regulation 3(g), be expressed in terms acceptable to the Board;
- (h) the name and address of the registrant or manufacturer and the name and address of the resident agent and distributor;
 - (i) the colour codes banding precautionary pictograms relating to the toxicity of the product in the following manner of declining toxicity in—
 - (i) PMS Red 199C for products for GHS category 1 and 2;
 - (ii) PMS yellow C for products for GHS Category 3; and
 - (iii) PMS Blue 293C for GHS Category 4 and 5;
 - (j) the colour code of the colour band shall not be used as background colour on the label;
 - (k) separate pictograms depicting at least one pest controlled by the pest control product and crop or animal or other usage as registered under this Act;
 - (l) an instruction directing the user on storage which shall be in capital letters —
“KEEP LOCKED OUT OF REACH OF CHILDREN”;
 - (m) information on the date of manufacture, expiry date, batch number and shelf- life if stored in the original container under cool dry conditions, where manufacturing and expiry dates shall be printed directly on the label or the package in capital letters and in bold;
 - (n) the Globally Harmonized System of classification and labelling as adopted in Kenya shall only apply to chemical pest control products; and
 - (o) the World Health Organization classification and labelling shall apply to the non-chemical pest control products.

- (3) The secondary display panel shall contain—
- (a) a brief description of the pest control product which shall include the classification and mode of action of the pest control product;
 - (b) the directions for use of the pest control product, including the dosage rates, amount per unit area or weight, spray volume, amount of product in grams or millilitres per litre of water where applicable, timing of application and use limitations;
 - (c) pre-harvest interval, compatibility, re-entry interval, withdrawal period and measuring device and use limitation, where applicable;
 - (d) information identifying any significant hazards in relation to handling, storage, display, distribution and disposal of the pest control product which information shall include instructions on procedures to alleviate the hazard and when required by the Board instructions on decontamination procedures and disposal of the pest control product and the empty package;
 - (e) information identifying any significant hazard relating to health, environment and physical hazards as per the Globally Harmonized System of classification and labelling of chemicals which including—
 - (i) things on or in relation to which the pest control product is intended to be used; or
 - (ii) public health, plants, animals or the environment, which information shall include instructions on the procedures to alleviate any such hazard;
 - (f) instructions for first aid, which instructions shall be under the heading in capital letters “FIRST AID INSTRUCTIONS” and shall set out the practical measures to be taken in the event of poisoning or other injury caused by the pest control product;
 - (g) the toxicological information essential to the treatment of a person poisoned or otherwise injured by the pest control product, which information shall be under the heading in capital letters “TOXICOLOGICAL INFORMATION” and shall —
 - (i) describe the symptoms of poisoning;
 - (ii) state antidotes and remedial measures; and
 - (iii) state the ingredient or agent that may affect the treatment;

- (h) a notice to the user of the pest control product which notice shall be in the following manner—

“NOTICE TO USER”

This pest control product is to be used only in accordance with the directions on this label. It is an offence under the Pest Control Products Act to use or store a pest control product under unsafe conditions.

- (4) Despite the provisions of this regulation, the labelling of a pest control product shall be as set out in the First, Second and Third Schedules.

7. (1) Where the principal display panel shows the pest control product as “RESTRICTED”, the notice referred to in regulation 6(3)(h) shall appear prominently at the top of the secondary display panel followed by the heading in capital letters “RESTRICTED USE”, and information on the directions for use, dosage, timing of application and use limitations to which the restrictions on the pest control product relates and the information shall be circumscribed by a line to set the information apart from all other information required to be shown on the secondary display panel.

Notice on display panel.

(2) Where the information required to be shown on the label of a pest control product is not included in the display panel, the display panel shall contain the words in capital letters “READ ATTACHED BROCHURE BEFORE USE” prominently displayed.

8. (1) Where the Board requires an applicant to display information on the principal panel of the label of a pest control product in the minimum font size seven and the information cannot fit on the package, the applicant shall, with the approval of the Board, display the information in the principal panel while the other additional information shall be presented in a brochure or leaflet attached to the package of the pest control product.

Small pack labels display panel.

(2) A small pack size of a pest control product shall be 500 millilitres or 500 grams.

(3) A pest control product pack of a size smaller than 100 grams or 100 millilitres shall have the requisite information as set out in Part 5 of the First Schedule.

9. (1) The Board may require additional information relating to a pest control product and any graphic design or symbol to be shown on the label if it does not unreasonably detract or obscure the information required to be shown on the label.

Display of additional information.

(2) A person registered by the Board may include on the label of the pest control product the following liability limitation warranty—

“seller’s guarantee is limited to the terms set out on the label and subject thereto, the buyer assumes the risk to persons or property arising from the use or handling of this product and accepts the product on that condition.”

- | | |
|---|--|
| <p>10. Where a person registered by the Board intends to distribute a pest control product in a bulk container, the registered person shall ensure the information referred to in regulation 6(2)(a), (b), (d), (e), (f) and (g) is shown—</p> <p>(a) on the bulk container; and</p> <p>(b) on the documents relating to the pest control product or on a statement accompanying the consignment.</p> | <p>Information where product is distributed in bulk.</p> |
| <p>11. Where a registered person intends to ship a pest control product in a bulk container, the information referred to in regulation 6(2)(a), (b), (d), (e), (f) and (g) and regulation 6(3) shall be shown on the bulk container.</p> | <p>Information where product is shipped in bulk container.</p> |
| <p>12. (1) The information displayed on the label of a pest control product shall—</p> <p>(a) be printed in both English and Kiswahili languages;</p> <p>(b) be printed in a manner that is conspicuous, legible and indelible; and</p> <p>(c) have a minimum font size seven.</p> <p>(2) Each unit of measure shown on the label shall be expressed in accordance with the requirements of the Weights and Measures Act.</p> | <p>Display of information on label.</p> |
| <p>13. (1) The public may report to the Board—</p> <p>(a) any ineffective results, adverse effects or accidents caused by a pest control product;</p> <p>(b) a counterfeit pest control product; or</p> <p>(c) an unregistered or expired pest control product.</p> <p>(2) The report under sub regulation (1) may be made to the Board either orally or in writing through email, letter or on social media platform.</p> | <p>Cap. 513.</p> <p>Reporting adverse effects.</p> |
| <p>14. A pest control product used to conduct a trial or for research purposes shall be labelled in the manner specified in Part 2 of the First Schedule.</p> | <p>Experimental label.</p> |
| <p>15. A pest control product shall be stored and displayed in accordance with the conditions shown on the label.</p> | <p>Storage and display.</p> |
| <p>16. (1) A person shall not use a pest control product in a manner that is inconsistent with the directions shown on the label.</p> <p>(2) A person who uses a pest control product in a manner that is inconsistent with the directions shown on the label commits an offence.</p> | <p>Prohibition.</p> |
| <p>17. (1) The Board shall approve a package for a pest control product.</p> <p>(2) A person who intends to register a pest control product shall submit the package for the pest control product to the Board for evaluation and approval.</p> | <p>Procedure for approval of packaging.</p> |

(3) The Board shall evaluate the package for the pest control product within thirty days after submission of the package and approve the package if the package meets the packaging requirements

(4) Where the package does not meet the packaging requirements, the Boards shall, within seven days after evaluation, notify the applicant in writing to rectify the package.

(5) The applicant shall, within thirty days of the notification under sub-regulation (4), rectify the package and submit the package to the Board for consideration.

18. (1) Each package for a pest control product shall be durable and be designed and manufactured to contain the pest control product safely under practical conditions of storage, display, distribution and use.

Package requirements.

(2) A package for a pest control product shall be designed and manufactured to allow—

- (a) the withdrawal of any or all the contents in the package in a manner that is safe to the user; and
- (b) the closing of the package in a manner that will contain the pest control product.

(3) A package for a pest control product shall be constructed in such a manner as to minimize the degradation or change of its contents resulting from interaction with or from the effects of radiation or other means.

19. A package for a pest control product shall not be used for any other purpose due to the hazards associated with pest control product.

20. (1) A person shall not advertise in any media including social media, a pest control product that has not been registered by the Board.

Advertising.

(2) An advertisement relating to a pest control product shall not be misleading by virtue of any inaccuracy, ambiguity, exaggeration, omission or otherwise.

(3) A description, claim or comparison in an advertisement relating to a pest control product shall be supported with relevant documentation and evidence.

(4) An advertisement shall not make direct comparative statements or illustrations to other brands of registered products.

(5) A person who contravenes this regulation commits an offence.

21. (1) A label shall not contain any information relating to any organism or causative agent of a disease that is required to be reported under the Animal Diseases Act and the Public Health Act.

General prohibitions.
Cap. 364
Cap 242

(2) Any information that is required under these Regulations to be shown on a label shall not appear at the bottom of the package.

(3) Any information stating, implying or inferring that a pest control product is approved, accepted or recommended by the government or any department or agency thereof shall not appear on a package, label or in any advertisement relating to a pest control product.

22. A person who commits an offence under these Regulations for which no penalty is provided shall be liable on conviction to the penalty specified under section 12A of the Act.

General penalty.

23. The Pest Control Products (Labelling, Advertising and Packaging) Regulations, 2024, are revoked.

Revocation.
L.N. No. 99 of
2024.

SCHEDULES

FIRST SCHEDULE

(r. 5(3), 6(4), 8(3), 14)

LABELLING REQUIREMENTS

1. COMMERCIAL LABEL

The following is the information that must appear and how it should appear on the display panels.

- (a) Principal Display Panel
- (i) -Trade name of the products
 - Its physical form
 - Purpose of use
 - (ii) Statement "READ THE LABEL BEFORE USING" Must appear prominently in capital letters.
 - (iii) Statement "KEEP LOCKED OUT OF REACH OF CHILDREN" to appear prominently in capital letters.
 - (iv) A photo of at least one pest controlled by the product.
 - (v) Class designation – must appear in capital letters as follows:
 - RESTRICTED CLASS
 - COMMERCIAL AND AGRICULTURAL CLASS
 - DOMESTIC CLASS

Basis of classification must be on the criteria as prescribed in the Act.

- (vi) "GUARANTEE" Statement as prescribed in the Act
- (vii) Mode of action and icon
- (viii) Nature and degree of hazard inherent in the pest control product and shown by a precautionary, hazard symbol and signal words as per the Globally harmonized system of classification and labelling of chemicals (GHS)
- (ix) Toll free number
- (x) REGISTRATION NO. PCPB(CR), PCPB(TCR) and PCPB(ECR) to appear prominently and distinct
- (xi) Net content
- (xii) Date of Manufacture
- (xiii) Shelf life in original unopened container. No Maximum or Minimum shelf life period should appear
- (xiv) AAK Logo and membership Number may appear on the label.
- (xv) Batch Number.
- (xvi) Pictograms and Colour Codes as per FAO 2015 labelling guidelines.

- b) Secondary Display Panel
- (i) Brief description of product; this may include the chemical group, mode of action and icon, and area of use.
 - (ii) Directions of use that must include dosage rate in amount of formulation per unit area/volume, the spray volume and amount in ml or g/L.
 - (iii) Hazards statements as per GHS.
 - (iv) Precautionary statements respecting handling, storage, and procedures to alleviate the hazards.
 - (v) Decontamination procedures
 - (vi) Disposal of product and empty containers
 - (vii) Significant hazards to things the product is to be used, public health, plants, animals and environment and how to alleviate such hazards.
 - (viii) FIRST AID INSTRUCTIONS – in capital letters.
 - (ix) TOXICOLOGICAL INFORMATION/NOTICE TO DOCTOR.
 - (x) NOTICE TO USER* - To appear as stated in the Labelling regulations.
 - (xvii) Sellers Guarantee – To appear as stated in the Labelling regulations.
 - (xviii) Name and address of Registrant/Manufacturer and Local Agent/ Distributor where applicable.

2. EXPERIMENTAL LABEL

The label must accompany all samples for testing or research.

The information should be clearly always typed and attached firmly to sample packages. The label should be in English and should have the following information.

- (a) Read the label before using
- (b) The statement “For experimental use only”
- (c) The statement “Not for sale”
- (d) The Trade name, brand, Trademark of product
- (e) Guarantee – active ingredient/agent.
- (f) Mode of action and icon
- (g) Statement “Keep locked out of reach of children and unauthorized persons”.
- (h) Hazard symbols, signal words & Hazard and Precautionary statement
- (i) Net contents
- (j) Name & Address of Manufacturer or Agent
- (k) Notice to user “This pest control product is to be used” as in the Act.
- (l) Disposal and decontamination methods
- (m) First Aid Measures and toxicological information

Any other information necessary to ensure safe and effective use of product during testing or research.

NB: Instead of direction of use – there should be Testing protocol and Safety Data Sheet (SDS) for the Testing Institutions.

3. LANGUAGE OF LABELS

The Pest Control Products Labelling, Advertising and packaging regulations require that information on every label shall be printed in both English and Kiswahili languages. However, due to lack of enough space especially on the small packs and non-existence of appropriate or standardized Kiswahili translation of some scientific words, the label should be translated as follows, and the translations shall appear side by side on the label.

I. <u>PRINCIPAL PANEL</u>		
a)	Trade name of product and Physical form (formulation)	English
b)	Purpose of product The translation of this should be simple e.g. insecticide = “kiuwa dudu”. A descriptive translation can be given on the secondary panel.	English/ Kiswahili.
c)	KEEP LOCKED OUT OF THE REACH OF CHILDREN	English/Kiswahili
d)	Class designation RESTRICTED COMMERCIAL & AGRICULTURAL, DOMESTIC	English
e)	Hazard symbols and signal words as per GHS	English/Kiswahili
f)	Toll free number In case of poisoning, call Wakati wa dharura ya sumu piga simu nambari.....	English/Kiswahili
g)	READ LABEL BEFORE USING	English/Kiswahili
h)	GUARANTEE Common name of active ingredient	English
i)	Content of active ingredient.	English
j)	REGISTRATION No.	English
k)	Net Content	English
l)	Manufacture/formulation date	English
m)	Shelf life (in original unopened containers) - translated as “Maisha Rafuni”	English/Kiswahili
n)	Batch No	English
o)	AAK Logo and Membership No.	English
II. <u>SECONDARY PANEL</u>		

a)	<ul style="list-style-type: none"> ▪ Brief description of product ▪ Directions for use ▪ Significant hazards respecting handling, storage and how to alleviate the hazards. ▪ Decontamination procedures ▪ Disposal of product & empty containers. ▪ Significant hazards to things products to be used, public health, animals, plants or environment and how to alleviate the hazards. ▪ First aid instructions as ("<u>maelezo ya huduma ya kwanza</u>") 	English/Kiswahili
b)	<ul style="list-style-type: none"> ▪ Toxicological information ▪ Antidotes & remedial measures Symptoms of poisoning ▪ Ingredients that may affect treatment ▪ Notice to doctor ▪ Note: Although this entire section on Toxicological information will be in English, a finishing line in Kiswahili should be added to read: <u>PELEKA MJERUHI KWA DAKTARI.</u> 	English
c)	<p>NOTICE TO USER</p> <p>This pest control product is to be used only in accordance with the directions on this label. It is an offence under the Pest Control Products Act to use or store a pest control product under unsafe conditions.</p> <p>ILANI KWA MTUMIAJI</p> <p>Dawa hii sharti itumiwe kulingana na maagizo yaliyo kwenye kibandiko. Ni hatia chini ya sheria za madawa ya kuangamiza wadudu waharibifu kutumia au kuhifadhi dawa hii katika hali isiyu salama.</p>	English/Kiswahili
d)	<p>SELLER'S GUARANTEE (WARRANTY)</p> <p>Seller's guarantee is limited to the terms set out on the label and subject thereto, the buyer assumes the risk to persons or property arising from the use or handling of this product and accepts the product on that condition.</p>	English /Kiswahili

	<p>THIBITISHO</p> <p>Dhamana ya muuzaji ni maelezo yaliyo kwenye kibandiko ambayo ni lazima yafuatwe kikamilifu. Mnunuzi lazima akubali hatari zozote zinazoweza kutokana na matumizi ya dawa hii kwa binadamu au mali na lazima aikubali dawa hii katika hali hiyo.</p>	
e)	Name and Address of Registrant, Manufacturer, Agent distributor	English

4. PICTOGRAMS AND COLOUR CODES

1. Pictograms and colour codes shall be included on the primary panel in all labels.
2. Pictograms so included must relate to the nature and degree of hazards of the product as per GHS.
3. Minimum size of pictograms shall be 7mm x 7 mm.
4. Storage and wash after use pictograms must appear in every label.
5. Starting from the center, the activity pictogram shall precede followed by advice pictograms boxed together e.g. mixing followed by relevant pictograms.
6. The hazard symbol and word shall be symmetrically placed within the toxicity colour band, separating storage and mixing pictograms from spraying, washing and others if necessary.
7. Face shield shall be used instead of eye goggles, overalls sleeves worn over gumboots other than sleeves tucked inside boots and running water instead of basin water.
8. Colour codes shall be used to band the pictograms on all labels and the colour so used shall relate to the toxicity of the product as per the FAO 2015 labelling guideline—
 - (a) Red –GHS Category 1 & 2
 - (b) Yellow GHS category 3
 - (c) Blue GHS Category 4 and 5
9. The colour used in the colour band shall not be used as a background colour on the label.

5. SMALL PACK LABELS

- (a) Glass packages should be avoided for pesticides unless there is no alternative.
- (b) Leaflets and brochures should be used if all the information cannot fit onto the package.
- (c) The print size should be at least size 7.
- (d) The brochure or leaflet must be firmly attached to the package.

- (e) Where the label information is in brochure/leaflet, the display panel should contain the words in capital letters, "READ THE ATTACHED BROCHURE OR LEAFLET BEFORE USE" prominently displayed.

Information to appear on the categories of Pack sizes is summarized here below:

1. 100ml or 100 g – 500ml or 500g

- (a) All the information from the primary panel should be on the package.
- (b) Statement: "Read the label and the attached brochure before use".
- (c) All the information from the secondary panel should be on leaflet or brochure attached to packages.




2. Below 100g or 100 ml

The package should have;

- (a) Name of product and formulation
- (b) Guarantee
- (c) Registration No.
- (d) Net Content
- (e) Read the label and the attached brochure before use
- (f) Keep locked out of reach of children
- (g) Hazard symbol and signal words

The rest of the label information should be on the leaflet or brochure.

Sample Pesticide Label for Kenya

TRADE NAME 60% WP A brief description of the product..... (Dhaya ya) GUARANTEE (DHAMANA): Common name of aj 600g/kg COMMERCIAL AND AGRICULTURAL CLASS REGISTRATION No: PCPB (C)0000		
 Danger/Hatari	 Warning/Wani	 Danger/Hatari
READ THE LABEL BEFORE USING (SOMA KIBANDIKO KABLA YA KUTUMIA)		
KEEP LOCKED OUT OF REACH OF CHILDREN (WEKA MIBALINA WATOTO)		
Net content: Kg <input type="text"/> a photo of at least one pest in area of use		
Date of manufacture: <input type="text"/>		
Toll Free Number—in case of poisoning <input type="text"/>		
Batch No. <input type="text"/>		Expiry date <input type="text"/>
Shelf life: Two years from the date of manufacture when stored in a cool dry place in unopened container. (Maisha kaburi Miaka miwili baada ya kutengeneza kama imevakwa kwenye obomba ambacho bakiijafupishwa)		
Color Band (Red, Yellow, Blue) <input type="text"/>		Precautionary Pictograms <input type="text"/>
Brief description <input type="text"/>		
DIRECTIONS FOR USE Dosage, timing, phi, spray volume etc. <input type="text"/>		
HAZARD STATEMENTS E.g. Fatal if swallowed <input type="text"/>		

PRECAUTIONARY STATEMENT e.g Do not eat or drink when handling the product

STORAGE

DISPOSAL
ENVIRONMENTAL HAZARDS

FIRST AID INSTRUCTIONS

TOXICOLOGICAL INFORMATION (English only)

NOTICE TO THE USER

SELLERS GUARANTEE

Note: All the above in English and Kiswahili

Manufactured by PN chemicals Distributed by Eli chemicals

SECOND SCHEDULE

(r.6(2)(b), 6(4))

CLASSIFICATION OF PEST CONTROL PRODUCTS

1. Restricted Class

Where the Board has set forth additional essential conditions to be shown on the label respecting the display, distribution, use, limitations, or qualifications of persons who may use the pest control product, the pest control product shall have any of the following properties—

- (a) acute oral LD50 is less than 50 mg/kg body weight;
- (b) acute dermal LD50 is less than 100 mg/kg body weight;
- (c) environmental risks are significant and will be judged accordingly;
- (d) pest control products used in aquatic and forestry situations are classified restricted.

2. Commercial and Agricultural Class

Where the pest control product is to be displayed and distributed for general use in commercial activities specified on the label it shall have the following properties—

- (a) acute oral LD50 is greater than 50 mg/kg body weight;
- (b) acute dermal LD50 is greater than 100 mg/kg body weight;
- (c) environmental effects possible in limited regions.

3. Domestic Class






Where the pest control product is to be displayed and distributed for the use in and around a dwelling, it shall have the following properties—







- (a) acute oral LD50 is over 500 mg/kg body weight;
- (b) acute dermal LD50 is over 1,000 mg/kg body weight;
- (c) no special precautions or equipment required for inhalation hazard;
- (d) no irreversible effects from repeated exposures;
- (e) disposal of product and containers can safely be done by placing in garbage;
- (f) package sizes limited to amounts that can be safely used and stored by consumers.







THIRD SCHEDULE







(r.6 (2)c, 6(4))






HAZARD SYMBOLS AND SIGNAL WORDS:

Hazard Class	Hazard Category	Symbol	Signal word
Flammable gases	1		DANGER/HATARI
	2	No symbol	WARNING/ILANI
Aerosols	1		DANGER/HATARI
	2		DANGER/HATARI
	3	No symbol	WARNING/ILANI
Gases under pressure			WARNING/ILANI
Flammable liquids	1 and 2		DANGER/HATARI

	3		WARNING/ILANI
	4	No symbol	WARNING/ILANI
Flammable solids	1		DANGER/HATARI
	2		WARNING/ILANI
Substances and Mixtures which, in Contact with Water, Emit Flammable Gases	1 and 2		DANGER/HATARI
	3		WARNING/ILANI
Corrosive to metals	1		WARNING/ILANI

Acute oral toxicity	1, 2 and 3		DANGER/HATARI
	4		WARNING/ILANI
	5	No symbol	WARNING/ILANI
Acute dermal toxicity	1, 2 and 3		DANGER/HATARI
	4		WARNING/ILANI
	5	No symbol	WARNING/ILANI
Acute inhalation toxicity	1, 2 and 3		DANGER/HATARI
	4		WARNING/ILANI

	5	No symbol	WARNING/ILANI
Skin corrosion/irritation	1		DANGER/HATARI
	2		WARNING/ILANI
	3	No symbol	WARNING/ILANI
Serious Eye damage /Eye irritation	1		DANGER/HATARI
	2A		WARNING/ILANI
	2B	No symbol	WARNING/ILANI
Skin sensitization	1		WARNING/ILANI
Specific organ toxicity-Following single exposure	1		DANGER/HATARI

	2		WARNING/ILANI
	3		WARNING/ILANI
Specific organ toxicity- Following single exposure	1		DANGER/HATARI
	2		WARNING/ILANI
Acute aquatic toxicity	1		WARNING/ILANI
	2 and 2	No symbol	No signal word

Made on the 18th November, 2024.

ANDREW KARANJA,
Cabinet Secretary for Agriculture and Livestock Development.

