

**MEAT CONTROL (IMPORTATION OF MEAT AND MEAT PRODUCTS)
REGULATIONS, 2001**

[L.N. 28/2001.]

1. These Regulations may be cited as the Meat Control (Importation of Meat and Meat Products) Regulations, 2001.

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

“**meat products**” includes comminuted meat which is canned, preserved or otherwise treated in hermetic containers, to which has been added any other permitted ingredient, or which has been preserved, canned, cooked, cured or otherwise processed, and any other derivative of meat;

“**inspecting officer**” means veterinary officer or health inspector includes any other person duly authorized in writing by the Director of Veterinary Services;

“**permit**” means a valid permit issued under regulation 4.

3. No person shall import, cause or suffer any meat or meat products to be imported into Kenya without a valid import permit issued under these Regulations.

4. (1) Any person intending to import into Kenya any meat and meat products shall apply to the Director of Veterinary Services for a permit in that behalf.

(2) An application for a meat import permit shall be in writing and shall be accompanied by such fee as the Minister may determine.

(3) A meat import permit shall be in the form set out in the First Schedule and subject to such conditions as the Director of Veterinary Services may from time to time by notice in the *Gazette* specify.

5. (1) A person importing meat or meat products pursuant to a permit issued under these regulations shall apply to the inspecting officer for permission to clear such imports not less than twenty-four hours before the arrival of such imports in Kenya.

(2) Permission to clear a consignment of imports may be granted by the inspecting officer in the form set out in the Second Schedule, if he is satisfied that all the conditions for the importation have been fulfilled by certification to this effect as indicated in the import permit.

(3) No permission may be granted where an inspecting officer has sufficient grounds to believe that the certification in respect of any consignment of meat or meat products does not reflect the actual status in the country of origin of such products with regard to the specified conditions in the import permit.

6. Until the permission as stated in regulation 5 is granted, the meat or meat product shall remain under conditions prescribed by the inspecting officer in the custody of the Customs Department or be transported to the appropriate place of inspection under the seal of the Customs Department at the expense of the applicant.

7. (1) Where the inspecting officer is satisfied that all conditions pertaining to the importation are fulfilled, he shall affix to the meat or meat product, or to the outer containers of the consignment, a mark indicating that the said meat or meat product has been approved for importation into Kenya.

(2) The mark referred to in paragraph (1) shall be as set out in the Third Schedule.

[Subsidiary]

8. (1) Where the inspecting officer is not satisfied of the matter referred to in paragraph (3) of Regulation 5, he shall issue a certificate of condemnation of such meat or meat products to the applicant.

(2) A certificate of condemnation shall be in the form set out in the Fourth Schedule.

(3) An applicant to whom a certificate of condemnation is issued under this Regulation shall within forty-eight hours re-export the imports or surrender the same to the inspecting officer for disposal.

(4) Where the applicant fails to take action as specified in paragraph (3), the consignment shall be confiscated and handled as specified under Regulation 9 without further reference to the applicant.

9. Where the meat or meat products in respect of which a certificate of condemnation is issued is confiscated as provided for in the foregoing Regulations, such meat or meat products shall be disposed of under the supervision of the inspecting officers at the expense of the applicant.

10. (1) In exercise of his functions under these Regulations the inspecting officer may—

- (a) enter any place where imported meat or meat products are stored and have access to any means of transportation in which the same is conveyed prior to clearance for the purpose of inspection;
- (b) enter any place where he believes or suspects that imported meat or meat products are stored and have access to means of transportation in which he believes or suspects that the same is conveyed prior to clearance for the purpose of inspection;
- (c) detain any consignment for further examination or release the same at the earliest convenient time;
- (d) seize and take any necessary samples of imported meat and meat products for carrying out any necessary tests, which shall be at the expense of the importer;
- (e) enforce all regulations governing the movement and handling of meat and meat products made under the provisions of the relevant written laws.

(2) No compensation shall be made to the importer for samples taken by the inspecting officer for control purposes.

11. All meat or meat products which are approved for importation under these Regulations shall thereupon be subject to the provisions of the laws relating to food for human consumption.

12. All expenses incurred by the inspecting officer in exercise of his power under any of the provisions of these Regulations shall be payable by the importer and shall be recoverable as a civil debt owed to the Government.

13. The Director of Veterinary Services shall—

- (a) not be under any obligation to issue a permit for importation of meat or meat products before sufficient information has been obtained about the regulations relating to food production and control in the country of origin;
- (b) have the option of appointing an inspection team to visit the country of origin for purposes of ascertaining compliance with these Regulations; and
- (c) order the re-exportation or destruction of any meat or meat products which do not fulfil the conditions for import and which have been confiscated as provided under these Regulations.

Meat Control

[Subsidiary]

14. Any person who fails to comply with these Regulations or any requirement made thereunder shall be guilty of an offence.

15. Any person who, not being an inspecting officer, procures, makes, prepares or causes to be procured, made or prepared marking devices bearing the inspection lodged or any abbreviation, copy or representation thereof to or on any product shall be guilty of an offence.

16. Any person who is guilty of an offence under these Regulations shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding ten thousand shillings or to both such fine and imprisonment.

FIRST SCHEDULE

[Rule 4(3).]

MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT

IMPORT PERMIT

Permission is hereby given to
to land/bring into Kenya
tons/kilos of
from (Name of Company)
of (Address)

Conditions:

- 1. Every consignment shall be accompanied by an original copy of a health certificate fully signed and stamped by the competent Veterinary Officer authorized by the Government of the country of origin certifying to the provisions given in the import permit.

(Other conditions may be added here)

..... Official stamp Signed by
Inspecting Officer

SECOND SCHEDULE

[Rule 5(2).]

MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT

PERMIT TO CLEAR IMPORTS OF MEAT AND MEAT PRODUCTS

Permission is hereby given to (Name of Applicant)
to clear
tons/kilos of

Meat Control

[Subsidiary]

SECOND SCHEDULE—continued

from
of

Under the following conditions:

- 1.
- 2.

(Additional conditions may be set out separately)

Signed by

Inspecting Officer

Official Stamp

.....

Date

THIRD SCHEDULE

[Rule 7(2).]

MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT

MARKING DEVICES FOR IMPORTED MEAT AND MEAT PRODUCTS

Any meat, or meat product which has been passed for importation into Kenya by an inspecting officer shall bear the following mark.



FOURTH SCHEDULE

[Rule 8(2).]

MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT

CERTIFICATE OF CONDEMNATION

DEPARTMENT OF VETERINARY SERVICES
P.O. KABETE
NAIROBI

Date

I hereby certify that the undermentioned imported meat, or meat products were condemned on re-inspection at (port of entry)
..... (Date)

Meat Control

[Subsidiary]

FOURTH SCHEDULE—*continued*

<i>Kind of Product</i>	<i>Weight (kg.)</i>	<i>Reason for Condemnation</i>

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Veterinary Officer