



**THE REPUBLIC OF KENYA**

LAWS OF KENYA

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**KENYA PLANT HEALTH INSPECTORATE SERVICE ACT**

NO. 54 OF 2012

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**NO. 54 OF 2012**

**KENYA PLANT HEALTH INSPECTORATE SERVICE ACT**

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**NO. 54 OF 2012**

**KENYA PLANT HEALTH INSPECTORATE SERVICE ACT**

[Date of assent: 31st December, 2012.]

[Date of commencement: 1st September, 2016.]

**An Act of Parliament to establish the Kenya Plant Health Inspectorate Service as a regulatory body for the protection of plants, seeds and plant varieties and agricultural produce; to provide that the Service shall be responsible for administering several other written laws and; for matters incidental thereto or connected therewith**

[Act No. 54 of 2012, L.N 184/2016.]

**PART I – PRELIMINARY**

**1. Short title**

This Act may be cited as the Kenya Plant Health Inspectorate Service Act, 2011.

**2. Interpretation**

(1) In this Act, unless the context otherwise requires—

“**Board**” means the Board of Directors of Kenya Plant Health Inspectorate Service established by section 8;

“**Cabinet Secretary**” means the Cabinet Secretary for the time being responsible for agriculture;

“**chairperson**” means the Chairman of the Board of Directors appointed under section 8(a);

“**managing director**” means the managing director of the Service appointed under section 10;

“**member**” means a member of the Board of Directors and includes the chairperson;

“**Service**” means the Kenya Plant Health Inspectorate Service established under section 3.

(2) Despite subsection (1), until after the first general elections under the Constitution, references in this Act to the expression “**Cabinet Secretary**” and “**Principal Secretary**” shall be construed to mean “Minister” and “Permanent Secretary” respectively.

**PART II – ESTABLISHMENT OF THE SERVICE**

**3. Establishment of the Service**

(1) There is established a body to be known as the Kenya Plant Health Inspectorate Service which shall be a body corporate with perpetual succession and a common seal, and capable, in its corporate name, of—

- (a) suing and being sued;
- (b) taking, purchasing or otherwise acquiring, holding, charging or disposing of movable and immovable property;
- (c) borrowing and lending money;
- (d) charging fees for services rendered by the Service; and