



**Kenya Bureau of  
Standards**

# **PVOC PROGRAM OPERATIONS MANUAL**

**Version 15, Date: 19<sup>th</sup> February 2026**

## 1. INTRODUCTION

The Kenya Bureau of Standards (KEBS) is a statutory body established under the Standards Act, CAP. 496, Laws of Kenya, mandated to provide quality inspection of imports based on Kenya Standards or approved specifications, among other services. KEBS inspects imported goods either in the country of export through the Pre-Export Verification of Conformity (PVoC) to Standards Programme or at the destination/Ports of Entry.

This Manual provides detailed guidance on the inspection of imported goods in the country of export under the Pre-Export Verification of Conformity (PVoC) Programme. Guidance on Destination Inspection is set out in **destination inspection manual**.

### 1.1. **General Overview of the PVoC Program**

PVOC Program is a conformity assessment program applied to products at the respective exporting countries, to ensure their compliance with the applicable Kenya standards, approved specifications, and other applicable regulations.

### 1.2. **Legal Basis of the PVoC Program**

PVOC program was started on 29<sup>th</sup> September 2005 by KEBS, through the publication of Legal Notice No. 78 of 15<sup>th</sup> July 2005 by then Minister for Trade and Industry. This Legal Notice was superseded by Legal Notice No. 127 of 19<sup>th</sup> June 2018. On 12<sup>th</sup> November 2019, the Cabinet Secretary, Ministry of Trade, Industry and Co-operatives revoked this Legal Notice and issued Legal Notice 183.

On 28<sup>th</sup> April 2020, Legal Notice 183 was revoked and replaced with Legal Notice 78 (2020). There have been further amendments to Legal Notice 78 (2020) to improve the program as listed below:

- i. Legal Notice 212 (18<sup>th</sup> December 2020)
- ii. Legal Notice 53 (22<sup>nd</sup> April 2021)

The program is also compliant with the provisions of Article 5 of WTO TBT Agreement.

### 1.3. **Objectives of the program**

- To ensure quality of products, health and safety, and environmental protection for consumers.
- To facilitate trade by ensuring that compliant goods are given expedited clearance at the port of entry.
- To safeguard the country from unfair trade practices and dumping of substandard goods by ensuring that imported products comply with the same requirements to which locally manufactured goods are subjected.
- To safeguard the country's national security.
- To prevent deceptive trade practices.
- To enhance efficiency of clearance of imported goods at the ports of entry

### 1.4. **Operations of the Program**

- The Programme is implemented by contracted inspection companies that provide PVoC services to suppliers and exporters of goods destined for Kenya.
- The exporting countries are grouped into eight (8) Zones as detailed under clause 5.2 below.
- Goods from countries NOT covered under the program will be subjected to destination inspection. These countries are listed under clause 5.3 below
- The basis of certification is Kenya standards, approved specifications, and other applicable regulations.

## 2. TERMS AND DEFINITION

▪ <b>COC</b>	Certificate of Conformity
▪ <b>COR-</b>	Certificate of Roadworthiness for Motor Vehicles
▪ <b>DVS</b>	Department of Veterinary Services
▪ <b>IDF</b>	Import Declaration Form
▪ <b>KEPHIS</b>	Kenya Plant Health Inspectorate Service
▪ <b>Mobile Equipment</b>	Refers to bulldozers, agricultural / Industrial machinery, excavators, graders, stone crushing machines, road rollers, forklifts, wheel loaders, Railroad car/wagon, Asphalt Milling Machine, moveable cranes, and other off-road vehicles.
▪ <b>NCR</b>	Nonconformity Report
▪ <b>PCPB</b>	Pest Control Products Board
▪ <b>PPB</b>	Pharmacy and Poisons Board
▪ <b>PVOC</b>	Pre-Export Verification of Conformity to Standards
▪ <b>PVOC Contractors</b>	KEBS - Appointed Inspection Companies.
▪ <b>QMS</b>	Quality Management System
▪ <b>Recognized Laboratory</b>	Laboratory testing facilities duly accredited to ISO/IEC 17025, contractor's laboratory, or government-owned laboratories.
▪ <b>RFC</b>	Request for Certification
▪ <b>VAT</b>	Value Added Tax
▪ <b>Witness Testing</b>	This is a type of testing that involves an independent third-party observer or "witness" who observes and verifies the testing of a product. In the case of PVoC Program, the witnessing is done by the PVoC contractor.
▪ <b>Free Sale Certificate</b>	This is a certificate issued by an authorized agency demonstrating that the product is freely sold and compliant with the applicable regulatory requirements in the country of origin.

## 3. RESPONSIBILITIES UNDER THE PVOC PROGRAM

### 3.1. Importers

- To request PVoC services by submitting a request for certification (RFC) to PVoC Contractors.
- Obtain the applicable Kenya Standards from KEBS and share the requirements with their suppliers.
- Obtain other regulatory import requirements applicable to their imports and share with their suppliers.
- Ensure that only goods meeting the requirements of the applicable Standard or approved specifications and issued with CoC or CoR are shipped to Kenya. Goods not meeting the applicable requirements and issued with NCRs shall not be shipped to Kenya.
- Ensure that consignments that are not accompanied by CoC, or CoR as required, are presented to KEBS for destination inspection and/or testing prior to release from the Port of Entry.
- To obtain a Free sale certificate from the exporter and present the same to KEBS at the port of Entry.

### 3.2. Exporters

- Ensure their products or goods meet the requirements specified in relevant Kenya standards, approved specifications, and other applicable regulations before shipment by carrying out tests and facilitating physical inspection, where required, by PVoC Contractors.
- Ensure that the consignments have been issued with a CoC, or CoR by PVoC Contractors for all products subject to the PVoC program before shipping.





### 5.1.8.TUV Rheinland

Nachu Plaza, 12th Floor,  
Kiambere Road, UpperHill, Nairobi Kenya.

**Phone number** +254732752928

**Email:** [valerie.wagner@uae.tuv.com](mailto:valerie.wagner@uae.tuv.com)

### 5.1.9.Cotecna Inspection SA

K.C. Arora Complex – Mombasa Road (Next to LÓreal East Africa)

P.O.Box 49864 – 00100 Nairobi,KENYA.

**Email:** [pvoc@cotecnakenya.com](mailto:pvoc@cotecnakenya.com)

**Phone Numbers:** - +254 0207 861 603 / +254 702 863 103 / +254 782 863 103

<http://www.cotecna.com>

## 5.2. PVoC Contractors' Zones / Countries of Responsibilities:

The PVoC Contractors have been allocated zones of responsibilities as detailed in the table below:

Zone No.	Countries in the Zones	Contractor responsible
1	China, Hong Kong, Taiwan, Mongolia	CCIC, CHIC, QISJ, ASTC, Intertek, Cotecna, TUV Rheinland & BV
2	India, Pakistan, Sri Lanka	SGS, Intertek, TUV Rheinland & BV
3	Japan, South Korea	SGS & QISJ
4	Indonesia, Malaysia, Philippines, Thailand, Singapore, Vietnam, Cambodia	SGS, Intertek, TUV Rheinland & BV
5	Mexico, Guatemala, El Salvador, Honduras, Nicaragua, Costa Rica, Panama, Venezuela, Colombia, Brazil, Ecuador, Peru, Bolivia, Paraguay, Uruguay, Argentina, Chile, Cuba, Jamaica, Guyana, Dominican Republic	SGS
6	Belarus, Ukraine, Georgia, Armenia, Azerbaijan, Turkmenistan, Uzbekistan, Kazakhstan, Kyrgyzstan, Tajikistan, Russia, Turkistan	SGS
7	Turkey, Iran, Iraq, Syria, Jordan	SGS, Intertek, TUV Rheinland & BV
8	Saudi Arabia, Oman, Lebanon, Yemen, Bahrain, Qatar, Kuwait, United Arab Emirates	SGS, Intertek, TUV Rheinland & BV

## 5.3. Countries NOT subject to PVoC Program (Goods from these countries to be subjected to destination inspection)

Region	Countries
Africa	Algeria, Angola, Benin, Botswana, Burkina Faso, Burundi, Cabo Verde, Cameroon, Central African Republic, Chad, Comoros, Democratic Republic of the Congo, Republic of the Congo, Djibouti, Egypt, Equatorial Guinea, Eritrea, Eswatini, Ethiopia, Gabon, Gambia, Ghana, Guinea, Guinea-Bissau, Ivory Coast, Kenya, Lesotho, Liberia, Libya, Madagascar, Malawi, Mali, Mauritania, Mauritius, Morocco, Mozambique, Namibia, Niger, Nigeria, Rwanda, Sao Tome and Principe, Senegal, Seychelles, Sierra Leone, Somalia, South Africa, South Sudan, Sudan, Tanzania, Togo, Tunisia, Uganda, Zambia, Zimbabwe
Europe	Albania, Andorra, Austria, Belgium, Bosnia and Herzegovina, Bulgaria, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Kosovo, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Moldova, Monaco, Montenegro, Netherlands, North Macedonia, Norway, Poland, Portugal, Romania, San Marino, Serbia, Slovakia, Slovenia, Spain, Sweden, Switzerland, United Kingdom
North America	United States of America, Canada, Antigua and Barbuda, Bahamas, Barbados,





## 5.7. Enriched Certificate of Conformity

The Government through a Government circular reference **OP/CAB 9/83A** dated 4<sup>th</sup> June 2019 directed that the number of government agencies operating at the port be reduced from 28 to 4. For the purposes of ensuring conformity to quality standards and the adherence to other regulatory requirements for cargo entering the country, KEBS was mandated to be the lead agency for the purpose of coordinating the inspection of goods at the country of origin and the issuance of enriched CoCs where goods comply with the requirements and issue an NCR (Nonconformity Report) to goods that do not comply to requirements.

- Consignments issued with NCR shall not be allowed entry into Kenya.
- Goods issued with NCR by a PVoC Contractor shall not be presented to another PVoC contractor for certification.

## 6. MOTOR VEHICLES, MOBILE EQUIPMENT AND USED SPARE PARTS THEREOF

### 6.1. Motor Vehicle, Mobile Equipment and Spare Parts Inspection

KEBS has appointed QISJ to offer Pre-Export Verification of Conformity services in the following five (5) Countries:

No.	Country
1.	Japan
2.	Singapore
3.	South Africa
4.	Thailand
5.	United Arab Emirates
6.	United Kingdom

QISJ handles the inspection of:

- Used Vehicles, in accordance with **KS 1515 - Code of Practice for Inspection of Road Vehicles** and for the inspection of used vehicles for radioactive contamination and verification of odometer integrity.
- Mobile equipment in accordance with relevant Kenya Standards or approved specification.
- Used spare parts for vehicles and Mobile equipment in accordance with relevant Kenya Standards or approved specifications.

#### Note:

- All road vehicles classified as written-off, salvaged, or converted must be accompanied by a Certificate of Repair and a verifiable chassis alignment report issued by an authorized garage before being subjected to roadworthiness inspection.
- Radiation contamination inspection will be undertaken for all used vehicles, Mobile Equipment and Spare parts from **Japan** and **United Arab Emirates**. It is a mandatory requirement that vehicles, Mobile Equipment and Used spare parts coming from the countries listed in the table above are subjected to inspection to demonstrate conformity to the relevant standard before shipment and must be accompanied with CoRs or COCs. Used vehicles, mobile equipment and spare parts from the aforementioned countries at the port of entry without a CoC or CoR shall be subjected to destination inspection in accordance with paragraph 9 of Legal Notice 78 (2020).

### 6.2. QISJ Contacts

#### Liaison Office Contact Details:

**Physical Location:** Flamingo Towers, 3<sup>rd</sup> Floor, Wing B, Mara Road, Upper Hill, Nairobi  
Tel: +254 740349737, +254 101349737



### 10.3 Certification of Used Textiles and Used Footwear

For certification of used textiles and footwear, the exporter baling facility must be accredited by the PVoC contractor, while KEBS shall register the importer for an RFC to be accepted. Inspection shall be conducted by the PVOC contractor to determine compliance with KS EAS 356:2019: and KS 1533: 1999. COC shall be issued to compliant consignments supplied by accredited sorting and baling facilities. All shipment containers for Used Textiles and Used Footwear must be sealed by the PVOC inspection company after inspection.

## 11. HANDLING OF IMPORTS AT PORT OF DESTINATION (KENYA)

- Goods arriving at the port of entry with a certificate of conformity will be given direct release. However, targeted consignments may be released conditionally pending surveillance testing.
- Copies of CoR and CoC must be submitted to both KEBS and KRA through the Kenya National Electronic
- Single Window System (“Single Window”) to facilitate cargo clearance at the Ports of Entry.
- Other Import documents to be submitted through the Single Window, for KEBS clearance are:
  - i. Customs Approved Entry
  - ii. Bill of Lading
  - iii. Import Declaration Form (IDF)
  - iv. Invoice
  - v. Packing list
  - vi. Genuine, authentic Warranty type approval for New Motor vehicle spare parts, New Motor vehicle, and mobile equipment (where applicable).
  - vii. Permits and approval by other Partner government agencies (where applicable).
  - viii. Free sale certificate (For general goods).

## 12. CONTACT INFORMATION

Queries about the inspection requirements should be addressed to KEBS through the following contact details:

**Email:** [pvoc@kebs.org](mailto:pvoc@kebs.org); [inspections@kebs.org](mailto:inspections@kebs.org)

**Tel:** +254 20 6948 423 / 439 / 645/ 646 / 647 / 652 / 000

**ANNEX 1**

**CRITERIA FOR EXEMPTION OF SPECIFIC IMPORTERS FROM PVOC REQUIREMENTS**

No.	Category	Criteria	Remarks
1.	Industrial raw materials excluding materials specified by the National Standards Council, completely knocked down kits for road vehicles, machinery and industrial spares imported by registered manufacturers for own use.	<ul style="list-style-type: none"> <li>▪ Applicant must demonstrate quality track record for the raw materials and the final products as confirmed by KEBS</li> <li>▪ Proof of transformation of raw material(s) into a completely different product (finished product)</li> <li>▪ Proof of certification to a quality management system/ or professional practice.</li> <li>▪ Manufacturers to provide data on their customers e.g., complaints</li> <li>▪ Manufacturers to provide certificate of analysis or material safety datasheet for raw materials issued by an approved lab (accredited lab, government lab, ISO certified manufacturer's lab)</li> <li>▪ Proof that the final products are directly linked to the raw materials being imported.</li> <li>▪ Proof of registration as an assembler or Manufacturing Under Bond (MUB) or Export Processing Zone</li> <li>▪ Proof of manufacturing (License or Permit) from other government agencies.</li> </ul>	<p>Concerned importers to fill the form in Microsoft excel format available on KEBS website (<a href="http://www.kebs.org">www.kebs.org</a>) and submit the filled form in the same format (Microsoft excel format) via email to <a href="mailto:inspections@kebs.org">inspections@kebs.org</a> together with the other required documents (the required documents are listed in the excel form under instructions).</p> <p>The application fees for exemption are:</p> <p>a) <b>KES. 10,000</b> exclusive of VAT initial application processing fees for manufacturers whose final products are subject to S-MARK product certification scheme. Renewal applications to be done free of charge.</p> <p>b) <b>KES. 50,000</b> exclusive of VAT initial application processing fees and <b>KES 30,000</b> exclusive of VAT renewal application processing fees for manufacturers whose final products are not subject to S-MARK product certification scheme.</p> <p>c) <b>KES. 5,000</b> exclusive of VAT processing fee for any additional items and/or amendment of items in the exemption certificate for both S-MARK and non- S-MARK holders.</p>
2.	Equipment and original equipment manufacturers (OEM) parts for licensed power generation companies	<ul style="list-style-type: none"> <li>▪ Evidence of Original Equipment Manufacturer warranty</li> </ul>	Clearance to be based on confirmation of the invoice and warranty from the manufacturer.
3.	Original equipment medical manufacturer's parts for medical equipment	<ul style="list-style-type: none"> <li>▪ Evidence of Original Equipment Manufacturer for spare parts.</li> <li>▪ Evidence of Manufacturer's warranty</li> </ul>	Clearance to be based on confirmation of the invoice and warranty from the manufacturer.
4.	Goods imported by diplomats and diplomatic missions except motor vehicles.	PRO 1A or PRO 1B issued by the Ministry of Foreign Affairs	Approved PRO 1A or PRO 1B to be submitted to KEBS for application of a Local COC at the time of clearance.
5.	Courier parcels with a value specified by the Council and direct assessment items approved by the Kenya Revenue Authority	<ul style="list-style-type: none"> <li>▪ Parcel handler's license issued by the Communications Authority of Kenya</li> <li>▪ Direct assessment documents approved by Kenya Revenue Authority</li> </ul>	<p>Goods to be subjected to destination inspection.</p> <p>If parcels constitute food stuff, they shall be well labelled specifying ingredients and storage conditions.</p>

6.	Goods certified by Kenya Bureau of Standards (KEBS)	Valid Diamond Mark permit	Concerned importers to submit the importation documentation to KEBS for processing of Local CoC.
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No.	Category	Criteria	Remarks
	under the Diamond Mark Scheme		
7.	Goods manufactured within the East African Community (EAC)	<ul style="list-style-type: none"> <li>▪ Country of Origin must be an EAC member state.</li> <li>▪ Certificate of Origin</li> <li>▪ Valid Product Certification Permit or Certificate of Analysis (raw materials) or Test Report issued by the respective National Standard Body of the country of origin.</li> </ul>	Import Entries for goods from EAC Partner states to be processed by KRA based on Country of supply.
8.	Used personal effects belonging to returning residents and arriving expatriates excluding road vehicles.	<ul style="list-style-type: none"> <li>▪ Goods must be pre-owned before shipment.</li> </ul>	Approval by the Kenya Revenue Authority (KRA)
9.	General consumables (stores) imported by international carriers for in-flight or ships services and duty free Products	<ul style="list-style-type: none"> <li>▪ Proof of licensing as international carrier</li> <li>▪ Authority by KRA as proof to operate as duty free.</li> </ul>	Concerned importers to submit licenses to KRA for processing of their import entries.
10.	Re- imports	<ul style="list-style-type: none"> <li>▪ Submission of re-importation certificate (KRA)</li> </ul>	Concerned importers to submit re-importation certificates to KRA at the time of importation.
11.	Temporary imports	<ul style="list-style-type: none"> <li>▪ Proof of bond execution with Kenya Revenue Authority.</li> <li>▪ Carnet Certificate (for vehicles)</li> </ul>	Concerned importers to submit an executed bond in favor of KRA at the time of importation.
12.	New road vehicles and new mobile equipment	<ul style="list-style-type: none"> <li>▪ Manufacturer Warranty /type approval</li> </ul>	Clearance to be based on year of manufacture.
13.	Importers of vehicles from countries where KEBS does not have a motor vehicle inspection arrangement.	Country of exportation must be a country where KEBS does not have a motor vehicle inspection arrangement.	Vehicles not from United Arab Emirates, Japan, United Kingdom, Thailand, and South Africa to be subjected to destination inspection at a fee of 0.6% of the Customs Value or USD 265 whichever is higher.
14.	Printed matter and recorded digital media.	Declaration that the material has not violated any intellectual property rights.	

15.	<p>The following products are regulated under specific laws:</p> <ol style="list-style-type: none"> <li>i. explosives, arms and ammunition</li> <li>ii. plants, seeds and planting materials</li> <li>iii. live animals, carcasses and</li> <li>iv. hatching eggs</li> <li>v. tissues and organs</li> <li>vi. human and veterinary</li> <li>vii. pharmaceutical products</li> <li>viii. pesticides</li> <li>ix. aircraft and aircraft parts</li> <li>x. marinecraft and marinecraft parts</li> <li>xi. radioactive materials and isotopes</li> </ol>	Proof of compliance with the relevant Regulations	<b>Refer to Annex 2 for further guidance.</b>
16.	New motor vehicle parts imported from the manufacturer of the vehicle to which the parts are to be fitted or their authorized representative	<ol style="list-style-type: none"> <li>(a) Evidence that the exporter is the original vehicle manufacturer or evidence of authorization by the vehicle manufacturer in the case of authorized representative.</li> <li>(b) Manufacturer's warranty of the parts.</li> <li>(c) Evidence of registration by KEBS as importers of those parts.</li> <li>(d) Evidence of conformity of the parts with applicable standards.</li> </ol>	Concerned importers to fill the form in Microsoft Excel format available on KEBS website ( <a href="http://www.kebs.org">www.kebs.org</a> ) and submit the filled form in the same format (Microsoft excel format) via email to <a href="mailto:inspections@kebs.org">inspections@kebs.org</a> together with the other required documents (the required documents are listed in the excel form under instructions).

## ANNEX 2

### PRODUCTS REGULATED BY OTHER GOVERNMENT AGENCIES THAT ARE EXEMPTED FROM PVOC PROGRAM

No.	Government Agency	Products Affected and the HS Code/Tariff Chapter
1.	Central Firearms Bureau	<ul style="list-style-type: none"> <li>▪ <b>9301-9307:</b> Arms and ammunition, parts and accessories thereof</li> <li>▪ <b>3602.00.00</b> Prepared explosives, other than propellant powders.</li> </ul>
2.	Communications Authority of Kenya	<ul style="list-style-type: none"> <li>▪ <b>8526:</b> Radar apparatus, radio navigational aid apparatus, Radio remote control apparatus</li> </ul>
3.	Directorate of Veterinary Services	<ul style="list-style-type: none"> <li>▪ <b>0101-0106:</b> Live animals</li> <li>▪ <b>0201-0210:</b> Fresh/chilled carcasses only</li> <li>▪ <b>0407.11.00, 0407.19.00</b> – Fertilised eggs for incubation</li> <li>▪ <b>0504.00.00:</b> fresh/chilled only</li> <li>▪ <b>0506.10.00:</b> Bones and horn-cores</li> <li>▪ <b>0511.10.00:</b> Animal semen</li> <li>▪ <b>0511.99.10:</b> Animal semen other than of bovine</li> </ul>
4.	Fisheries Department	<ul style="list-style-type: none"> <li>▪ <b>0301 – 0302:</b> Fish Live, fresh, or chilled</li> <li>▪ <b>0306:</b> Crustaceans, whether in shell or not, live, fresh, or chilled</li> <li>▪ <b>0307:</b> Molluscs, whether in shell or not, live, fresh or chilled</li> <li>▪ <b>0308:</b> Other aquatic invertebrates</li> <li>▪ <b>0511.91.10:</b> Fish eggs</li> </ul>
5.	Kenya Civil Aviation Authority	<ul style="list-style-type: none"> <li>▪ <b>8801 - 8807:</b> Aircraft, spacecraft and parts thereof</li> <li>▪ <b>4011.30.00:</b> Aircraft tyres</li> <li>▪ <b>4012.13.00:</b> Retreaded aircraft tyres</li> <li>▪ <b>8407.10.00:</b> Aircraft engines</li> <li>▪ <b>8409.10.00:</b> Parts for aircraft engines</li> <li>▪ <b>Aircraft parts under any chapter.</b></li> </ul>
6.	Kenya Nuclear Regulatory Authority	<ul style="list-style-type: none"> <li>▪ <b>84.01 -</b> Nuclear reactors; fuel elements (cartridges), non-irradiated, for nuclear reactors; machinery and apparatus for isotopic separation</li> <li>▪ <b>2844 – 2845:</b> Radioactive chemical elements and radioactive isotopes</li> </ul>
7.	Kenya Maritime Authority	<ul style="list-style-type: none"> <li>▪ <b>Chapter 89:</b> Ships, boats, and floating structures</li> <li>▪ <b>Spares for ships, boats, and floating structures in any chapter</b></li> </ul>
8.	Kenya Plant Health Inspectorate Services	<ul style="list-style-type: none"> <li>▪ <b>0601 - 0604:</b> Live plants and planting materials</li> <li>▪ <b>1401- 1404:</b> Vegetable planting materials; vegetable products not elsewhere specified or included</li> <li>▪ <b>Seeds for sowing under any chapter.</b></li> </ul>
9.	Mining Geological Department	<ul style="list-style-type: none"> <li>▪ <b>3601 – 3604:</b> Explosives and pyrotechnic substances</li> </ul>
10.	Pest Control Products Board	<ul style="list-style-type: none"> <li>▪ <b>3808:</b> Insecticides, rodenticides, fungicides, herbicides, anti-sprouting products</li> </ul>
11.	Pharmacy and Poisons Board	<ul style="list-style-type: none"> <li>▪ <b>3001:</b> Organs and glands</li> <li>▪ <b>3002:</b> Blood and related products</li> <li>▪ <b>3003 - 3004:</b> Medicaments</li> <li>▪ <b>3006.30.00:</b> Opacifying preparations for X-ray examinations; diagnostic reagents designed to be administered to the patient</li> <li>▪ <b>3006.40.00:</b> Dental cements and other dental fillings; bone reconstruction cements</li> <li>▪ <b>3006.60.00:</b> Chemical contraceptive preparations based on hormones.</li> <li>▪ <b>3822.19.00 (Reagents used in medical diagnostic only)</b></li> </ul>

No.	Government Agency	Products Affected and the HS Code/Tariff Chapter
		<ul style="list-style-type: none"> <li>▪ <b>3006.91.00:</b> Appliances identifiable for ostomy use</li> <li>▪ <b>3006.92.00:</b> Waste pharmaceuticals</li> <li>▪ <b>3006.93.00:</b> Placebos and blinded (or double-blinded) clinical trial kits for a recognized clinical trial, put up in measured doses</li> </ul>
12.	Veterinary Medicines Directorate	<ul style="list-style-type: none"> <li>▪ <b>3002.42.00:</b> Vaccines for veterinary medicine</li> <li>▪ <b>3002.49.00:</b> Other veterinary vaccines</li> <li>▪ Livestock and animal medicine under <b>3808</b></li> </ul>
13.	Kenya Wildlife Service	<ul style="list-style-type: none"> <li>▪ <b>0507:</b> Ivory, tortoiseshell, whalebone and whalebone hair, horns, antlers, hooves, nails, claws and beaks, unworked or simply prepared but not cut to shape; powder and waste of these products.</li> </ul>

## ANNEX 3: LEGAL NOTICE 78

### SPECIAL ISSUE

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*Kenya Gazette Supplement No. 62*

*28th April, 2020*

*(Legislative Supplement No. 43)*

LEGAL NOTICE No. 78

### THE STANDARDS ACT

*(Cap. 496)*

IN EXERCISE of the powers conferred by section 20 of the Standards Act, the Cabinet Secretary for Industrialisation, Trade and Enterprise Development, in consultation with the Council, makes the following Order—

#### THE STANDARDS (VERIFICATION OF CONFORMITY TO STANDARDS AND OTHER APPLICABLE REGULATIONS) ORDER, 2020

##### PART I—PRELIMINARY

1. This Order may be cited as the Standards (Verification of Conformity to Standards and Other Applicable Regulations) Order, 2020.

Citation.

2. In this Order, unless the context otherwise requires—

Interpretation.

“Bureau” means the Kenya Bureau of Standards established by section 3 of the Act; and

“Council” means the National Standards Council established by section 6 of the Act.

3. This Order shall apply to all products imported into Kenya.

Application.

4. (1) Notwithstanding any other provision of this Order, the products specified in the first column of the Schedule shall be exempted from the provisions of this Order:

Exempted products.

Provided that a person importing any exempted product specified in the Schedule shall provide the documents specified in the second column of the Schedule with respect to the exempted product.

(2) The products specified in the Schedule may be inspected on arrival at a port of entry.

5. (1) An importer of products shall ensure that the imported products meet Kenya standards, approved specifications and other applicable regulations.

Compliance with standards.

(2) An importer of products shall notify the Bureau in the prescribed form before importing any product into Kenya and provide proof that the imported product meets Kenya standards, approved specifications and other applicable regulations.

6. (1) The Bureau may appoint an inspection body in the country of exportation of products, or in a transshipment port, or in a

Appointment of inspection bodies.



that would be applicable if inspection had been undertaken in the exporting country by an inspection body appointed by the Bureau.

10. The Cabinet Secretary may, on the advice of the Council, exempt any product from the provisions of this Order if the Cabinet Secretary is satisfied that it is in the national interest to do so.

Exemption from Order.

11. The Standards (Verification of Conformity to Kenya Standards and Other Applicable Regulations) Regulations, 2019, are revoked.

Revocation of L.N. 183/2019.

#### SCHEDULE

(para. 4)

#### CRITERIA FOR EXEMPTION OF SPECIFIC PRODUCTS FROM PRE-SHIPMENT VERIFICATION OF CONFORMITY REQUIREMENTS

No.	CATEGORY	REQUIRED DOCUMENTS
1.	Industrial raw materials excluding materials specified by the Council, completely knocked down kits for road vehicles, machinery and industrial spares imported by registered manufacturers for own use	(a) Certificate of registration of the manufacturer or assembler issued by the Bureau or any other regulatory agency responsible for regulating manufactured products
		(b) Certificate of analysis or material safety datasheet for raw materials
2.	Equipment and original equipment manufacturers (OEM) parts for licensed power generation companies	Evidence of original equipment manufacturer warranty
3.	Original equipment medical manufacturer's parts for medical equipment	(a) Evidence of original equipment manufacturer for spare parts
		(b) Evidence of manufacturer's warranty
4.	Products imported by diplomats and diplomatic missions except motor vehicles	Form PRO 1A or PRO 1B issued by the Ministry of Foreign Affairs
5.	Courier parcels with a value specified by the Council and direct assessment items approved by the Kenya Revenue Authority	(a) Parcel handler's license issued by the Communications Authority of Kenya
		(b) Direct assessment documents approved by the Kenya Revenue Authority
6.	Products certified by the Bureau under the Diamond Mark Scheme	Valid Diamond Mark Permit issued by the Bureau
7.	Products manufactured within the East African Community	(a) Certificate of origin
		(b) Product Certification Permit or Certificate of Analysis (Raw Materials) or Test Report issued by





**EVALUATION CRITERIA FOR THE WAIVERS EVALUATION  
TECHNICAL COMMITTEE (WETC)**

**POSSIBLE CIRCUMSTANCES AND REQUIREMENTS FOR  
CONSIDERATION OF WAIVER OF PRODUCTS FROM THE  
REQUIREMENTS OF THE PVOC PROGRAM, LEGAL  
NOTICE 78 (2020)**

**SIXTH REVISION**

**DATE: 7<sup>TH</sup> SEPTEMBER 2022**

Category	Guidelines for Circumstances	Justifications	Documents Required
1	Items, equipment and customized vehicles for disabled people.	<ul style="list-style-type: none"> <li>▪ For vehicles, the vehicle is already customized for disabled persons' use.</li> <li>▪ Affirmative action for disabled persons in the spirit of Persons with Disabilities Act.</li> </ul>	<ol style="list-style-type: none"> <li>i. Letter of application/application form.</li> <li>ii. Proof of disability of the applicant (Evidence of registration by National Council for Persons with Disabilities).</li> <li>iii. Independent report/ clear full color photographs detailing vehicle identification and customization of the vehicle .to accommodate the disability.</li> <li>iv. Import documents.</li> <li>v. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>
2	Vehicles, equipment, materials and spare parts imported for Government projects and other goods imported for national interest.	<ul style="list-style-type: none"> <li>▪ Good imported for use in specific projects.</li> <li>▪ Majority are temporary importation to facilitate project mobilization by moving equipment from similar projects elsewhere.</li> <li>▪ Goods are for National interest.</li> </ul>	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Contract documents by GOK/Support by relevant ministry.</li> <li>iii. Letter of exemption from duty/taxes from National Treasury.</li> <li>iv. Schedule of vehicles to be imported.</li> <li>v. Proof of security bond for re-shipment after projects where applicable.</li> <li>vi. Proof of ownership where applicable.</li> <li>vii. Master list compliant with 40% local content government policy.</li> <li>viii. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>
3	Special purpose vehicles (mobile laboratories, fire engines, ambulances, jet fuel bowsers, etc.).	Vehicles customized to a specific application.	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Independent report detailing customization from the country of supply / clear full color photographs detailing vehicle identification and customization.</li> <li>iii. Record of serviceability.</li> <li>iv. The Vehicles should not be more than 20 years of age from the year of manufacture.</li> <li>v. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>

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4	Vehicles for motor sports e.g. Safari rally, motor cross.	<ul style="list-style-type: none"> <li>▪ The motor sports industry is self- regulated.</li> <li>▪ Vehicles participate in global motor sports and are usually imported on temporary basis.</li> <li>▪ Vehicles not used on the road on regular basis.</li> </ul>	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Endorsement by the Kenya Motor Sports Association.</li> <li>iii. Valid license as rally driver.</li> <li>iv. Full color photographs detailing vehicle customization as a motor sports vehicle.</li> <li>v. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>
5	Vehicles imported for UN missions in the region	Need to facilitate UN activities in the region	<ol style="list-style-type: none"> <li>i. Letter from UN detailing the nature of the mission and time frame.</li> <li>ii. Proof of ownership by UN.</li> <li>iii. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>
6	Vehicles being re-imported into Kenya.	<ul style="list-style-type: none"> <li>▪ Vehicles pre-owned by importer.</li> <li>▪ Vehicle previously registered in Kenya before exportation from Kenya.</li> </ul>	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Proof of validity of the original Kenyan registration.</li> <li>iii. Copy of Passport.</li> <li>iv. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>
7	Changing of status from diplomatic, Government to private use.	These vehicles already in use in Kenya.	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Copies of sale documents from the Government of Kenya /Mission.</li> <li>iii. Consent letter from Kenya Revenue Authority.</li> <li>iv. Vehicle must be right hand drive.</li> </ol>
8	Vehicles for expatriates.	<ul style="list-style-type: none"> <li>▪ Changing residence.</li> <li>▪ The vehicles were already owned by the applicant before importation.</li> <li>▪ To be re-exported at the end of tenure.</li> </ul>	<ol style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Proof of ownership for at least one year.</li> <li>iii. Work Permit.</li> <li>iv. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ol>

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9	Vehicles being imported by returning residents	The vehicles are owned by Kenyan Citizens	<ul style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Proof of legal residency (minimum of 2 years).</li> <li>iii. Proof of ownership of the vehicle (minimum of 365 days).</li> <li>iv. Tabulation of movements using applicant's passport.</li> <li>v. Sworn affidavit on the truth of the information provided.</li> <li>vi. Vehicle must be right hand drive.</li> <li>vii. Test report showing compliance with emission standards as outlined in KS 1515:2019</li> </ul>
10	Donations under national interest	Goods are for National interest	<ul style="list-style-type: none"> <li>i. Letter of application /application form.</li> <li>ii. Registration status of the importer.</li> <li>iii. Donation certificate from the donor</li> <li>iv. Support by relevant Government ministry.</li> </ul>
11	Police Auctioned Vehicles	The vehicles are in Kenya in the custody of Kenya police and are not claimed.	<ul style="list-style-type: none"> <li>i. The waiver Application letter</li> <li>ii. Multi-Agency pre-Auction Report</li> <li>iii. Gazette Notice by the National Police Service listing the vehicle for auction specifying units for use on roads and those for scrapping in line with multi-agency pre-auction report</li> <li>iv. Court order authorizing the auction</li> <li>v. License of the Auctioneer who conducted the auction and the certificate of sale</li> <li>vi. Tape lift from the Directorate of Criminal Investigations</li> <li>vii. Interpol clearance</li> </ul>