

SPECIAL ISSUE

COUNTY ASSEMBLIES FORUM (CAF)
P. O. Box 73552 - 00200,
NAIROBI, KENYA

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KWALE COUNTY ACTS, 2016

NAIROBI, 10th March, 2017

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KWALE COUNTY ANIMAL DISEASE CONTROL ACT, 2016

No. 8 of 2016

Date of Assent: 28th September, 2016

Date of Commencement: 12th October, 2016

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KWALE COUNTY ANIMAL DISEASE CONTROL ACT, 2016

AN ACT of Kwale County Assembly to provide for the prevention and control of disease affecting animals; and for connected purposes.

ENACTED by the County Assembly of Kwale as follows—

PART I—PRELIMINARY

Short title

1. This Act may be cited as the Kwale County Animal Disease Control Act, 2016.

Interpretation

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

“cattle” includes bulls, cows, oxen, heifers and calves;

“auctioneer” means a person who acts as an auctioneer at a sale of livestock by auction at a public sale yard or another place;

“contagious” means communicable by close contact or inoculation;

“County Executive Member” means the County Executive Committee Member responsible for matters related to Livestock and veterinary services;

“director” means the person appointed by the county executive member as the director for the purpose of this Act;

“diseased” means infected with an infectious or contagious disease;

“farmer” means a person—

- (a) who is principally occupied in producing agricultural products on a farm that is adequate in all respects for the feeding and keeping of the number of livestock on it at any time, and
- (b) whose transactions in livestock are restricted to those that arise solely from the person's occupation described in paragraph (a);

“game Animal” means any species or the young or egg thereof, but does not include a human being or any animal which is commonly considered to be a domestic animal or the young or egg thereof as per Wildlife Conservation and Management Act 2013;

“hide” means the untanned skin of livestock;

“hide dealer” means a person who buys or sells hides or possesses hides for sale;

“infectious” means communicable in any manner;

“infectious or contagious disease” these are diseases highly transmittable through air borne or contact with infected material, includes tuberculosis, Foot and Mouth Disease, brucellosis, Contagious Caprine PleuroPneumonia, Contagious Bovine PleuroPneumonia or any other disease that the County Executive committee Member declares to be an infectious or contagious disease for the purpose of this Act;

“livestock” means cattle, poultry, sheep, goat, donkeys, rabbits, pigs, horses and game and includes other animals designated by the regulations as livestock for the purposes of all or part of this Act or the regulations;

“livestock dealer” includes a person who, whether on the person's own behalf or as agent for another, and whether on a commission basis or otherwise—

- (a) buys or offers to buy livestock, or
- (b) sells or offers to sell, or possesses for sale any livestock or livestock carcasses or portions;

“meat” means the whole or part of a carcass of livestock but does not include the hide;

“operator” means a person, group of persons or organization engaged in the business of operating public sales;

“public sale” means a sale or offering for sale of livestock at—

- (a) a public sale yard, or
- (b) another place designated by the County Executive Committee Member;

“public sale yard” means a place of business where livestock are sold, offered for sale or kept for sale;

“slaughter” means the killing of livestock for any purpose and includes the butchering and dressing of a carcass;

“slaughter house” means a building or place where livestock are slaughtered or held for slaughter.

Objective

3. The object of this Act is to prevent the introduction and spread of infectious and contagious diseases among animals in the Kwale County.