LEGAL NOTICE NO. 51

THE INSURANCE ACT

(Cap. 487)

IN EXERCISE of the powers conferred by Section 180 of the Insurance Act, the Cabinet Secretary for the National Treasury makes the following Regulations:—

THE INSURANCE (AMENDMENT) REGULATIONS, 2017

1. These regulations may be cited as the Insurance (Amendment) Regulations, 2017.

2. Regulation 5 of the Insurance Regulations, in these Regulations referred to as “the principal Regulations”, is amended—
   (a) in the heading by deleting the words “and renewal of registration”; and
   (b) by deleting the words “or renewal of registration” appearing immediately after the words “application for registration”.

3. The First Schedule to the principal Regulations is amended by deleting the heading to Form No. Ins.30-1 and substituting therefor a new heading as follows—

   “APPLICATION FOR REGISTRATION OF AN INSURER”.

4. The Twenty-second Schedule to the principal Regulations is amended by deleting the expression “for a period of twelve months ending 31st December, 20…” wherever it appears.


HENRY ROTICH,
Cabinet Secretary for the National Treasury.

LEGAL NOTICE NO. 52

THE EXCISE DUTY ACT, 2015

(No. 23 of 2015)

IN EXERCISE of the powers conferred by section 7 (2) of the Excise Duty Act, 2015, the Cabinet Secretary for the National Treasury makes the following Regulations:—

THE EXCISE DUTY (REMISSION OF EXCISE DUTY) REGULATIONS, 2017

1. These Regulations may be cited as the Excise Duty (Remission of Excise Duty) Regulations, 2017.

2. (1) The Cabinet Secretary may, on the application by a manufacturer, grant the remission of excise duty at eighty per centum with respect to beer made from sorghum, millet or cassava or any other agricultural produce grown in Kenya.

   (2) This regulation shall not apply in respect of beer made from barley.
3. A manufacturer applying for remission under paragraph 2(1) shall—
   (a) be tax compliant;
   (b) have a valid excise license to produce beer;
   (c) have a fully installed Excisable Goods Management System;
   (d) ensure that the beer has at least seventy five per centum content of sorghum, millet or cassava or any other agricultural products grown in Kenya excluding sugar and barley;
   (e) pack the beer in a pressurized container of at least thirty litres or such other container and quantity as the Cabinet Secretary may approve;
   (f) sell the beer at not more than one hundred shillings per litre;
   (g) meet other regulatory requirements related to the manufacture and distribution of beer including the requirements of public health and Kenya Bureau of Standards; and
   (h) comply with such other conditions as the Commissioner may impose.

4. (1) Subject to the provisions relating to returns under the Act, a manufacturer who has been granted remission under these Regulations shall provide to the Commissioner in the prescribed manner a detailed return of the quantities and types—
   (a) of raw materials used;
   (b) of beer manufactured; and
   (c) of beer sold.

   (2) A return made under paragraph (1) shall be submitted once in each month or at such other intervals as the Commissioner may require.

5. A manufacturer who is granted a remission under regulation 2(1) based on false or misleading information shall, upon demand by the Commissioner, refund the excise duty remitted in addition to any other fine that may be imposed under the Act or any other written law.

6. The Customs and Excise (Remission of Excise Duty) Regulations, 2013, are revoked.


HENRY ROTICH,
Cabinet Secretary for the National Treasury.

LEGAL NOTICE NO. 53

THE EXCISE DUTY ACT
(No. 23 of 2015)

THE EXCISE DUTY (EXCISABLE GOODS MANAGEMENT SYSTEM) REGULATIONS, 2017

IN EXERCISE of the powers conferred by section 45 of the Excise Duty Act, 2015, the Cabinet Secretary to the National Treasury makes the following Regulations:—