THE AIR PASSENGER SERVICE CHARGE ACT
(APPORTIONMENT) ORDER 2018

1. This Order may be referred to as the Air Passenger Service Charge (Apportionment) Order 2018.

2. The proceeds of the charge collected under section 3(1) of the Act shall be apportioned among the Kenya Airports Authority, the Kenya Civil Aviation Authority and the Tourism Promotion Fund as follows –

(a) in the case of the charge collected under paragraph (a) –
   (i) sixty percent thereof to the Kenya Airports Authority,
   (ii) twenty percent to the Kenya Civil Aviation Authority and
   (iii) twenty percent to the Tourism Promotion Fund; and

(b) in the case of the charge collected under paragraph (b) –
   (i) fifty percent thereof to the Kenya Airports Authority;
   (ii) thirty percent to the Kenya Civil Aviation Authority, and
   (iii) twenty percent to the Tourism Promotion Fund.

Dated the 14th June, 2018.

HENRY ROTICH,
Cabinet Secretary for the National Treasury and Planning.

LEGAL NOTICE NO. 144
THE RETIREMENT BENEFITS ACT
(No. 3 of 1997)

IN EXERCISE of the powers conferred by section 55 of the Retirement Benefits Act, 1997 the Cabinet Secretary for the National Treasury and Planning makes the following Regulations—

THE RETIREMENT BENEFITS (INDIVIDUAL RETIREMENT BENEFITS SCHEMES) (AMENDMENT) REGULATIONS, 2018

1. These Regulations may be cited as the Retirement Benefits (Individual Retirement Benefits Schemes) (Amendment) Regulations, 2018.

2. Regulation 9 of the Retirement Benefits (Occupational Retirement Benefits Schemes) Regulations, 2000 (in these Regulations referred to as the “principal Regulations”) is amended by adding the following new paragraph immediately after paragraph (4)–

   (6) No trustee engaged in any profession or business shall be engaged in professional services done by him or his firm in connection to the scheme.
3. Regulation 15 of the principal Regulations is amended by inserting the following paragraphs immediately after paragraph (1)–

(1A) A scheme shall allow for additional voluntary contributions by a member in respect of funding of a medical fund to be accessed at retirement:

Provided that the funds shall be segregated and invested as per the investment policy of the fund for this purpose.

(1B) The scheme rules shall provide that a member may transfer a portion of the member’s benefits to a medical cover provider where the member has been unable to build a sufficient post-retirement medical fund from additional contributions.

4. Regulation 32 of the principal Regulations is amended–

(a) in paragraph (1), by deleting the expression “six months” and substituting therefor the expression “four months”; and

(b) in paragraph (3), by inserting the words “less the amount of the medical fund” at the end of subparagraph (a) of the proviso.

Dated the 14th June, 2018.

HENRY ROTICH,

Cabinet Secretary for the National Treasury and Planning.