

SPECIAL ISSUE

Kenya Gazette Supplement No. 61 (Acts No. 3)



REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

ACTS, 2015

NAIROBI, 21st May, 2015

CONTENT

Act—	PAGE
The Alcoholic Drinks Control (Amendment) Act, 2015.....	39

**THE ALCOHOLIC DRINKS CONTROL
(AMENDMENT) ACT**

No. 3 of 2015

Date of Assent: 14th May, 2015

Date of Commencement: 4th June, 2015

**AN ACT of Parliament to amend the Alcoholic
Drinks Control Act, 2010**

ENACTED by the Parliament of Kenya, as follows—

1. This Act may be cited as the Alcoholic Drinks Control (Amendment) Act, 2015.

Short title.

2. Section 4 of the Alcoholic Drinks Control Act, 2010 (hereinafter referred to as “the principal Act”) is amended by inserting the following new paragraph immediately after paragraph (e)—

Amendment of section 4 of No 4 of 2010.

“(ea) provide support and assistance in the establishment of treatment and rehabilitation programmes that shall recognize alcoholism as a disease”.

3. Section 65 of the principal Act is amended by inserting a new subsection immediately after subsection (5) as follows—

Amendment of section 65 of No 4 of 2010.

“(6) In conducting the education and awareness campaign under this section, the relevant agency and the Government shall—

- (a) recognize alcoholism as a disease and the alcohol use disorders as defined and classified by World Health Organization shall be recognized as disorders in Kenya;
- (b) promote the establishment of treatment and rehabilitation programmes that are affordable;
- (c) educate the public on the benefits of using affordable alternatives to dangerous liquor.

4. The principal Act is amended by inserting the following new section immediately after section 68—

Insertion of new sections 68A into No 4 of 2010.

Tax policies.

68A. The Cabinet Secretary responsible for finance shall implement tax policies and where appropriate grant remission of duty under the relevant law on alcoholic drinks that are locally manufactured so as to promote compliance of those drinks with the objectives of this Act.

(2) Notwithstanding the provision of any other law, the Cabinet Secretary responsible for finance shall grant remission of excise duty at ninety per centum with respect to beer made from sorghum, millet or cassava grown in Kenya, if that licensed manufacturer—

- (a) manufactures beer that has at least seventy-five per centum content of sorghum, millet or cassava, excluding sugar; and
- (b) packs the beer in a pasteurised container of at least thirty litres or such other container and quantity as the Cabinet Secretary may approve.