

**CHAPTER 221**

**THE KENYA BROADCASTING CORPORATION ACT**

SUBSIDIARY LEGISLATION

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*List of Subsidiary Legislation*

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**THE KENYA BROADCASTING CORPORATION (LICENSING) RULES**

[Legal Notice 12 of 1992]

1. These Rules may be cited as the Kenya Broadcasting Corporation (Licensing) Rules.
2. Any licensed dealer may purchase from the Corporation complete books of permits for sale to any individual purchasing, hiring or otherwise obtaining a set:  
Provided that—
  - (a) the permits shall be sold at the fee set out in the Kenya Broadcasting Corporation (Fees) Rules, 1992 (LN 25 of 1992);
  - (b) books of permits purchased by a dealer shall not be transferable and any unsold permits may be returned to the Corporation which may refund the cost of such permits;
  - (c) duplicates of permits sold by a dealer shall be sent to the Managing Director weekly;
  - (d) permits sold by a dealer shall be rubberstamped with the name of the firm, dated and signed by the dealer; and
  - (e) every permit sold by a dealer shall be endorsed with the dealer's invoice, cash sale or hire purchase agreement number, and the permit number, endorsed on the invoice, cash sale or hire purchase agreement including the duplicate thereof for the purpose of inspection by a licensing officer or a police officer.
3. Every dealer who imports into Kenya sets, components for assembly into sets, or spares, shall render to the Managing Director quarterly returns in the prescribed form suitably adopted, of persons to whom such sets, components parts or spares (if any) are distributed.
4. Every dealer who distributes as agent or sub-agent of another or of an importer, shall render to the Managing Director quarterly returns, in Form A set out in the Second Schedule suitably adopted, of all sets or component parts or spares distributed to dealers, and of all dealers to whom they are distributed.
5. Every repairer shall demand the production of a valid permit for every set delivered to him for repair and shall enter on every cash sale or invoice the number of such permit.
6. Every repairer shall keep a register in which he shall enter the number of the permit and particulars of every set delivered to him for repair.
7. The persons and institutions specified in the Third Schedule may on application be exempted from the provisions of the Act.
8. Every application for a dealer's or repairer's licence or for the renewal thereof, shall be made to the Managing Director in Form B, suitably adopted, upon payment of the fee specified in the First Schedule.
9. Every permit, dealer's or repairer's licence, exemption certificates and duplicates of permits and licences issuable under the Act shall be in the prescribed form.
10. A licensing officer or a police officer may at his discretion require any person in possession of a set to produce a permit relating to such set, or any dealer or repairer to produce any records, documents or books of account relating to the sale, letting on hire, repair or other disposal of a set, component parts, or spares or to furnish any other information that will enable him to determine whether or not the provisions of the Act and these Rules are being complied with.
11. Any person who contravenes or fails to comply with any of the provisions of these Rules, shall be guilty, of an offence and shall be liable to imprisonment for a term not exceeding six months or to a fine not exceeding six thousand shillings or to both.

*Kenya Broadcasting Corporation*

[Subsidiary]

12. The Broadcasting Receiving Licensing Rules made under the Broadcast Receiving (Apparatus) Act (now repealed) are revoked.

FIRST SCHEDULE

[r. 8.]

**FEES**

<i>Item</i>	<i>Fee Sh.</i>
1. Radio repairer's licence per shop .....	300
2. Radio dealers licence per shop .....	1,000
3. TV repairer's licence per shop .....	600
4. TV dealer's licence per shop .....	1,500

SECOND SCHEDULE

[r. 4.]

**FORM A**

**RETURN BY DEALER OF SETS**

Name of Importer/Distributor .....

Address .....

....., 20 .....

FOR THE QUARTER ENDING ....., 20 .....

This return must be completed and sent to the Chief Licensing Officer, P.O. Box 30284, Nairobi at the end of every quarter.

I/We the above-named importers/distributors certify that during the quarter ended ....., 19 ..... I/We dispatched to the dealer/distributors named below the sound and television sets, component parts and spares listed hereunder:

<b><i>Names and addresses of dealers/distributors</i></b>	<b><i>Number of sound receiving sets</i></b>	<b><i>Number of television sets</i></b>	<b><i>Component parts, spares</i></b>

*Date* .....

*Signature of Importer/Distributor.*

Note\* Insert "NIL" wherever applicable.

(2) Details of component parts or spares NOT required. It will suffice to indicate that either or both were disposed of to distributors or dealers, giving their names and addresses.

\*Delete as necessary.

**FORM B**

**APPLICATION FOR A DEALER'S AND/OR REPAIRER'S LICENCE**

TO:

The .....

In accordance with the Kenya Broadcasting Corporation Act and the Kenya Broadcasting Corporation (Licensing) Rules, I hereby apply for a Dealer's Repairer's Licence.

1. Name(s) under which the business is to be carried on .....
2. Full postal address .....
3. Physical address of place at which business is to be conducted:  
 Plot No. ....  
 Street .....
- Town .....
4. Name(s) of proprietor(s) .....
5. Description of business (i.e. dealer or repairer or both)  
 .....
6. Number of date of expiry of previous licence held, or date of commencing business  
 .....

This return must be completed and sent to the Chief Licensing Officer, P.O. Box 30284, Nairobi at the end of every quarter.

*Note—A separate licence is required for each shop or workshop. Nairobi dealers and repairers should address their applications to the Chief Licensing Officer, P.O. Box 30284, Nairobi, and elsewhere to their appropriate Licensing Officers.*

I hereby certify that the information given in this application is true and correct and that I have complied with the Kenya Broadcasting Corporation Act and the rules made thereunder.

Date .....

Signature of Applicant .....

Designation .....

**EXEMPTION CERTIFICATE**

Under the terms of the Kenya Broadcasting Corporation Act and the rules made thereunder, the following is hereby granted exemption from obtaining a Television Set Permit and/or Radio Set Permit until further notice:

Name .....

Address .....

This exemption is granted on the condition that, in the event of any message not intended for reception by the Broad-cast Receiving Station being received by such station, the person in respect of whom the exemption was granted shall not divulge the existence or contents thereto to any person other than the Chief Licensing Officer, or a person authorized by the Chief Licensing Officer, to receive such information, unless required to do so by law regarding the giving of evidence.

Date .....

.....

*for the Chief Licensing Officer.*

THIRD SCHEDULE

[r. 7.]

EXEMPTED PERSON AND INSTITUTIONS

1. Any accredited officers who enjoy diplomatic privileges.

*Kenya Broadcasting Corporation*

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[Subsidiary]

2. Any home for the aged, institutions for the disabled and orphanages.
  3. Any public officer whose duties, in the opinion of the Managing Director, require a radio or TV set for monitoring purposes.
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## THE KENYA BROADCASTING CORPORATION (FEES) RULES

[Legal Notice 254 of 1993]

1. These Rules may be cited as the Kenya Broadcasting Corporation (Fees) Rules.
2. A person who purchases a radio or television set shall pay the permit fee specified in the Schedule.
3. A licensee of business premises on which a television set is installed shall pay the annual fee specified in the Schedule.
4. A dealer or repairer of radios or television sets shall pay the annual licence fee specified in the Schedule.
5. All fees shall be payable to the Kenya Broadcasting Corporation at its offices throughout the country.
6. The Kenya Broadcasting Corporation (Fees) Rules, 1992 (LN 25 of 1992) are revoked.

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### SCHEDULE

[r. 3.]

#### FEES

	<b>Sh.</b>
1. Radio Permit	200 per set payable once on purchase.
2. Television Permit	1,000 per set per annum.
3. Business Premises Television Permits	1,000 per set per annum subject to maximum charge of Sh. 75,000
4. Dealer's Licence (Radio)	3,000 per annum
5. Dealer's Licence (Television)	4,000 per annum
6. Radio Repairer's Licence	750 per annum
7. Television Repairer's Licence	1,500 per annum

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