



REPUBLIC OF KENYA



# POLICIES, ACTS AND REGULATIONS GOVERNING DAIRY PRODUCTION



## Definitions of terms

**Policy:** It is a government’s formal statement guiding decisions and actions in a specific area or on a particular issue. It serves as a framework for decision-making, offering direction to achieve objectives.

**Act:** Is a formal written law that is binding and enforceable on all individuals and entities within the jurisdiction governed by that legislative body. It sets out rules, regulations, rights, and obligations on various matters of public concern, such as governance, commerce, social welfare, and criminal justice.

**Regulation:** A rule or order issued by a government agency and often having the force of law.

## List of applicable policies, acts, and regulations in dairy production

Name	Description	Value chain Node	Applied by who
<b>OVERARCHING LAWS</b>			
<b>Kenya Constitution, 2010</b>	This is the supreme law of the Republic of Kenya, containing provisions relevant to agricultural activities and the rights of farmers.	Whole VC	All stakeholders
<b>Kenya Vision, 2030</b>	It details various strategies to enhance livestock productivity, such as access to animal feeds through focused initiatives like seeding ranches and rangelands and providing enriched fodder	Whole VC	All stakeholders

<p><b>Kenya National Dairy Master Plan (2010):</b></p>	<p>The framework guides dairy stakeholders, including farmers, processors, retailers, and policymakers. It examines the dairy sector using a value chain approach, focusing on opportunities, constraints, and risks. Additionally, the plan considers future possibilities and external factors affecting the sector.</p>	<p>Whole VC</p>	<p>Dairy value chain players</p>
<p><b>ACTS</b></p>			
<p><b>Cattle Cleansing Act, Cap 358, 2013</b></p>	<p>The act aims to prevent the spread of contagious diseases among cattle by establishing cleaning rules for cattle and their premises.</p> <p>It details proper cleaning methods, including disinfection and washing facilities, with penalties for non-compliance and measures for enforcement to ensure adherence to the law.</p>	<p>Production level</p>	<p>Producers Input suppliers</p>

<p><b>Meat control Act cap 356, 2012</b></p>	<p>The regulation oversees the slaughter, processing, and sale of meat and its products to ensure they're safe and of high quality for people to eat. It includes aspects like licensing, inspection, sanitary standards, quality control, labeling, and export rules. Additionally, the regulation outlines enforcement measures and penalties to protect consumers.</p>	<p>Production, processing, marketing</p>	<p>Producers, processors, slaughter, consumers</p>
<p><b>Standards Act Cap 496 (1981 / 2012)</b></p>	<p>Aims to standardize commodity specifications and codes of practice, establish the Kenya Bureau of Standards, outline its functions, management, and control, and address related matters.</p>	<p>Production, marketing</p>	<p>Producers and traders</p>
<p><b>Dairy Industry Act Cap 336 (1984/2012):</b></p>	<p>Regulation, development and promotion of dairy sector. This has several regulations each set of regulations addresses a specific industry issue.</p>	<p>Whole value chain</p>	<p>Dairy value chain players</p>

<p><b>Animal Disease Act Cap 364 (1989/2012)</b></p>	<p>This legislation outlines measures for the prevention, control, and eradication of livestock diseases. It may include provisions for compulsory vaccination, disease reporting, and quarantine procedures.</p>	<p>Production</p>	<p>Producers</p>
<p><b>Prevention of Cruelty to Animals Act, Cap 360</b></p>	<p>This legislation aims to prevent cruelty and ensure the welfare of animals in Kenya. It may include provisions for the proper housing, feeding, and care of livestock, as well as penalties for mistreatment</p>	<p>Production</p>	<p>Producers</p>
<p><b>Environmental Management and Coordination Act, cap 387, 2012</b></p>	<p>This law addresses environmental conservation and management in Kenya, including regulations related to land use planning, waste management, and pollution control. Farmers are required to comply with these regulations to mitigate environmental impacts resulting from livestock farming.</p>	<p>Production</p>	<p>Producers</p>

<b>The Biosafety Act (2009 revised 2018)</b>	Typically, addresses the safe handling, transport, use, and release of genetically modified organisms (GMOs) and other biotechnologically engineered organisms, as well as their products	Production	Producers
<b>REGULATIONS</b>			
<b>The National Livestock Policy, 2020</b>	Provides a road map for enhancing the livestock sector in the country, focusing on improving animal breeds, nutrition, disease control, product sales, food safety, research, and the development of related laws and regulations	Whole VC	All stakeholders
<b>Livestock (Animal Feeds) Regulations, 2023</b>	This gives regulations on feed handling in production, manufacturing, processing, storage, transport or distribution and how to obtain registration and certification	Production	Feed producers and manufacturers
<b>The Livestock (Breeding) Regulations, 2023</b>	Provides institutional framework and administration of breeding activities, registration, licensing and inspection.	Production	Producers, breeders, researchers

<p><b>The Dairy Industry (Registration, Licensing, Cess and Levy) Regulations, 2020</b></p>	<p>The regulations outline the process for registering primary producers and licensing dairy business operators. They establish guidelines for charging Cess or levy on dairy products and ensure the quality and safety of marketed dairy produce.</p>	<p>Production and marketing</p>	<p>Producers and traders</p>
<p><b>The Dairy Industry (Returns, Reports and Estimates) Regulations, 2020;</b></p>	<p>This is about filing of returns by operators</p>	<p>Marketing</p>	<p>Traders</p>
<p><b>The Dairy Industry (Compliance Officer) Regulations, 2021:</b></p>	<p>Provide for mechanisms for inspection of primary producers and dairy business operators; and to procedures and conduct of a compliance officer.</p>	<p>Processing</p>	<p>Inspectors and traders</p>

<p><b>The Dairy Industry (Produce Traceability and Recall) Regulations, 2020:</b></p>	<p>Apply to traceability and recall of dairy produce; to enhance consumer protection and safety of dairy produce; improve access to information on marketed dairy produce; and provide mechanisms for tracing and recall of dairy produce.</p>	<p>Production</p>	<p>Producers</p>
<p><b>The Dairy Industry (Milk Sales Contracts) Regulations, 2020:</b></p>	<p>Apply to every sale of milk by an aggregator, producer organization or a registered entity to a buyer for processing or resale. It can apply to primary producers if they enter into a contract with a buyer.</p>	<p>Production and marketing</p>	<p>Cooperatives, individual farmers, traders</p>
<p><b>The Dairy Industry (Pricing of Dairy Produce) Regulations, 2020:</b></p>	<p>Apply in respect to pricing of dairy produce, to ensure that a primary producer receives a guaranteed minimum monetary return for milk sale; and protect the investment interests of both the seller and the buyer of dairy produce.</p>	<p>Production and marketing</p>	<p>Producers and traders</p>



<p><b>The Dairy Industry (Imports and Exports) Regulations, 2020</b></p>	<p>Apply in respect to imports and exports of dairy produce; procedure for importing or exporting dairy produce; ensure that dairy produce imports and exports meet the relevant standards; and requirements for import and export</p>	<p>Marketing</p>	<p>Importers and exporters</p>
<p><b>The Dairy Industry (Dairy Produce Safety) Regulations, 2020:</b></p>	<p>Apply to dairy produce and activities that affect the safety of dairy produce throughout the dairy value chain. It is meant to enhance compliance with safety standards for dairy produce, promote self-regulation in the dairy industry through the adoption of global best practices, and provide mechanisms for the Board to oversee the dairy industry</p>	<p>Whole value chain</p>	<p>All players</p>
<p><b>Dairy Industry (Milk) Regulations:</b></p>	<p>Provide standards for milk for sale and apply to all Scheduled Areas in the sense of the Dairy Industry Act.</p>	<p>Whole value chain</p>	<p>Producers and traders</p>

<p><b>Dairy Industry (Carriage of Milk) Regulations</b></p>	<p>Regulate the carrying of milk, i.e. the transporting or storage of milk. Carrying of milk requires a permit to be issued by the Kenya Dairy Board.</p>	<p>Production and marketing</p>	<p>Producers and traders</p>
<p><b>Kenya Veterinary Policy (2020)</b></p>	<p>The policy presents a clear strategy to enhance animal resources in Kenya, focusing on aspects like animal health, production, welfare, food safety, and trade. It outlines steps to tackle challenges and boost the industry's contribution to national wealth by emphasizing land use, gender equality, youth training, and collaboration among institutions and stakeholders for development and conservation</p>	<p>Whole value chain</p>	<p>Value chain players</p>
<p><b>Sanitary and Phyto-sanitary Measures (SPS) Regulations:</b></p>	<p>Measures to ensure the safety and quality of livestock and livestock products exported to other countries are essential for market access, emphasizing compliance with health and hygiene standards</p>	<p>Production</p>	<p>Producers</p>

<b>RULES</b>			
<b>Animal Diseases Rules</b>	The regulation governs animal importation and movement in Kenya to control animal diseases. Animals can only be imported through specified ports with a license from the Director of Veterinary Services and required certificates. It also mandates tests, treatment, and quarantine for imported cattle and other animals	Production	Producers
<b>Diseases (Compulsory Foot and Mouth Vaccination) Rules:</b>	This regulation pertains to vaccinating cattle against foot and mouth disease. Through a Gazette notice, the Director of Veterinary Services can designate areas for compulsory vaccination, requiring all cattle, pigs, sheep, and goats in those areas to be vaccinated according to these rules	Production	Producers

<p><b>Animal Diseases (Foot-and-Mouth Disease) Rules</b></p>	<p>This regulation introduces steps to prevent the spread of foot and mouth disease. If a veterinary officer suspects the disease on premises, they must take quarantine measures and inform the Director of Veterinary Services.</p> <p>Movement of livestock may be highly limited in infected areas, with public stock sales canceled, but a permit may allow the movement of a limited number of animals for slaughter.</p>	<p>Production</p>	<p>Producers, Veterinary officers</p>
<p><b>Animal Diseases Prohibition (L.N. No. 25 of 2010)</b></p>	<p>Order of the Director of Veterinary Services prohibits the use of specified substances in food producing animals.</p>	<p>Production</p>	<p>Producers</p>

<p><b>Declaration of a Notifiable Disease (L.N. No. 68 of 2011)</b></p>	<p>The Minister for Livestock Development's order designates brucellosis as a notifiable disease in Kenya under the Animal Diseases Act. According to section 2 of the Act, a notifiable disease must be reported by either the animal owner or a veterinarian to an administrative officer or inspector</p>	<p>Production</p>	<p>Producers</p>
<p><b>Animal Diseases Rules, 1968</b></p>	<p>Regulates the importation of animals and introduce restrictions on the movement of animals in Kenya and other measures for the control of animal diseases. Importation of animals shall be done only through prescribed ports and under a license granted by the Director of Veterinary Services</p>	<p>Production</p>	<p>Producers, importers</p>
<p><b>Animal Health Regulations</b></p>	<p>Regulations governing animal health to prevent the spread of diseases. Farmers should be aware of vaccination requirements, disease control measures, and reporting obligations for notifiable diseases.</p>	<p>Production</p>	<p>Producers</p>

The source of the policies and regulations

<http://kenyalaw.org/>

<https://kilimo.go.ke/>



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