

USDA Foreign Agricultural Service

GAIN Report

Global Agricultural Information Network

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Date: 12/6/2010

GAIN Report Number:

Kenya

Food and Agricultural Import Regulations and Standards - Certification

FAIRS Export Certificate Report

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Report Highlights:

This report focuses on the food and agricultural export certificates required by the Government of Kenya for U.S. agricultural commodities and product shipment to Kenya. FAS/Nairobi presents the information in a matrix format with specific examples of the required documentation in this report's appendix.

The Government of Kenya (GOK) protects "sensitive" agricultural products including meat/poultry, dairy and sugar products using high ad-valorem tariffs and non-tariff barriers such as the non-science based export certificates presented in this report.

Sections Updated: I. List of all Export Certificates required by Government (Matrix); IV. Government Certificates Legal Entry Requirements; and Appendix I. Electronic copy, scanned copy, or Outline of Each Export Certificate.

Section I. List of All Export Certificates Required By Government (Matrix) :

List of All Export Certificates Required By the GOK (Matrix)

Products	Title of Certificate	Attestation Required on Certificate	Purpose	Requesting Ministry (Regulatory Agency)
Products covered by Pre-Export Verification of Conformity (PVoC) ¹	Kenya Bureau of Standards, Pre-Export Verification of Conformity (PVoC), Certificate of Conformity (COC)	Conformity to Kenyan standards--see appendix 1 for an example	Health, safety, quality and environmental protection.	Kenya Bureau of Standards (KEBS)
All plant material and agriculture produce/plant products Examples 1. Wheat (<i>Triticum spp</i>) 2. Beans (phaseolus spp) 3. Peas (<i>Pisum spp</i>) 4. Peanuts (<i>arachis spp</i>) 5. Lentils (<i>lens spp</i>)	United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine, Phytosanitary Certificate	Wheat: karnal bunt (<i>Tilletia Indica</i>) and flag smut (<i>Urocystis Agropyrii (U. tritici)</i>) not known to occur in the area of production Beans: <i>Corynebacterium flaccumfasciens</i> (<i>Curtobacterium flaccumfasciens</i>) is not known to occur in the area of production Peas: <i>Pseudomonas syringae</i> pv. Pisi (sackett) does not occur in the area of production Peanut: Ground nuts shall be free from <i>caryedon serratus</i> (olivier) Lentils: Must be free from contamination with <i>Lolium temulentum</i> (darnel) weed. Other plant requirements ² --see	Plant health (free from pests and diseases)	Kenya Plant Health Inspectorate Service (KEPHIS)

		appendix 2 for an example		
All plant material including the aforementioned commodities	Ministry of Agriculture and Rural Development, Kenya Plant Health Inspectorate Service (KEPHIS), Plant Import Permit (<i>Plant Protection Act Cap 324</i>)	Each individual permit details commodity requirements to be met by U.S. certifying body---see appendix 3 for an example	Plant Health	KEPHIS
All food and agricultural products	Certificate of analysis	Requires testing of and provides test results for U.S. exports vis-à-vis Kenyan standards--see appendix 4 for an example	Human health, quality and environmental protection	KEBS
	Certificate of origin	Country of origin--see appendix 5 for an example	Traceability	KEBS
	Health Certificate	Fit for human consumption --see appendix 6 for an example	Food safety	Ministry of Public Health and Sanitation
	Radiation Certificate	Confirms that the imported food products are radiation free	Food safety	Ministry of Public Health and Sanitation

¹<http://www.kenyapvoc.com/72618/872288/Products-Covered.pdf>

²http://www.kephis.org/index.php?option=com_content&view=article&id=45&Itemid=86

	Certificate of Origin	Goods are of U.S. origin-see appendix 5 for an example	Traceability	Department of Veterinary Services (DVS)
	Holstein Pedigree Certificate	DVS requires Donor Bull information before issuing the Semen Import Permit—see appendix 7 for an example	Animal Health-prevent animal diseases not known to occur in Kenya	DVS
Meat and meat products	Ministry of Livestock Development, veterinary no objection permit to import meat, meat by-products and meat products into Kenya	Requires testing of and provides test results for U.S. exports vis-à-vis Kenyan standards--see appendix 8 for an example	Animal health and food safety	DVS
Meat and meat products & Dairy	Dioxin certificate	Conformity to Kenyan dioxin residue levels	Food safety	DVS

and Dairy Products		requirements—see appendix 9 for an example		
Dairy and dairy products	Ministry of livestock development, veterinary no objection permit to import milk and milk products into Kenya	Requires testing of and provides test results for U.S. exports vis-à-vis Kenyan standards--see appendix 10 for an example	Animal health and food safety	DVS
Dairy and dairy products	Kenya Dairy Board (KDB), Form 1 – Application to import milk and milk products	Requires importer information, country of origin, value, quantity and purpose of importation—see appendix 11 for an example	Accounting and record keeping	Kenya Dairy Board (KDB)
Dairy and dairy products	Kenya Dairy Board, Dairy Industry (Imports/and exports) regulations, Form 5 – Clearance certificate for imported dairy produce	Requires information about the importer and imported product--see appendix 12 for an example	Record keeping	KDB
Biotechnology derived products. Agricultural and food product list requiring certificate is based on risk assessment	United States Department of Agriculture, Foreign Agricultural Service Letter to Government of Kenya	Genetic modification status--see appendix 13 for an example	Human health and environment	KEPHIS
Bovine semen	Ministry of Livestock Development, Department of Veterinary Services, Permit to Import Bull Semen into Kenya	The import permit details veterinary requirements to be met by U.S. certifying body—see appendix 14 for an example	Animal health	DVS
	U.S. Origin Health Certificate for the Export of Bovine Semen to Kenya	Donor Bull and Semen identification—see appendix 6 for an example	Animal health	DVS
	Certificate of Origin	Goods are of U.S. origin--see appendix 5 for an example	Traceability	DVS
	Holstein Pedigree Certificate	DVS requires Donor Bull information before issuing the Semen Import Permit—see appendix 7 for an example	Animal Health--prevent animal diseases not known to occur in Kenya	Ministry of Livestock DVS

Section II. Purpose of Specific Export Certificate(s)

See table in Section I above.

Section III. Specific Attestations Required on Export Certificate(s)

All imported plant material must come under the plant import permit (PIP) issued by KEPHIS. The PIP requires that the following attestations disclose that the:

- Grain has been fumigated using appropriate fumigant before dispatch;
- Moisture content does not exceed 13.5 percent; and
- Status of genetic modification for corn and soybeans/meals. The attestation must come from USDA/FGIS or some other competent authority.

To import U.S. bovine semen, Kenyan importers must get an import permit from the Department of Veterinary Services, Ministry of Livestock Development. See appendix 14 for semen import requirements.

Section IV. Government Certificate's Legal Entry Requirements

The table below provides legal-entry information for the abovementioned certificates.

Title of certificate	Is the certificate required at entry?	How long is certificate valid?	Can certificate be applied on multiple shipments?	Does Kenya accept suppliers or manufacturers export declaration as proof of compliance?
United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine, Phytosanitary Certificate	Yes	No specific time limit--covers shipment period	No	No
United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine, Sanitary Certificate	Yes	No specific time limit--covers shipment period	No	No
Ministry of Agriculture and Rural Development, Kenya Plant Health Inspectorate Service (KEPHIS), Plant Import Permit (<i>Plant Protection Act Cap 324</i>)	Yes	No specific time limit--covers shipment period	No	No

Kenya Bureau of Standards, Pre-Export Verification of Conformity (PVoC), Certificate of Conformity (COC)	No, COC is a clearing document issued by the PVoC agent in Kenya or in country of export	3 months	No	No, PVoC agents use the information as supporting document
Ministry of livestock development, veterinary no objection permit to import meat, meat by-products and meat products into Kenya	Yes	3 months	No	No
Dioxin certificate	Yes	Shipment period	No	Yes
Ministry of livestock development, veterinary no objection permit to import milk and milk products into Kenya	Yes	3 months	No	No
Kenya Dairy Board, Form 1 – Application to import milk and milk products	Yes	3 months	No	No
Kenya Dairy Board, The dairy industry (import /export) regulations 2004, import permit for dairy produce	Yes	3 months	No	No
Kenya Dairy Board, Dairy Industry (Imports/and exports) regulations, Form 5 – Clearance certificate for imported dairy produce (appendix 11)	Yes	3 months	No	No
Certificate of Origin (food and agricultural products)	Yes	Covers shipment period	No	Yes
Certificate of analysis	Yes	Product must have 75 percent of denominated shelf life upon	No	Yes

		entry in Kenya		
United States Department of Agriculture, Foreign Agricultural Service Letter to the Government of Kenya	Yes	Shipment period	No	No
Ministry of Livestock Development, Department of Veterinary Services, Permit to Import Bull Semen into Kenya	Yes	Shipment period	No	No
U.S. Origin Health Certificate for the Export of Bovine Semen to Kenya	Yes	Shipment period	No	No
Certificate of Origin (Bovine semen)	Yes	Shipment period	No	Yes
Health Certificate	Yes	Shipment period	No	No
Radiation Certificate	Yes	Shipment period	No	No

Section V. Other Certification/Accreditation Requirements

In addition to the above mentioned certificates, the GOK requires the original airway bill or bill of lading, order form or pro-forma invoices (weight, products specification packaging and value), packing list, and insurance documents on U.S. exports to Kenya.

Appendix I. Electronic Copy or Outline of Each Export Certificate

Below, please find scanned copies of certificates as denoted in the export-certificate matrix in Section I of this report.

1. Certificate of Conformity
2. Phytosanitary Certificate
3. Plant Import Permit (issued by GOK)
4. Certificate of Analysis
5. Certificate of Origin for food, agricultural products and bovine semen
6. U.S. Health Certificate for food products and bovine semen
7. Holstein Pedigree Certificate
8. No Objection Permit to import meat and meat products (issued by GOK)
9. Dioxin status certificate
10. No Objection Permit to import milk and milk products (issued by GOK)
11. Kenya Dairy Board (KDB) Form 1- Application to import milk and milk products
12. KDB Form 5 –Clearance certificate for imported dairy products
13. USDA-written letter regarding biotechnology status of primary and derived products
14. Permit to import bovine semen

