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**REPUBLIC OF KENYA**

**PARLIAMENT**

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**NATIONAL ASSEMBLY BILLS**  
*(Bill No. 17 of 2015)*

**THE AGRICULTURE, FISHERIES AND FOOD  
AUTHORITY (AMENDMENT) BILL, 2015**

(A Bill published in the Kenya Gazette Supplement No.48 of 2015 and passed by  
the National Assembly, with amendments, on March 2, 2016)

**N.A. /B/No. 48 /2015**

**THE AGRICULTURE, FISHERIES AND FOOD AUTHORITY  
(AMENDMENT) BILL, 2015**

**AN ACT of Parliament to amend the Agriculture, Fisheries and Food Authority Act and for connected purposes.**

**ENACTED** by the Parliament of Kenya, as follows-

Short title.

**1.** This Act may be cited as the Agriculture, Fisheries and Food Authority (Amendment) Bill, 2015.

Amendment of section 2 of Act No.13 of 2013.

**2.**The Agriculture, Fisheries and Food Authority Act in this Act referred to as “the principal Act” is amended in section 2 by inserting the following words in their proper alphabetical sequence-

“manual transport of loads” means any transport in which the weight of the load is wholly borne by one worker;

“regular manual transport of loads” means any activity for which there is continuous manual transport of loads;

No.8 of 2001

“child” has the meaning assigned to it under the Children’s Act.

Insertion of new Part.

**3.**The Principal Act is amended by inserting the following new part ,immediately after part VI-

**PART VIA- MANUAL TRANSPORT OF  
AGRICULTURE LOADS**

Training, instructions and medical examinations.

**40A.(1)** An employer who assigns to any person manual transport of agriculture loads shall, prior to such assignment ensure that the person has the following requirements -

(a) adequate training or instructions

by a qualified person on the manner in which such operations shall be carried out; and

(b) a regular medical examination to determine fitness for the assignment.

(2) An employer who occasionally assigns manual transport of agriculture loads to any person, shall ensure that the person is given appropriate instructions on the manner in which such operations shall be carried out safely.

(3) An employer who contravenes the provisions of this section commits an offence and shall, on conviction, be liable to a fine not exceeding one hundred thousand shillings or to imprisonment for a term not exceeding six months or to both.

Technical  
equipment  
and  
packaging.

**40B.** In order to facilitate manual transport of agriculture loads, appropriate technical and packaging equipment shall be provided by an employer.

Maximum Weight.	<p><b>40C.</b>(1) The maximum permissible agricultural weight to be transported by an adult shall not exceed fifty kilograms.</p> <p>(2) An employer who contravenes the provisions of this section commits an offence and shall, on conviction, be liable to a fine not exceeding one hundred thousand shillings or to imprisonment for a term not exceeding six months or to both.</p>
Female workers.	<p><b>40D.</b>(1)The manual transport of agriculture loads shall not be assigned to a woman during pregnancy or the maternity period, if in the opinion of a qualified physician, such work is likely to impair her health or that of her child.</p> <p>(2) An employer who contravenes the provisions of this section commits an offence and shall, on conviction, be liable to a fine not exceeding one hundred thousand shillings or to imprisonment for a term not exceeding six months or to both.</p>
Protection from child labour.	<p><b>40E.</b> (1) An employer shall not assign to any child the manual transport of agriculture loads.</p> <p>(2) An employer who contravenes the provisions of this section commits an offence and shall, on conviction, be liable to a fine not exceeding two hundred thousand shillings or to imprisonment for a term not exceeding twelve months or to both.</p>

I certify that this printed impression is a true copy of the Bill passed by the National Assembly on the 2<sup>nd</sup> March, 2016

*Clerk of the National Assembly*

Endorsed for presentation to the Senate in accordance with the provisions of Standing Order 142 of the National Assembly Standing Orders.

*Speaker of the National Assembly*