

**SPECIAL ISSUE**

*Kenya Gazette Supplement No. 30 (National Assembly Bills No. 8)*

---



REPUBLIC OF KENYA

---

**KENYA GAZETTE SUPPLEMENT**

**NATIONAL ASSEMBLY BILLS, 2023**

---

---

**NAIROBI, 15th March, 2023**

---

---

CONTENT

Bill for Introduction into the National Assembly —

	PAGE
The Crops (Amendment) Bill, 2023 .....	115



KENYA GAZETTE SUPPLEMENT

NATIONAL ASSEMBLY BILL NO. 10

OF 1999

OF 1999

IN RESPECT OF THE

10

11

12

13

**THE CROPS (AMENDMENT) BILL, 2023**

**A Bill for**

**AN ACT** of Parliament to amend the Crops Act

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

1. This Act may be cited as the Crops (Amendment) Act, 2023.

Short title.

2. The Crops Act is amended in the First Schedule by inserting the following new item in Part 3—

Amendment of the First Schedule of No. 16 of 2013.

“Achiote (Mrangi).....*Bixa Orellana*”

## MEMORANDUM OF OBJECTS AND REASONS

The principal object of this Bill is to include Achiote to the First Schedule of the Crops Act No. 16 of 2013.

Achiote, known at the Coast as 'mrangi' because of its bright red fruits, is a crop grown largely at the coast but whose potential has been underutilized.

The fruit is harvested for its seeds, which contain bixin, used for colouring cheese, fish, salad oil, margarine and cosmetics like lipsticks. The Achiote tree was introduced in the coast region in 1970s. The crop is disease- and pest-free and is drought resistant. The crop is also believed to ward off destructive wildlife like elephants thus farmers plant it in their farms and homesteads to act as a buffer crop.

Agricultural experts say the crop matures fully within four to five years and has economic life of 20 years but can be harvested even after one year in the farm. Achiote crop is the world's second most important natural colourant. It makes about 70 per cent of all world natural dyes.

In Kenya, Bixa Orellana has been one of the four major cash crops in Kwale and one of the seven major cash crops in Lamu. However, farmers are finding it hard to get financial support because it is an industrial crop that cannot be consumed directly. Also, there have difficulties in getting a steady market and incentives.

Section 7 of the Crops Act provides for scheduled crops specified in the First Schedule of the Act. Also, it provides that the Cabinet Secretary for Agriculture may, by notice in the Gazette, declare any other crop to be a scheduled crop for purposes of the Act.

A scheduled crop benefits in a number of ways under section 8 of the Act. These include marketing and distribution of scheduled crops, provision of an efficient and regular transportation of scheduled crops, promotion and advise on strategies for value addition prior to the export of crops from Kenya, promotion and advise on strategies for value addition prior to the export of crops from Kenya, recommend general industry agreements between farmers and processors of scheduled crops and prescription of the minimum period within which farmers are to be paid for crops delivered and penalties for delayed payments.

The Bill seeks to amend the First Schedule to the Crops Act to include Achiote as one of the scheduled crops.

### **Statement on the delegation of legislative powers and limitation of fundamental rights and freedoms**

The Bill does not delegate legislative powers to the Cabinet Secretary. It does not limit fundamental rights and freedoms.

**Statement that the Bill concerns county governments**

The Bill will affect the functions of the county governments and is therefore a Bill concerning counties for purposes of the Standing Orders.

**Statement that the Bill is a money Bill within the meaning of Article 114 of the Constitution**

The enactment of this Bill will not occasion additional expenditure of public funds.

Dated the 14th March, 2023.

TANDAZA KASSIM SAWA,  
*Member of Parliament.*

**The First Schedule of Act No. 16 of 2013 which it is proposed to amend—**

**FIRST SCHEDULE**

**SCHEDULED CROPS**

**Part 1 — Crops with breeding program under compulsory certification**

Sugarcane.....	<i>Saccharum</i> spp.
Tea.....	<i>Camellia</i> spp.
Coffee.....	<i>Coffea</i> spp.
Rhodes grass .....	<i>Chloris gayana</i>
Irish potatoes.....	<i>Solanum tuberosum</i> L.
Cotton.....	<i>Gossypium</i> spp.
Sunflower .....	<i>Helianthus annuus</i> L.
Soya beans .....	<i>Glycine max</i> (L.) Merr.
Beans.....	<i>Phaseolus vulgaris</i> L.
Barley.....	<i>Hordeum vulgare</i> L.
Finger millet.....	<i>Elezisine coracana</i> (L.) Gaertn.
Maize.....	<i>Zae mays</i> L.
Pearl millet.....	<i>Pennisetum</i> (L.) R.Br.
Rice.....	<i>Oryza sativa</i> L. (1)
Sorghum.....	<i>Sorghum bicolor</i> (L.) Moench.
Wheat.....	<i>Triticum aestirum</i> .
Wheat (pasta).....	<i>Triticum monococcum</i> L.

**Part 2 — Crops with breeding program under voluntary certification**

Bananas.....	<i>Musa</i> spp.
French beans .....	<i>Phaseolus ulgaris</i> L.
Silver leaf desmodium.....	<i>Desmodium uncinatum</i>
Lupin.....	<i>Lupinus</i> spp.
Lucerne.....	<i>Medicago sativa</i> L.
Green leaf desmodium.....	<i>Desmodium intorium</i> (Miller).
Setaria.....	<i>Setaria</i> spp.

Congo signal.....	<i>Bracharia</i> spp.
Coloured guinea grass .....	<i>Panicum coloratum</i>
Pyrethrum.....	<i>Chrysanthemum</i> spp.
Cassava.....	<i>Manihot esculenta</i>
Sweetpotato.....	<i>Ipomeea batatas</i>
Kenaf.....	<i>Hibiscus cannabinus</i> L.
Sesame.....	<i>Sesamun indicum</i> L.
Safflower.....	<i>Carthamus tinctorius</i> L.
Ground nut.....	<i>Arachis hypogaea</i> L.
Pigeon pea.....	<i>Cajanus cajan</i> .
Dolichos bean .....	<i>Dolichos lablab</i> L.
Cowpea.....	<i>Vigna unguiculata</i> (L.) Walp.
Chick peas.....	<i>Cicer arietinum</i> L.

### Part 3 – Crops with no breeding program

Oats.....	<i>Avena sativa</i> L.
Rye.....	<i>Secale cereale</i> L.
Triticale.....	<i>Tricosecale</i> Wittm.
Broad beans.....	<i>Vicia faba</i> L.
Cluster bean .....	<i>Cyamopsis tetragonoloba</i> .
Pea.....	<i>Pisum sativum</i> L.
Common Vetch.....	<i>Vicia sativa</i> L.
Castor bean.....	<i>Ricinus communis</i> L.
Jjoba.....	<i>Simmondsia chinensis</i> .
Linseed .....	<i>Linum unitatissimum</i> L.
Oil seed rape.....	<i>Brassica napus</i> L.
Flax .....	<i>Linum usitatissimu</i> L.
Sisal.....	<i>Agave</i> spp.
Beet.....	<i>Beta vulgaris</i> L.
Turnip.....	<i>Brassica rapa</i> L.
Other flower species.....	<i>Liliaceae, Umbelliferae, Roses, etc</i>

Blue stem grass .....	<i>Andropogon</i> spp.
Buffel grass .....	<i>Cenchrus ciliaris</i> L.
Cock's foot.....	<i>Dactylic glomerata</i> .
Columbus grass.....	<i>Sorghum almum</i>
Paspalum grass.....	<i>Paspalum gayanus</i>
Rye grass .....	<i>Lolium</i> spp.
Sudan.....	<i>Sorghum sudanense</i> .
Love grass.....	<i>Eragrostis</i> spp.
Bermuda grass.....	<i>Cynodon dactylon</i> .
Butterfly pen.....	<i>Clitoria ternatea</i> .
Centrosema.....	<i>Centrosema pubescens</i> Benth.
Clover.....	<i>Trifolium</i> spp.
Leucaena.....	<i>Leucaena leucocephala</i> .
Siratro.....	<i>Macroptilium atropurpureum</i>
Stylosanthes.....	<i>Stylosanthes guianensis</i>
Amaranth.....	<i>Amaranthus</i> spp.
Artichoke.....	<i>Cynara scolymus</i> .
Asparagus.....	<i>Asparagus officinalis</i> .
Sugar beet .....	<i>Beta vulgaris</i> L.
Broccoli/cauliflower.....	<i>Brassica oleracea</i> var. <i>botrytis</i> L.
Brussels sprouts .....	<i>Brassica oleracea</i> var. <i>gemnifera</i>
Cabbage .....	<i>Brassica oleracea</i> var. <i>capitata</i> L.
Canteloupe/ Muskmelon .....	<i>Cucumis melo</i> L.
Carrot.....	<i>Daucus carota</i> L.
Celery / Celeriac .....	<i>Apium graveolens</i> L.
Chicory.....	<i>Cichorium intybus</i> L.
Chinese cabbage.....	<i>Brassica chinensis</i> L.
Chirvil.....	<i>Anthriscus cerefolium</i> .
Collards / Kale.....	<i>Brassica oleracea</i> var. <i>ancephala</i> DC
Corriander.....	<i>Coriandrum sativum</i>
Cucumber.....	<i>Cucumis sativus</i> L.



Dill.....	<i>Arethum graveolens</i> L.
Egglants.....	<i>Solanum melongena</i> L.
Endive .....	<i>Cichorium endivia</i> L.
Garden cress.....	<i>Lespidium sativa</i> L.
Karella .....	<i>Cucumis</i> spp.
Kohlrabi .....	<i>Brassica oleracea</i> var. <i>gongylodes</i> .
Leek .....	<i>Allium porrum</i> L.
Lettuce .....	<i>Lactuca sativa</i> .
Okra .....	<i>Hibiscus esculentus</i> L.
Onion.....	<i>Allium cepa</i> L.
Parsley .....	<i>Petroselinum crispum</i> (Mill) Nym.
Parsnip .....	<i>Pastinaca sativa</i> L.
Pea.....	<i>Pisum sativum</i> L. <i>Sensulato</i> .
Pepper.....	<i>Capsicum</i> spp.
Pumpkin/Squash/Courgette .....	<i>Cucurbita pepo</i> L.
Radish .....	<i>Raphanus sativus</i> L.
Rhubarb .....	<i>Rheum rhaponticum</i> L.
Rutabaga.....	<i>Brassica napus</i> var. <i>napobrassica</i> L.
Spinach .....	<i>Spinacea oleracea</i> L.
Swiss chard.....	<i>Beta vulgaris</i> .
Tomato .....	<i>Solanum lycopersicon</i> .
Turnip .....	<i>Brassica rap</i> L.
Water cress .....	<i>Nasturtium officinale</i> Ribr.
Water melon.....	<i>Citrullus</i> spp.
Coconut.....	<i>Cocos nucifera</i> .
Cashewnut .....	<i>Indigenou Vegetables</i> .
<i>(Blacknightshade, Spider plant, etc.)</i> .	
Guava.....	<i>Psidium</i> .
Fruit trees .....	<i>(Mangoes, Avocado, Citrus, Pawpaw, etc.)</i> .
Miraa .....	<i>catha edulis</i> .





