

**PEST CONTROL PRODUCTS (DISPOSAL)  
REGULATIONS, 2018  
S 15(1)**

The Pest Control Products Act is amended by the repeal of Pest Control Products (disposal) regulations (LN.126 of 2006) and their replacement with the following new regulation:-

**PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS, 2018  
ARRANGEMENT OF REGULATIONS**

1. Citation.
2. Disposal of pest control products for purpose.
3. Application for disposal licence.
4. Cancellation or suspension of licence.

**SCHEDULE**

**PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS, 2018**

**1. Citation**

These Regulations may be cited as the Pest Control Products (Disposal) Regulations, 2018.

**1. Disposal of pest control products**

(1) No person shall dispose of any pest control product or their containers in a manner that shall be detrimental to man, animal and the environment.

(2) No person shall carry out any disposal of pest control products or containers for commercial purposes unless that person or institution is in possession of a licence under these Regulations and all provisions of the Act have been complied with.

(3) Without prejudice to the provisions of the Environmental Management and Co-ordination Act, any person or institution desiring a licence for disposal of pest control products for commercial purposes shall apply to the Board for a licence in the prescribed Form A set out in the Schedule and shall be accompanied by the prescribed fees.

(4) The use of any pest control product disposal method shall be approved by the Board subject to specific requirements laid down by the Authority.

(5) The transboundary movements of pest control products for disposal shall be subject to ratified conventions, protocols, treaties or agreements to which Kenya is a

party.

### **3. Application for pest control products disposal licence**

(1) The Board may approve an application made under Regulation 2 and shall issue a licence as set out in **Form B** in the Schedule if it is satisfied that—

- (a) the application contains the information required under these Regulations;
- (b) approved methods of disposal would be used or applied;
- (c) the applicant has sufficient expertise to dispose of the pest control products in question.
- (d) the applicant has the necessary approvals as set out in the Environmental Management and Co- ordination Act,

(3) Where the Board does not approve an application it shall give reasons.

(4) The Board may attach to a licence such conditions as it deems fit.

(5) No person or institution to which a licence has been issued under these Regulations shall lend, hire, sell, transfer or otherwise dispose of that licence to any person or institution without the approval of the Board, which approval shall be endorsed on the licence.

### **4. Cancellation or suspension of licence**

(1) The Board may cancel or suspend for a period it deems fit the licence issued under these Regulations if satisfied that—

- (a) the licensee, employee or agent has been convicted of an offence under the Act; or
- (b) the licensee, employee or agent has breached any of the terms or conditions of the licence; or
- (c) for any other reason, that it is in public interest to do so.

(2) Before cancelling or suspending a licence under this Regulation, the Board shall give the licensee twenty-one days' notice to show cause why the licence should not be cancelled or suspended.

### **5 Management of empty pest control product containers**

(1) All pest control product labels should give appropriate instructions on how to handle empty pest control product containers in accordance with Regulation xx (Labelling regulations).

(2) No person shall dispose off an empty pest control product container in a manner likely to contaminate the environment or that could be hazardous to man and other organisms.

(3) Empty pest control product containers shall be delivered to an approved collection centre or a licensed disposal facility

(4) The collection centre shall transport the empty pest control products containers in accordance with Pest Control Products Act cap 346 and Regulations therein

FORM A

PEST CONTROL PRODUCT ACT

[Cap 346]

PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS ,2018

**APPLICATION FOR THE DISPOSAL OF PEST CONTROL PRODUCTS FOR  
COMMERCIAL PURPOSE**

*(to be typed or printed)*

To: The Managing Director

Pest Control Products Board

Waiyaki Way

PO BOX 13794-00800

Westlands-Nairobi

1. Applicants full name/Address.....  
.....  
.....  
.....
2. The company directors.....  
.....  
.....
3. Types of waste/(Products, formulation, state etc.).....
4. Quantity in details.....
5. Source(s) of wastes.....
6. Reasons for disposal.....
7. Methods of disposal to be used .....  
(attach the details or the methods)
8. Qualification and experience of personnel.....
9. Disposal site.....(attach details).....
10. Transportation to the disposal site.....  
.....  
.....
11. Environmental impact Assessment report.....

.....  
.....  
Dated.....Sign/stamp.....  
.....

Applicant

FORM B

PEST CONTROL PRODUCT ACT

[Cap .346]

THE PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS ,2018

LICENCE No.....  
This license is granted to.....  
.....  
.....  
To dispose the following pest control products wastes.....  
.....  
.....  
.....  
Using the following methods.....  
.....  
.....  
at.....  
.....  
Date.....Signature.....

Managing Director  
Pest Control Products Board

FORM C

PEST CONTROL PRODUCT ACT

[Cap.346]

PEST CONTROL PRODUCTS (DISPOSAL) REGULATIONS

CERTIFICATE OF DISPOSAL NO.....

This is to certify that on.....  
.....

Satisfactory disposed of the following pest control products:

1. ....
2. ....
3. ....
4. ....
5. ....

Methods of disposal

1. ....
2. ....
3. ....
4. ....

Comments from the board.....  
.....

Managing Director.....Date.....

Stamp .....

The disposal certificate is not transferable.