



LEGAL NOTICE NO.....

THE CROPS ACT, 2013
(No. 16 of 2013)

THE CROPS (PYRETHRUM) REGULATIONS, 2019

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THE CROPS ACT, 2013

(No. 16 of 2013)

IN EXERCISE of the powers conferred by section 40 of the Crops Act, 2013, the Cabinet Secretary for Agriculture, Livestock, Fisheries and Irrigation, in consultation with the Agriculture and Food Authority and the County Governments, makes the following Regulations—

THE CROPS (PYRETHRUM) REGULATIONS, 2019

PART I-PRELIMINARY

Citation. **1.** These Regulations may be cited as the Crops (Pyrethrum) Regulations, 2019.

Interpretation. **2.** In these Regulations unless the context otherwise requires—

No.16 of 2013. “Act” means the Crops Act 2013;

No. 13 of 2013. “Authority” means the Agriculture and Food Authority established under section 3 of the Agriculture and Food Authority Act, 2013;

 “Cabinet Secretary” means the Cabinet Secretary for the time being responsible for matters relating to agriculture;

 “County Executive Committee Member (CECM) means the member of the County executive committee for the time being responsible for matters relating to agriculture in pyrethrum growing counties.

 “commercial nursery operator” means a person who propagates pyrethrum planting material for sale;

 “County Government” shall have the meaning assigned to it under Article 176 of the Constitution;

 “crops inspector” means a person appointed as an inspector in accordance with section 27 of the Act;

 “dealer” means a person collecting, transporting, storing, buying pyrethrum flowers on behalf of a licensed processor;

 “Directorate” means a directorate of the Authority established under section 11, of the Agriculture and Food Authority Act, 2013 to deal with pyrethrum matters;

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“exporter” means a processor licensed by the Authority to export pyrethrum products;

“export permit” means a permit issued by the Authority to export pyrethrum and products;

“export or import consignment” means quantity declared by applicant;

“grist” means ground pyrethrum dry flowers;

“grower” means a person who cultivates pyrethrum for flowers;

“importer” means a processor licensed by the Authority to import pyrethrum and pyrethrum products;

“import permit” means a permit issued by the Authority to import pyrethrum and products;

“processor” means a person issued with a license under these regulations to extract pyrethrins from pyrethrum flowers or products;

“person” includes an individual, a company, an association, cooperative society or a corporate body;

“pyrethrum” means the plant or part of the plant of *Chrysanthemum* spp or of any inter-specific hybrid involving this species or of any progeny of such hybrid;

“pyrethrum extract” means an active ingredient obtained or derived from pyrethrum flower by treatment or processing;

“pyrethrum product” means any product, extract or substance obtained or derived from pyrethrum by any treatment or processing, not including grist; and

“Seed merchant” means a person registered under regulation 9 of the Seeds and Plant Varieties (seeds) Regulation.

Purpose.

3. (1) The purpose of these Regulations is to guide the promotion, development and regulation of pyrethrum and pyrethrum products.
- (2) Without prejudice to the generality of the sub-regulation (1), the purpose of these regulations is to provide for—

- (a) procedures and conditions for registration of growers, commercial nursery operators, dealers, processors and exporters/importers;
- (b) procedure and conditions for licensing of commercial nursery operators, dealers, processors and exporter/importers;
- (c) contracts between processors and growers;
- (d) issuance of export and import permits;
- (e) promotion of best practices in production, transportation, storage and processing of pyrethrum; and
- (f) imposition of pyrethrum levy;

PART II—REGISTRATION AND LICENSING

Registration of a
Commercial Nursery

- 4.** (1) A person shall not establish or operate a commercial nursery in any area unless the person has a valid certificate of registration from the respective County Government.
- (2) A commercial nursery operator shall apply for a certificate of registration from County Government where they intend to establish the nursery in form MPICD/1_a as set out in the First Schedule.
- (3) The County Government shall issue a certificate of registration to a successful commercial nursery operator in Form MPICD/1_b as set out in the First Schedule within five working days.

Licensing of
Commercial Nursery

- 5.** (1) Registered commercial nursery shall apply for a license from the respective County Government in Form MPICD/1_c as set out in the First Schedule.
- (2) The County Government shall issue commercial nursery with a license in Form MPICD/1_d set out in the First Schedule within fourteen working days.
- (3) Before issuing a license to a commercial nursery operator, the County Government shall satisfy itself that the applicant has complied with the Act, these Regulations and any other relevant law.
- (4) A commercial nursery shall avail the license to the Authority whenever requested during inspection
- (5) A licensed commercial nursery shall submit biannual returns to the County Government and the Authority as set out in Form MPICD/1_e not later than the tenth day of the first month after the end of the half.

- (6) A person who operates a commercial nursery as such without being licensed in accordance with these regulation commits an offence
- (7) All pyrethrum nurseries shall comply with National, Regional and International standards applicable.
- (8) The County Government may at any time revoke the License if the provisions of these regulations have been contravened or on the advice of the Authority on non-conformities.

Registration of
Pyrethrum grower.

6. (1) A grower may apply for registration to a processor licensed under these Regulations in Form MPICD/1_f as set out in the First Schedule for purposes of—
 - (a) Data capture and maintenance; and
 - (b) Provision of extension services.
- (2) Upon registration under sub-regulation (1) the processor shall issue a certificate of registration to the grower in Form MPICD/1_g as set out in the First Schedule within two working days
- (3) The processor shall maintain a register for the purposes of this part and shall record the particulars supplied accordingly.
- (4) The processor shall share the information obtained in sub-regulation (1) with the Authority and the respective County Government.
- (5) A grower shall not register with more than one processor in respect of the same parcel of land under which they have grown pyrethrum.
- (6) The register referred to in sub regulation (3) shall be *prima facie* proof that a person is a registered pyrethrum grower.
- (7) A processor shall avail the particulars of such registration to the Authority and the respective County Government in Form MPICD/1_h as set out in the First Schedule.
- (8) Any change in the particulars supplied by the grower for purposes of registration in accordance with this regulation shall be notified to the processor, County Government and the Authority in writing by the grower.
- (9) Where the processor has reasonable cause to believe that a person whose particulars are so recorded has ceased to be a grower, it

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may, after giving that person and the Authority one month's notice in writing, remove the name of such person from the register and inform the County Government and the Authority.

(10) A grower shall sign a contract with the processor where they are registered to deliver flowers as set out in the Second Schedule.

(11) A contracted grower shall only sell pyrethrum flowers to that processor.

Registration of grower Associations

7. (1) The Authority shall register and maintain a register of all entities registering small holder growers

(2) All entities registering smallholder growers shall register with the Authority in Form MPICD/1_i as set out in the First Schedule.

(3) The Association shall cause to be kept particulars of growers registered under it and file annual returns to the respective County Government and the Authority.

Registration of a dealer

8. (1) No person shall operate as a pyrethrum dealer without a valid certificate of registration from the Authority

(2) A dealer shall apply for registration to the Authority in Form MPICD/1_j, as set out in the First Schedule.

(3) The Authority shall issue a certificate of registration to a dealer in Form MPICD/1_k, as set out in the First Schedule within 14 working days.

(4) Before issuing a Certificate of registration to a dealer, the Authority shall satisfy itself that the applicant has complied with the terms and conditions as set out in the application for certificate of registration.

(5) The Authority may revoke, alter or suspend a Certificate of registration issued under these Regulations if the certificate holder:

- a) Fails to comply with these Regulations or the conditions set out in the certificate of registration; or;
- b) Commits an offence under the Act, these Regulations or any other written law in respect of the activity for which they have been registered.

(6) A person who contravenes regulations 7(1) shall be liable upon conviction to a term not exceeding three years or a fine not exceeding five million shillings or to both.

Application for a dealer's License

9. (1) No person shall operate as a pyrethrum dealer without a license from the Authority

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(2) An application for a dealer's license in 9(1) above shall be made to the Authority using Form MPICD/1_l set in the First Schedule.

(3) The Authority shall issue the license to the applicant after satisfying itself that the requirements have been met using Form MPICD/1_m set out in the First Schedule within thirty days.

(4) The Authority may at any time revoke the license if the registration Certificate has been revoked or the provisions of these regulations have been contravened.

(5) A dealer shall submit quarterly returns to the Authority in Form MPICD/1_n as set out in the First Schedule not later than the tenth day of the first month after the end of that quarter.

Application for
licensing and
issuance of Letter
of no Objection

10. (1) No person shall operate as a pyrethrum processor without having been licensed by the Authority.

(2) A person who wishes to be a pyrethrum processor shall apply to the Authority on Form MPICD/1_p set out in the First Schedule.

(3) Upon satisfying itself that the applicant meets the licensing requirement, the Authority shall issue a letter of no objection to the applicant in Form MPICD/1_q set out in the First Schedule within 30 days.

(4) The letter of no objection shall authorize the applicant to commence installing pyrethrum processing factory and developing raw materials through establishing crop directly or by contracting pyrethrum growers.

(5) The letter of No objection shall have a validity of one year and may be renewed once upon evaluation of the progress made by the applicant by the Authority

(6) The Authority may revoke a letter of no objection issued under regulation 10 above if —

(a) the applicant made material misrepresentation or a false declaration in the application;

(b) the letter of no objection was otherwise obtained by corruption or fraud;

(c) a condition of the letter of no objection has been breached and no remedial measures have been made; or

(d) The applicant has contravened the provisions of the Crops Act or these Regulations.

Notification for
Inspection

11. The applicant shall notify the Authority upon completion of construction of the processing factory and compliance with the conditions in the letter of no objection in Form MPICD/1r as set out in the First Schedule.

Issuance of a
Processing License

12. (1) Upon successful inspection, the Authority shall at least thirty days before granting a license under these Regulations, give notice of the proposed grant in the Kenyan Gazette and in such other manner as it may determine.

(2) The Authority shall issue successful applicants with a Processing License in Form MPICD/1s as set out in the First Schedule upon payment of a fee as set out in the Third Schedule.

(3) The license issued under 12(2) shall be renewed annually at a fee as set out in the Third Schedule.

(4) Notwithstanding the provisions of sub-regulation (2) and (3) above, the Authority may suspend or revoke a license if there is contravention of these Regulations or the Act.

Contract between
processors and
growers.

13. (1) A processor shall—

(a) enter into a contract with its registered growers and register the contract with the respective County Government as set out in the Second Schedule;

(b) indicate in the contract the price payable to the grower based on the pyrethrins content;

(c) pay growers for flowers delivered within thirty days from the date of collection; and

(d) not buy pyrethrum flowers from any other person other than the growers contracted by the processor.

(2) Provided that a processor may enter into an agreement with another processor in the event a processor is unable to buy flowers from its contracted growers.

(3) A person who contravenes 13(1) and (2) above commits an offence

Processors Returns.

14. (1) A processor shall submit quarterly returns to the Authority as set out in Form MPICD/1t not later than the tenth day of the first month after the end of that quarter.

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(2) A processor who contravenes regulation 14(1) commits an offense.

Plant breeders rights
and Market Access

15. (1) A licensed processor or a registered commercial nursery operator or a seed merchant shall access plant breeder's rights in accordance with the national, regional and international laws.

(2) A licensed processor shall access product registration data from the Authority upon payment of royalties as shall be determined by the Authority in collaboration with other relevant bodies from time to time

Registration and
Licensing of
Exporters
and importers.

16. (1) No person shall export or import pyrethrum and or pyrethrum products without being registered and licensed by the Authority.

(2) Application for registration shall be made to the Authority in Form MPICD/1_u as set out in the First Schedule.

(3) The Authority shall issue successful applicants with a registration Certificate in Form MPICD/1_v as set out in the First Schedule within three working days upon receipt of duly filled up application form.

(4) A registered exporter or importer shall apply to the Authority for an export or import license or renewal in Form MPICD/1_w as set out in the First Schedule.

(5) The Authority shall issue an export or import license upon satisfying itself that the applicant has met the set requirements in Form MPICD/1_x as set out in the First Schedule and has paid new or renewal fee as set out in the Third Schedule within fourteen working days.

Appeals for
registration and
licenses

17. (1) An applicant for registration or licensing who is aggrieved by the decision of the Authority in respect of the grant, refusal renewal, variation or revocation or the conditions imposed thereof may appeal to the Cabinet Secretary for review of the decision.

(2) The appeal shall be in writing and be delivered to the Cabinet Secretary in writing within thirty days from the date of notification of the decision by the Authority

(3) The Cabinet Secretary shall consider the appeal and give a written feedback to the affected party within forty days of receipt.

Revocation of
Licenses and
certificate of
compliance

18. The County Government and the Authority may revoke or suspend the licenses if a commercial Nursery Operator, Dealer, Processor, exporter or importer contravenes the provisions of the Act or any Regulations made there under.

Issuance of an
Export/ Import
Permit.

- 19.** (1) An exporter or importer shall not export or import pyrethrum or pyrethrum products unless they have a valid import or export permit issued by the Authority.
- (2) A licensed Exporter or Importer shall apply to the Authority for an export or import permit for each consignment electronically or in Form MPICD/1y as set out in the First Schedule.
- (3) The Authority shall within two working days after receiving an application in 19(2), consider the application and upon satisfying itself the requirements have been met issue an export/import permit in Form MPICD/1z as set out in the First Schedule.
- (4) A processor shall not export or import pyrethrum or pyrethrum products without a valid license and permit issued by the Authority.
- (5) The Authority shall not issue a permit if a processor is in contravention of the provisions of the Act or any regulations made thereunder.
- (6) The Authority may revoke or suspend the export or import permit if an exporter/importer contravenes the provisions of the Act or any Regulations made there under.
- (7) A person who contravenes 19 commits an offence.

Decision on
Registration and
Licensing, fees,
Validity and
Renewals

- 20.** (1) The Authority shall after considering an application for a dealer, processing, export/import license make a decision within sixty days after receipt of a duly completed application.
- (2) The County Government shall after considering an application for nursery operator and license make a decision within thirty days after receipt of a duly completed application.
- (3) There shall be payable for the issuance of licenses such fees as prescribed under the Third Schedule.
- (4) Registration certificates and licenses issued under these Regulations shall remain in force until the thirtieth of June next following the date of issue unless earlier cancelled
- (5) An application for renewal of a license under these Regulations shall be made to the Authority or County Government as the case maybe, not later than the first day of the month of June in which the current license is due to expire.

Non- Transferability
of licenses

- 21.** A license or certificate of registration issued under these Regulations shall not be transferrable.

**PART III — PRODUCTION AND QUALITY ASSESSMENT OF
PYRETHRUM AND PYRETHRUM PRODUCTS**

Pyrethrum Flowers
Quality Assessment

22. (1) The processor shall appoint a qualified officer to inspect all pyrethrum flowers received for quality by the processor.

(2) The person appointed under sub regulation (1) shall issue a goods received note showing a grower the net weight of the pyrethrum received.

(3) The analysis of pyrethrum flowers to determine the rate of payment shall be carried out by a person appointed by the processor.

(4) A person appointed under paragraph (3) shall determine the rate of payment in the following manner—

- i. a sample shall be extracted by a method approved by the Authority from each bag of pyrethrum delivered to the processor
- ii. every grower's sample shall be analysed by the method approved by the Authority to determine the pyrethrins content of each grower's deliveries;
- iii. samples taken a month apart shall be analysed separately;
- iv. samples received within the month shall be mixed, sub-divided and analysed;
- v. each residual sample shall be registered and analysed, by the method in the regulations, in the processors' laboratories to determine the pyrethrins content of each grower's deliveries during the period; and
- vi. each grower registered sample shall be analysed and results of the analysis after the completion of the analysis by the processors' laboratories communicated by statement to the grower not later than twenty-one days of registration of the sample.
- vii. The statement in (vi) shall indicate among others, the weight, pyrethrins content and the payment rate.

Appointment of
Crop inspectors.

23. (1) The County Government may nominate for appointment by the Authority through gazette crop inspectors to carry out inspections to check for conformity as set out in section 28 of the Crops Act.

(2) A person appointed as an inspector under 23(1) shall—

- a) be a Kenyan citizen;
- b) satisfy the requirements of Chapter Six of the Constitution;

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- c) hold a diploma in agriculture or agriculture related field with a minimum of two years of relevant experience or
- d) hold a Bachelors’ degree in agriculture or agriculture related field from a recognized institution with one-year relevant experience
- e) undergone training in relevant course in inspection

Powers of Entry and inspection.

24. In exercise of their power of entry and inspection, the inspector shall be guided by the provisions of section 29 of the Act.

PART IV—GENERAL PROVISIONS

Validity of licenses

25. All licenses issued under these Regulations shall remain in force until the thirtieth of June next following the date of issue, unless earlier cancelled.

Transition provisions.

26. All licenses existing before the coming into operation of these Regulations shall remain valid until their expiry, and subsequent licenses shall be issued under these Regulations.

Disputes resolution through arbitration

27. The Cabinet Secretary hereby for expeditious resolution of disputes between pyrethrum growers, Commercial Nurseries, Dealers, Processors, exporters and Importers establishes rules for their arbitration as set out in the Third Schedule.

Pricing Formula Committee.

28. (1) There is hereby established a pyrethrum Pricing Formula Committee (hereinafter referred to as “the Pricing Committee”) to determine the formula for pricing of pyrethrum flowers comprising of the following members appointed by the Cabinet Secretary—

- (a) One representative from the ministry responsible for matters related to agriculture who shall be the chairperson;
- (b) one representative from the ministry responsible for matters related to trade;
- (c) two representatives from the Authority;
- (d) one representatives from Council of Governors representing pyrethrum growing counties;
- (e) two persons representing pyrethrum growers;
- (f) two representatives of the pyrethrum processors

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- (g) (g) A representative of the pyrethrum dealers.
- (2) The secretariat of the committee shall be provided by the Authority;
- (3) The Committee may when necessary co-opt experts to provide technical advice.
- (4) The main function of the Pricing Committee shall be to review and recommend pyrethrum flower prices to be paid to growers.
- (5) In carrying out the function under sub regulation (4), the Pricing Committee shall undertake the following—
 - (a) determine the parameters for computing the pyrethrum prices;
 - (b) develop a formula for pricing of pyrethrum flowers;
 - (c) provide information on pyrethrum pricing to the Authority and
 - (d) any other activity necessary for fulfillment of any of the above functions.
- (6) The quorum for the conduct of the business for the Pricing Committee shall be half of the members provided that at least two members under (1) (e), (f) or (g) are present.
- (7) Data presented at the Committee meetings shall be verified by the Authority or other certified professional or their bodies

Pyrethrum Levy

29 (1) The Cabinet Secretary may impose a pyrethrum levy payable at the rate of one per centum of the value of the ex-factory pyrethrum products.

General penalty.

30. A person who commits an offence under these regulations for which no penalty is provided for, shall be liable, upon conviction, to the penalty provided under section 37 of the Act.

FIRST SCHEDULE- FORMS

FORM MPICD/1a

(r. 4(2))

THE COUNTY GOVERNMENT OF.....

Serial No. County code/Pyrethrum/

APPLICATION FOR CERTIFICATE OF REGISTRATION FOR PYRETHRUM COMMERCIAL NURSERY OPERATOR

1. Personal Information

Name of Applicant:
Postal Address.....
Email..... Web Address:
Telephone:

Where the applicant is registered business entity, they should supply the County with:

- (a) A certified copy of certificate of incorporation or registration;
(b) A certified copy of memorandum and articles of association or constitution;
(c) Names and address of Directors.
i.
ii.

2. Nursery Information

i) County.....ii) Sub-County
iii) Ward
L.R No or Plot No

I/We hereby certify that the above information is true and accurate to the best of my or our knowledge and belief.

Signature:Date:

Applications should be addressed to: -

The County Government of

FOR OFFICIAL USE

County Officer:
Name Signature Date.....

Comments (Recommended or Not recommended)

Approved by:

CECM: Name Signature.....Date

Official Stamp.....

FORM MPICD/1b

(r. 4(3))

Certificate No

THE COUNTY GOVERNMENT OF

**PYRETHRUM COMMERCIAL NURSERY OPERATOR CERTIFICATE OF
REGISTRATION**

Serial No: AFA/MPICD/----

THIS IS TO CERTIFY that of postal
address ofcounty, LR. No. has been duly
registered as a Commercial Pyrethrum Nursery Operator to propagateacres of pyrethrum
seedlings/clonal crop on Land parcel specified herein in accordance with these regulations.

ISSUED this Day of20.....

Signed.....

CEC Agriculture:

Name SignatureDate

Official Stamp.....

FORM MPICD/1c

(r. 5(1))

THE COUNTY GOVERNMENT OF.....

Serial No. County code/Pyrethrum/

APPLICATION FOR LICENSE FOR PYRETHRUM COMMERCIAL NURSERY OPERATOR

Applicants' Personal Information

Name of Applicant (new/renewal-delete as appropriate):
Postal Address.....
Email..... Web Address:
Telephone:

Where the applicant is registered business entity, they should supply the County with:

- (a) A certified copy of certificate of incorporation or registration;
(b) A certified copy of memorandum and articles of association or constitution;
(c) Names and address of Directors.
i.
ii.

Nursery Information

i) County..... ii) Sub-County
iii) Ward iii) Name of Chief
L.R No or Plot No Acreage

I/We hereby certify that the above information is true and accurate to the best of my or our knowledge and belief.

Signature: Date:

FOR OFFICIAL USE

Checked by:

County Agricultural Officer:
Name Signature Date.....

Comments (Recommended or Not recommended)

Approved by:

CECM: Name Signature..... Date

Official Stamp.....

FORM MPICD/1d

(r. 5(2))

License No

THE COUNTY GOVERNMENT OF

PYRETHRUM COMMERCIAL NURSERY LICENSE

Serial No: AFA/MPICD/----

This LICENSE is issued to of
P.O. Box located on LR/No
.....County.....Sub-county Ward.....
Village and authorizes the holder to raise a pyrethrum commercial
nursery in the Republic of Kenya at the specified location for a period of one year beginning
on the Day of and ending on day of
..... (both days inclusive).

This LICENSE is issued subject to compliance with the Crops Act, The Crops (Pyrethrum)
Regulations 201, County Government Act and to such other terms and conditions as are
stipulated herein.

Terms and Conditions:

A Commercial Nursery Operator shall -

- a) Propagate planting material from accredited source
- b) Obtain and keep a receipt showing the source of the planting materials and the date of purchase,
- c) Comply with National standards on Plant Health and Sanitation.
- d) Issue a receipt for all sales of vegetative Planting materials and indicate on the receipt the name of the registered grower, the date and registration number of the grower and the processor where the grower is registered and any other relevant details

CECM:

Name SignatureDate

Official Stamp.....

FORM MPICD/1e

(r. 5(5))

THE COUNTY GOVERNMENT OF.....

Serial No.: AFA/MPICD/.....

PYRETHRUM COMMERCIAL NURSERY BIENNIAL RETURNS

Name of Nursery Operator. License No.

Postal Address.....Physical Location

Telephone..... E-mail.

Crop Year. Period.

S/NO	Location of Nursery	Number of seedlings			Quantity sold during the period	Balance c/f
		Quantity B/f	Quantity of new establishment	Total quantity		

Returns submitted by: Signature:

Designation: Date:

Official Stamp

Note: It is an offence for a commercial nursery to fail to submit biennial returns as required by regulation

FORM MPICD/1f

(r.6(1))

Name of Pyrethrum Processor

APPLICATION FOR PYRETHRUM GROWER REGISTRATION

Application is hereby made to grow hectares of pyrethrum on the land parcel specified in Part B below-

A - Particulars of Applicant

- 1. Name of grower
- 2. National Identify Card No / Passport No.
- 3. Address.....
- 4. Telephone No.....

B – Particulars of Land

- 1. L.R. No. or No’s.....
- 2. Location.....
- 3. Ward.....
- 4. Sub-County.....
- 5. County.....

Date.....Signature.....
Applicant or his duly authorized agent

FOR OFFICIAL USE:

Processor:

.....
..... Date.....

Name of signatory.....
Authorized Signature.....

For:
(Name of Processing Company)

FORM MPICD/1g

(r.6(2))

Certificate No.

GROWER REGISTRATION CERTIFICATE

Serial No: AFA/MPICD/----

Pyrethrum

THIS IS TO CERTIFY that of P.O. Box
LR No.....in WardSub-Countyhas been duly
registered as a pyrethrum grower to grow and maintainacres of pyrethrum in the Republic of
Kenya on theday of ... /...20...

This Certificate is issued subject to compliance with the Crops Act, The Crops (Pyrethrum) Regulations 2019 and conditions as are stipulated herein.

Terms and Conditions:

A Grower shall –

- a. Register with only one processor at a time
- b. Store and transport dry pyrethrum flowers in gunny bags,
- c. Store dry pyrethrum flowers at room temperature,
- d. Deliver pyrethrum flowers to a processor within one month after harvesting
- e. Not deliver pyrethrum flowers to any other processor other than the one appearing on this certificate,

ISSUED this Day of20.....

Signed.....

Licensed processor

GROWERS REGISTER BY THE PROCESSORS

MPICD/1h

r6(7)

Name of processor

License No. Period

Date	Registration no	name	Phone no	ward	Sub-county	county	acreage	Variety/clone	

Declaration

I/we declare that the information given above is accurate and complete

Prepared by

Name Sign Date

Managing Director Sign Date

Official Stamp

MPICD/1i

r7(2)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

REGISTRATION OF SMALLHOLDER ASSOCIATIONS

Application is hereby made for registration of Smallholder pyrethrum Association located in County, Sub-county..... ward Locations Sub-location.

Officials of the Association

Name ID. No. position Signature

Name ID. No. position Signature.....

Name ID. No. position Signature.....

Name ID. No. position Signature.....

Attachments

- List of growers registered under the Association
- Copy of certificate of registration
- Copies of identification documents for the officials

Date.....Signature.....
Applicant or his duly authorized agent

FOR OFFICIAL USE:

Authority:

Recommendation
..... Date.....
Regulations and Compliance Officer..... Signature

Recommendation

(Approved/Not Approved)

Director General remarks

Authorized Signature.....

FORM MPICD/1j

(r. 8(2))



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

APPLICATION FOR REGISTRATION FOR A PYRETHRUM DEALER

Serial No: AFA/MPICD/.....

I/ We of Ward.....Sub-County
..... County.....Postal Address.....Telephone
..... E-mail..... LR. No..... street
hereby apply for registration to be a pyrethrum dealer in the following counties
.....

Directors

Full names, addresses and occupations of the directors where applicable:

	Name:	Address:
a.
b.
c.
d.

Branch Office(s) if any

Address:
Building Street
Town or City..... L.R. No.
Telephone
E-mail.....

I/We certify that the information given above is correct.

Name of Director..... Signature

Name of Director..... Signature

Name of SecretarySignature

Attachments

- a) Certificate of registration
- b) Copies of national identification or passports for the Directors
- c) Valid tax compliance certificate for the applicant
- d) Clearance letter from the relevant County Government

FOR OFFICIAL USE

Checked by:

Regulations and Compliance Manager

Name Signature.....Date.....

Comments (Recommended or Not recommended)

Approved by:

AFA DG: Name SignatureDate

Official Stamp.....

Terms and conditions

1. Paid up share capital of not less than three hundred thousand shillings
2. Any other requirements that may be prescribed by the Authority from time to time

FORM MPICD/1k

(r. 8(3))



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

PYRETHRUM DEALER CERTIFICATE OF REGISTRATION

Serial No: AFA/MPICD/----

Certificate No

This is to CERTIFY THAT of
P.O. Box LR. No.....in..... Ward.....Sub-
County.....County.....is duly registered as a dealer of Pyrethrum flowers in the
Republic of Kenya for a period of one year beginning on the Day of
..... and ending on day of (both days inclusive)
for processor

This Certificate is issued subject to compliance with the Crops Act, The Crops (Pyrethrum) Regulations 2019 and the terms and conditions stipulated hereunder.

Terms and Conditions:

A dealer shall -

- (a) Store and transport dry flowers in gunny bags,
- (b) Store dry pyrethrum flowers at room temperature,
- (c) Deliver pyrethrum flowers to a processor within a month after collection
- (d) Not collect, store or buy pyrethrum flowers on behalf of any other processor other than the one appearing on this certificate,
- (e) Pay growers for flower deliveries within thirty days from the date of collection

ISSUED this Day of20.....

Signed.....

Director General,

Agriculture and Food Authority

FORM MPICD/1₁

(r. 9(2))



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE
APPLICATION FOR A PYRETHRUM DEALER LICENSE**

Serial No: AFA/MPICD/....

Certificate No.

I/ We of Ward.....Sub-County
..... County.....Postal Address.....Telephone
..... E-mail..... LR. No..... street
hereby apply for registration to be a pyrethrum dealer.

Directors

Full names, addresses and occupations of the directors where applicable:

	Name:	Address:
a.
b.
c.

I/We certify that the information given above is correct.

Name of Director..... Signature

Name of Director..... Signature

Attachments

- e) Certificate of registration
- f) Copies of national identification or passports for the Directors
- g) Valid tax compliance certificate for the applicant
- h) Copy of the certificate of registration by the Authority

FOR OFFICIAL USE

Checked by:

Regulations and Compliance Officer

Name Signature.....Date.....
Comments (Recommended or Not recommended)

Approved by:

Director General: Name Signature Date

Official Stamp.....

FORM MPICD/1m

(r. 9(3))



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

PYRETHRUM DEALER LICENSE

Serial No: AFA/MPICD/----

License No

This is to CERTIFY THAT of
P.O. Box LR. No.....in..... Ward.....Sub-
County.....County.....is duly Licensed as a pyrethrum dealer in the Republic of
Kenya for a period of one year beginning on the Day of and
ending on day of (both days inclusive) for processor
.....

This License is issued subject to compliance with the Crops Act, The Crops (Pyrethrum) Regulations 2019 and the terms and conditions stipulated hereunder.

Terms and Conditions:

A dealer shall -

1. Store and transport dry flowers in gunny bags,
2. Store dry pyrethrum flowers at room temperature,
3. Deliver pyrethrum flowers to a processor within a month after collection,
4. Pay growers for flower deliveries within thirty days from the date of collection
5. Submit quarterly stock returns to the Authority

ISSUED this Day of20.....

Signed.....

Director General

Official Stamp

FORM MPICD/1n

(r.9(5))

Serial No.: AFA/MPICD/.....

Licence No.

DEALER'S QUARTERLY RETURNS

Name of Processor Code.

Postal Address. Physical Location.

Telephone..... E-mail. Quarter

Date	Quantity flowers(Kg) b/f	of	Producing County	No. of Farmers contracted	Acreage

Declaration

I/We declare that the information given herein is true and complete

Submitted by: Designation

Signature: Date:

Official Stamp

FORM MPICD/1P

r10(2)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

Serial No.: AFA/MPICD/.....

APPLICATION FOR A PYRETHRUM PROCESSING LICENSE

Applicant particulars

1. Name of Applicant.....
2. Address Postal Email..... Telephone:
3. The names of company directors or partners as the case may be;

.....
.....
.....

Location:

- i) County..... ii) Sub-County
- iii) Ward

4. L.R. No (Attach copy of Title Deed or Registration Certificate of a co-operative society or Company)
5. Processing capacity:
 - a) Grinding..... tonnes per Month
 - b) Extraction..... tonnes per Month
 - c) Refining tonnes per Month
 - d) Other tonnes per Month

Attachments:

- Certificate of registration/ Memorandum and Articles of association
- Copies of national identification or passports for the Directors
- Valid tax compliance certificate for the company
- Clearance letter from the relevant County Government
- Copy of feasibility study report for the project

Application is made for registration as a pyrethrum processor

Name..... Signed..... Date.....

Name..... Signed..... Date.....

FOR OFFICIAL USE


Checked by:

Regulations and Compliance Officer AFA:

Name Signature..... Date.....

Comments (*Recommended or Not recommended*)

Approved by: Director General AFA: Name Signature.....Date Official Stamp.....
--

FORM MPICD/1q		r.10(3)
AGRICULTURE AND FOOD AUTHORITY MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE		
AFA/MPICD/.....		
Current Date (Applicant's or Company (address).....		
Dear,		
RE: LETTER OF NO OBJECTION		
..... (Name of applicant entity) has demonstrated its commitment to the implementation of pyrethrum processing project in Kenya.		
The applicant has further demonstrated commitment to taking advantage of the Kenyan Investment Policies. Their processing facility shall be located on plot number(s)on Ward Sub-county County		
The applicant shall		
a) Carry out an Environmental Impact Assessment, b) Have at least 300 acres of land under pyrethrum crop or contracted farmers with equivalent acreage c) Install a processing plant d) Execute the project within one year from the date of issuance after which this letter of no objection shall be invalid.		
The Authority may at any time vary the conditions of the letter of no objection and impose further conditions on the applicant as it may deem necessary		
<i>This Letter of No Objection is Valid for 1 year from the date of Issue.</i>		
Yours sincerely,		

.....
Director General
Agriculture and Food Authority

FORM MPICD/1r



r.11

**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

NOTIFICATION FOR INSPECTION

Date.....

I..... (Name of applicant entity) has complied with the terms and conditions of the letter of no objection and hereby notifies the Authority for readiness of inspection.

Attached herein are;

- (a) Environmental Impact Assessment certificate,
- (b) Evidence of 300 acres of land under pyrethrum crop or contracted farmers with equivalent acreage
- (c) Installed a processing plant plan
- (d) Certified copy of insurance policy covering all risks related to pyrethrum processing business
- (e) Premises license or clearance letter by PCPB
- (f) Qualifications of key technical staff in the farms, factory and chemical lab

Name Signature Date

Official Stamp

Note:

The Authority may at any time vary the conditions of the letter of no objection and impose further conditions on the applicant as it may deem necessary

FORM MPICD/1s

r13(1)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

Serial No.: AFA/MPICD/.....

**APPLICATION FOR GRANT/RENEWAL OF A PROCESSOR'S
LICENSE**

(To be filled in triplicate)

1. Name of Applicant.....
2. Address Postal Email..... Telephone:
3. Registered office LR. No Street
- a. Place where premises is located: Town / street County
..... Sub-County Ward

The names of company directors or partners as the case may be;

.....

.....

.....

.....

4. Type of application [] New [] Renewal
5. Processing capacity:
 - e) Grinding.....tonnes per Month
 - f) Extraction.....tonnes per Month
 - g) Refining tonnes per Month
 - h) Other Tonnes per Month
6. Attachments:
 - i. Processor's Certificate of registration by the Authority
 - ii. Certificate of registration
 - iii. Copies of national identification or passports for the Directors
 - iv. Valid tax compliance certificate
 - v. Copy of Title Deed
 - vi. Premise license from PCPB
7. Application is made for permission for operating as a pyrethrum processor

Name.....Signed..... Date.....

Name.....Signed..... Date.....

FOR OFFICIAL USE

Checked by:

Regulations and Compliance officer:

Name Signature.....Date.....

Comments (*Recommended or Not recommended*)

Approved by:

Director General:

Name Signature.....Date

Official Stamp

Terms and Conditions

1. A minimum capacity to process one hundred tonnes of dry pyrethrum flowers annually;
2. A processor shall maintain a certified copy of insurance policy covering all risks related to pyrethrum processing business
3. Any other requirements that may be prescribed by the Authority from time to time.
4. The processor shall submit signed contracts between them and growers within 60 days of being licensed.
5. File quarterly stock returns to the Authority

FORM MPICD/1s

r.12(2)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

Serial No.: AFA/MPICD/.....

Processor's License. No.....

PYRETHRUM PROCESSOR'S LICENCE

Type of License:

Grant/Renewal

License issued to

..... of Physical Address:

..... Postal Address

Email..... Telephone: located at

County..... Sub-County Ward

..... Incorporation Certificate No.....

Is hereby authorized to operate a factory for the processing pyrethrum at a premises located at
County:Sub- county L.R. No

.....

Beginning on the day of 20 And ending on the 30th day of June 20 ... (Both days inclusive)

Type of pyrethrum processing (primary extraction or refining):

This License is issued subject to compliance with the Crops Act, The Crops (Pyrethrum) Regulations 2019 and conditions as are stipulated herein.

Date:Signed:


Director General

Agriculture and Food Authority

Terms and conditions:

1. The processors shall submit their processing returns to the Authority on quarterly basis as prescribed in Form MPICD/1t
2. A minimum capacity to process one hundred tonnes of dry pyrethrum flowers annually;
3. A processor shall maintain a certified copy of insurance policy covering all risks related to pyrethrum processing business

4. The processor shall submit signed contracts between them and growers within 60 days of being licensed.
5. File quarterly stock returns to the Authority
6. A processing licence may be suspended where the licensee, without any good reason acceptable to the Authority, continues to default in submitting returns.
7. Contravention of the Act, the Regulation and any other applicable laws.

FORM MPICD/1_t		r.14(1)				
<p>AGRICULTURE AND FOOD AUTHORITY</p> <p>MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE</p>						
Serial No.: AFA/MPICD/.....		Licence Number.....				
PROCESSOR'S QUARTERLY RETURNS						
Processors Name:						
Postal Address..... Physical Location. Telephone.						
..... E-mail..... Quarter						
Quantity of flowers(Kg) bf	Producing County	Oleo resin(kg)	Refined extracts	Exported Products	Estimated Sales(USD/Euros)	
Prepared By:			Signature:			
Designation			Date:			
Official Stamp:						

FORM MPICD/1u

r.16(2)



AGRICULTURE AND FOOD AUTHORITY

MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE

Serial No.: AFA/MPICD/.....

Licence Number.....

APPLICATION FOR REGISTRATION AS A PYRETHRUM IMPORTER/EXPORTER

Applicant details

Name of the applicant Processor License No.

of P.O Box Physical Address Tel. No.

..... Email Address hereby apply to be registered as a Pyrethrum

Export/Importer (Delete appropriately)

Attachment

- i. Copy of Processors License
- ii. Copy of Certificate of Compliance

Name: Sign Date

Official Stamp

FORM MPICD/1v



r.16(3)

**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

Serial No.: AFA/MPICD/.....

Processor's License No.....

EXPORTER/IMPORTER CERTIFICATE OF REGISTRATION

THIS IS TO CERTIFY that of

..... Physical Address Postal Address

Email.....Telephone: located in

County Sub-County Ward

Is hereby issued with a certificate of registration as a Pyrethrum Exporter/Importer (Delete appropriately) beginning thisday of20.....

Date:Signed:

Valid from To.....

Official Stamp

*Director General,
Agriculture and Food Authority*

This certificate of Registration is not transferable

FORM MPICD/1w

r16(4)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

APPLICATION FOR EXPORT/IMPORT LICENSE

Serial No: AFA/MPICD/

Processors License No.

Applicant's Particulars

I/We (Name of Applicant) of

Address, Registered address

Building..... Street Town or City

..... L.R. No.

Do hereby submit our application for a license as pyrethrum Export { } Import { } for period beginning to

FOR OFFICIAL USE

Approved by:

AFA Authorizing officer: NameSignature.....Date

Designation.....

Official Stamp.....

FORM MPICD/1x



r.16(5)

AGRICULTURE AND FOOD AUTHORITY

MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE

PYRETHRUM IMPORTER / EXPORTER LICENSE

Serial No.: AFA/MPICD/.....

Processor's License No.....

THIS IS TO CERTIFY that of Address: Physical:
..... Postal: Email
..... Telephone: has been Licensed as a Pyrethrum
Exporter () Importer ()

License Issued on this day of 20

License Valid until 30th June of 20

Date: Signed:

Director General,
Agriculture and Food Authority

Terms and conditions:

1. There shall be no export of raw pyrethrum flowers
2. Exporters/Importers shall comply with the Act, National and international standards

Note: An export licence may be suspended where the licensee, without any good reason acceptable to the Authority, continues to default in submitting returns.

FORM MPICD/1y

r.19(2)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

Serial No.: AFA/MPICD/012

Exporter's License

**APPLICATION FOR PYRETHRUM EXPORT/IMPORT PERMIT
(Confidential)**

1. Applicants Details

Name of exporter Address
 Telephone No
 Email Address
 Registration certificate number Details of
 consignment (Pyrethrum Product)

2. Destination

Country of Destination / Origin Shipment Date
 Vessel
 Consignee
 Notify Address

3. Consignment Details

Contract No. Date Quantity in contract (tons).....
 Local Contract No Date

Processor Marks	Invoice No.	Type of product	No. of Packages	Net Weight (Kg)	Value of Consignment (USD/Euros)

Full name and address of buyer or consignee
 Name and address of Warehouse where Pyrethrum Product can be inspected

Note: Every exporter shall attach certified copies of the following documents for verification.
 Sale contract showing (contract number, contract date);
 Commercial invoice showing (unit price USD/Euros, terms of payment, port and country of destination); Certificate of Analysis; and Custom entry form

I/ We hereby certify that the information which I/we have given above is true and accurate to the best of my/our/our knowledge and belief.

Date.....

.....

Authorized signature Stamp of Exporter

FOR OFFICIAL USE

Authentication by
Agriculture and Food Authority

Date.....

Signature and Stamp

Terms and Conditions

The Pyrethrum export Permit form is issued in triplicate for distribution as follows-

1. One copy to be retained by the Miraa, Pyrethrum and other Industrial Crops Directorate;
and
2. Two copies to the exporter or processor one of which must be presented to the Kenya Revenue Authority together with relevant Export Entry form.

FORM MPICD/1z

r.19(3)



**AGRICULTURE AND FOOD AUTHORITY
MIRAA, PYRETHRUM AND OTHER INDUSTRIAL CROPS DIRECTORATE**

PYRETHRUM EXPORT/IMPORT PERMIT

Serial No: AFA/MPICD/----/005

Processors' License No

This Permit is granted to M/s..... of P.O. Box and authorizes the saidImporter/Exporter..... On this day of 20....

This Permit is issued subject to compliance with the Crops Act, The Crops (Pyrethrum) Regulations 2019 and conditions as are stipulated herein. It is valid for 90 days.

Product	Quantity (Metric tons)	Price F.O.B (USD)	Freight (USD)	Total Value (USD)	Total Value (USD)

County of Destination/Origin Date of Shipment Vessel Consignee/Consigner

This Permit is valid for 90 days from the date of issuance.

Signed.....

Director General – Agriculture and Food Authority

SECOND SCHEDULE

PYRETHRUM PROCESSOR - GROWERS CONTRACT

This contract is made betweenof (physical address).....
(hereafter referred to as ‘The company’ which expression shall where the context so admits
include its successors and assignees) on the one part; and

..... of P.O Box.....
PIN/ID No..... Telephone No
(hereinafter referred to as the grower which expression shall where the context so admits
include his/her personal representatives and assignees) on the other part

WHEREAS:

The company intends to engage the grower to supply pyrethrum flowers to its processing
factory and

WHEREAS: The grower is the owner of parcel LR. No..... Located in
.....ward..... Sub-County..... County.....
measuring..... Acres with an estimated annual production of Kgs.

**NOW IT IS HEREBY AGREED BETWEEN THE COMPANY AND THE GROWER
AS FOLLOWS:**

1. The grower has registered with the company and intends to supply pyrethrum flowers
for a period of Years
2. The grower hereby undertakes to supply all their pyrethrum flowers to the company
during the duration of the agreement.
3. The grower agrees to grow at their cost hectares of pyrethrum
from (Month/year)to
4. The grower shall;
 - a. be solely responsible for their entire pyrethrum production registration, including
allocation of suitable land, land preparation, planting, crop husbandry, harvesting
and delivery of flowers.
 - b. ensure that he/she has sufficient funds, equipment and management expertise to
fulfil his/her obligations under this contract.
 - c. not use pesticides or other chemicals on the crop which are not approved by the
company.
 - d. Comply with quality specification as specified in the Pyrethrum flower quality
specification and packaging requirements **annex 1** (herein after referred to as
PQSP) with respect to production, harvesting, storage, packaging, labelling, and
transportation.
 - e. Deliver the pyrethrum flowers within 30days of harvesting to a collection Centre
within the growing area – to be agreed with the company

The cost of delivery and storage of flower at their store will be met by(specify whether company or grower)

5. The processor shall:

- a) Appoint a qualified person to offer extension services to the grower on all aspects of pyrethrum production including;
 - providing a grower’s manual outlining commonly used pyrethrum production practices.
 - Periodic farm visits as maybe required during the development of the grower’s production.
- b) Provide to the grower at the start of the contract with sufficient pyrethrum seed to plant on the agreed area, if requested by the grower and such seed is reasonably available to the company.
- c) Purchase flowers produced by the grower, subject to such flowers meeting the specifications stated in **annex 1** of this contract, according to the following procedure:
 - Inspect, weigh and collect stored flowers meeting visual inspection criteria, from collection centre within 30 days from time of harvesting
 - Provide to the grower a Goods Received Note (GRN) for all flower collected and accepted by the company.
 - Transport the flowers to its factory on behalf of the growers,
 - The cost of transportation of flower to the factory will be met by (specify whether company or grower) at rate.

If the quality of pyrethrum flowers delivered to the collection center does not meet the specifications outlined in **Annex 1**, the company will have the right to reject.

- d) On arrival at the factory, the company will make a detailed assessment of the quality of the flowers:
 - Take a representative sample of the growers produce for pyrethrins analysis.
 - Retain a sample of the growers produce for a period of 30 days after delivery, in case there is a need to confirm the pyrethrins content at an independent laboratory.
- e) Weighing machines for weighing dry pyrethrum flowers shall be serviced, inspected and stamped by the Weights and Measures department in accordance with the Weights and Measures Acts, Cap. 513.

6. 1) The grower shall have the right to:
 - Be present during the weighing at the collection centre.

- To query the pyrethrins quality assessment made by the company within ten days after the receipt of the companies' quality report
- 2) In the event that the grower queries the company's pyrethrins quality assessment;
- The retention sample will be submitted to an independent laboratory appointed by the Agriculture and Food Authority for confirmation of pyrethrins content
 - The findings of the independent laboratory will be binding on both parties.
 - The cost of confirmation by the independent laboratory will be borne by the party whose assessment has the greatest deviation from the findings of the independent laboratory.

If the grower does not query the quality report in writing within ten days of receipt of the company's quality report, the report will be deemed to have been accepted by the grower.

7. The company shall pay the grower according to the percentage of pyrethrins content per kg of flowers delivered to the company.
8. The company shall use a pyrethrins analysis method developed by AOAC or such other method as may be approved by the Authority from time to time.
9. The price to be paid for 1% pyrethrins will be prorated upwards or downwards by per 0.1% pyrethrins.
10. The company shall make the following deductions in the growers payments (specify)atrate.
11. Payment shall be made by (Specify)
12. The company shall provide a monthly statement to the grower not later than the 5th day of every month stating the weight of the produce, the pyrethrins content percentage, the calculated value of the produce, any deductions for seed and transport provided by the company and the net amount paid for the flowers delivered in the previous month.

Transfer of ownership of flowers

13. Ownership of the flowers will transfer to the company once the flowers have been inspected at the collection centre once the quality is found to be in compliance with the quality requirements.
14. By delivering the flowers to the collection centre, the grower warrants that he /she is the rightful owner of the flowers, is legally entitled to sell the flowers to the company.
15. Any disputes regarding ownership of the flowers and subsequent claims from other parties will be the sole responsibility of the grower to resolve.
16. This contract shall commence on theday ofmonthyear and shall continue in force for a period ofyears subject to termination by either party giving to the othermonths written notice.
17. Notwithstanding anything to the contrary herein before contained, these contract may be terminated by either party as follows:
 - By service pf a written notice of termination

- If a party fails to remedy any breach of this contract within 30 days after service of a written notice specifying the breach and requiring it to be remedied.
- Forthwith and without notice, if a party fails to comply with any legal or statutory requirement currently in force or hereinafter enacted relating to growing, delivering, transportation, processing of pyrethrum
- If after one planting season the grower fails to plant a crop or if the grower continuously delivers flowers that do not meet the specified quality requirements.
- If he grower sells any of his/her flowers and or pyrethrum plant to another party or registers to be a supplier to another pyrethrum processor.
- If the company fails to purchase the growers pyrethrum flowers or pay within the period specified in the regulations.

Force Majeure:

This contract may be terminated by either party giving the other 14 days' notice in writing should there be any event or occurrence that impacts the ability of the party to fulfill its obligations and which is behold the reasonable control of the party such as but not limited to war, civil strife, destruction of goods or facilities by fire, natural calamities

18. The insolvency of either party

Any party wishing to review the terms and conditions of the contract shall give at least 2 months written notice to the other party highlighting the term they wish to review

19. Governing law and dispute resolution:

All claims and disputes arising under or related to this agreement are to be settled by binding arbitration process rules under these regulations.

20. Neither party shall become or be authorized to act as the agent for the other, unless authorized to do so in writing.

Grower: Name: Date:

I certify that the contents of the document were first read out by me and interpreted to the grower and he/she fully understood the contents before appending his/her signature hereto.

Signed for the Company: Name: Date:

Witnessed by: County Rep..... Signature..... Date.....

Annex 1

Pyrethrum flower quality specification and packaging requirements

1. The pyrethrum flower must comply with the quality standards stated in process's description
2. The flowers must be clean, composed of only whole flowers and flowers components (predominantly archeries) with no extraneous matter.
3. The flowers must be:
 - Dry with a characteristics aroma,
 - Free from rancid odor, mold or mustiness,
 - Free from foreign matter (twigs, weeds)
 - Free from pests and insects infestation, mites, insect fragments, excrement or other animal contamination,
 - Free from adulteration (chaff, sand, gravel, paper, cloth, wood, plastic etc.)
4. The pyrethrins content of the flowers must be at least 1.0% (measured by AOAC official)
5. The flowers delivered to the processormust have a moisture content below 10%
 - Flowers accepted by the processor with higher moisture content will be dried by the processor the farmer's cost and the weight adjusted pro rata to 10% moisture content
 - Flowers with moisture content above 12% will be rejected.
6. The flowers must be packed in clean and dry sisal bags dedicated to pyrethrum flowers with 30 kg in each bag.
 - Initially the company will accept packaging in clean polypropylene bags; however the intention is after one growing season to move to sisal bags.
 - The use of any bags that have been used for any other material is strictly not permitted.
7. To ensure traceability of the flowers, all bags must be well labelled with the grower's name, farm location, net weight and where applicable the delivery note number.
8. The flower must be delivered to the area collection center within 30 days from the date of picking.

THIRD SCHEDULE

Dispute Resolution through Arbitration Procedures
1. A dispute arising between pyrethrum growers, Commercial Nurseries, Dealers, Processors, Exporters and Importers maybe notified in writing, presented by the aggrieved party or their advocate to an independent arbitrator and shall have attached thereto copies of the relevant documents relating to the dispute.
2. The aggrieved parties are free to agree on the procedure to be followed by the arbitrator in the conduct of the arbitration proceedings.
3. Failing an agreement under sub-regulation (2), the arbitrator may conduct the arbitration in the manner it considers appropriate, having regard to desirability of avoiding unnecessary delay or expense while at the same time affording the parties a fair and reasonable opportunity to present their cases.

FOURTH SCHEDULE

FEES

NO.	CATEGORY	NEW APPLICATIONS (Kshs)	RENEWAL FEES (Kshs)
1.	Pyrethrum Dealer License	50,000	25,000
2.	Pyrethrum Processor's License	100, 000	50,000
3.	Importers license	100,000	50,000
4.	Exporters license	0	0