

**WILDLIFE (CONSERVATION AND MANAGEMENT)
(ALOE SPECIES) REGULATIONS, 2007**

[L.N. 403/2007.]

1. These Regulations may be cited as the Wildlife (Conservation and Management) (Aloe Species) Regulations, 2007.

2. There shall be a register kept by the Kenya Wildlife Service to be known as the Register of Artificial Propagation of Aloe Species.

(1) A person intending to engage in propagation of Aloes for commercial purposes shall apply to be entered in the Register as a Schedule.

4. The Kenya Wildlife Service may, if it deems it fit, make such visits to the premises of the applicant for purposes of verifying the accuracy or veracity of the information provided by an applicant for registration under regulation 3.

(1) The Kenya Wildlife Service shall, upon the receipt of an application for registration under regulation 3, within thirty days either grant the applicant a registration certificate or provide him with a written indication that the application has been rejected.

(1) A person who intends to import aloe species or any derivatives therefrom, from Kenya shall apply to the Service for an export certificate in that respect.

(2) A person who intends to import aloe species or any derivatives therefrom, into Kenya shall apply for an import certificate in that respect.

(3) An application under this regulation shall be made in Form APA 2.

7. In considering applications for registration under these Regulations, the Service shall take into account the following principles—

- (a) that artificial propagation of aloe species shall be provided an environment for sustainable utilization of the species and shall not be detrimental to its conservation in the wild or of its supporting ecosystems;
- (b) that the conservation of aloe species and their natural habitats and microhabitats is enhanced.

(1) Every applicant for registration under regulation 3 shall pay a fee of Kenya shillings five hundred.

(2) Every applicant for a certificate under regulation 6 shall pay a fee of Kenya shilling ten thousand.

9. The Service in consultation with the National Museums of Kenya, Kenya Plant Health Inspectorate Service, Kenya Forest Research Institute and the Commissioner of Customs shall monitor the activities of the registered aloe artificial propagators and ensure that they comply with the conditions set out in the certificate of registration.

10. The export of aloe species from Kenya shall notwithstanding these Regulations comply with any requirement under any law relating to export from Kenya of any plant or plant product.

11. A Person who—

- (a) artificially propagates aloe species for commercial purposes;
- (b) exports or re-exports from Kenya aloe species or any derivatives therefrom;

- (c) imports into Kenya aloe species or any derivatives therefrom, contrary to these Regulations commits an offence.

SCHEDULE

FORM APA. 1

APPLICATION FOR REGISTRATION OF OPERATION FOR ARTIFICIAL PROPAGATION OF ALOE SPECIES

I/We apply for Registration of an operation for Artificial Propagation of Aloe Species and declare that all information provided is true.

1. DETAILS OF APPLICANT

- (a) Name & Designation
- Name of Business/Organization
- (b) Postal Address
- (c) Physical address
- Nearest Urban Centre:
- District:
- Division:
- Location:
- Sub-location
- Telephone
- Fax
- Email:
- Dated

Signature

2. DATE OF ESTABLISHMENT
3. SIZE OF OPERATION IN HECTARES (H.A.)
4. LAND OWNERSHIP
- | | | |
|----------------------|-----|----|
| Individual ownership | YES | NO |
| Group ownership | YES | NO |
- Status of Land Ownership
- Evidence of land ownership or Title Deed No.
5. SPECIES BEING ARTIFICIALLY PROPAGATED (*please confirm from experts from qualified authority*)
1.
 2.
 3.
 4.
6. SOURCE OF PARENTAL STOCK AND QUANTITIES (tick in the boxes where applicable)
- | | |
|--------------------------|--|
| Source of parental stock | Propagating material Quantities (Kg/pcs) |
|--------------------------|--|

SCHEDULE, FORM APA. 1—continued

- (a) Natural source (Wild) Seeds
 Suckers
 Others (specify)
- (b) Established nurseries Seeds
 Suckers
 Others (specify).....
- (c) If (b), give name of registered owner and location of the nursery
- (d) Quantities of mature plants expected to be harvested in one year
 Attach a marketing/ Business plan for your operation (optional)

7. EVIDENCE OF SOURCE OF MATERIAL (give as detailed information as possible about the background of the operation e.g. sales receipt)

.....
.....

FOR OFFICIAL USE ONLY

8. COMMENTS BY KWS AREA WARDEN OR HIS/ HER DESIGNEE (DAO or DRO) (*Upon visit to and inspection of the artificial propagation operation.*)

.....
.....

Name Signature Date

9. (a) COMMENTS BY NATIONAL MUSEUMS OF KENYA

Botanist in Charge

.....
.....

Name Signature Date

(b) COMMENTS BY KWS CHIEF LICENSING OFFICER

.....
.....

Name Signature Date

10. KWS DIRECTOR'S APPROVAL/ DISAPPROVAL

.....
.....

Signature Date

If disapproved, reasons given and any Corrective Actions Requested (CAR)

.....
.....

11. Registration No. of operation allocated and as entered into the National Register of Operations.

KE/APA/District No. /Year

12. Details Entered in the National Register by:

Name Signature Date

SCHEDULE, FORM APA. 1—*continued*

CERTIFICATE OF REGISTRATION FOR PROPAGATION OF ALOES IN KENYA

Date of issue
 Name of Propagator
 Address
 Telephone
 Physical location of the propagation unit
 District:
 Division:
 Location:
 Sub-location:
 Nearest urban Centre:
 Registration Number of land parcel Size of land
 Species of aloe under propagation
 Products/ Specimens anticipated from the propagation unit
 Registration number:
 KE/APA/District/No. /Year
 Registering Officer Designation Signature

 EXPORT OF SPECIMENS OR PRODUCTS OF ALOES FROM
 REGISTERED OPERATIONS IN KENYA

APPLICATION FOR EXPORT/RE-EXPORT/IMPORT PERMIT

I/We apply for Export/Re-export/import permit and declare that all information provided is true to the best of my knowledge.

1. DETAILS OF APPLICANT

- (a) Name of Designation
 Name of Business/Organization
 P. I. N.
 (b) Postal Address
 Email address
 Telephone
 (c) Nationality

2. DETAILS OF CONSIGNEE

- (a) Name
 Company
 (b) Postal Address
 Telephone/Fax No.
 Email address
 (c) Nationality

3. DETAILS OF MATERIALS

- (a) Common name and scientific name of plant (Genus and species)

SCHEDULE, FORM APA. 1—*continued*

- (b) Description of part or derivative, mark or numbers
-
- (c) Quantity/number of material and/or net weight to be exported (kg).
- (d) If for re-export, country of origin and export permit number
-
4. State whether material was taken from natural source (wild) or artificially propagated.
-
5. If taken from natural source (wild) state locality and name of approved Aloe Management Unit (AMU)
- Locality Name of approved AMU
6. If taken from registered operation for Artificial Propagation of plant material for commercial purposes, indicate the Registration No. of the Operation and date of establishment.
- KE/APA/District /No. Year
- Name of seller ID Card No. Signature
- (Attach evidence of purchase e.g. Receipt, sale agreement etc)
7. Details of previous application approved or rejected.
-
-
- Name of applicant Signature Date

FOR OFFICIAL USE ONLY

8. (a) Comments from Scientific Authority, National Museums of Kenya (NMK) -Botanist In Charge.
-
-
- Name Designationand official stamp
- Signature Date
- (b) Comments from Scientific Authority, and Kenya Wildlife Service (KWS)
-
- Name Designation Signature
- Date
- (c) Comments from the Director, Kenya Plant Health Inspectorate Service (KEPHIS) advising on issuance of Phytosanitary Certificate (in case of whole or part or Plant material). (Note: an inspection of the material will need to be inspected within 48 hours before the export takes place).
-
-
9. KWS Chief Licensing Officer's remarks.,
-
-
- Signature Date
- NB: To certify that the specimen are not obtained in contravention of the law.

SCHEDULE, FORM APA. 1—continued

10. KWS Director's Approval/Disapproval

.....

Signature Date

Note:

1. Original document as per 4 to 7 above to be attached to this application.
2. Approval for all import MUST BE granted prior to the actual importation.
3. Duly filled in copy to be returned to KWS following declaration of shipment with Customs and export.

11. DECLARATION BY CUSTOMS DEPARTMENT/EXPORT ENDORSEMENT

(Customs office at the point of exit to retain a copy of the form)

| Block | Quantity | | | | |
|-------|----------|----------------------|------|------------------------|-----------|
| A | | | | | |
| | | | | | |
| B | | Point/port of export | Date | Official stamp & title | Signature |

ALOE EXPORT/RE-EXPORT/IMPORT SUPPLEMENTARY PERMIT

| | |
|---|--|
| Issued under Section 45 of the Wildlife (Conservation and Management) Act and in accordance with Aloe Species Artificial Propagation Regulation, 2007 Consignee's Name Address Country | Export/Re-export/Import (Delete whichever not applicable) Valid Until Authority Issuing Permit |
|---|--|

Consignor's Name Special Conditions:

Address

Country

Details of specimen(s) to be exported/re-exported/imported

| Common Name | Scientific Name | Description of part or derivative | Quantity | Country/Locality of Origin |
|-------------|-----------------|-----------------------------------|----------|----------------------------|
| A | | | | |
| B | | | | |
| C | | | | |
| | | | | |

This Permit is issued by of

On Official Stamp:

.....
 Title and signature of officer signing
 on behalf of the Authority