

**THE ELGEYO MARAKWET COUNTY FINANCE BILL 2020**

**A BILL FOR**

**AN ACT** of the County Assembly of Elgeyo Marakwet to provide for the amendment of the Elgeyo Marakwet County Finance Act, 2019 in relation to taxes, fees and charges for various services and other revenue raising measures and for matters incidental thereto

**ENACTED** by the County Assembly of Elgeyo Marakwet as follows –

<b>PART I—PRELIMINARY</b>				
Short title and Commencement	1. This Act may be cited as the Elgeyo Marakwet County Finance Act, 2020 and shall come into operation upon publication			
Application	2. This Act shall apply within Elgeyo/Marakwet County.			
<b>PART II — ELGEYO MARAKWET COUNTY FINANCE BILL, 2020</b>				
Amendment to the Schedules	3. <b>Schedule III - Lands, Water, Environment and Climate Change</b> of the Elgeyo/Marakwet County Finance Act 2019 is amended as follows- (i) Item 3-1000, Application of Certificate of Origin For Felling Farm Forestry Produce For Exotic Tree Species, to be increased from Ksh 10 to Ksh 50 (ii) Item 3-1001, Application of Certificate of Origin For Felling Farm Forestry Produce For Indigenous Tree Species, to be increased from Ksh 50 to Ksh 100			
	4. <b>Schedule IV - Health Services &amp; Sanitation Department</b> of the Elgeyo/Marakwet County Finance Act 2019 is amended as follows- (i) Services offered in all Health Facilities in the county shall be charged as per the level of Health Facility based on Market Rates as approved by the County Health Management Team.			
Amendment to the Schedules	5. <b>Schedule VII, Agriculture and Irrigation</b> , of the Elgeyo Marakwet County Finance Act 2019 is amended as follows- (i) by inserting the following new items in proper sequence:			
	<b>S/No.</b>	<b>Description</b>	<b>Unit Of Measure.</b>	<b>Within the County.</b>

	Growers registration		nil
	Nursery Certificate		1,000
	Pulping station license		1,000
	Growers miller license		10,000
	<b>Commercial Coffee Millers License</b>		
	Over 10,000 MT CC		200,000
	5,000 – 9,999 MT CC		100,000
	3,000 - 4,999 MT CC		75,000
	Less than 3,000 MT CC		50,000
	<b>Roasters License</b>		
	Over 1,000 bags		10,000
	500 – 999 bags		7,500
	100 – 499 bags		5,000
	Less than 100 bags		2,500
	<b>Coffee Commercial Warehouse License</b>		
	Over 200,000		100,000
	50,000 – 99,000		75,000
	Less than 50,000		50,000
	Parchment/ Buni Coffee movement permit (Per leaf)		FREE
	Clean coffee movement		100

	permit from country of origin (Per leaf)		
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(ii) Item **7-1034**, the charges for mangoes cess to be increased from Ksh. 5 to Ksh.10 per net.

(iii) Introduce Item **7-1035**, the charges for mangoes cess of Ksh.20 per net.

(iv) by inserting the following new items in proper sequence as per crop Act, 2013:

S/No.	Type of levy/fees	Unit Of Measure.	Amount charged
	<b>Registration</b>		Nil
	a) Growers association or a large scale grower		1,000
	b) Dealer		3,000
	c) Import & exporters		30,000
	<b>Licensing</b>	50 kg bag	
	a) Warehousing license (annual)		
	Less than 5,000		2,000
	Between 5,000 – 10,000		3,000
	Between 10,000 – 50,000		5,000
	Between 51,000 – 100,000		10,000
	Between 101,000 – 150,000		12,000
	Between 150,000 – 200,000		15,000
	Over 200,000		20,000
	Silo complex		25,000
	<b>Certificates &amp; permits</b>		
	a) Certificate of compliance for a warehouse (annual)		
	Less than 5,000		2,000

	Between 5,000 – 10,000		3,000
	Between 10,000 – 50,000		5,000
	Between 51,000 – 100,000		10,000
	Between 101,000 – 150,000		12,000
	Between 150,000 – 200,000		15,000
	Over 200,000		20,000
	Silo complex		25,000
	<b>b) Import clearance permit</b>		
	0-34,000 Kgs		3,000
	Between 34,001- 280,000 Kgs		0.15 per kilogram
	Above 280,000 Kgs		0.01 per kilogram
	<b>c) Certificate of conformity</b>		
	0-34,000 Kgs		3,000
	Between 34,001- 280,000 Kgs		0.15 per kilogram
	Above 280,000 Kgs		0.01 per kilogram
	<b>d) Certificate of approval for a food processing plant (annual)</b>		
	<b>i) Cereals</b>	0.5-2	3,000
		Over 2 - 5	5,000
		Over 5 - 10	7,000
		Over 10 - 20	10,000
		Over 20 - 45	12,000
		Over 45	20,000
	<b>ii) Roots and tubers</b>		
		Over 0.5 - 5	2,000
		Over 5 - 10	4,000
		Over 10 - 20	6,000
		Over 20 - 45	8,000
		Over 45	10,000

<p>Amendment to the Schedules</p>	<p><b>6. Schedule XI, Trade Licenses</b> of the Elgeyo Marakwet County Finance Act 2019 is amended as follows-</p> <ul style="list-style-type: none"> <li>(i) By inserting item 615, <b>large security firms</b>. Over 100 guards Ksh. 10,000 for outside the county HQS and Ksh. 15,000 within the county HQS</li> <li>(ii) By inserting item 616, <b>medium security firms</b>. 50 to 100 guards Ksh. 7,000 for outside the county HQS and Ksh. 10,000 within the county HQS</li> <li>(iii) By inserting item 617, <b>small security firms</b>. Upto 49 guards Ksh. 5,000 for outside the county HQS and Ksh. 7,000 within the county HQS.</li> <li>(iv) By inserting item 816, <b>Cheating</b>: failing to disclose truthfully any required information for purposes of revenue collection- Twice the amount of fees that would have been paid for the undisclosed data or 6 months in jail or both</li> <li>(v) By inserting item 817, <b>Forgery</b>: alteration of revenue related document/s- Liable Fine of 100,000/- or 1 year in jail or both</li> <li>(vi) By inserting item 818, <b>Non-payment</b>-liable fine of Twice the amount of fees that would have been paid for the undisclosed data or 6 months in jail or both</li> <li>(vii) By Inserting item 819, <b>Late payment</b>-Liable fine of Additional of 30%</li> <li>(viii) By inserting item 820, <b>False evidence</b>-Liable fine of Twice the amount of fees that would have been paid for the undisclosed data or 6 months in jail or both</li> <li>(ix) By inserting item 821, <b>Bribing</b>-Liable Fine of 100,000/- or 1 year in jail or both</li> <li>(x) By inserting item 822, <b>Receiving bribe</b>- Liable Fine of 100,000/- or 1 year in jail or both</li> <li>(xi) By inserting item 823, <b>Failure to display License</b>-Liable fine of 5,000/- or 1 month imprisonment or both</li> <li>(xii) By inserting item 824, <b>Fine for non compliance of existing laws/regulations</b> -Liable fine of 5,000/-</li> </ul>
<p>Amendment to the Schedules</p>	<p><b>7. Schedule XII, Alcoholic Drinks License Fees</b> of the Elgeyo Marakwet County Finance Act 2019 is amended as follows-</p> <ul style="list-style-type: none"> <li>(i) By inserting item 10-142, Application and inspection of liquor licence fee (ALL categories) Ksh. 2,000.</li> </ul>