

**STATUTORY INSTRUMENTS SUPPLEMENT**

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**S T A T U T O R Y   I N S T R U M E N T S**

**2009 No. 48.**

**The Occupational Safety and Health (Workplace Registration Fees) Rules, 2009.**

*(Under sections 41(1) and 119(1) of the Occupational Safety and Health Act, 2006)*

IN EXERCISE of the powers conferred upon the Minister by sections 41(1) and 119(1) of the Occupational Safety and Health Act, 2006, these Rules are made this 2nd day of June, 2009.

**1. Title**

These Rules may be cited as the Occupational Safety and Health (Work Place Registration Fees) Rules, 2009.

**2. Commencement**

These Rules shall come into force fourteen days after publication in the Gazette.

**3. Application**

These Rules shall apply to every workplace as provided in Schedule 2.

**4. Interpretation**

In these Rules, unless the context otherwise requires—

“currency point” the has meaning assigned to it in Schedule 1;

“Minister” means Minister responsible for occupational safety and health;

“workplace” has the meaning as provided by the Act.

## **5. Different operations by same occupier and premises**

Where different operations, using different raw materials as declared in Schedule 2 and producing different products are being undertaken by the same occupier under the same premises, such operations will be treated as separate entities and will be regulated independently under these Rules.

SCHEDULE 1  
CURRENCY POINT

*Rule 3*

A currency point is equivalent to twenty thousand shillings.

## SCHEDULE 2

### BASIC REGISTRATION FEES FOR EACH WORKPLACE

<i>No.</i>	<i>Nature of Activity</i>	<i>Criteria used where applicable</i>	<i>Explanatory Notes</i>	<i>Fees (Currency)</i>
1.	Agriculture, Forestry, Fishing and Hunting	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	50 or less	2.5
			51 - 100	5
			101 - 200	10
			201 and above	250
2.	Manufacturing, Processing	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	50 or less	2.5
			51 - 100	5
			101 - 200	10
			201 and above	25
3.	Construction (Buildings for Commercial & Public use, Civil woks, roads, Dams and Bridges)	Project Value	Project Value	
			Less than 10m	2.5
			10m -50m	12.5
			51m - 100m	25
			101m - 500m	50
			501m - 1Bilion	125
Above 1Bilion	250			
4.	General Engineering	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	Using no mechanical power	2.5
			Using mechanical power (i) $\leq 3$ machines	5
			(ii) $>3 \leq$ machines	15
			(iii) $>7$ machines or and heavy duty machines	50
5.	Communication stations		Radio	10
			Television	25
			Telephone Mast	25

6.	Mining and Quarrying		Self employed/artisans	2.5
			o Machinery used	30
			o Registered	
			o Use of chemicals	
o Quarrying	250			
o Low tonnage (tens of thousands or less)				
			o Licensed	
			Precious metals	200
7.	Oil Exploration, Drilling and Production	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	<ul style="list-style-type: none"> <li>- Large venture</li> <li>- High project value</li> <li>- Highly hazardous</li> </ul>	2,500
8.	Oil Refining	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	<ul style="list-style-type: none"> <li>- Large venture</li> <li>- High project value</li> <li>- Highly hazardous</li> </ul>	2,500
9.	Oil depots and oil pipeline engineering works	<ul style="list-style-type: none"> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Number of workers</li> </ul>	10 million liters or less	250
			10 million liters or more	500
10.	Liquefied petroleum gas (LPD) plants	<ul style="list-style-type: none"> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials &amp; chemicals handled</li> <li>o Number of workers</li> </ul>		10
11.	Natural Petroleum Gas production		- Highly flammable	500

12.	Commercial energy Generation	<ul style="list-style-type: none"> <li>o Production capacity</li> <li>o Method of generation</li> <li>o Hazards involved</li> </ul>	Hydro power plant $\leq$ 150mw $>$ 150mw Thermal power plant $\leq$ 30mw $>$ 30mw Power Transmission Power distribution	400 750 200 450 250 250
13.	Restaurants	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials and chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>		5
14.	Hotels	Star Rating System	* (one star or less) ** (two stars) *** (three star) **** (four star) ***** (five star)	5 10 15 20 25
15.	Listed Work	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials and chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	<ul style="list-style-type: none"> <li>- working in high rise structures (masts, pylons, painting high walls, etc)</li> <li>- working in confined space</li> </ul>	2,5 -10
16.	Public and Private Institutions	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials and chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	$\geq$ 5 workers, but $\leq$ 50 $>$ 50 workers, but $\leq$ 100 workers $>$ 100 workers	4 10 25
17.	Petrol Service Stations	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type &amp; Nature of work</li> <li>o Type of plant &amp; equipment used</li> <li>o Nature of materials and chemicals handled</li> <li>o Nature &amp; type of emissions</li> </ul>	$\leq$ 3 pumps $>$ 3 pumps	10 20
18.	Security companies	<ul style="list-style-type: none"> <li>o Nature of work (security)</li> </ul>		25

19.	Abattoir	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type and Nature of work</li> <li>o Type of plant and equipment used</li> <li>o Nature of materials and chemicals handled</li> <li>o Nature and type of emissions</li> </ul>		25
20.	Leisure and recreation	<ul style="list-style-type: none"> <li>o Number of workers</li> <li>o Type and Nature of work</li> </ul>	National Parks - {Dancing halls, - Theatres - Amusement parks - Cinema halls - Museums - Zoos - Beaches - Supermarkets}	50 {15}

I HEREBY signify my hand this 2nd day of June, 2009.

HON. GABRIEL OPIO,  
*Minister for Gender, Labour and Social Development.*