REPUBLIC OF KENYA



TWELFTH PARLIAMENT- (FOURTH SESSION)

THE NATIONAL ASSEMBLY

PUBLIC PETITION

(No. 006 of 2020)

WITHDRAWAL OF HARMFUL CHEMICALPESTICIDES FROM KENYAN MARKET

I, THE UNDERSIGNED, on behalf of the representatives of the Biodiversity and Biosafety Association of Kenya (BIBA-K), the Kenya Organic Agriculture Network (KOAN), Resources Oriented Development Initiative (RODI KENYA) and Route to Food Initiative (RTFI);

DRAW the attention of this House to the following:

- 1. **THAT**, there has been an increase in the prevalence of chemical pesticides in Kenya which pose a risk to human health and harmful effects to the environment;
- 2. **THAT**, the volume of imported insecticides, herbicides and fungicides has more than doubled in the last four years from 6,400 tonnes in 2015 to 15,600 tonnes in 2018 with a growth rate of 144 per cent;
- 3. **THAT**, despite this, there is no data available concerning the use of pesticides, concentration of pesticides in water, soil and food and their related impacts;
- 4. **THAT**, there are products on the Kenyan market that are certainly classified as carcinogenic (24 products), mutagenic (24 products), endocrine disrupter (35 products), neurotoxic (140 products) and many which show clear effects on reproduction toxicity (262 products); many of which have been banned in Europe, United Kingdom and USA;
- 5. **THAT**, this is worrying because the increase in pesticide use has not been accompanied by the necessary safeguards to control how they are applied and used;
- 6. **THAT**, during the pesticides registration process in Kenya, mainly the purity and the efficacy of the product is tested. Data on human and environmental health under the local conditions is scarcely taken into consideration. The Pest Control Product Act Cap. 346 of the Laws of Kenya does not state environmental and/or human health as a possible concern during the registration process;
- 7. **THAT**, the Kenya Plant Health Inspectorate Service (KEPHIS) has been contravening Section 15 of the Pest Control Product Act by failing to publish available information on the actual levels of pesticides in food samples collected and putting in place regular monitoring systems;

PUBLIC PETITION

WITHDRAWAL OF HARMFUL CHEMICALPESTICIDES FROM KENYAN MARKET

- **8. THAT**, there are no epidemiological health studies related to pesticide exposure on our health and their impact to the environment;
- **9. THAT**, the Pest Control Products Board (PCPB) has not been following the World Health Organisation (WHO) and the Food and Agriculture Organisation (FAO) International Code of Conduct on Pesticide Management;
- **10. THAT**, efforts have been made to address this matter with the relevant authorities to no avail;
- **11.THAT**, the matters in respect of which this Petition is raised are not pending before any court of law, constitutional or legal body;

THEREFORE, your humble petitioners pray that the National Assembly, through the Departmental Committee on Health:

- (i) Causes the Executive to order for an immediate ban of all products on the Kenyan market classified as carcinogenic, mutagenic, endocrine disrupters, neurotoxic and many which show clear effects on reproduction toxicity;
- (ii) Causes the Government to withdraw all harmful and toxic pesticides in Kenya's market based on the active ingredients used that pose serious health risks to Kenyans and develops and implements a strategy to remove such harmful pesticides from the market, recognising that it can take several years for products to be completely unavailable through local shops and dealers;
- (iii) Ensures that the Government establishes and strengthens monitoring system on the use of pesticides through increased data collection on food samples in the market and the level of pesticides contained;
- (iv) Causes an amendment to the Pest Control Products law to include a list of pesticides that have been withdrawn from the market based on the serious health risks posed to Kenyans, and to make it mandatory for the Pest Control Products Board (PCPB) to assess data on environmental and human health impacts during the registration and re-registration process of products; and,
- (v) Makes any other order that it deems fit in the circumstances of this petition.

And your **PETITIONERS** will ever pray.

PRESENTED BY

GLADYS BOSS SHOLLEI, CBS, MP MEMBER FOR UASIN GISHU COUNTY

DATE: 5th March 2020



REPUBLIC OF KENYA Please in thate
TWELFTH PARLIAMENT (THIRD SESSION) Arap kine
THE NATIONAL ASSEMBLY

PUBLIC PETITION

(No. 7

(No. 70 of 2019)

PUBLIC PETITION REGARDING WITHDRAWAL OF HARMFUL CHEMICAL PESTICIDES IN THE KENYA'S MARKET

I THE UNDERSIGNED on behalf of the representatives of Biodiversity and Biosafety Association of Kenya (BIBA-K), Kenya Organic Agriculture Network (KOAN), Resources Oriented Development Initiatives (RODI Kenya) and Route to Food Initiative (RTFI),

DRAW the attention of the House to the following:

- 1) THAT, there has been an increase in the prevalence of chemical pesticides in Kenya, which poses a risk to human health and harmful effects to the environment;
- 2) THAT, the volume of imported insecticides, herbicides and fungicides has more than doubled within four years from 6400 tons in 2015 to 15600 tons in 2018 with a growth rate of 144%;
- 3) THAT, despite this, there is no data available concerning the use of pesticides, concentration of pesticides in water, soil and food and their related impacts;
- 4) THAT, there are products on the Kenyan market, which are certainly classified as carcinogenic (24 products), mutagenic (24 products), endocrine disrupter (35 products), neurotoxic (140 products) and many which show clear effects on reproduction toxicity (262 products); many of which have been banned in Europe, United Kingdom and USA;
- 5) THAT, this is worrying because the increase in pesticide use has not been accompanied by the necessary safe guards to control how they are applied;

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- 6) **THAT,** during the pesticides registration process in Kenya, mainly the purity and the efficacy of the product is tested. Data on human and environmental health under local conditions are scarcely taken into consideration. The Pest Control Product Act Cap 346 Laws of Kenya does not state environmental and/or human health as a possible concern during the registration process;
- 7) **THAT,** the Kenya Plant Health Inspectorate Service (KEPHIS), has been contravening Section 15 of the Pest Control Product Act, by failing to publish available information on the actual levels of pesticides in food samples collected and putting in place regular monitoring system;
- 8) **THAT,** there are no epidemiological health studies related to pesticide exposure on our health and their impact to the environment;
- 9) **THAT,** the Pest Control Products Board (PCPB) has not been following the World Health Organization (WHO) and Food and Agriculture Organization (FAO) International Code of Conduct on Pesticide Management; and
- 10) **THAT**, the matters in respect of which this petition is raised are not pending before any court of law, constitutional or legal body.

THEREFORE, your humble petitioners prays that the National Assembly through the Departmental Committee on Health:-

- (i) Causes the Executive to order for an immediate ban of all products on the Kenyan market, classified as carcinogenic, mutagenic, endocrine disrupters, neurotoxic and many which show clear effects on reproduction toxicity;
- (ii) Causes the Government to withdraw all harmful and toxic pesticides in Kenya's market based on the active ingredients used, that pose serious health risks to Kenyans and develops and implements a strategy to remove such harmful pesticides from the market, recognizing that it can take several years for products to be completely unavailable through local shops and dealers;

- (iii) ensures that the Government establishes and strengthens monitoring system on the use of pesticides through increased data collection on food samples in the market and the level of pesticides contained;
- (iv) Causes an amendment to the Pest Control Products law to include a list of pesticides that have been withdrawn from the market based on the serious health risks posed to Kenyans, and to make it mandatory for the Pest Control Products Board (PCPB) to assess data on environmental and human health impacts during the registration and re-registration process of products; and
- (v) Makes any other order that it deems fit in the circumstances of this petition.

And your **PETITIONERS** will ever pray.

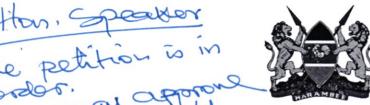
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| GLADYS BOSS SHOLLEI, CBS MP UASIN GISHU COUNTY | |
| 11th September | 2019 |

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REPUBLIC OF KENYA
TWELFTH PARLIAMENT (THIRD SESSION)
THE NATIONAL ASSEMBLY

PUBLIC PETITION

(No. 70 of 2019)

PUBLIC PETITION REGARDING WITHDRAWAL OF HARMFUL CHEMICAL PESTICIDES IN THE KENYA'S MARKET

I THE UNDERSIGNED on behalf of the representatives of Biodiversity and Biosafety Association of Kenya (BIBA-K), Kenya Organic Agriculture Network (KOAN), Resources Oriented Development Initiatives (RODI Kenya) and Route to Food Initiative (RTFI),

DRAW the attention of the House to the following:

- 1) **THAT,** there has been an increase in the prevalence of chemical pesticides in Kenya, which poses a risk to human health and harmful effects to the environment;
- 2) **THAT,** the volume of imported insecticides, herbicides and fungicides has more than doubled within four years from 6400 tons in 2015 to 15600 tons in 2018 with a growth rate of 144%;
- 3) **THAT,** despite this, there is no data available concerning the use of pesticides, concentration of pesticides in water, soil and food and their related impacts;
- 4) **THAT,** there are products on the Kenyan market, which are certainly classified as carcinogenic (24 products), mutagenic (24 products), endocrine disrupter (35 products), neurotoxic (140 products) and many which show clear effects on reproduction toxicity (262 products); many of which have been banned in Europe, United Kingdom and USA;
- 5) **THAT,** this is worrying because the increase in pesticide use has not been accompanied by the necessary safe guards to control how they are applied;

- 6) **THAT,** during the pesticides registration process in Kenya, mainly the purity and the efficacy of the product is tested. Data on human and environmental health under local conditions are scarcely taken into consideration. The Pest Control Product Act Cap 346 Laws of Kenya does not state environmental and/or human health as a possible concern during the registration process;
- 7) **THAT,** the Kenya Plant Health Inspectorate Service (KEPHIS), has been contravening Section 15 of the Pest Control Product Act, by failing to publish available information on the actual levels of pesticides in food samples collected and putting in place regular monitoring system;
- 8) **THAT,** there are no epidemiological health studies related to pesticide exposure on our health and their impact to the environment;
- 9) **THAT,** the Pest Control Products Board (PCPB) has not been following the World Health Organization (WHO) and Food and Agriculture Organization (FAO) International Code of Conduct on Pesticide Management;
- 10) **THAT**, efforts have been made to address this matter with the relevant authorities to no avail.
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THEREFORE, your humble petitioners prays that the National Assembly through the Departmental Committee on Health:-

- (i) Causes the Executive to order for an immediate ban of all products on the Kenyan market, classified as carcinogenic, mutagenic, endocrine disrupters, neurotoxic and many which show clear effects on reproduction toxicity;
- (ii) Causes the Government to withdraw all harmful and toxic pesticides in Kenya's market based on the active ingredients used, that pose serious health risks to Kenyans and develops and implements a strategy to remove such harmful pesticides from the market, recognizing that it can take several years for products to be completely unavailable through local shops and dealers;

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- (v) Makes any other order that it deems fit in the circumstances of this petition.

And your **PETITIONERS** will ever pray.

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| GLADYS BOSS SHOLL | EI, CBS MP | |
| UASIN GISHU COUNTY | <u>Y</u> | |
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REPUBLIC OF KENYA TWELFTH PARLIAMENT (THIRD SESSION) THE NATIONAL ASSEMBLY

PUBLIC PETITION

(No. 70 of 2019)

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PRESENTED BY

GLADYS BOSS SHOLLEI, CBS MP UASIN GISHU COUNTY

DATE: 10th September 2019



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- 10) **THAT**, the matters in respect of which this petition is raised are not pending before any court of law, constitutional or legal body.

THEREFORE, your humble petitioners prays that the National Assembly through the Departmental Committee on Health:-

- (i) Recommends for an immediate ban of all products on the Kenyan market, classified as carcinogenic, mutagenic, endocrine disrupters, neurotoxic and many which show clear effects on reproduction toxicity;
- (ii) Causes the Government to withdraw all harmful and toxic pesticides in Kenya's market based on the active ingredients used, that pose serious health risks to Kenyans and develops and implements a strategy to remove such harmful pesticides from the market, recognizing that it can take several years for products to be completely unavailable through local shops and dealers;

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