

(Legislative Supplement No. 27)

LEGAL NOTICE NO. 56

## THE STAMP DUTY ACT

(Cap. 480)

## EXEMPTION

IN EXERCISE of the powers conferred by section 106 of the Stamp Duty Act, the Minister for Finance directs that the instruments executed in respect of the authorized share capital of National Bank of Kenya Limited, of P.O. Box 72866, Nairobi, shall be exempt from the provisions of the Act.

Dated the 10th May, 2003.

DAVID MWIRARIA,  
*Minister for Finance.*

LEGAL NOTICE NO. 57

## THE BETTING, LOTTERIES AND GAMING ACT

(Cap. 131)

IN EXERCISE of the powers conferred by section 70 of the Betting, Lotteries and Gaming Act, the Minister for Home Affairs makes the following Regulations:—

THE BETTING, LOTTERIES AND GAMING (AMENDMENT)  
REGULATIONS, 2003

1. These Regulations may be cited as the Betting, Lotteries and Gaming (Amendment) Regulations, 2003.

2. The Betting, Lotteries and Gaming Regulations, in these Regulations referred to as "the principal Regulations", are amended in the proviso to regulation 3 by deleting the words "forty shillings" appearing in paragraph (ii) and substituting therefor the words "2.5% of the total projected proceeds, or fifty thousand shillings, whichever is the less".

Sub. Leg.

3. The principal Regulations are amended by inserting the following regulation immediately after regulation 16A—

Draws.

16B. All draws for competitions and lotteries licensed under these Regulations shall be—

(a) open to the public; and

(b) conducted in the presence of a Board official.

4. The principal Regulations are amended by inserting the following regulations immediately after regulation 15—

No credit,  
markers or  
discounts.

15A. (1) No public gaming house operator shall—

- (a) give credit, markers or discounts to players in such gaming houses; or
- (b) play or allow his immediate relatives to play in the gaming house in respect of which they hold a licence.

(2) Any person who contravenes the provisions of this regulation shall be guilty of an offence and liable to a fine of not less than ten thousand shillings or to imprisonment for a term not exceeding one year, or to both

Employee  
gaming card.

15B. (1) All persons intending to seek employment, or to remain an employee, at gaming premises shall apply to the Board for an employee gaming card authorizing such person to be or to remain as such employee.

(2) An employee gaming card issued under this regulation shall be in such form and at such fee as the Board may from time to time prescribe.

(3) The Board may prescribe such conditions as to the qualifications of an applicant for an employee gaming card under this regulation as it may deem appropriate.

(4) Any person who contravenes the provisions of this regulation shall be guilty of an offence and liable to a fine of not less than ten thousand shillings, or to imprisonment for a term not exceeding one month, or to both.

Complaints.

15C. A person aggrieved by the action of a licensee or a permit holder under these Regulations may make a complaint in that respect to the Board.

5. The principal Regulations are amended by deleting the Second Schedule and substituting therefor the following new Schedule—

## SECOND SCHEDULE

(r. 5)

	<i>Application fee (non- refundable)</i>	<i>Fee for 12 months</i>	<i>Fee for 6 months or less</i>	<i>Fee for each race day</i>
	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>
1. Bookmaker's licence:				
On-the-course		5,000	2,500	—
Off-the-course		25,000	10,000	—
On-and-off-the-course		25,000	10,000	—
Each betting premises		25,000	10,000	—

## SECOND SCHEDULE—(Contd.)

	<i>Application fee (non- refundable)</i>	<i>Fee for 12 months</i>	<i>Fee for 6 months or less</i>	<i>Fee for each race day</i>
	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>
2. Totalisator licence:				
On-the-course		8,000	4,000	2,000
Off-the-course		8,000	4,000	2,000
On-and-off-the-course		16,000	8,000	2,000
Each betting premises		20,000	10,000	—
3. Pool betting scheme licence:				
Promoter's licence (for each betting scheme)	—	10,000	5,000	
Principal agent's licence (for each betting scheme)	—	10,000	5,000	
Agents licence (for each betting scheme)	—	1,000	500	
Betting premises:				
Each promoter	—	20,000	10,000	
Each principal agent	—	20,000	10,000	
Each agent	—	1,200	600	
4. Permit authorizing book- making at race meeting:				
For each race meeting	—	—	—	4,000
5. Permit authorizing promotion of off-the-course lottery relating to racing:				
For each lottery	—	—	—	6,000
6. Permit authorizing the use of an amusement machine:				
For each machine	—	1,000	500	—
7. Duplicate of licence or permit	—	—	—	100
8. Sales promotion/prize compe- tition	—	6% of the total pro- mo- tion budget	—	—
9. Pool table (Nairobi, Mombasa, Kisumu, Eldoret, Nakuru, Thika)	—	5,000 per table	—	—

## SECOND SCHEDULE—(Contd.)

	<i>Application fee (non- refundable)</i>	<i>Fee for 12 months</i>	<i>Fee for 6 months or less</i>	<i>Fee for each race day</i>
	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>	<i>KSh.</i>
All other areas	—	2,500 per table	—	—
10. Public gaming licence	1,000,000	200,000	—	—
11. Television game show	—	12% of the total pro- motional budget	—	—

Dated the 6th May, 2003.

MOODY AWORI,  
*Minister for Home Affairs.*