NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

|  |  |
| --- | --- |
| **1.** | **Notifying Member:** Kenya  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:** Ministry of Health  **Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:**  Ministry of Health Afya House, Cathedral Road P.O. Box:30016–00100, Nairobi, Kenya Telephone: +254-20-2717077 Email: [ps@health.go.ke](mailto:ps@health.go.ke); [pshealthke@gmail.com](mailto:pshealthke@gmail.com); [headnutrition.moh@gmail.com](mailto:headnutrition.moh@gmail.com), [directorphke@gmail.com](mailto:directorphke@gmail.com) |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** Milk and milk products (ICS 67.100) |
| **5.** | **Title, number of pages and language(s) of the notified document:** The Breast Milk substitutes (Regulation and Control) (General) Regulations, 2020 (38 page(s), in English) |
| **6.** | **Description of content:** The Objects of this regulations is to guide persons who use, manufacture, sell and market breast milk substitutes and to ensure that all persons understand that breast milk substitutes undermines breastfeeding and suboptimal breastfeeding is a leading but preventable cause of death and serious illness in infants and young children.  This regulation also provides for production, preparation and packaging of designated products and pre-packaged complementary foods and shall be in accordance with the;  (a)  provisions of the Act, the Food, Drugs and Chemical Substances Act, the Public Health Act and the Kenya Standard KS EAS 39 and any other written Laws and;  (b) the Kenya Standards for Infant formula (KSEAS 4), follow-up formula KS CODEX STAN 156, formulated pre-packaged complementary food for older infants and young children (KS 2515) and processed cereal based foods for infants and young children (KS EAS 72). |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** Protection of human health or safety; Quality requirements |
| **8.** | **Relevant documents:**  N/A |
| **9.** | **Proposed date of adoption:** March 2021  **Proposed date of entry into force:** Upon declaration as mandatory by the relevant Cabinet Secretary |
| **10.** | **Final date for comments:** 18 February 2021 |
| **11.** | **Texts available from: National enquiry point [****X]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  Kenya Bureau of Standards (KEBS) P.O. Box: 54974-00200, Nairobi, Kenya Tel: +(254) 020 605 490 +(254) 020 605 506 +(254) 020 694 8258 Fax: +(254) 020 609 660 +(254) 020 609 665 E-mail: [info@kebs.org](mailto:info@kebs.org)  Website: <http://www.kebs.org>  <https://members.wto.org/crnattachments/2020/TBT/KEN/20_7876_00_e.pdf> |