



UN Programme of Action

National Reporting Tool

Kenya

2016

SECTION 1: POINTS OF CONTACT

Sources National Coordination Agency

PoA II.4 1. Has your country established a National Coordination Agency or other body responsible for policy guidance, research and monitoring of efforts to prevent, combat and eradicate the illicit trade in SALW in all its aspects? Yes ▾

- a) Name of agency : KENYA NATIONAL FOCAL POINT ON SMALL ARMS AND LIGHT WEAPONS
- b) Address : P.O. BOX 30510 - 00100 BRUCE HOUSE 14th FLR STANDARD STREET
- c) Contact details :
- i) Contact person : MR. MARCUS JUMA OCHOLLA
- ii) Telephone number(s) : +254 722 626 305
- iv) Email : knfp.info@gmail.com

Sources National Point of Contact

PoA II.5, 24 2. Does your country have a National Point of Contact designated to act as a liaison on matters relating to the implementation of the UN Programme of Action on Small Arms (PoA)? Yes ▾

2.1. Details:

- a) Name : MR. MARCUS JUMA OCHOLLA
- b) Organization or agency : KENYA NATIONAL FOCAL POINT ON SMALL ARMS AND LIGHT WEAPONS
- c) Address : P.O. BOX 30510 - 00100 BRUCE HOUSE 14th FLR STANDARD STREET
- d) Telephone number(s) : +254 722 626 305
- f) Email : knfp.info@gmail.com

ITI 25 2.2 Is the National Point of Contact identified above also responsible for exchanging information and liaising on matters relating to the International Tracing Instrument (ITI)? --- Select --- ▾

SECTION 2: MANUFACTURE

Sources Laws, regulations and administrative procedures

PoA II.2 3. Are there any SALW manufactured in your country? Yes ▾

3.1. Does your country have laws, regulations and/or administrative procedures to exercise effective control over the manufacture of SALW? Yes ▾

3.1.1 List laws, regulations and/or administrative procedures regulating the manufacture of SALW in your country

1. The Firearms Act cap 114, Laws of Kenya 2. Security Amendment Act, 2014

3.1.2. Does your country license the manufacture of SALW? Yes ▾

PoA II.3 3.1.3. Is illegal manufacture of SALW considered a criminal offence in your country? Yes ▾

Sources Marking at manufacture

PoA II.7; ITI 8a 3.2. Does your country require that SALW be marked at the time of manufacture? Yes ▾

ITI 8a 3.2.1. What information is included in the marking (check relevant boxes)?

- a) Name of the manufacturer
- b) Country of manufacture
- c) Serial number
- d) Year of manufacture
- e) Weapon type/model
- f) Caliber
- g) Other

ITI 10a 3.2.2. What part of the SALW is marked? No ▾

For firearms, on the receiver assembly/frame, Bolt and Burrel. For ammunition at the base/percussion cap

3.2.3 Are there exceptions to the requirement to mark SALW at the time of manufacture? No ▾

Sources Record-keeping by manufactures

PoA II.9; ITI 11 3.3. Does your country require that manufacturers keep records of their activities? Yes ▾

ITI 12a 3.3.1. What information must be recorded (check relevant boxes)?

- a) Quantity of SALW manufactured
- b) Type or model of SALW manufactured
- c) Markings applied to manufactured SALW

- d) Transactions (e.g. sales of manufactured and marked SALW)
- e) Other

ITI 12a

3.3.2. How long must manufacturing records be kept?

Indefinitely ▼

Sources **Actions taken during the reporting period**

PoA II.6 3.4. During the reporting period, was action taken against groups or individuals engaged in illegal manufacturing of SALW (e.g. prosecution)? Yes ▼

3.4.1. Details.
Persons found in possession of or engaged in illegal manufacture of illicit SALW were arrested and prosecuted

Sources **International assistance**

PoA III.6 4. Does your country wish to request assistance in developing laws, regulations and/or administrative procedures regarding SALW manufacture? No ▼

SECTION 3: INTERNATIONAL TRANSFERS

Sources **Laws, regulations and administrative procedures**

PoA II.2, 12 5. Does your country have laws, regulations or administrative procedures to exercise effective control over the export, import, transit or retransfer of SALW? Yes ▼

PoA II.11 5.1. List laws, regulations or administrative procedures to exercise effective control over the export, import, transit or retransfer of SALW.
1. The Firearms Act cap 114, Laws of Kenya 2. Security Amendment Act, 2014

Sources **Licensing and authorisation**

PoA II.11 5.2. Does a person or an entity who transfers SALW require a licence or other form of authorisation to transfer SALW from/into your country? Yes ▼

PoA II.3 5.3. Is it a criminal offence to trade SALW without a licence or authorisation, or to do so in a manner that is in contradiction to the terms of a licence or authorisation, in your country? Yes ▼

PoA II.11 5.4. What kind of documentation does your country require prior to authorising an export of SALW to another country? Yes ▼

PoA II.12 a) An end-user certificate (EUC) from the importing country
i) What elements does an end-user certificate in your country contain (check relevant boxes)?
1) Detailed description (type, quantity, characteristics) of the SALW or technology
2) Contract number or order reference and date
3) Final destination country
4) Description of the end-use of the SALW
5) Exporter's details (name, address and business name)
6) End-user information (name, position, full address and original signature)
7) Information on other parties involved in the transaction
8) Certification by the relevant government authorities of the authenticity of the end-user
9) Date of issue
10) Other

PoA II.12 b) Other types of end-user documentation
N/A
5.5. Does your country verify or seek to authenticate EUCs or other types of end-user documentation provided? Yes ▼

5.5.1 Details:
Verification of documents is done by relevant agencies i.e Police and Customs departments

5.6. Does your country have measures in place aimed at preventing the forgery and misuse of EUCs or other types of end-user documentation? Yes ▼

5.6.1 Details:
By proof checking the authenticity of all necessary documents with relevant agencies i.e Police and Directorate of Criminal Investigations, Customs departments and National Intelligence Services.

Sources **Post-delivery controls**

5.7. When exporting, does your country require a Delivery Verification Certificate (DVC) to confirm that SALW have reached their intended end-user or intended importer in the importing State? Yes ▼

5.8. After exporting, does your country verify or seek to authenticate DVCs provided? Yes ▼

5.8.1 Details
By cross checking and verifying the authenticity of the documents

5.9. When importing, does your country grant the right to the exporting State to conduct a physical check at the point of delivery? No ▾

Sources Marking at import

ITI 8b 5.10. Does your country require that SALW imported into your country be marked at the time of import? Yes ▾

5.10.1. Who is required to mark the SALW?
The manufacturer

5.10.2. What information is included in the marking on import (check relevant boxes)?

- a) Country of import
- b) Year of import
- c) Other

5.10.3. Are there exceptions to the requirement to mark imported SALW? No ▾

5.10.4. If marked SALW imported into your country do not bear a *unique* marking when they arrive, does your country require that they be given such a marking? Yes ▾

5.10.4.1 Details:
1. Sub-Regional(RECSA) logo 2. Country Code 3.Department(End-User) identification

Sources Record-keeping

PoA II.9; ITI 12 5.11. Does your country require that exporters and importers of SALW keep records of their activities? Yes ▾

5.11.1. What information must be recorded (check relevant boxes)?

- a) Quantity of SALW traded
- b) Type or model of SALW traded
- c) Markings appearing on transferred SALW
- d) Transactions
 - i) Identity of buyer/seller
 - ii) Country SALW are to be delivered to or purchased from
 - iii) Date of delivery
- e) Other

5.11.2. How long must records of transfers be kept? Indefinitely ▾

Sources Actions taken during the reporting period

PoA II.6 5.12. During the reporting period, was action taken against groups or individuals engaged in transferring SALW illegally (e.g. prosecution)? Yes ▾

5.12.1 Details.
Persons found in possession of or engaged in illegal transfer of illicit SALW were arrested and prosecuted

Sources International assistance

PoA III.6 6. Does your country wish to request assistance in developing laws, regulations or administrative procedures to exercise effective control over the export, import, transit or retransfer of SALW? No ▾

SECTION 4: BROKERING

Sources Laws, regulations and administrative procedures

PoA II.14 7. Does your country have laws, regulations and/or administrative procedures governing brokering of SALW? No ▾

Sources International assistance

- PoA III.6 8. Does your country wish to request assistance in developing laws, regulations or administrative procedures to regulate SALW brokering? No ▾

SECTION 5: STOCKPILE MANAGEMENT

Sources Laws, regulations and administrative procedures

- PoA II.17 9. Does your country have standards and procedures relating to the management and security of SALW held by the armed forces, police or any other entity authorised to hold SALW? Yes ▾

- PoA II.17 9.1. If so, which of the following provisions are included in these standards and procedures (check relevant boxes)?

- a) Appropriate locations for stockpiles
- b) Physical security measures
- c) Control of access to stocks
- d) Inventory management and accounting control
- e) Staff training
- f) Security, accounting and control of SALW held or transported by operational units or authorised personnel
- g) Procedures and sanctions in the event of theft or loss
- h) Other

Sources Surplus

- PoA II.18 9.2. When stocks are identified as surplus, what actions does your country take with regard to the surplus (check relevant boxes)?

- a) Officially declare as surplus
- b) Take out of service
- c) Record by type, lot, batch, and serial number
- d) Store separately
- e) Other

- 9.3. In disposing of the surplus stocks, which of the following methods may be used (check relevant boxes)?

- a) Destruction
- b) Sale to another State
- c) Donation to another State
- d) Transfer to another state agency
- e) Sale to civilians
- f) Sale or transfer to legal entities (e.g. museums, private security companies, etc.)
- g) Other

Sources Actions taken during the reporting period

- PoA II.19 9.4. During the reporting period, has your country destroyed surplus stocks? Yes ▾

- PoA II.20 9.4.1. How many SALW were destroyed?

- 9.4.2. Any further comments regarding destruction?
None

Sources International assistance

- PoA II.29; III.6 **10. Does your country wish to request assistance in developing standards and procedures on stockpile management?** Yes ▾
- 10.1. What kind of assistance do you require?**
1. Enhancing PSSM 2. Acquisition and installation of a centralized data software 3. Acquisition of tracing instruments
- 10.2. Has your country developed a project proposal for assistance?** No ▾
- PoA III.6; 14 **11. Does your country wish to request assistance in developing capacity for the destruction of weapons?** Yes ▾
- 11.1. What kind of assistance do you require?**
1. Acquisition of SALW destruction equipment
- 11.2. Has your country developed a project proposal for assistance?** No ▾

SECTION 6: COLLECTION

Sources Collection

- 12. During the reporting period, did your country collect any SALW?** Yes ▾
- PoA II.21 **12.1. How many SALW were collected?**
- 12.2. What action was taken with respect to the SALW collected (check relevant boxes)?**
- a) Stored securely pending further action
- b) Marked
- c) Registered or recorded
- d) Destroyed
- e) Other

Sources International assistance

- PoA III.6 **13 Does your country wish to request assistance in building capacity for confiscation and seizure of the illicit SALW?** Yes ▾
- 13.1. What kind of assistance do you require?**
1. Resources for conducting National sensitization and public awareness 2. Resources for implementing socioeconomic activities.
- 13.2. Has your country developed a project proposal for assistance?** No ▾

SECTION 7: MARKING AND RECORD KEEPING

Sources Marking

- ITI 8d **14. Does your country take measures to ensure that all SALW in the possession of government armed and security forces for their own use are duly marked?** Yes ▾
- 14.1. Describe the markings that are applied to government-held stocks.**
1. Sub- Regional(RECSA) logo 2. Country Code 3.Department(End-User) identification.
- ITI 8c **14.2. When government stocks are transferred to civilians or private companies in your territory, are such stocks marked to indicate that your government transferred the stocks?** Yes ▾
- ITI 8e **15. Does your country encourage manufacturers of SALW to develop measures against the removal or alteration of markings?** Yes ▾
- 15.1 Details**
The National laws requires that markings be put in a manner that they cannot be removed or altered without mechanical efforts.

Record-keeping

- PoA II.9 **16. Does your country have standards and procedures related to keeping of records for all marked SALW in its territory?** Yes ▾
- 16.1. What records relating to SALW are kept by the State (e.g. manufacturing, brokering, import and export**

licences granted, sales to other States, SALW held by State agencies such as the armed forces etc)?
 1. Records of Manufacture 2. Records of Imports 3. Records of Export and acquisition 4. Records of deliveries. 5. Records of Sales 6. Records of Procurement

- ITI 12 a,b **16.2. How long does the government keep such records?**
 For as long as the SALW exists in stores.
- ITI 13 **163. In the event that they go out of business, are companies engaged in SALW activities (e.g. manufacturing, importing, exporting etc) required to submit all records held by them to the government?** Yes ▾

Sources International assistance

- PoA III.6, ITI 27 **17. Does your country wish to request assistance in building capacity for record-keeping?** Yes ▾
- 17.1. What kind of assistance do you require?**
 Acquisition and installation of electronic Data software for centralization of National arms records.
- 17.2. Has your country developed a project proposal for assistance?** No ▾

SECTION 8: INTERNATIONAL TRACING

Sources Laws, regulations and administrative procedures

- PoA II.10; ITI 14, 24 **18. Does your country have procedures in place to trace SALW?** Yes ▾

Sources Tracing requests

- ITI 25; 31a **18.1. Which government agency is responsible for making a tracing request to another country?**
 National Police Service through Interpol
- ITI 17 **18.2. What information does the designated agency include in a tracing request? (check relevant boxes)**
- a) Circumstances under which the SALW was found
 - b) Reasons why the SALW is considered to be illegal or illicit
 - c) The intended use of the information being sought
 - d) Any markings on the SALW
 - e) Type/calibre of SALW
 - f) Other

Sources Cooperation with INTERPOL

- PoA II.37; ITI 33 **19. During the reporting period, has your country cooperated on the issue of tracing SALW with the International Criminal Police Organization (INTERPOL) ?** Yes ▾

Sources International assistance

- PoA II.36; III.6; ITI 27 **2420. Does your country wish to request assistance in developing procedures to trace SALW? <td>** Yes ▾
- &n **20.1. What kind of assistance do you require?**
 1. Acquisition of tracing equipment. 2. Acquisition of SALW detecting equipment.
- 20.2. Has your country developed a project proposal for assistance?** No ▾
- PoA III.10; ITI 2521 **2521. Has your country considered providing assistance to examine technologies to improve the tracing and detection of illicit SALW? <td>** Yes ▾
- &n **21.1. Details**
 Regional and International Cooperation and assistance

**SECTION 9: INTERNATIONAL COOPERATION & ASSISTANCE **

Sources Assistance requested / received / provided

PoA III.3, 6 2622. During the reporting period, in addition to the assistance requested/received mentioned in the Sections 2-8 above, has your country requested / received / provided assistance to implement the PoA and ITI?td> Yes ▼

PoA III.16, PoA III. 6, PoA III.7, PoA III.18, PoA III. 15

22.1 If so, in what areas (check relevant boxes)?

a. Establishing/designating National Coordination Agency/National Point of Contact Provided ▼

a) Nature of the assistance:

i) financial Provided ▼

ii) technical Provided ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

1. Establishing, equipping and staffing the agency 2. Operational capacity

d) Duration of the assistance provided/received:

1 Year

e) State(s) or organization(s) that provided/received the assistance:

Government, RECSA, UNDP,

b. Disarmament, demobilization and reintegration (DDR) Provided ▼

a) Nature of the assistance:

i) financial Provided ▼

ii) technical Provided ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Collection, documentation, transport and storage of SALW and implementation of socioeconomic activities to those who surrender their SALW

d) Duration of the assistance provided/received:

1 year

e) State(s) or organization(s) that provided/received the assistance:

Government, UNDP

c. Capacity-building and training on SALW issues Provided ▼

a) Nature of the assistance:

i) financial Provided ▼

ii) technical Provided ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Training.

d) Duration of the assistance provided/received:

1 Year

e) State(s) or organization(s) that provided/received the assistance:

Government, RECSA and UNDP

d. Law enforcement Requested ▼

a) Nature of the assistance:

i) financial Requested ▼

ii) technical Requested ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Harmonization of SALW legislation and Policy

d) Duration of the assistance provided/received:

N/A

e) State(s) or organization(s) that provided/received the assistance:

None

e. Customs and borders Requested ▼

a) Nature of the assistance:

i) financial Requested ▼

ii) technical Requested ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Enhancement of Border control mechanisms workshops.

d) Duration of the assistance provided/received:

None

e) State(s) or organization(s) that provided/received the assistance:

None

&n

f. Action-oriented research

Requested ▼

a) Nature of the assistance:

i) financial Requested ▼

ii) technical Requested ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

National SALW Mapping

d) Duration of the assistance provided/received:

1 month

e) State(s) or organization(s) that provided/received the assistance:

Small Arms Survey

g. Children/youth

Requested ▼

a) Nature of the assistance:

i) financial Provided ▼

ii) technical Provided ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Gender mainstreaming

d) Duration of the assistance provided/received:

UNDP

e) State(s) or organization(s) that provided/received the assistance:

h. Awareness-raising

Provided ▼

a) Nature of the assistance:

i) financial Provided ▼

ii) technical Provided ▼

b) The amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

Sensitization and public education on Salw

d) Duration of the assistance provided/received:

1 year

e) State(s) or organization(s) that provided/received the assistance:

Government, UNDP

i. Organized crime, drug trafficking and terrorism

Requested ▼

a) Nature of the assistance:

i) financial Requested ▼

ii) technical Requested ▼

b) Amount of assistance provided/received (if financial):

N/A

c) Description of the assistance activity:

N/A

d) Duration of the assistance provided/received:

N/A

e) State(s) or organization(s) that provided/received the assistance:

None

j Other N/A

Requested ▼

a) Nature of the assistance:**i) financial** --- Select --- ▼**ii) technical** --- Select --- ▼**b) Amount of assistance provided/received (if financial):**

None

c) Description of the assistance activity:

N/A

d) Duration of the assistance provided/received:

N/A

e) State(s) or organization(s) that provided/received the assistance:

None

Any further comments on PoA and ITI, including implementation challenges and opportunities?td>

IMPLEMENTATION CHALLENGES: 1.Vast and unmanned porous borders 2.Inadequate funding towards effective implementation of Small Arms Control Programmes. 3.Threat of terrorism. 4.Limited technological facilities for improved surveillance and detection of illicit SALW. 5.Limited number of marking machines and constant breakdown of existing ones. OPPORTUNITIES: 1.Legal and legislative Assistance: - Support towards implementation of the Policy and legislative framework. 2.Institutional Capacity Building: - Towards effective coordination and implementation of all efforts to address illicit trafficking of weapons. 3.Technological Assistance and Equipment: - Through acquisition of appropriate surveillance and detection equipment. 4.Capacity building and Training: - strengthening capacity of law enforcement officers in various aspects of security and arms control and management. 5.Implementation of the National Action Plan and other Arms Control Strategies: such as deepening community security, awareness and education; Arms collection initiatives and strengthen information sharing and exchange platforms 6. Stockpile Management:- marking machines; software for record keeping; weapon storage facilities 7.Border control and security:- implementation of the National strategy 8.Development and livelihood programmes 9.Holistic and sustainable approaches to the threat of terrorism.

Additional information may be uploaded/attached, if necessary:**SECTION 10: INFORMATION TO BE SUBMITTED****Information on national marking practice**

2823. Pursuant to paragraph 31 of the International Tracing Instrument, States will provide the Secretary-General with the following information, updating it when necessary:td>

a) National marking practices related to marking used to indicate country of manufacture and/or country of import as applicable.

Information in relevant to this section have been provided in question 4 and 18 of this report.

Additional information such as images and illustrations may be uploaded/attached, if necessary:

Note: Relevant information might have been provided in questions 4.2.1, 4.2.2 and 18.1 in this report.