

LEGAL NOTICE NO.....



THE MINING ACT, 2016
(No. 12 of 2016)

IN EXERCISE of the powers conferred by Section 223 (1) and 223(2)(a) of the Mining Act, 2016, the Cabinet Secretary for Mining, Blue Economy and Maritime Affairs makes the following Regulations—

THE MINING (GEMSTONE IDENTIFICATION AND VALUE ADDITION) (FEES) REGULATIONS, 2023

Citation. **1.** These Regulations may be cited as the Mining (Gemstone Identification and Value Addition) (Fees) Regulations, 2023.

Application. **2.** These Regulations shall apply to all gemstone identification and value-addition centers within the Republic of Kenya.

Interpretation **3.** In these Regulations, unless the context otherwise requires—

“Act” means the Mining Act No. 12 of 2016;

“Cabinet Secretary” has the same meaning assigned to it under the Act;

“cabochon” A cabochon is a gemstone that has been shaped and polished rather than faceted. It has a smooth domed top surface and a flat base;

“cabbing” Cabbing is the process of making cabochons or "çabs". It is the process of polishing gemstones to have a flat curved base and a domed top;

“facet” A flat polished surface on a cut gemstone;

“faceting” is the art of grinding and cutting rough gemstones to acquire a polished surface using a faceting machine.;

“gemstone” means a mineral, rock or organic matter, in cut and polished form, used to make jewellery or other adornments;

“gemstone identification” is a laboratory process that is carried out to determine the true type and nature of gemstone/mineral sample;

Commented [MOU1]: Adopted from Dr. Kanyoro KCM and Geological Society of Kenya (GSK), comments on definition of terms to be standardized.

“sawing” is a process of reducing or splitting a mineral sample using an electric diamond saw to manageable sizes;

“tumbling” is a process of polishing gemstones through abrasion to make smoothly polished rounded shapes using a tumbler;

Fees **4.** The fees set out in the Schedule shall apply to the matters respectively indicated.

L.N. 75/2023. **5.** The Mining (Gemstone Identification and Value Addition) (Fees) Regulations, 2023 is revoked.

SCHEDULE

(r.3)

FEEES FOR GEMSTONE IDENTIFICATION AND VALUE ADDITION

Service	Description	Cost in Ksh.		
Gemstone Identification	Conducting tests on a gemstone's physical and optical properties. It also involves manual observation based on expertise, knowledge, and experience	1,000		
Sawing	Cutting or splitting size per piece	100		
Faceting	Category 1 Precious Gemstone (include all precious gemstones as defined in the First Schedule of the Mining Act) and the following additional gemstones not defined in the first schedule 1. Tanzanite/Zoisite 2. Spinel 3. Emerald 4. Zircon 5. Demantoid 6. Alexandrite	0.1ct-2.9ct	3.0ct-4.0ct	Above 4ct
		500Ksh. per piece	1000Ksh. Per piece	2000Ksh. Per piece
	Category 2(Semi Gemstone)	0.1ct-3.9ct	4.0ct and above	Special Stones>5.0ct

	(All semi precious gemstones as defined by the First Schedule of the Mining Act)	300Ksh. Per piece	500Ksh. per piece	1000Ksh. Per piece
Tumbling	Bulk material for bead work, Cabochon material in kilograms	2,500Ksh per kg		
Cabbing	Cabochon material using a cabbing Machine per piece	300Ksh. Per piece		
Hiring of safe deposit Box	Safe deposit boxes to be hired for safe storage of gemstones	1,000Ksh. Per Box Per Month		
Sealing	Sealing of gemstones for security purposes. Sealing shall be mandatory for all gemstones	No Charge		

Made on theday of.....2023

Salim Mvurya,
Cabinet Secretary
for Mining, Blue Economy and Maritime Affairs