



THE REPUBLIC OF KENYA

LAWS OF KENYA

THE COUNTER-TRAFFICKING IN PERSONS ACT

NO. 8 OF 2010

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COUNTER-TRAFFICKING IN PERSONS ACT

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NO. 8 OF 2010

COUNTER-TRAFFICKING IN PERSONS ACT

[Date of assent: 13th September, 2010.]

[Date of commencement: 1st October, 2012.]

An Act of Parliament to implement Kenya's obligations under the United Nations Convention Against Transnational Organized Crime particularly its Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children; to provide for the offences relating to trafficking in persons and for connected purposes

[Act No. 8 of 2010, Act No. 12 of 2012, Legal Notice 99 of 2012.]

PART I – PRELIMINARY

1. Short title and commencement

This Act may be cited as the Counter-Trafficking in Persons Act, 2010 and shall come into operation on such date as the Minister may, by notice in the Gazette, appoint.

[Act No. 12 of 2012, Sch.]

2. Interpretation

In this Act, unless the context otherwise requires—

"Advisory Committee" means the Counter-Trafficking in Persons Advisory Committee established under section 19;

"Board of Trustees" means the Board of Trustees of the Fund established by section 24;

"child" has the meaning assigned to it in the Children Act, 2001 (No. 8 of 2001.);

"consent" in relation to a person means that the person agrees by choice, and has the freedom and capacity to make that choice;

"exploitation" includes but is not limited to—

- (a) keeping a person in a state of slavery;
- (b) subjecting a person to practices similar to slavery;
- (c) involuntary servitude;
- (d) forcible or fraudulent use of any human being for removal of organs or body parts;
- (e) forcible or fraudulent use of any human being to take part in armed conflict;
- (f) forced labour;
- (g) child labour;
- (h) sexual exploitation;
- (i) child marriage;
- (j) forced marriage;

"forced labour" means the extraction of work or services from any person for the purpose of exploitation;