



THE REPUBLIC OF KENYA

LAWS OF KENYA

WORK INJURY BENEFITS ACT

NO. 13 OF 2007

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WORK INJURY BENEFITS ACT

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NO. 13 OF 2007

WORK INJURY BENEFITS ACT

[Date of assent: 22nd October, 2007.]

[Date of commencement: 2nd June, 2008.]

An Act of Parliament to provide for compensation to employees for work related injuries and diseases contracted in the course of their employment and for connected purposes

[Act No. 13 of 2007, L.N. 7/2008, L.N. 60/2008.]

PART I – PRELIMINARY

1. Short title

This Act may be cited as the Work Injury Benefits Act, 2007.

2. Interpretation

In this Act, unless the context otherwise requires—

“**accident**” means an accident arising out of and in the course and scope of an employee’s employment and resulting in personal injury;

“**Board**” means the National Labour Board;

“**capitalised value**” means the total anticipated allowance over a certain period;

“**compensation**” means compensation as provided for under this Act and includes medical aid and any benefit of any nature to which an employee or his dependants may be entitled to under this Act;

“**Council**” means the National Council for Occupational Safety and Health;

“**dependant**” means a person defined as a dependant in section 6;

“**Director**” means the Director of Occupational Safety and Health Services;

“**earnings**” means the remuneration of an employee at the time of the accident calculated in the manner set out in section 37;

“**employer**” means a person defined as an employer in section 4 and includes a principal;

“**injury**” means a personal injury and includes the contracting of a scheduled disease;

“**medical advisory panel**” means a panel appointed from medical and occupational health and safety practitioners to advise the Director for purposes of this Act;

“**medical aid**” means any or all of the benefits specified in sections 45 and 47;

“**medical practitioner**” means a person appointed by the Director for purposes of section 48 entitled to practice in Kenya under the Medical Practitioners and Dentists Act (Cap. 253);

“**Minister**” means the Minister for the time being responsible for labour matters;