

PETROLEUM OUTLETS FOUND OFFERING FOR SALE ADULTERATED OR EXPORT (TRANSIT) MOTOR FUELS IN THE MONTHS OF MAY, JUNE AND JULY 2014.

The Energy Regulatory Commission (ERC) is established under the Energy Act, No 12 of 2006 (the Act) as the energy sector regulatory agency, with responsibility for economic and technical regulation of electric power, renewable energy and downstream petroleum sub-sectors.

Section 95 of the Act prohibits the storage, transportation and/or sale within Kenya of petroleum products that do not conform to the Kenya Standard or of adulterated petroleum products. The section also prohibits the sale within Kenya of petroleum products intended for export.

ERC runs a program of continuous monitoring of the quality of petroleum motor fuels being sold throughout the country. During the months of May, June and July 2014, ERC together with the Kenya Revenue Authority (KRA), the Kenya Bureau of Standards (KEBS) and other government agencies conducted a countrywide monitoring exercise to enforce compliance with the provisions of the Act. In the exercise, a total of **2,251** tests were carried out in **401** petroleum outlets and over **97%** of the stations tested were found to be compliant.

However, **seventeen (17) tests** from **fourteen (14) sites** were non-compliant. The following is a list of the petroleum outlets which were found offering for sale adulterated and/or motor fuels intended for export.

	Test Date	Name of Station	County	Physical Location	Nature of Default	Status as at 13 th August 2014
1	13.05.14	Metro Filling Station	Kakamega	Ikonyero	Offering for sale motor gasoline contaminated with Kerosene	Station closed
2	13.05.14	Bukhayo Filling Station	Kakamega	Shisiru	Offering for sale transit/ export diesel	Station closed
3	15.05.14	Sango Filling Station	Bungoma	Ndalu	1. Offering for sale transit/ export motor gasoline 2. Offering for sale transit/ export diesel	Station closed
4	19.05.14	Thumbs Filling Station	Nyandarua	Haraka	Offering for sale diesel contaminated with Kerosene	Station closed for 8 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 600,000 to KRA
5	19.05.14	Eltex Service Station	Nyandarua	Oljororok West, Kasuku	Offering for sale diesel contaminated with Kerosene	Station closed for 7 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 380,000 to KRA
6	10.06.14	Atam Service Station	Nairobi	Embakasi, Outer Ring Road	1. Offering for sale motor gasoline contaminated with Kerosene 2. Offering for sale diesel contaminated with Kerosene	Station closed for 7 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 1,500,000 to KRA
7	10.06.14	Atam Service Station	Nairobi	Ex-KBT263D	Transporting diesel contaminated with Kerosene	
8	11.06.14	Glorious Filling Station	Nairobi	Kasarani, Mwiki	Offering for sale diesel contaminated with Kerosene	Station closed for 36 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 100,000 to KRA
9	12.06.14	Shell Service Station, Kiambu	Kiambu	Kiambu town	Offering for sale diesel contaminated with Kerosene	Station closed for 22 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 700,000 to KRA
10	12.06.14	National Oil Service Station	Kiambu	Kiambu town	Offering for sale motor gasoline contaminated with Kerosene	Station closed for 37 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 500,000 to KRA
11	01.07.2014	Shell Service Station Sonning	Nairobi	Adams Arcade	Offering for sale motor gasoline contaminated with Kerosene	Station closed for 10 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 500,000 to KRA
12	03.07.14	Fast Energy Service Station Gacharare	Kiambu	Kiambu town	Offering for sale motor gasoline contaminated with Kerosene	Station closed
13	08.07.14	Nile Filling Station	Kajiado	Kajiado Central, Namanga	Offering for sale diesel contaminated with Kerosene	Station closed for 9 days and re-opened after paying of fines, penalties and taxes/ duties of KShs. 550,000 to KRA
14	18.07.14	Ujamaa Filling Station	Mombasa	Likoni	Offering for sale diesel contaminated with Kerosene	Station closed

The County Commissioners were requested to withdraw the licenses of operators of the defaulting outlets and defaulters were further required to pay penalties and taxes prescribed under the applicable tax laws before consideration for resumption of business.

A list of all stations found with adulterated product is available in our website www.erc.go.ke.

It is notified for public information that ERC together with KRA, KEBS and other government agencies shall continue to carry out the monitoring of petroleum outlets and any that are found to be in contravention of the Act shall be dealt with in accordance with the law.

The Commission maintains a hotline number **(0708 444 000)** operational during normal working hours with a view of increasing its engagement with stakeholders to enhance enforcement and compliance activities.