

Safe Standard® – Country Annex: Kenya / Republic of Kenya (2025.1 Public Template)

Valid only for rentals occurring within Kenya.

ENGLISH VERSION

1. National Legal Basis Relevant Kenyan laws: • Law of Contract Act (Cap. 23) • Consumer Protection Act (2012) • Electronic Transactions under the Kenya Information and Communications Act (KICA) • Product Safety & Standards – Kenya Bureau of Standards (KEBS) • Civil Procedure Act & Rules Jurisdiction: court where the rental occurs unless agreed otherwise. Contract validity: private rental agreements are enforceable under Kenyan civil and common-law principles.
2. Tax and Reporting Rental income is taxable. VAT: • Standard VAT rate: 16% Record keeping: minimum 5 years (Kenya Revenue Authority – KRA).
3. Liability and Insurance Liability requires: • negligence or fault • provable actual damage • causation Gross negligence or intentional harm cannot be excluded. Template limits: • 270 USD per rental • 900 USD for Mobility Recommended insurance: • Public liability insurance • Equipment/business insurance
4. Consumer Rights & Withdrawal Consumer Protection Act applies. No EU-style 14-day withdrawal right for date-specific rentals. Refund rules: • Before handover: per agreement • After handover: only for defective, unsafe, or unusable items.
5. Data Protection Applicable law: • Data Protection Act (2019) Safe Standard® stores no personal data; Stripe processes payments externally. Authority: Office of the Data Protection Commissioner (ODPC).
6. Enforcement & Cross-Border Cases Handled by Kenyan civil courts. Foreign judgments may be recognized under the Foreign Judgments (Reciprocal Enforcement) Act. Arbitration allowed with written agreement.
7. Use of Templates in Kenya Annex is internal reference only. Steps: 1. Rental Agreement (Country: Kenya) 2. Focus Checklist 3. Photo Rule: No notes = no damage = no photos 4. Damage Invoice if required 5. Annex is NOT shared with renter.