

# **INFORMATION REQUIRED ON PRE-PACKAGES UNDER THE WEIGHTS AND MEASURES ACT (Sale and labelling of Goods Rules)**

## **1. DEFINITIONS**

### **1.1. Pre-packaged product**

Any commodity that is enclosed in a container or wrapped in any manner, or wound on a reel or spool or made up in a roll or bundle, and for which its quantity has been determined and indicated on its label prior to being offered for sale.

### **1.2. Types of packages**

"combination package" means a package containing two or more individual packages or items of dissimilar goods;

"group package" means a package containing two or more individual items of similar but not identical (whether in quantity or size) goods;

"multi-unit package" in relation to pre-packed goods means a package containing two or more individually packed or labelled items of the same product and of identical quantity intended for sale either as individual items or as a whole package;

### **1.3. Other terms connected with pre- packages**

"label" means any written, printed or graphic matter affixed to, applied to, attached to, blown into, formed or moulded into, embossed on or appearing upon a package containing any goods for the purpose of branding, identifying, or giving any information with respect to the goods or to the contents of the package;

"manufacturer" in relation to any pre-packed goods, means a person who produces, makes or manufactures such goods and includes a person who puts, or causes to be put, any mark on any pre-packed goods not produced, made or manufactured by him and the mark purports the goods in the package to have been produced, made or manufactured by such person;

"net quantity" means the quantity of goods contained in any package exclusive of wrappers and any other material packed with such goods; and

"packer" means a person who pre-packs any goods whether in a bottle, tin, wrapper or otherwise for sale.

"principal display panel" in relation to a package, means that part of the package on which the name or brand of the goods contained therein is shown and which is most likely to be displayed under normal and customary conditions of display;

## **2. Mandatory Information on Pre-packages**

2.1. Information is required on pre-packages with respect to selling, offering/exposing/advertising/transporting/ having in possession for sale such goods as the case may be thereby ensuring protection of the consumer against cheating .

The information must be clearly marked on the body of the package or on a securely attached label as indicated in subsequent paragraphs.

### **2.2. Primary information**

#### **2.2.1 Origin of the pre-package**

- particulars of manufacturer
- particulars of packer if not packed by manufacturer
- particulars of importer of goods for these originating from
- outside

#### **2.2.2 Name of goods in the pre-package**

- either generic or common name required

#### **2.2.3 Net quantity to be specified in full or by abbreviations**

- declaration of quantity minus wrappers or any enclosures except for small confectionery items
- for solids inside free-flowing liquids, quantity to exclude the liquids
- for products delivered under pressure, quantity to include propellant

#### 2.2.4 Expiry date of human food (coffee and tea excluded)

### 2.3. Secondary (additional) information

- multi-unit package to have total number of individual items therein shown
- group package to have total number of items plus quantity of each item  
number of items and their dimensions to be indicated in case of a package  
for beddings

## 3. Presentation of information

### 3.1 Where?

- on the principal display panel and parallel to the base
- on a label securely attached to the goods so long as the label is not  
attached to the base.

### How?

- Writing to be prominent, clear, legible and on a contrasting background  
(declarations by embossing or perforation need not be on contrasting  
background).
- Minimum height of characters to be 2mm
- Declaration of quantity not to be qualified (declarations for stretchy  
materials like thread;
- additionally soap in bar ,tablet or cake form can be qualified)

#### **4. Goods exempted from quantity indication**

- goods pre-packed and sold by retail on the premises of the manufacturer or packer
- food sold for consumption on the premises of the vendor
- sale of goods not exceeding 50g or 50ml and costing not more than Sh.50
- small packages (but these to have a trademark)
- free samples (but marked 'free sample' or 'not for sale')
- a transparent pack enclosing other marked pre- packages inside
- exemptions granted by the Minister.