



THE REPUBLIC OF KENYA

LAWS OF KENYA

**THE PRIVILEGES AND IMMUNITIES (EASTERN AND
SOUTHERN AFRICAN TRADE DEVELOPMENT BANK) ORDER**

NO. 265 OF 1991

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Privileges and Immunities Act

The Privileges and Immunities (Eastern and Southern African Trade Development Bank) Order

Legal Notice 265 of 1991

Legislation as at 31 December 2022

Note: There are **outstanding amendments** that have not yet been applied:
Legal Notice 221 of 2023.

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The Privileges and Immunities (Eastern and Southern African Trade Development Bank) Order (Legal Notice 265 of 1991)

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PRIVILEGES AND IMMUNITIES ACT

THE PRIVILEGES AND IMMUNITIES (EASTERN AND SOUTHERN AFRICAN TRADE DEVELOPMENT BANK) ORDER LEGAL NOTICE 265 OF 1991

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Commenced on 21 June 1991

[Revised by [24th Annual Supplement \(Legal Notice 221 of 2023\)](#) on 31 December 2022]

1. This Order may be cited as the Privileges and Immunities (Eastern and Southern African Trade Development Bank) Order.
2. The Eastern and Southern African Trade Development Bank established by the member states of the Preferential Trade Area for Eastern and Southern African States, hereinafter referred to as "the Bank", being an organization of which the Government of Kenya and other foreign Governments are members, is declared to be an organization to which [section 9](#) of the Act applies.
3. The Bank shall have—
 - (a) the legal capacity of a body corporate; and
 - (b) the privileges and immunities specified in Part I of the Fourth Schedule to the Act.
4. Notwithstanding paragraph 3(b) of this Order, the exemption from rates and taxes under paragraph 3 of Part I of the Fourth Schedule to the Act shall be limited to the exemption made under Article 23 of the First Schedule to the Act.
5. Any person who is an employee of the Bank shall, while residing in Kenya and performing duties in the service of the Bank, have the privileges and immunities specified in paragraphs 1 to 7 (inclusive) of Part III of the Fourth Schedule to the Act:

Provided that the provision of this paragraph shall not apply to a citizen of Kenya or to any person who is ordinarily resident in Kenya except solely for the purpose of being an employee of, and working exclusively for the Bank.