

TO OUR MEMBERS

RE: SINGLE BUSINESS PERMITS FOR PROFESSIONALS – ADVISORY

It has come to our attention that you, our members are getting unduly harassed by county officials in the counties. This is affecting your core mandate of attending to and treating your patients. This is in relation to the Single Business Permit. Some of you have had to spend needless hours at the county offices trying to explain this illegality.

The law is clear on the issue of Single Business Permits in relation to professional services. The following cases show the well-founded position on the non-requirement for professionals to take out single business permits in the performance of their licensed professional functions.

1. HCCC No. 1624 of 1999) and the Court Ruling in the High Court Miscellaneous Application No. 782 Of 2000, Republic – Vs – Municipal Council of Thika and Another EX-PARTE Kenya Medical Association and 5 others.)
2. J.R.14/2014 Nakuru County Government exparte John Njenga Ngethe & 117 others.
3. Medina Hospital Limited & 5 Others v County Government of Garissa [2015]
4. Constitutional Petition No. 97 of 2016, Kenya Pharmaceutical Association v. The Nairobi City Council
5. Peter Ndungu Mbugua & 39 others v County Assembly of Nyandarua & 2 Others [2018]
6. Republic v County Government of Embu Ex parte Mary Wairimu Njoroge t/a Embu Consultant Clinic & 2 others [2021] eKLR

From the foregoing court rulings and judgements, revenue collection officers from the county government are kindly requested to CEASE and DESIST demanding business permits and harassment of medical and dental practitioners providing professional health services in the county.

In this regard, we ask our members in the association in the event of any harassment kindly lodge complaint with KDA Secretariat at secretariat@kda.or.ke



Dr. Tim Theuri

President, Kenya Dental Association

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