



REPUBLIC OF KENYA

PARLIAMENT

SENATE BILLS

(Bill No. 4 of 2021)



**THE BASIC EDUCATION (AMENDMENT)
BILL, 2021**

(A Bill published in the Kenya *Gazette* Supplement No. 24 of 8th March, 2021
and passed by the Senate, with amendments on 15th September, 2021)

**THE BASIC EDUCATION (AMENDMENT) BILL,
2021**

A Bill for

**AN ACT of Parliament to amend the Basic
Education Act and for connected purposes.**

ENACTED by the Parliament of Kenya, as follows-

Short title. 1. This Act may be cited as the Basic Education
(Amendment) Act, 2021.

Amendment
of section 2
of No. 14 of
2013. 2. Section 2 of the Basic Education Act, in this Act
referred to as “the principal Act” is amended by inserting in
the proper alphabetical sequence the following new
definition—

No. 20 of
2012. “learner” has the meaning assigned to it under
section 2 of the Teachers Service Commission Act;

Amendment
of section
38 of No.
14 of 2013. 3. Section 38 of the principal Act is amended by
inserting the following new section immediately after section
38 —

School feeding
programme.

38A. (1) The National
Government shall in consultation
with County Governments and, in
a bid to increase school
enrolment and to ensure the
nutritional wellbeing of learners,
provide milk to learners enrolled
in pre-primary and primary
schools.


(2) The milk provided to learners under
subsection (1) shall be distributed through
the respective County Director of Education.

(3) The Cabinet Secretary may, by
regulation, prescribe the criteria for the
supply of milk to schools and the

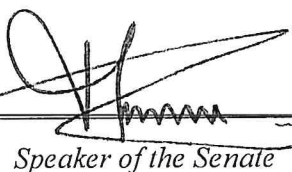
implementation of other school feeding programmes.

(4) The Cabinet Secretary shall put in place measures to ensure that alternatives to milk are available for learners who are lactose intolerant.

I certify that this printed impression is a true copy of the Bill as passed by the Senate on 15th September, 2021.


Clerk of the Senate

Endorsed for presentation to the National Assembly in accordance with the provisions of standing order 156 of the Senate Standing Orders.


Speaker of the Senate