

**SPECIAL ISSUE**

*Kenya Gazette Supplement No. 126 (National Assembly Bills No. 41)*

---



REPUBLIC OF KENYA

---

***KENYA GAZETTE SUPPLEMENT***

**NATIONAL ASSEMBLY BILLS, 2023**

---

---

**NAIROBI, 2nd August, 2023**

---

---

CONTENT

Bill for Introduction into the National Assembly—	PAGE
The Universities (Amendment) (No. 2) Bill, 2023 .....	1273





**THE UNIVERSITIES (AMENDMENT) (No. 2) BILL,  
2023**

**A Bill for**

**AN ACT of Parliament to amend the Universities Act  
No. 42 of 2012; and for connected purposes.**

**ENACTED** by the Parliament of Kenya, as follows—

1. This Act may be cited as the Universities  
(Amendment) (No. 2) Act, 2023.

Short title.

2. The Universities Act, is amended in section 20 by  
inserting the following new paragraph immediately after  
subsection (1)(e) —

Amendment of  
section 20 of No  
42 of 2012.

“(f) shall provide a database that is digital and that  
allows a person to access and ascertain the  
authenticity of the academic papers acquired  
from such university subject to the Data  
Protection Act.”

**MEMORANDUM OF OBJECTS AND REASONS****Statement of objects and reasons**

The principal object of the Bill is to amend the Universities Act, to provide a database in every college or university that will allow members of the general public to digitally ascertain authenticity of papers acquired from the institutions.

The object of the Bill is to ensure that Kenyans are saved the inconvenience of physically walking to universities to have their certificates verified. The online digital certificates will come in handy during frequent university strikes, elections and epidemics.

**Statement on the delegation of legislative powers and limitation of fundamental rights and freedoms**

The Bill does not contain any provisions limiting any fundamental rights or freedom.

**Indication of whether the Bill concerns County Governments**

The Bill does not affect the functions of county governments as set out in the Fourth Schedule to the Constitution and is therefore not a Bill concerning county governments.

**Statement as to whether the Bill is a money Bill within the meaning of Article 114 of the Constitution**

The enactment of this Bill may not occasion additional expenditure of public funds.

Dated the 21st June, 2023.

ABDUL HARO,  
*Member of Parliament.*

*Section 20 of the principal Act in which it is proposed to amend—*

20. Effect of a Charter

- (1) A university granted a Charter in accordance with section 19—
  - (a) shall be a body corporate, and as such shall continue the activities of the university as undertaken under the Letter of Interim Authority, including the employment of staff, except where activity is expressly altered under the Charter;
  - (b) shall mobilize academic resources;
  - (c) may develop its new academic programmes for approval by the Commission in accordance with this Act;
  - (d) may establish campuses and colleges which must conform to standards established by regulations made under this Act; and
  - (e) may award —
    - (i) degrees, including postgraduate degree and honorary degrees;
    - (ii) diplomas, including postgraduate diplomas; and
    - (iii) other academic certificates.





