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REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

NATIONAL ASSEMBLY BILLS, 2026

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CONTENT

Bill for Introduction into the National Assembly —

PAGE

The Regional Development Authorities Laws (Repeal) Bill, 2026

1153



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NATIONAL ASSEMBLY BILLS, 2026

PART I: NATIONAL ASSEMBLY BILLS, 2026

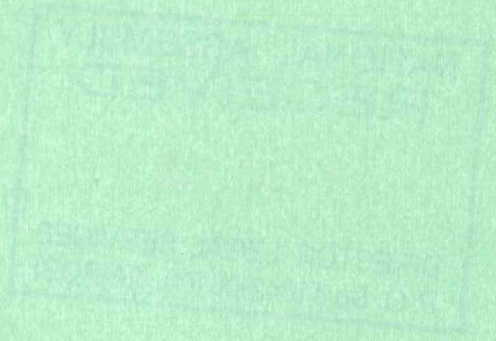
CONTENTS

Bill for the National Assembly and National Assembly

1

Bill for the National Development Authority (Amendment) Bill, 2026

1



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**THE REGIONAL DEVELOPMENT AUTHORITIES
LAWS (REPEAL) BILL, 2026**

A Bill for

AN ACT of Parliament to repeal the laws relating to regional development authorities and for connected purposes

ENACTED by the Parliament of Kenya, as follows—

PART I - PRELIMINARY

1. This Act may be cited as the Regional Development Authorities Laws (Repeal) Act, 2026.

Short title.

2. In this Act, unless the context otherwise requires—

Interpretation.

“Cabinet Secretary” means the Cabinet Secretary for the time being responsible the National Treasury and Economic Planning;

“Authority” means—

- (a) the Kerio Valley Development Authority established under section 3 of the Kerio Valley Development Authority Act;
- (b) the Lake Basin Development Authority established under section 3 of the Lake Basin Development Authority Act;
- (c) the Tana and Athi Rivers Development Authority established under section 3 of the Tana and Athi Rivers Development Authority Act;
- (d) the Ewaso Ng'iro South River Basin Development Authority established under section 3 of the Ewaso Ng'iro South River Basin Development Authority Act;
- (e) the Ewaso Ng'iro North River Basin Development Authority established under section 3 of the Ewaso Ng'iro North River Basin Development Authority Act; and
- (f) the Coast Development Authority Act established under section 3 of the Coast Development Authority Act;

Cap. 441.

Cap. 442.

Cap. 443.

Cap. 447.

Cap. 448.

Cap. 449.

“Kerio Valley” means the area drained by, and bounded by the watersheds of, the Kerio and Turkwell Rivers and their tributaries;

“Lake Basin” means the Lake Victoria catchment area and that part of Lake Kyoga catchment area situated within Kenya; and

“Tana and Athi rivers area” mean the area drained by, and bounded by, the water sheds of the Tana and Athi Rivers and their tributaries.

“Transition Date” means the date of commencement of this Act.

PART II – REPEAL OF LAWS

3. (1) The Kerio Valley Development Authority Act is repealed. Repeal of Cap. 441.

(2) The Lake Basin Development Authority Act is repealed. Repeal of Cap. 442.

(3) The Tana and Athi Rivers Development Authority Act is repealed. Repeal of Cap. 443.

(4) The Ewaso Ng'iro South River Basin Development Authority Act is repealed. Repeal of Cap. 447.

(5) The Ewaso Ng'iro North River Basin Development Authority Act is repealed. Repeal of Cap. 448.

(6) The Coast Development Authority Act is repealed. Repeal of Cap. 449.

PART III – TRANSITIONAL PROVISIONS

4. (1) Upon the Transition Date— Transfer of assets and liabilities.

(a) all rights, obligations, assets, and liabilities of the Authority existing immediately before the commencement of this Act shall be transferred to and vest to the State Department for the National Treasury designated by the Cabinet Secretary to succeed the Authority;

(b) on the commencement day, all rights, powers and liabilities, whether arising under any written law or otherwise which immediately before such day were vested in, imposed on or enforceable against the former authority shall be deemed to be vested, imposed or enforceable against the State Department for the National Treasury;

- (c) all loans, credit facilities, financial obligations, loan collaterals and securities administered by the authority shall continue to be valid and shall be administered by the State Department for the National Treasury; and
- (d) all contracts, agreements, and instruments subsisting immediately before the Transition Date and to which the authority is a party shall remain in force and shall be enforceable by or against the State Department for the National Treasury.

(2) Any legal proceedings pending immediately before the Transition Date by or against the authority shall be continued by or against the State Department for the National Treasury.

(3) Any reference to the authority in any written law, contract, document, or instrument of whatever nature shall, on the Transition Date, be read and construed as a reference to the State Department for the National Treasury;

5. (1) All persons who, immediately before the Transition Date, were employees of the authority shall, on the Transition Date, become employees of the Public Service Commission on terms and conditions not less favorable than those enjoyed by them immediately before the Transition Date.

Transfer of Employees.

Cap 185.

(2) The service of all employees transferred under subsection (1) shall be deemed to have been continuous for the purposes of pension, gratuity, and other retirement benefits.

6. (1) The Cabinet Secretary, within thirty days of the commencement of this Act, issue directives prescribing the manner of transfer of the assets, liabilities, rights, and obligations of the authority as stipulated in Law.

Transitional directives.

(2) Without prejudice to the generality of subsection (1), the directives may provide for—

- (a) the transfer of records, documents, and databases;
- (b) the winding up of the affairs of the Authority; and
- (c) any other matter necessary for the effective implementation of this Act.

PART IV – MISCELLANEOUS PROVISIONS

7. The Cabinet Secretary may make policy directives and guidelines for the better carrying out of the provisions of this Act.

Policy directives
and guidelines.

8. Notwithstanding the repeal of the regional development authority Laws, any orders or notices made under the repealed provisions and in force immediately before the Transition Date shall continue in force as if made under this Act, unless amended or revoked by the Cabinet Secretary.

Savings.

MEMORANDUM OF OBJECTS AND REASONS

Statement of the Objects and Reasons of the Bill

The principal object of this Bill is to repeal the Regional Development Authority Laws and to provide for the transfer of the rights, obligations, assets, and liabilities of the regional development authorities to the State Department for the National Treasury as designated by the Cabinet Secretary for Finance.

The Bill seeks to dissolve the regional development authorities as they have carried out the mandate for which they were created. The Bill further seeks to align the National and County Governments functions in tandem with schedule four of the Constitution of Kenya 2010, reduce pressure for budgetary allocations, enhance efficiency, accountability, and service delivery.

Clause 1 of the Bill provides for the short title.

Clause 2 of the Bill provides for interpretation.

Clause 3 of the Bill provides for the repeal of the Regional Authority Laws; The Kerio Valley Development Authority Act, Cap 441, The Lake Basin Development Authority Act, Cap 442, The Tana and Athi Rivers Development Authority Act, Cap 443, The Ewaso Ng'iro North River Basin Development Authority Act, Cap 447, The Ewaso Ng'iro South River Basin Development Authority Act, Cap 448 and The Coast Development Authority Act, Cap 449.

Clause 5 of the Bill provides for the transfer of assets, liabilities and obligations to the State Department for National Treasury designated by the Cabinet Secretary for National Treasury and Economic Planning to succeed the Authority.

Clause 5 of the Bill provides for transition of the employees of the Authority to the public service at the same terms and conditions.

Clause 6 of the Bill provides for transitional directives by the Cabinet Secretary for National and Economic Planning within thirty days from the date of commencement of the Act.

Clause 7 of the Bill provides for policy directives guidelines by the Cabinet Secretary for National and Economic Planning for the better carrying out of the provisions of the Act.

Clause 8 of the Bill provides for saving provisions any orders or notices made under the repealed provisions.

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

The Bill does not delegate legislative powers and neither does it limit any fundamental rights or freedoms.

Statement that the Bill does not concern County Governments

The Bill concerns County Governments in terms of Article 110 (1) (a) of the Constitution since it affects the functions of County Government under part 2 of the Fourth Schedule.

Statement that 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 14th May, 2026.

KIMANI ICHUNG'WAH,
Leader of the Majority Party.