

SPECIAL ISSUE

Kenya Gazette Supplement No. 142 (National Assembly Bills No. 39)



REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

NATIONAL ASSEMBLY BILLS, 2025

NAIROBI, 12th August, 2025

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**NATIONAL ASSEMBLY
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20 AUG 2025

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**THE NATIONAL POLICE SERVICE
(AMENDMENT) BILL, 2025**

A Bill for

AN ACT of Parliament to amend the National Police Service Act

ENACTED by the Parliament of Kenya, as follows—

1. This Act may be cited as the National Police Service (Amendment) Act, 2025. Short title.

2. Section 9 of the National Police Service Act (hereinafter referred to as “the principal Act”) is amended by deleting the expression “12 and 13” appearing immediately after the word “sections” and substituting therefor the expression “11A and 12”.

3. The principal Act is amended by deleting section 11 and substituting therefor the following new section— Amendment of section 11 of Cap. 84.

Qualification and disqualification for appointment as Inspector-General.

11. (1) A person is qualified for appointment as Inspector-General if the person—

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya;
- (c) has had a distinguished career in their respective fields;
- (d) meets the requirements of Chapter Six of the Constitution;
- (e) has served in a senior management position for at least fifteen years and has knowledge and experience in matters relating to any of the following disciplines—
 - (i) criminal justice;
 - (ii) policy development and implementation;
 - (iii) finance and public administration;
 - (iv) strategic management;

- (v) security;
- (vi) law;
- (vii) sociology; or
- (viii) Government.

(2) A person is disqualified from appointment as Inspector-General if the person—

- (a) is a member of Parliament or a county assembly, a Governor or Deputy Governor;
- (b) has served as a member of Parliament, county assembly, trade union or an office in a political party in Kenya in the preceding five years;
- (c) has previously been convicted of a criminal offence;
- (d) has violated the Constitution;
- (e) is an undischarged bankrupt; or
- (f) has at the time of appointment attained the age of sixty years.

4. The principal Act is amended by inserting the following new section immediately after sections 11—

Insertion of a new section in Cap. 84.

Appointment of Deputy Inspector-General.

11A. (1) Whenever a vacancy arises in the Office of the Deputy Inspector-General, the President shall on the recommendation of the Commission within fourteen days from the date the vacancy arises appoint a suitably qualified person to serve as Deputy Inspector-General.

(2) The Deputy Inspector-General shall be appointed for one term of five years and shall not be eligible for reappointment to the same position.

(3) The Deputy Inspector-General may be removed before the expiry of the term subject to the provisions of section 17.

Qualification and
disqualification
for appointment as
Deputy Inspector-
General.

11B. (1) A person is qualified for appointment as Deputy Inspector-General if the person—

- (a) is a Kenyan citizen;
- (b) holds a degree from a university recognized in Kenya or equivalent qualifications;
- (c) has had a distinguished career in their respective fields;
- (d) meets the requirements of Chapter Six of the Constitution;
- (e) has served the Police Service for at least fifteen years and has knowledge and experience in matters relating to any of the following disciplines—
 - (i) criminal justice;
 - (ii) policy development and implementation;
 - (iii) finance and public administration;
 - (iv) strategic management;
 - (v) security;
 - (vi) law;
 - (vii) sociology;
 - (viii) Government; or
 - (ix) policy development and implementation;
- (f) is a serving police officer of or above the rank of Assistant Inspector-General;

(2) A person is disqualified from appointment as Deputy Inspector-General if the person—

- (a) is a member of Parliament or a county assembly, a Governor or Deputy Governor;

- (b) has served as a member of Parliament, county assembly, trade union or an office in a political party in Kenya in the preceding five years;
- (c) has previously been convicted of a criminal offence;
- (d) has violated the Constitution;
- (e) is an undischarged bankrupt; or
- (f) has at the time of appointment attained the age of sixty years.

5. The principal Act is amended by deleting section 13.

Deletion of section 13 of Cap. 84.

6. Section 20 of the principal act is amended in subsection (2) by deleting the expression “12 and 13” and substituting therefor the expression “11A and 12”.

Amendment of section 20 of Cap. 84.

MEMORANDUM OF OBJECTS AND REASONS

Statement of Objects and Reasons

The principal object of the Bill is to amend the National Police Service Act, Cap. 84 to provide for an age limit of sixty years for persons nominated and appointed to the offices of Inspector-General and Deputy Inspector-General of Police. The Bill also seeks to include a term limit for Deputy Inspectors-General, noting that they are exempted from the mandatory retirement age of sixty years. The Bill seeks to ensure that persons appointed to the offices have the ability to handle demanding situations within the police service and to help balance between the need to retain experienced leadership and allow for succession planning within the Service.

Clause 2 provides for the amendment of section 11 of the National Police Service Act to align with the proposed amendment inserting a new section 11A.

Clause 3 provides for the amendment of section 11 of the National Police Service Act to provide for the qualification and disqualification for appointment as Inspector-General and to disqualify from appointment persons who have attained the age of sixty years at the time of appointment.

Clause 4 provides for the insertion of new sections 11A and 11B in the National Police Service Act to provide for the appointment of the Deputy Inspector-General, include a one term limit of five years for Deputy Inspectors-General as well as to provide for the qualification and disqualification for appointment as Deputy Inspector-General and to disqualify from appointment persons who have attained the age of sixty years at the time of appointment.

Clause 5 provides for deletion of section 13 of the National Police Service Act on appointment of the Deputy Inspector General which is proposed to be provided for under the proposed section 11A.

Clause 6 provides for the amendment of section 20 of the National Police Service Act to align with the proposed amendment inserting a new section 11A.

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

The Bill does not delegate legislative powers to the Cabinet Secretary and does not limit any fundamental rights and fundamental freedoms.

Statement on whether the Bill concerns County Governments

Police services is a function of the National Government under Section 7 of Part 1 of the Fourth Schedule to the Constitution. Therefore, the Bill does not concern county governments in terms of Article 110(1)(a) of the Constitution.

Statement on whether the Bill is a money Bill within the meaning of Article 114 of the Constitution

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

Dated the 7th August, 2025.

OKU KAUNYA,
Member of Parliament.

Section 9 of Cap. 84 which it is proposed to amend

9. Appointment of Inspector-General and Deputy Inspectors-General

The Inspector-General, the Deputy Inspector-General in charge of Kenya Police Service and the Deputy Inspector-General in charge of Administration Police Service, shall be appointed to office in accordance with Article 245 of the Constitution and sections 12 and 13 of this Act.

Section 11 of Cap. 84 which it is proposed to amend

11. Qualification for appointment of Inspector-General and Deputy Inspector-General

(1) A person shall be qualified for appointment as Inspector-General if such person—

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya;
- (c) has had a distinguished career in their respective fields;
- (d) meets the requirements of Chapter Six of the Constitution;
- (e) has served in a senior management position for at least fifteen years and has knowledge and experience in matters relating to any of the following disciplines—
 - (i) criminal justice;
 - (ii) policy development and implementation;
 - (iii) finance and public administration;
 - (iv) strategic management;
 - (v) security;
 - (vi) law;
 - (vii) sociology; or
 - (viii) Government.

(2) A person is qualified for appointment as Deputy Inspector-General if the person—

- (a) is a Kenyan citizen;
- (b) holds a degree from a university recognized in Kenya or equivalent qualifications;
- (c) has had a distinguished career in their respective fields;

- (d) meets the requirements of Chapter Six of the Constitution;
- (e) has served the Police Service for at least fifteen years and has knowledge and experience in matters relating to any of the following disciplines—
 - (i) criminal justice;
 - (ii) policy development and implementation;
 - (iii) finance and public administration;
 - (iv) strategic management;
 - (v) security;
 - (vi) law;
 - (vii) sociology; or
 - (viii) Government;
 - (ix) policy development and implementation;
- (f) is a serving police officer of or above the rank of Assistant Inspector-General;
- (3) No person shall be qualified for appointment as Inspector-General or Deputy Inspector-General if the person—
 - (a) is a member of Parliament or a county assembly, a Governor or Deputy Governor;
 - (b) has served as a member of Parliament, county assembly, trade union or an office in a political party in Kenya in the preceding five years;
 - (c) has previously been convicted of any criminal offence;
 - (d) has violated the Constitution; or
 - (e) is an undischarged bankrupt

Section 13 of Cap. 84 which it is proposed to delete

13. Appointment of Deputy Inspector-General

Whenever a vacancy arises in the Office of the Deputy Inspector-General the President shall on the recommendation of the Commission within fourteen days from the date the vacancy arises appoint a suitably qualified person to serve as Deputy Inspector-General.

Section 20 of Cap. 84 which it is proposed to amend

20. Vacancy and filing of vacancy