



REPUBLIC OF KENYA

PARLIAMENT

SENATE BILLS

(Bill No. 23 of 2024)

**THE ENVIRONMENT LAWS (AMENDMENT) BILL,
2024**



(A Bill published in the Kenya *Gazette* Supplement No. 86 of 12th April, 2024 and passed by the Senate, with amendments, on Tuesday, 21st July, 2026)

THE ENVIRONMENT LAWS (AMENDMENT) BILL, 2024

A Bill for

AN ACT of Parliament to amend the Forest Conservation and Management Act to make further provision for afforestation and reforestation of indigenous forest in Kenya; to promote tree-planting in all counties; to amend the Climate Change Act to provide for the setting and formulation of strategies to achieve national environment targets, annual carbon sequestration targets; and for connected purposes.

ENACTED by the Parliament of Kenya as follows—

PART I – PRELIMINARY

Short title.

1. This Act may be cited as the Environment Laws (Amendment) Act, 2024.

Amendment of
Cap 385.

2. The Forest Conservation and Management Act is amended in section 8 by—

(a) inserting the following new paragraphs immediately after paragraph (a)—

(aa) promote afforestation and reforestation in arid and semi-arid areas in the country;

(ab) promote the planting of trees on all public land in each county;

(b) inserting the following new paragraphs immediately after paragraph (e)—

(ea) formulate and implement plans for sourcing of tree seeds and seedlings that are suitable for the environment and climatic conditions in various parts of the Country;

(eb) establish at least one tree nursery in each county for trees suitable for the environment and climatic conditions of the respective counties;

(c) inserting the following new paragraphs immediately after paragraph (j)—

(ja) formulate and implement plans for afforestation, reforestation and protection of

Cap 387A.

existing forests to achieve carbon sequestration targets set by the Cabinet Secretary responsible for matters relating to climate change under section 8(2)(da) of the Climate Change Act;

(jb) direct and oversee the replanting and replacement of trees in accordance with this Act.

Amendment of
Cap 385.

3. Section 21 of the Forest Conservation and Management Act is amended in subsection (1) by inserting the following new paragraphs immediately after paragraph (d) —

(da) shall promote the planting of trees in all public land vested in the county government;

(db) shall ensure that all trees that are felled for the implementation of any county project are relocated to an area designated by the Service;

(dc) shall ensure that women, youth, persons with disabilities as well as minorities and marginalised groups are involved in all the action plans in the management of the forests and environment.

Insertion of new
section 40A to
Cap 385.

4. The Forest Conservation and Management Act is amended by inserting the following new section immediately after section 40—

Replacement
and replanting
of harvested
and felled
trees.

40A. (1) A person who harvests a tree shall replace the tree under the direction and in an area designated by the Service.

(2) A person who fells a tree for a reason other than its harvesting shall replace the tree under the direction and in an area designated by the Service.

(3) A person who contravenes subsection (1) or (2) commits an offence and is liable, on conviction, to a fine not exceeding five million shillings or to imprisonment for a term not exceeding three years, or to both such fine and imprisonment.

Amendment of
section 54 of
Cap 385.

5. Section 54 of the Forest Conservation and Management Act is amended in subsection (2) by inserting the following new paragraph immediately after paragraph (c)—

(d) income and other tax deductions to private entities that implement a tree planting programme.

Amendment of
Cap 385.

6. The Forest Conservation and Management Act is amended by deleting section 55 and substituting therefor the following new section —

National tree
planting week.

55. (1) The National and county governments shall observe a national tree-planting week from the fifteenth day of March to the twenty first day of March in each year or such other week as the Cabinet Secretary may, by notice in the *Gazette*, designate.

(2) The Cabinet Secretary and the county executive committee member responsible for matters relating to forestry in each county shall plan and execute programmes necessary for observing the national tree-planting week and the International Day of Forests.

(3) Programmes planned and executed under subsection (2) shall include mobilization of public and private learning institutions, public officers in both levels of government and private entities to plant trees.

Amendment of
Cap 385.

7. Section 57 of the Forest Conservation and Management Act is amended in subsection (2) by inserting the following new paragraph immediately after paragraph (c)—

(d) the person authorised shall replace each harvested tree in accordance with directions of the Service.

Amendment of
Cap 387A.

8. Section 8 of the Climate Change Act is amended in subsection (2) by inserting the following new paragraph immediately after paragraph (d)—

(da) set and formulate strategies for achieving annual carbon sequestration targets for the country.

I certify that this printed impression is a true copy of the Bill as passed by the Senate, with amendments, on Tuesday, 21st June, 2026.

For: 
Clerk of the Senate

Endorsed for presentation to the National Assembly in accordance with the provisions of standing order 161 of the Senate Standing Orders.


Speaker of the Senate

