

Use power of  
CMA  
22/11/13

IN EXERCISE of the powers conferred by section 14 of the National Honours Act, 2013, the Cabinet Secretary makes the following Regulations-

PARLIAMENT OF KENYA  
THE NATIONAL HONOURS REGULATIONS, 2013  
LIBRARY

Raid bid on  
Tuesday, Nov 21  
By LOM  
LW

1. Citation and commencement. These Regulations may be cited as the National Honours Regulations, 2013 and shall come into operation on the 20<sup>th</sup> November, 2013.

2. Interpretation

In these Regulations, unless the context otherwise requires-

"Act" means the National Honours Act, 2013

"Cabinet Secretary" means the Cabinet Secretary responsible for national heritage;

"national honour" means an official recognition, decoration, status or award conferred by the President in terms of Article 132(4)(c) of the Constitution;

"Judiciary Honours Advisory Committee" means the Judiciary Honours Advisory Committee established under section 7;

"National and County Governments Honours Advisory Committee" means the National and County Governments Honours Advisory Committee established under section 5;

"Parliamentary Honours Advisory Committee" means the Parliamentary Honours Advisory Committee established under section 6.

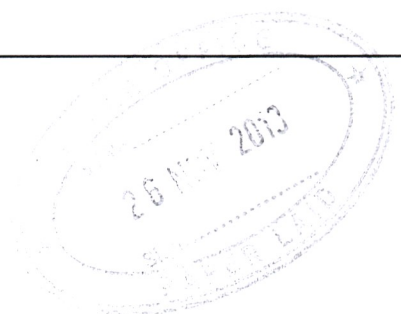
The following category of medals shall be available for conferment to deserving Kenyans.

**I. THE ORDER OF THE GOLDEN HEART OF KENYA**

- 1. Chief of the Golden Heart **CGH**
- 2. Elder of the Golden Heart **EGH**
- 3. Moran of The Golden Heart **MGH**

**11. THE ORDER OF THE BURNING SPEAR**

- 4. Chief of the Burning Spear **CBS**
- 5. Elder of the Burning Spear **EBS**
- 6. Moran of the Burning Spear **MBS**
- 7. Order of the Grand Warrior of Kenya **OGW**
- 8. Head of State Commendation **HSC**
- 9. Uhodari Medal **UM**
- 10. Distinguish Conduct Medal **DCO**
- 11. Silver Star Of Kenya **SS**
- 12. Distinguished Service Medal **DSM:**
- 13. Long Service and Good Conduct Medal **LSGC**



14. A person shall merit the conferment of a national honour if the person is —

(a) a person who has exhibited or exhibits exemplary qualities, actions or achievements of heroism, sacrifice, bravery, patriotism or leadership for the defence, benefit or betterment of the country or a county;

(b) a person who has made an exemplary contribution to the country or a county in the economic, social, scientific, academic, public administration, governance, sports, journalism, business, security or other fields;

(c) a State officer or public officer who has made an exemplary contribution to the betterment of the national or county governments, the executive, the judiciary, the legislature, an independent commission or an independent office;

(d) a person who has otherwise brought honour, glory or pride to the Republic.

15. The National Honours Advisory Committees while making recommendations shall take cognisance of the existing stock levels and recommend nominees not exceeding two thirds of the medals in stock

16. Recommendations for nominations may be submitted to the respective Honours Advisory Committees any time during the course of the year, but not later than three months to the date of conferment.

17. The citation (grounds for recommendation) must be precise and clear.

18. The chairpersons of the honours advisory committees shall, prior to forwarding to the President, jointly publish a list of nominees recommended for national honours in two daily news papers of national circulation, inviting the public, within seven days, to present any views on or objections to the proposal to the committee.

19. A recipient of any National Honour shall receive a title of honour, a certificate, an insignia and be entitled to monetary consideration commensurate with the honour conferred.

20. Every recipient of a national honour shall sign a warrant form to acknowledge receipt of insignia or medal

21. During State functions and Public functions, recipients of National Honours shall sit in areas designated as such

22. The insignia distinguishing the classes and categories of National Honours are in schedule 1

23. The mode of wearing the insignia are described and shown in Schedule 2

24. The abbreviations for the title of honour conferred shall appear immediately after the recipients last name in order of precedence.

25. Any loss of a national honour shall be reported to the respective nominating Honours Advisory Committee. The Committee shall make appropriate inquiry and take action

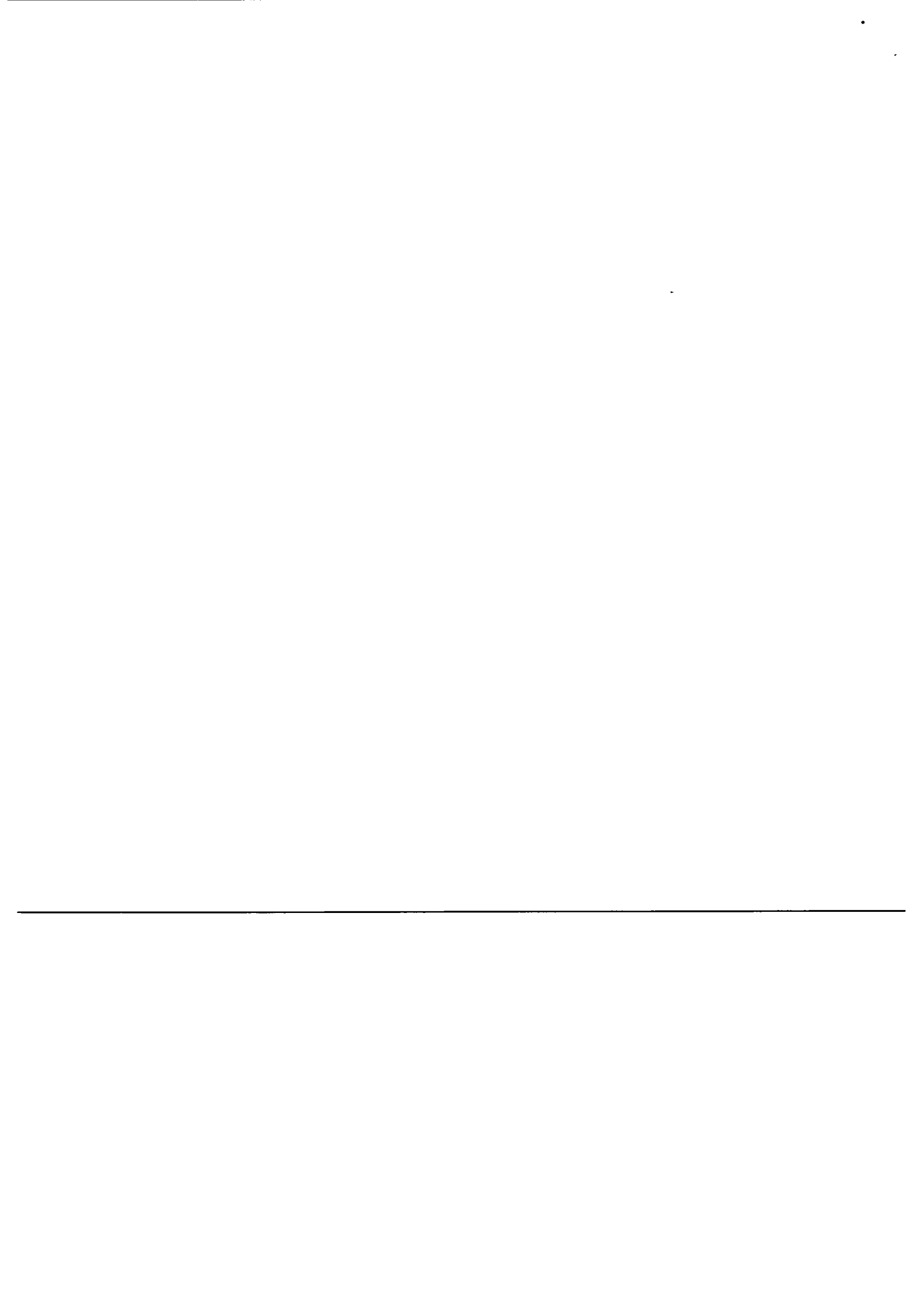
26. A recipient of a National Honour shall forfeit the honour on the following grounds:-

- a. Dishonourable discharge from the Kenya Defence Forces, Kenya Police Service, Kenya Prisons Service and all the disciplined forces
- b. Contravention of provisions of Chapter Six of the Constitution of Kenya
- c. Persons convicted of any of the following offences:-
  - i. Treason
  - ii. Sedition
  - iii. Murder
  - iv. Rape
  - v. Corruption
  - vi. Terrorism
  - vii. Drug trafficking

27. The respective Honours Advisory Committee may advise the President to suspend or revoke any national honour conferred on any recipient

28. Before recommending any Foreign National for a national honour, the respective Honours Advisory Committee shall seek clearance through the Cabinet Secretary in charge of foreign Affairs from the country of origin

29. The Cabinet Secretary shall keep and maintain a register of national honours consisting of the names of all the recipients of national honours which shall be available for inspection by the public.





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REPUBLIC OF KENYA

PARLIAMENT

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**THE NATIONAL HONOURS REGULATIONS, 2013**

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(As passed by the Senate, with amendments, on 4<sup>th</sup> December, 2013.)

LEGAL NOTICE NO.....

**THE NATIONAL HONOURS ACT**

*(No. 11 of 2013)*

**IN EXERCISE** of the powers conferred by section 14 of the National Honours Act, the Cabinet Secretary makes the following Regulations—

**THE NATIONAL HONOURS REGULATIONS, 2013**

Citation.                    1. These Regulations may be cited as the National Honours Regulations, 2013 and shall be deemed to have come into operation on 20<sup>th</sup> November, 2013.

Interpretation.            2. In these Regulations, unless the context otherwise requires-

No. 11 of 2013.              "Act" means the National Honours Act, 2013;

"Cabinet Secretary" means the Cabinet Secretary responsible for national heritage;

"national honour" means an official recognition, decoration, status or award conferred by the President in terms of Article 132(4)(c) of the Constitution;

"Judiciary Honours Advisory Committee" means the Judiciary Honours Advisory Committee established under section 7 of the Act;

"National and County Governments Honours Advisory Committee" means the National and County Governments Honours Advisory Committee established under section 5 of the Act; and

"Parliamentary Honours Advisory Committee" means the Parliamentary Honours Advisory Committee established under section 6 of the Act.

Categories of national honours.            3. The following categories of national honours may be conferred by the President-

- (a) under the Order of the Golden Heart of Kenya-
  - (i) Chief of the Golden Heart (CGH);
  - (ii) Elder of the Golden Heart (EGH); and

(iii) Moran of the Golden Heart (MGH);

- (b) under the Order of the Burning Spear-
- (i) Chief of the Burning Spear (CBS);
  - (ii) Elder of the Burning Spear (EBS);
  - (iii) Moran of the Burning Spear (MBS);

- (c) Order of the Grand Warrior of Kenya (OGW);
- (d) Head of State's Commendation (HSC);
- (e) Uhodari Medal (UM);
- (f) Distinguished Conduct Order (DCO);
- (g) Silver Star of Kenya (SS);
- (h) Distinguished Service Medal (DSM); and
- (i) Long Service and Good Conduct Medal (LSGC).

Persons on whom national honours may be conferred.

4. A person shall merit the conferment of a national honour if the person is —
- (a) a person who has exhibited or exhibits exemplary qualities, actions or achievements of heroism, sacrifice, bravery, patriotism or leadership for the defence, benefit or betterment of the country or a county;
  - (b) a person who has made an exemplary contribution to the country or a county in the economic, social, scientific, academic, public administration, governance, sports, journalism, business, security or other fields;
  - (c) a State officer or public officer who has made an exemplary contribution to the betterment of the national or county governments, the executive, the judiciary, the legislature, an independent commission or an independent office;
  - (d) a serving Member of Parliament who has previously served as a Member of Parliament for at least one term;
  - (e) a visiting Head of State;
  - (f) a person who has otherwise brought honour, glory or pride to the Republic.

Submission of recommendations.

5. (1) A person may recommend a nominee for conferment of a national honour at any time, but not later than three months prior to the proposed date of conferment.

(2) In making the recommendation under paragraph (1), the person shall ensure that the citation and grounds for recommendation are set out in clear and precise terms.

Publication of list of persons recommended.

6. The respective chairpersons of the Advisory Committees shall, prior to forwarding to the President the list of persons

recommended for conferment of national honours, by advertisement in at least two daily newspapers of national circulation, invite the public to present any views on or objections to the list to the respective Advisory Committee.

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| Receipt of title of honour, certificate, insignia. | 7. A recipient of a national honour shall receive, in respect of the honour conferred, a title of honour, a certificate and an insignia.   |
| Acknowledgment of receipt of insignia.             | 8. Every recipient of a national honour shall sign a warrant form to acknowledge receipt of the insignia for the honour.   |
| Sitting at State and public functions.             | 9. During State functions and public functions, recipients of national honours shall sit in such areas as shall be designated for such recipients.   |
| Insignia.  | 10. The insignia distinguishing the classes and categories of national honours shall be of such description as shall be provided for by the Cabinet Secretary by notice in the <i>Gazette</i> .  |
| Mode of wearing insignia.                          | 11. The mode of wearing the insignia shall be as provided for by the Cabinet Secretary by notice in the <i>Gazette</i> .   |
| Abbreviations for title of honour.                 | 12. (1) The abbreviations for a title of honour conferred upon a person shall appear immediately after the recipient's last name.<br><br>(2) Where a recipient has been conferred with more than one national honour, the respective titles of honour shall appear in the manner set out in paragraph (1) and in the order of precedence of the titles as set out in Regulation 3.   |
| Loss of national honour.                           | 13. (1) The loss of a national honour shall be reported to the respective nominating Advisory Committee.<br><br>(2) On receiving a report of the loss of a national honour, an Advisory Committee shall make the appropriate inquiries and take such action as may be appropriate to facilitate a replacement.   |
| Forfeiture of national honour.                     | 14. A recipient of a national honour shall forfeit the honour if the recipient, after the conferment of the honour-<br><br>(a) is dishonourably discharged from the Kenya Defence Forces, the National Intelligence Services, the National Police Service or the Kenya Prisons Service;<br>(b) is adjudged to have contravened the provisions of Chapter Six of the Constitution; or<br>(c) is convicted of an offence and sentenced to a term of imprisonment for a period of six months or more. |



Amendment,  
suspension or  
revocation of  
national honour.

**15.** Pursuant to section 10 of the Act, the respective Advisory Committee shall advise the President on the amendment, suspension or revocation of a national honour conferred on a recipient.

Conferment of  
honours to  
citizens of another  
country.

**16.** Where an Advisory Committee proposes to recommend a citizen of another country for conferment of a national honour, the respective Advisory Committee shall, where appropriate, liaise with the Cabinet Secretary responsible for matters relating to foreign affairs so as to obtain the views of the relevant country on the proposed recommendation.

Register of  
national honours.

**17.** The Cabinet Secretary shall keep and maintain a register of the national honours conferred which shall set out the names of all the recipients of national honours which shall be available for inspection by the public.

Transitional.

**18.** Regulation 6 shall not apply for the purposes of the first recommendations for conferment of national honours made after the coming into effect of the Regulations

I certify that this printed impression is a true copy of the Regulations as passed by the Senate on Wednesday, 4<sup>th</sup> December, 2013.



*Clerk of the Senate*

Endorsed for presentation to the National Assembly.



*Speaker of the Senate*

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PRINTED BY THE CLERK OF THE SENATE

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REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FIRST SESSION)

THE SENATE

**SUPPLEMENTARY ORDER PAPER**

WEDNESDAY, DECEMBER 04, 2013 AT 2.30 P.M

PRAYERS

Determination of Quorum

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements
8. COMMITTEE OF THE WHOLE

a) THE NATIONAL HONOURS REGULATIONS, 2013  
(The Senate Majority Leader)

b) THE PUBLIC FINANCE MANAGEMENT (UWEZO FUND) REGULATIONS, 2013  
(Chairperson of the Standing Committee on Finance, Commerce & Economic Affairs)

9. MOTION – (Sen. Chris Obure)

THAT, in view of the various constraints the ad hoc Committee on Public Compensation Claims Bureau, constituted on 9<sup>th</sup> July 2013, has experienced in carrying out its mandate in accordance with its terms of reference within the stipulated timeframe approved by the Senate of three months; appreciating the Senate in establishing the Committee; recognizing the determination of the Committee to have a comprehensive report and legislative proposal for the enactment of a Bill to establish a one stop Public Compensation Claims Bureau in all counties to process outstanding claims and ensure claimants are paid within three months of retiring; this Senate do grant leave to extend the term of the ad hoc Committee for 3 more months to enable the Committee accomplish its mandate.

...../Motion

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10. MOTION - (Sen. (Prof.) Kithure Kindiki)  
(Department of Devolution and Planning)

THAT, aware that pursuant to Article 6 (2) of the Constitution, the Governments at the National and County levels are distinct and inter-dependent; also aware that one of the key objects of devolution pursuant to Article 174 is to facilitate the decentralization of state organs, their functions and services, from the capital of Kenya; noting with concern that three counties namely Tana River, Nyandarua and Tharaka-Nithi, have no appropriate offices or debating chambers for the County Executives and County Assemblies respectively as they lack buildings and other infrastructure as their headquarters are located away from major urban centres impeding the performance of their constitutional and statutory functions and negating the purposes and principles of devolution; the Senate calls on the National Government, in line with section 15 (2) of the Sixth Schedule of the Constitution, to take immediate measures to develop office facilities and debating chambers for the three counties.

11. MOTION - (Sen. Amos Wako)  
(Department of Devolution and Planning)

THAT, noting that the Constitution of Kenya, 2010 fundamentally changed the architecture of Government in the country; aware that many people in Kenya including elected leaders are not conversant with the new structure and especially the devolved system, the Senate urges the national Executive to undertake comprehensive, well structured and systematic civic education countrywide on the new system so that the Kenyan people can understand and positively participate in its implementation.

12. MOTION- (Sen. Naisula Lesuuda)  
(Department of Health)

THAT, noting that Article 25 of the Constitution recognizes freedom from torture and cruel, inhuman or degrading treatment or punishment as a fundamental right that may not be limited; also aware that Article 28 provides that every person has inherent dignity and the right to have that dignity respected and protected; further aware that the Prohibition of Female Genital Mutilation Act, 2011 was aimed at prohibiting the practice of female genital mutilation to, among others, safeguard against violation of a person’s mental or physical integrity; concerned that the Act has not been fully operationalised; the Senate calls on the National Executive to take immediate measures to fully implement the Prohibition of Female Genital Mutilation Act, 2011 especially the creation and funding of the Anti-Female Genital Mutilation Board to lead and co-ordinate efforts against rights abuses particularly of children.

NOTICE

The Senate resolved on 17<sup>th</sup> April, 2013, as follows:-

THAT, pursuant to Standing Order 98 (1), debate on a Motion not sponsored by the Majority or Minority Party or a Senator belonging to the Majority or Minority Party or a Committee shall be limited in the following manner:-

A maximum of three hours with not more than twenty minutes for the mover, fifteen minutes for the Majority Party Official Responder, fifteen minutes for the Minority Party Official Responder and ten minutes for each other Senator speaking and that ten minutes before the time expires, the mover shall be called upon to reply.

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...../Amendment

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**THE NATIONAL HONOURS REGULATIONS, 2013**

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**NOTICE is given that the Senate Majority Leader intends to move the following amendments to the National Honours Regulations, 2013 at the Committee Stage-**

***REGULATIONS 2 TO 29***

**THAT** regulations 2 to 29 be deleted and substituted with the following new Regulations-

Interpretation.

**2.** In these Regulations, unless the context otherwise requires-

No. 11 of 2013.

“Act” means the National Honours Act, 2013;

"Cabinet Secretary" means the Cabinet Secretary responsible for national heritage;

"national honour" means an official recognition, decoration, status or award conferred by the President in terms of Article 132(4)(c) of the Constitution;

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"Parliamentary Honours Advisory Committee" means the Parliamentary Honours Advisory Committee established under section 6 of the Act.

Categories of national honours.

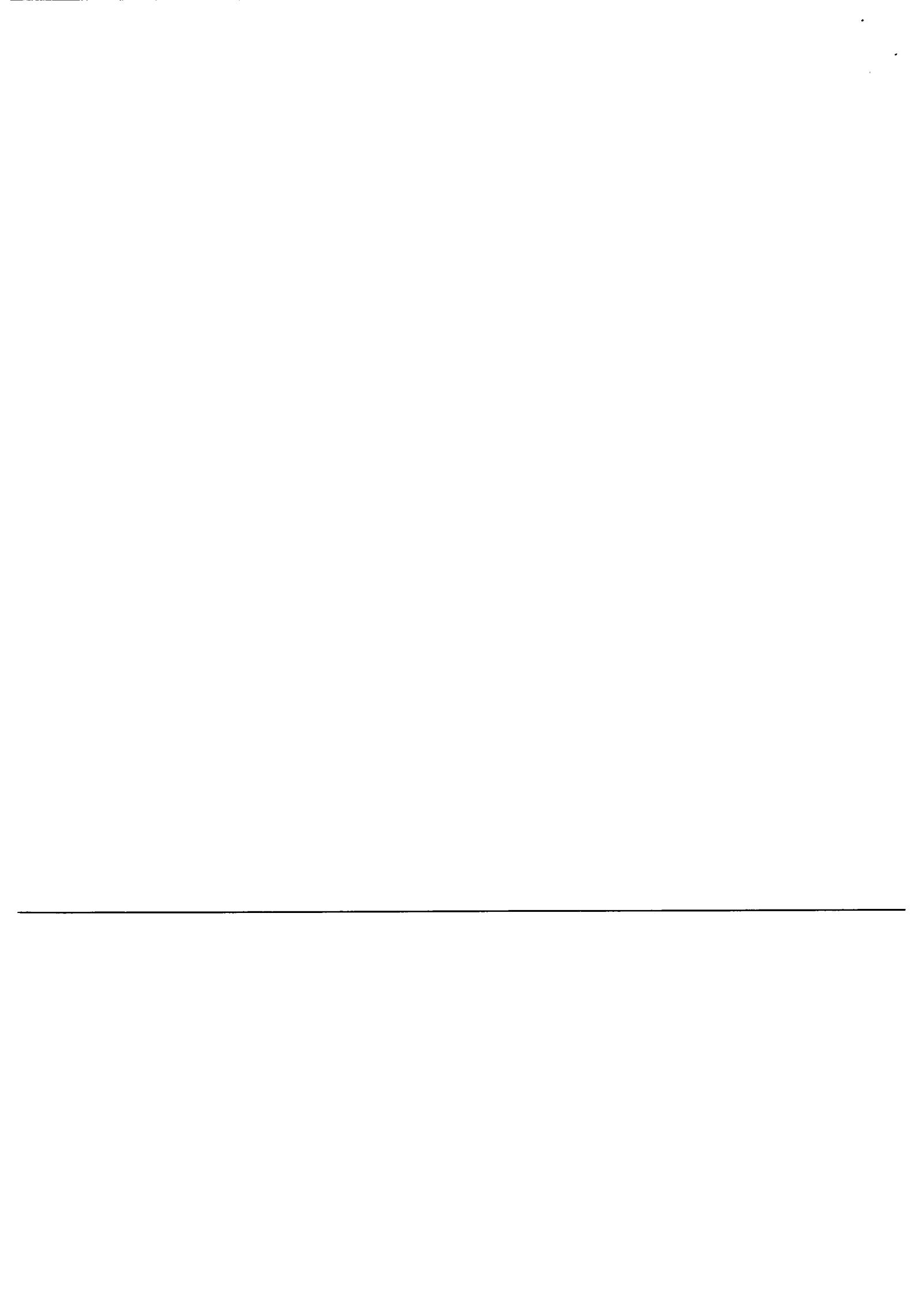
**3.** The following categories of national honours may be conferred by the President-

(a) under the Order of the Golden Heart of Kenya-  
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 (iii) Moran of the Golden Heart (MGH);

(b) under the Order of the Burning Spear-  
 (i) Chief of the Burning Spear (CBS);  
 (ii) Elder of the Burning Spear (EBS);  
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(c) Order of the Grand Warrior of Kenya (OGW);

(d) Head of State's Commendation (HSC);





- (e) Uhodari Medal (UMI);
- (f) Distinguished Conduct Order(DCO);
- (g) Silver Star of Kenya (SS);
- (h) Distinguished Service Medal (DSM);and
- (i) Long Service and Good Conduct Medal (LSGC).

Persons on whom national honours may be conferred.

4. A person shall merit the conferment of a national honour if the person is —
- (a) a person who has exhibited or exhibits exemplary qualities, actions or achievements of heroism, sacrifice, bravery, patriotism or leadership for the defence, benefit or betterment of the country or a county;
  - (b) a person who has made an exemplary contribution to the country or a county in the economic, social, scientific, academic, public administration, governance, sports, journalism, business, security or other fields;
  - (c) a State officer or public officer who has made an exemplary contribution to the betterment of the national or county governments, the executive, the judiciary, the legislature, an independent commission or an independent office;
  - (d) a person who has otherwise brought honour, glory or pride to the Republic.

Recommendation to be based on medals in stock.

5. When making recommendations to the President for conferment of a national honour, the Advisory Committees shall take into account the number of medals in stock at the time and shall ensure that the total number of persons recommended for conferment of national honours does not exceed two-thirds of the medals in stock.

Submission of recommendations.

6. (1) A person may recommend a nominee for conferment of a national honour at any time, but not later than three months prior to the proposed date of conferment.
- (2) In making the recommendation under paragraph (1), the person shall ensure that the citation and grounds for recommendation are set out in clear and precise terms.

Publication of list of persons recommended.

7. The respective chairpersons of the Advisory Committees shall, ~~prior to forwarding to the President the list of persons recommended for conferment of national honours,~~ by advertisement in at least two daily newspapers of national circulation, invite the public to present any views on or objections to the list to the respective Advisory Committee.

Receipt of title of honour, certificate, insignia.

8. A recipient of a national honour shall receive, in respect of the honour conferred, a title of honour, a certificate and an insignia.

Acknowledgment of receipt of insignia.

9. Every recipient of a national honour shall sign a warrant form to acknowledge receipt of the insignia for the honour.

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- Sitting at State and public functions.
10. During State functions and public functions, recipients of national honours shall sit in such areas as shall be designated for such recipients.
- Insignia.
11. The insignia distinguishing the classes and categories of national honours shall be of such description as shall be provided for by the Cabinet Secretary by notice in the *Gazette*.
- Mode of wearing insignia.
12. The mode of wearing the insignia shall be as provided for by the Cabinet Secretary by notice in the *Gazette*.
- Abbreviations for title of honour.
13. (1) The abbreviations for a title of honour conferred upon a person shall appear immediately after the recipient's last name.
- (2) Where a recipient has been conferred with more than one national honour, the respective titles of honour shall appear in the manner set out in paragraph (1) and in the order of precedence of the titles as set out in Regulation 3.
- Loss of national honour.
14. (1) The loss of a national honour shall be reported to the respective nominating Advisory Committee.
- (2) On receiving a report of the loss of a national honour, an Advisory Committee shall make the appropriate inquiries and take such action as may be appropriate to facilitate a replacement.
- Forfeiture of national honour.
15. A recipient of a national honour shall forfeit the honour if the recipient, after the conferment of the honour-
- (a) is dishonourably discharged from the Kenya Defence Forces, the National Intelligence Services, the National Police Service or the Kenya Prisons Service;
- (b) is adjudged to have contravened the provisions of Chapter Six of the Constitution; or
- (c) is convicted of an offence and sentenced to a term of imprisonment for a period of six months or more.
- Amendment, suspension or revocation of national honour.
16. Pursuant to section 10 of the Act, the respective Advisory Committee shall advise the President on the amendment, suspension or revocation of a national honour conferred on a recipient.
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- Conferment of honours to citizens of another country.
17. Where an Advisory Committee proposes to recommend a citizen of another country for conferment of a national honour, the respective Advisory Committee shall, where appropriate, liaise with the Cabinet Secretary responsible for matters relating to foreign affairs so as to obtain the views of the relevant country on the proposed recommendation.
- Register of national honours.
18. The Cabinet Secretary shall keep and maintain a register of the national honours conferred which shall set out the names of all the recipients of national honours which shall be available for inspection by the public.

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19. Regulation 6 shall not apply for the purposes of the first recommendations for conferment of national honours made after the coming into effect of the Regulations.

**REGULATION 1**

THAT regulation 1 of the Regulations be amended by deleting the words “come into operation” appearing immediately after the words “and shall” and substituting therefor the words “be deemed to have come into operation”.

**THE PUBLIC FINANCE MANAGEMENT (UWEZO FUND) REGULATIONS, 2013**

NOTICE is given that the Chairman of the Standing Committee on Finance, Commerce and Economic Affairs intends to move the following amendments to the Public Finance Management (Uwezo Fund) Regulations at the Committee Stage-

**REGULATION 5**

THAT regulation 5 of the Regulations be amended in paragraph (2) by-

- (a) deleting sub-paragraph (d) and substituting therefor the following new sub-paragraph-
  - (d) two persons appointed by the Cabinet Secretary;
- (b) deleting sub-paragraph (e) and substituting therefor the following new sub-paragraph-
  - (e) one person representing women appointed by the Cabinet Secretary;

**REGULATION 14**

THAT regulation 14 of the Regulations be amended-

- (a) in sub-paragraph (c), by deleting the words “and in consultation with Constituency Uwezo Fund Management Committee” appearing immediately after the words “local offices”;
- (b) in sub-paragraph (d), by deleting the words “in consultation with Constituency Uwezo Fund Management Committee” appearing immediately before the words “be responsible”;

...../Amendment

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**REGULATION 15**

**THAT** regulation 15 of the Regulations be amended in paragraph (2)-

- (a) by deleting the words “who shall be an *ex-officio* member” appearing immediately after the words “his representative”, in sub-paragraph (a);
- (b) by inserting the following new sub-paragraphs immediately after sub- paragraph (a)-
  - (aa) the sub-county development officer or his representative;
  - (ab) a sub-county accountant responsible for national government operations within that constituency;

**REGULATION 16**

**THAT** regulation 16 of the Regulations be amended by deleting sub-paragraph (k).

**REGULATION 18**

**THAT** regulation 18 of the Regulations be amended by deleting sub-paragraph (b) of paragraph (1) and substituting therefor the following new sub-paragraph-

- (b) an amount not exceeding eight per cent shall be earmarked for capacity building of the Fund beneficiaries and target groups;

**TITLE**

**THAT** the title to the Regulations be amended by inserting the words “and section 205” immediately after the words “section 24(4) and (11)”.

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