

**THE SPORTS BILL, 2026**  
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FIRST SCHEDULE

SECOND SCHEDULE

**THE SPORTS BILL, 2026**

**A Bill for**

**AN ACT of Parliament to provide for the promotion, development, regulation and management of sports in Kenya; to set out the principles and standards for the management of sports; to establish institutions; facilitate commercialisation of sports; to provide for safeguarding, and the welfare of sports persons and sports support personnel 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 Sports Act, 2025.

Interpretation.

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

“Academy” means the Kenya Academy of Sports established by section 63 of the Act;

“Authority” means the National Sports Regulatory Authority established by section 8 of the Act;

“Cabinet Secretary” means the Cabinet Secretary for the time being responsible for matters relating to sports;

“commercial sports enterprise” means means a company, partnership or other legal entity engaged in revenue-generating sporting activities, whether for profit or not-for-profit;

“competition manipulation” means any intentional act or omission or arrangement aimed at improperly altering the result, course or any aspect of a sports competition to remove the unpredictability of sport to obtain undue advantage for oneself or another or causing harm to others;

“Council” means the of the Kenya Academy of Sports constituted in accordance with section 65;

“National Deaflympic Committee of Kenya” means the national organization recognized by the International Deaflympic Committee as the

representative body for the Deaflympic movement in Kenya;

“emerging sports” means competitive, organized sporting activities that are technology-driven, digitally mediated, or non-traditional in format, including but not limited to electronic sports (e-sports), virtual reality sports, drone sports, and any other forms of technologically enabled or hybrid sports recognized under this Act;

“National Olympic Committee of Kenya” means the national organization recognized by the International Olympic Committee as the representative body for the Olympic movement in Kenya;

“National Special Olympics Committee of Kenya” means the national organization recognized by the International Special Olympics Committee as the representative body for the Special Olympics movement in Kenya;

“national sports organisation” means a national governing body for a specific sport, recognized by the Cabinet Secretary in accordance with this Act

“National Paralympic Committee of Kenya” means the national organization recognized by the International Paralympic Committee as the representative body for the Paralympic movement in Kenya;

*No.4 of 2025.* “person with disability” has the meaning assigned under section 2 of the Persons With Disability Act, 2025;

“recreational sport” means a physical activity engaged in primarily for enjoyment, health and well-being, rather than professional or competitive purposes;

“recognition and honours” means rewards conferred by the State or its agencies in appreciation of sporting merit or contribution to sports development in Kenya;

“sports” means all forms of physical activity and emerging sports which, through casual or organised participation, aim at expressing or improving physical fitness, mental well-being, technological innovation,

forming social relationships, or obtaining results in competition at all levels;

"sports academy" means an institution whose principal function is the identification, training, education, and development of sportspersons for professional, recreational or participation in sport;

“sports disputes” means disagreements or conflicts arising out of or in connection with the administration, governance, participation, eligibility, selection to national squads, conduct or outcome of sporting activities or sports organisations, including elections, doping and commercial matters;

“sports person” means any individual who participates in sports activities, whether on a recreational, amateur, semi-professional, or professional basis;

“sports support personnel” includes a coach, trainer, manager, agent, team staff, official medical or para-medical personnel, parent, chaperon or any other person working with, treating or assisting a sports person participating in or preparing for a sports competition;

“Registrar” means the Registrar of Sports appointed under this Act;

“sports medicine” means a branch of medicine that deals with assessment, prevention, treatment and rehabilitation of sports and exercise-related injuries;

“sports science” means the interdisciplinary field involving the study of human movement, performance and behaviour in sport, encompassing biomechanics, physiology, nutrition, psychology and injury prevention;

“Tribunal” means the Sports Disputes Tribunal established by section 107;

“unaffiliated sport” means a sport or competition that is not connected to a specific national or governing organization.

Application of the Act.

**3.** This Act shall apply to—

- (a) sports organizations;
- (b) sports persons;
- (c) sports education institutions;
- (d) sports support personnel; and
- (e) any person involved in sports within the Republic of Kenya.

Objects of the Act.

**4.** The objects of this Act are to—

- (a) provide a comprehensive legal and institutional framework for the regulation, development and management of sports in Kenya;
- (b) facilitate access to and participation in sport for all persons;
- (c) ensure proper governance, transparency, accountability and integrity in sports organizations;
- (d) promote sports as a tool for national unity, recreational activity health, wellness, education, economic empowerment and international diplomacy;
- (e) ensure equitable access to sports infrastructure, funding, training and participation across the country; and
- (f) protect the rights and welfare of sportspersons.

Principles of the Act.

**5.** The implementation of this Act shall be guided by the principles of—

- (a) equity and inclusivity in governance, access and participation;
- (b) transparency and accountability in the management of sports organizations and public resources;
- (c) good governance and democratic participation within sports institutions;
- (d) stakeholder participation and consultation;

Role of the  
national  
government.

- (e) sustainable development and management of sports and infrastructure;
  - (f) safeguarding of sports persons and adherence to human rights standards; and
  - (g) integrity and fair play in sports.
- 6.** The national government shall—
- (a) be responsible for the promotion of sports and sports education.
  - (b) formulate and oversee the implementation of a national sports policy;
  - (c) coordinate Kenya’s representation in regional and international sports bodies and competitions;
  - (d) set standards on sports infrastructure and facilities, sports persons’ welfare, sports education, training and governance;
  - (e) develop and maintain national sports infrastructure and facilities to the required international standards;
  - (f) maintain a national sports registry and performance monitoring system;
  - (g) facilitate bilateral and multilateral agreements for international sports cooperation;
  - (h) train, issue certification and license sports professionals;
  - (i) promote and develop national sports talent;
  - (j) promote and facilitate bidding for international sports events;
  - (k) collaboration with county governments in the promotion of sports;
  - (l) support research and innovation in sports science, technology and development.

- (m) monitor and evaluate the implementation of the sports policy;
- (n) promote the development of recreational sports; and
- (o) promote any other function that the Cabinet Secretary may deem necessary for the fulfilment of these functions.

Role of the county governments.

**7. Each county government shall—**

- (a) develop county-level sports policies aligned with the national policy;
- (b) support grassroots and recreational sports programmes;
- (c) collaborate with the national government in developing and maintaining county sports infrastructure and talent academies;
- (d) register and regulate community-level sports associations;
- (e) establishment and maintenance of county sports facilities; and
- (f) promote county participation in inter-county and national competitions.

**PART II—THE NATIONAL SPORTS REGULATORY AUTHORITY**

Establishment of the Authority.

**8. (1)** There is established a body to be known as the National Sports Regulatory Authority.

(2) The Authority shall be a body corporate with perpetual succession and a common seal and shall in its corporate name be capable of—

- (a) suing and being sued;
- (b) taking, purchasing or otherwise acquiring, holding, charging or disposing of movable and immovable property;
- (c) borrowing money or making investments;
- (d) entering into contracts; and

- (e) doing or performing all other acts or things for the proper performance of its functions under this Act which may lawfully be done or performed by a body corporate.

Headquarters.

**9.** (1) The headquarters of the Authority shall be in Nairobi, or such other place as the Board may, with the approval of the Cabinet Secretary, determine.

(2) The Authority may establish such other offices anywhere in Kenya as it may consider necessary for the discharge of its functions.

(3) The Authority shall ensure access to its services in all parts of the Republic in accordance with Article 6(3) of the Constitution.

Functions of the Authority.

**10.** The functions of Authority shall be to—

- (a) register sports organisations;
- (b) licence sports education institutions and sports academies;
- (c) license sports professional bodies and sports support personnel, including coaches, trainers, managers, agents, team staff, or any other person working with sports persons participating in or preparing for a sports competition;
- (d) license sports talent development programs;
- (e) promote and stimulate the development, improvement and expansion of the sports industry;
- (f) accredit sports education and training institutions and enforce of the standards the prescribed standards for sports education and training;
- (g) gather, integrate, publish and disseminate sports market information for the development of the sports industry;
- (h) promote, ensure and maintain quality assurance in the sports industry;

- (i) promote integrity, inclusivity, non-discrimination and transparency across all levels of sport;
- (j) advise and make recommendations to the Cabinet Secretary on matters relating to the sports industry, including sports education and training; and
- (k) do all other things that may be necessary for the better carrying out of its functions under the Act.

Powers of the Authority.

**11.** The Authority shall have all powers necessary for the proper performance of its functions under this Act and in particular—

- (a) with the approval of the Cabinet Secretary, to impose fees or any other charges as it deems fit in respect of any of its functions or powers;
- (b) manage, control and administer its assets in such manner and for such purposes as best promote the purpose for which the Authority is established;
- (c) determine the provisions to be made for its capital and recurrent expenditure and for the reserves of the Authority;
- (d) receive any grants, gifts, donations or endowments and make legitimate disbursements therefrom;
- (e) enter into association with such other bodies or organisations within or outside Kenya as it may consider desirable or appropriate and in furtherance of the purposes for which the Authority is established;
- (f) collaborate with any other body or organisation within or outside Kenya as the Board may consider desirable or appropriate and in furtherance of the purposes for which the Authority is established;

- (g) open such bank accounts for its funds as may be necessary;
- (h) invest any funds of the Authority not immediately required for its purposes; and
- (i) undertake any activity necessary for the fulfilment of any of its functions.

Board of the Authority.

**12.** (1) The management of the Authority shall vest in a Board which shall consist of—

- (a) a Chairperson appointed by the President;
- (b) The Principal Secretary in the Ministry for the time being responsible for matters relating to sports or a representative appointed in writing;
- (c) The Principal Secretary in the Ministry for the time being responsible for matters relating to basic education or a representative appointed in writing;
- (d) The Principal Secretary in the Ministry for the time being responsible for matters relating to finance or a representative appointed in writing;
- (e) the Attorney-General or a representative appointed in writing;
- (f) three persons appointed by the Cabinet Secretary nominated by—
  - (i) the umbrella sports organizations recognized as the national coordinating bodies for the promotion and development of high performance Olympic, Paralympic and Deaflympics and Special Olympics sports in Kenya;
  - (ii) sports organizations; and
  - (iii) Kenya Private Sector Alliance.
- (g) the Director-General who shall be an *ex-officio* member of the Board.

(2) The Chairperson and members of the Board appointed under subsection (1)(f) shall hold office for a period of three years and shall be eligible for reappointment for one further term of three years.

Qualifications of members of the Board.

**13.1** A person qualifies for appointment as the member of the Board under section 12 (1)(f), if the person—

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognised in Kenya;
- (c) has at least five years' experience in matters relating to sports, sports science and medicine, education, technology, finance, law, human resource management, financial management, public administration, public policy or advocacy as the case maybe; and
- (d) meets the requirements of chapter six of the Constitution.

Vacancy of the office.

**14.** The office of the chairperson or member of the Board shall become vacant if the holder—

- (a) resigns from office by notice in writing to the appointing authority;
- (b) is absent from three consecutive meetings of the Board without lawful cause;
- (c) is adjudged bankrupt or enters into a composition scheme or arrangement with his creditors;
- (d) is convicted of a criminal offence and sentenced to imprisonment for a term exceeding six months;
- (e) is incapacitated by prolonged physical or mental illness;
- (f) is otherwise unable or unfit to discharge his duties; or
- (g) dies

Conduct of business and affairs of the Authority.	<p><b>15.</b>(1) The conduct and regulation of the business and affairs of the Authority shall be as provided in the First Schedule.</p> <p>(2) Except as provided in the First Schedule, the Authority may regulate its own procedure.</p>
Delegation by the Board.	<p><b>16.</b> The Authority may, either generally or in any particular case, delegate to any committee or to any member, officer, employee or agent of the Authority, the exercise of any of the powers or the performance of any of the functions or duties of the Authority under this Act or under any other written law.</p>
Remuneration of members of the Board.	<p><b>17.</b> The chairperson and members of the Board shall be paid such remuneration, fees, allowances and such other reimbursements as may be approved by the Cabinet Secretary on the advice of the Salaries and Remuneration Commission.</p>
Director-General.	<p><b>18.</b>(1) There shall be a Director-General of the Authority who shall be recruited competitively by the Board.</p> <p>(2) A person is qualified for appointment as the Director-General if such person—</p> <ul style="list-style-type: none"><li>(a) is a citizen of Kenya;</li><li>(b) holds a master's degree from a university recognized in Kenya in any of the following disciplines—<ul style="list-style-type: none"><li>(i) public administration and management;</li><li>(ii) law;</li><li>(iii) business administration; or</li><li>(iv) sports;</li><li>(v) and any other related discipline;</li></ul></li><li>(c) has at least ten years' experience, five of which shall be experience at a senior management level;</li><li>(d) meets the requirements of Chapter Six of the Constitution.</li></ul>

(3) The Director General shall be the Chief Executive Officer of the Authority and shall—

- (a) be responsible for—
  - (i) the day-to-day administration and management and the control of the other staff of the Authority; and
  - (ii) implementing the decisions of the Board;
- (b) perform such other functions as may be assigned by the Board.

(6) The Director-General shall serve the Authority for a term of three years and shall, subject to satisfactory performance, be eligible, for reappointment for one further term.

Corporation Secretary.

**19.**(1) The Board shall competitively recruit a person qualified under the Certified Public Secretaries of Kenya Act to be the corporation secretary of the Board and perform such other duties assigned by the Board.

(2) The corporation secretary shall be responsible to the Director-General in the performance of his or her duties.

Staff of the Authority.

**20.**(1) The Board may appoint such staff as may be necessary for the proper discharge of the functions of the Authority under this Act, upon such terms and conditions of service as the Board may determine upon the advice of the Salaries and Remuneration Commission.

(2) The Authority shall designate duly qualified officers to be inspectors of the Authority to inspect the sports organization to ensure compliance with the Act and good governance standards.

Protection from personal liability.

**21.** No matter or thing done by a member of the Board or by any officer, member of staff, or agent of the Authority shall, if the matter or thing is done *bona fide* for executing the functions, powers or duties of the Authority under this Act, render the member, officer, employee or agent or any person acting on their directions personally liable to any action, claim or demand whatsoever.

Funds of the Authority.

**22.**(1) The funds of the Authority shall consist of—

- (a) moneys appropriated by Parliament;
- (b) such moneys as may accrue to or vest in the Authority in the course of the exercise of its powers or the performance of its functions under this Act or under any other written law;
- (c) such grants, gifts, donations or endowments received by the Board on behalf of the Authority; and
- (d) any other funds that may be received by the Authority from any other source.

(2) The financial year of the Authority shall be the period of twelve months ending on the thirtieth day of June, in each year.

Annual estimates.

**23.**(1) The Board shall, not less than four months before the commencement of each financial year cause to be prepared estimates of the revenue and expenditure of the Authority for that financial year.

(2) The annual estimates shall make provision for all estimated expenditure of the Authority for the financial year and in particular, the estimates shall provide for—

- (a) the payment of the salaries, allowances and other charges in respect of the staff of the Authority;
- (b) the payment of pensions, gratuities and other charges in respect of the staff of the Authority;
- (c) the proper maintenance of the buildings and grounds of the Authority;
- (d) the maintenance, repair and replacement of the equipment of the Authority;
- (e) the payment of expenses related to training and industrial attachment;
- (f) the creation of such reserve funds to meet future or contingent liabilities in respect of retirement benefits, insurance or replacement of buildings; and

(g) any other expenditure necessary for the Performance of the functions of the Authority.

(3) The annual estimates shall be approved by the Board and be submitted to the Cabinet Secretary for approval before the commencement of the financial year to which they relate.

(4) No expenditure shall be incurred for purposes of the Authority except in accordance with the annual estimates approved under subsection (3) or in pursuance of an authorization of the Cabinet Secretary.

Records and accounts.

**24.**(1) The Board shall cause proper books and records of the income, expenditure, assets and liabilities of the Authority to be kept together with—

- (a) a statement of the income and expenditure of the Authority during that year; and
- (b) a balance sheet of the Authority on the last day of that year.

(2) The accounts of the Authority shall be audited and reported upon in accordance with the provisions of the Public Audit Act.

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Investment of funds.

**25.** The Board may invest any moneys not immediately required for the purpose of the Authority in securities in which, the National Treasury may, from time to time, approve for that purpose.

### **PART III – OFFICE OF THE SPORTS REGISTRAR**

Sports Registrar.

**26.** (1) There is established within the Authority, the Office of the Sports Registrar

(2) The Board shall appoint through a competitive process, the Sports Registrar and such deputy and assistant registrars as may be considered necessary for the effective discharge of functions under this Act.

Qualification for appointment as Registrar.

**27.** A person shall qualify for appointment as a Registrar if the person —

- (a) has a bachelor's degree in law from a institution recognized in Kenya;
- (b) has a master's degree in any relevant discipline from a institution recognized in Kenya;
- (c) is an advocate of the High Court of Kenya;
- (d) meets the requirements of Chapter Six of the Constitution.

Functions of the Registrar.

**28.**(1) The Registrar shall report to the Director General in the performance of their functions.

(2) The Registrar shall—

- (a) be responsible for the registration and regulation of sports organizations at the national and regional level, and international sports bodies or sports organisations whose headquarters are based in Kenya in accordance with the provisions of this Act;
- (b) responsible for the arbitration of disputes arising from registration and licensing;
- (c) issue certificates for sports organizations;
- (d) ensure compliance by all registered entities in accordance with this Act and any subsidiary legislation;
- (e) liaise with county governments and stakeholders in the coordination, management and regulation of the sports industry;
- (f) perform any other function as may be assigned from time to time by the Director General, under this Act or any other relevant law.

(3) The Registrar shall work collaboratively with county governments, professional bodies and development partners in advancing compliance and institutional strengthening of sports organisations.

Register of sports organizations.

**29.**(1) The Registrar shall digitize and maintain a national sports registry of the registered sports

organizations and such other particulars relating to the registered sports organizations as may be prescribed, which shall be accessible to the public and other agencies.

(2) A copy of an entry in the register certified by the Registrar shall, for purposes of any written law, be *prima facie* evidence of the facts stated in the certificate.

Registration of sports organizations.

**30.**(1) A person that intends to operate as a sports organization shall apply for registration in the prescribed manner.

(2) The Registrar shall issue a certificate of registration to a sports organization registered under this Act in the prescribed form.

Exclusive registration for each sport.

**31.**(1) The Registrar shall register one national sports organization in any one sports discipline.

(2) Emerging sports shall be recognised as distinct sport disciplines where they demonstrate established rules of competition, national or international recognition, or technological innovation consistent with the principles of this Act.

(3) Where a dispute arises as to whether a sport discipline is distinct, the determination shall be made by the Authority.

(4) Any existing or newly registered organization purporting to manage a sport already governed by a registered organization shall be deemed unlawful and shall not be eligible for recognition, funding or participation in official national or international competitions.

(5) The Cabinet Secretary may make regulations to operationalize this provision, including setting out the procedure for recognizing new sport disciplines and verifying their uniqueness.

Rejection of application.

**32.**(1) The Registrar may reject an application for registration of a body as a sports organization if the Registrar is satisfied that—

- (a) its proposed activities or procedures are not in the national interest; or
- (b) the body has given false information to secure registration.

(2) The Registrar shall notify the applicant, in writing, of the rejection of its application for registration within fourteen days from the date of such rejection.

Cancellation of certificate.

**33.**(1) The Registrar may cancel a certificate of registration issued to a sports organization under this Act if the Registrar is satisfied that—

- (a) the registration was procured through misrepresentation or non-disclosure of material facts;
- (b) the terms or conditions attached to the certificate of registration have been violated; or
- (c) the sports organization has breached the provisions of this Act or any other law.

(2) The Registrar shall, before cancelling the certificate of registration of a sports organization, notify the sports organization of the intended cancellation, giving reasons for the intended cancellation and, give the sports organization an opportunity to be heard in accordance with the Fair Administrative Actions Act.

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(3) The Registrar shall notify a sports organization, in writing, of the cancellation of its certificate or registration within fourteen days from the date of such cancellation.

Inspection and supervision.

**34.**(1) The Registrar or any person authorized by the Authority, may upon production of an identification document,—

- (a) require a sports organization to make its records, books of account and all documents relating thereto, available for inspection by the Registrar, at any reasonable time specified, if required in writing;

(b) inspect the premises of a sports organization to ensure compliance with the Act and good governance standards.

(2) Upon identification of non-compliance, the Registrar may issue compliance directives or recommend administrative action, including suspension or replacement of officials.

(3) A person who fails to produce any books, accounts, records, document, correspondence, statements, returns or other information within the period specified in the direction under subsection (1) contravenes this Act:

Provided that—

(a) the books, accounts and other documents required to be produced shall not, in the course of inspection, be removed from the premises of the sports organization, branch, sub-branch, organ or person, or other premises at which they are produced;

(b) the person making the inspection may make copies of any books, accounts and other documents required for the purposes of the report; and

(c) all information obtained in the course of the inspection shall be treated as confidential and used solely for the purposes of this Act.

(4) The person authorized to conduct an inspection shall submit a report to the Registrar, and the report shall specify any breach or non-compliance with the requirements of this Act and any Regulations made thereunder, any irregularity in the manner of conduct of affairs of the sports organization, branch or sub-branch, discovered in the course of the inspection that warrants, in the opinion of the person making the inspection, remedial action or further investigation.

(5) The Registrar may—

(a) issue compliance notices and timelines for rectification;

- (b) recommend suspension or de-registration for serious or repeated breaches;
- (c) refer criminal or ethical breaches to relevant authorities including the Ethics and Anti-Corruption Commission, the Directorate of Criminal Investigations, or Office of the Auditor General.

Suspension and deregistration.

**35.**(1) The Registrar may, in consultation with or approval of the Authority suspend or cancel the registration of a sports organization that—

- (a) fails to comply with the provisions of this Act or Regulations made thereunder;
- (b) engages in discriminatory, unethical or fraudulent conduct;
- (c) fails to file annual reports or financial returns;
- (d) contravenes this Act or of its constitution; or
- (e) obstructs the Registrar or fails to comply with inspection directives.

(2) The Authority shall before suspending or canceling the registration of a sports organization give the sports organization an opportunity to be heard.

Appointment of Caretaker Committee.

**36.**(1) Where a sports organisation has been suspended under this Act, the Cabinet Secretary shall, on the recommendation of the Authority, appoint a Caretaker Committee to manage the affairs of the sports organisation for a period not exceeding six months.

(2) The Caretaker Committee shall—

- (a) assume all powers and responsibilities of the suspended officials;
- (b) undertake a forensic review of the organisation's governance and financial management;
- (c) facilitate the holding of lawful and democratic elections for new officials; and

(d) submit a report to the Registrar on its findings and actions within the period of appointment.

(3) The Cabinet Secretary may, upon reasonable cause and in consultation with the Authority, extend the tenure of the Caretaker Committee once, for a further period not exceeding three months.

(4) After the conclusion of the period under subsection (3), if the Caretaker Committee has not resolved the issues, the registrar may cancel the registration of the institution.

(5) The Authority shall, within thirty days of cancellation of registration, through a notice, Gazette the names of the cancelled sports organisations.

Appeal against the decision of the Authority.

**37.**(1) A sports organisation aggrieved by a decision of the Registrar or the Authority may appeal to the Sports Disputes Tribunal within thirty days of the decision

(2) The Tribunal shall determine the appeal within sixty days of filing.

#### **PART IV – RECOGNITION OF FANS ASSOCIATIONS**

Recognition of fans as stakeholders.  
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**38.**(1) The Authority shall recognize fans associations registered under the Societies Act as key stakeholders in the development, promotion and sustainability of sport in Kenya.

(2) All sports organizations, federations and event organizers shall ensure meaningful engagement with fans in the planning, delivery and governance of sporting activities.

Registration of fan associations.

**39.**(1) The Authority shall develop and maintain a register of accredited fan associations affiliated to various sports disciplines or teams.

(2) A fan association may be registered upon satisfying the prescribed requirements, including—

- (a) democratic governance structures;
- (b) a code of conduct for members; and

- (c) evidence of engagement with relevant sports organizations.

Fan engagement guidelines.

**40.** The Authority shall issue guidelines to facilitate structured fan engagement, including—

- (a) consultation mechanisms on matters affecting fans;
- (b) inclusion of fan association representatives in advisory forums; and
- (c) mechanisms for fan feedback and complaints.

Fan rights and protection.

**41.** Every sports event organizer shall—

- (a) ensure that venues comply with safety, accessibility and crowd management standards;
- (b) uphold fan rights including non-discrimination, freedom of expression and fair access to ticketing; and
- (c) take appropriate measures to prevent and address any acts of violence, hate speech or misconduct at sporting events.

## **PART V - MANAGEMENT OF SPORTS PERSONS**

Registration of sports person's managers and agents.

**42.** A person shall not act as sports person's manager or agent unless registered by the Authority in the prescribed manner.

Licensing and accreditation.

**43.(1)** Upon successful vetting, the Authority shall issue a renewable annual license to sports person's managers and agents.

(2) The license shall specify the sports for which the agent is accredited.

(3) The Authority may impose in the licence such conditions as the Authority may consider necessary, including—

- (a) the maximum number of athletes represented at any given time; and

(b) restrictions to avoid conflicts of interest.

Code of conduct.

**44.**(1) The Authority shall issue a code of conduct binding all licensed sports persons' managers and agents.

(2) The code of conduct issued under subsection (1) shall include provisions on—

- (a) fiduciary duties;
- (b) transparency in commissions and payments;
- (c) avoidance of conflicts of interest;
- (d) prohibition of exploitation or coercion; and
- (e) confidentiality and data protection obligations.

Prohibition of unlicensed practice.

**45.** A person who acts as a sports person's agent or manager without a valid license commits an offence and shall be liable on conviction to a fine not exceeding five hundred thousand shillings or to imprisonment for a term not exceeding two years, or both.

Registry of sports person's representatives.

**46.** The Authority shall maintain a public digital registry of all registered sports persons' managers and agents, including—

- (a) name and license number;
- (b) registration status, whether active, suspended or revoked;
- (c) sports discipline for which accredited; and
- (d) any recorded sanctions or disciplinary history.

Compliance monitoring and inspection.

**47.**(1) A person authorised by the Authority shall at any time have the power to enter and inspect the premises, records, operations and programmes of any registered sports organisation, professional sports body or sports education and training institution to ensure compliance with this Act or any other relevant law.

## **PART VI - SPORTS INTEGRITY UNIT**

Establishment of the National Sports Integrity Unit.	<b>48.</b> There is established a body to be known as the National Sports Integrity Unit, which shall operate as a specialised division within the Authority.
Objectives of the Unit.	<b>49.</b> The objectives of the Unit shall be to—  (a) protect the integrity of sport in Kenya;  (b) prevent, detect, investigate and coordinate responses to threats to sports integrity, including competition manipulation and competition fixing, corruption and mismanagement in sports governance, age cheating and identity fraud, abuse and exploitation, discrimination and harassment, fan violence and hooliganism, manipulation through technology or equipment, media and social media manipulation, doping and use of prohibited substances, poor officiating and referee integrity, illicit player transfers and recruitment practices, prevention of integrity threats in emerging sports, including hacking, cheating software, match manipulation, unlawful online betting, digital harassment, and data misuse. ;  (c) promote ethical conduct and transparency in sport;  (d) strengthen compliance with national and international integrity standards.
Powers of the Unit.	<b>50.</b> The Unit shall have the powers to—  (a) summon any person to provide information or documents relevant to an investigation;  (b) recommend sanctions or prosecution where criminal conduct is suspected;  (c) refer matters to appropriate authorities including the Office of the Director of Public Prosecutions, Ethics and Anti-Corruption Commission, or the relevant sports federation; and  (d) Enter into cooperation agreements with international integrity bodies.

- Functions of the Unit. **51.** The functions of the Unit shall be to—
- (a) receive and investigate allegations of integrity breaches in sport;
  - (b) collaborate with sports organizations, law enforcement agencies, and international partners;
  - (c)
  - (d) develop and implement national codes of conduct and integrity guidelines for sportspersons and officials;
  - (e) maintain a secure whistleblower reporting platform;
  - (f) conduct training and capacity building on sports integrity; and
  - (g) advise the Cabinet Secretary on policy and legal reforms related to sports integrity.
- Composition of the Unit. **52.** The Unit shall consist of—
- (a) A Director of Sports Integrity;
  - (b) not more than five other officers with expertise in law enforcement, sports governance, forensic investigation, betting regulation, sports science, and sports medicine;
- Annual report. **53.** The Unit shall submit an annual report to the Authority and the Cabinet Secretary detailing—
- (a) investigations undertaken;
  - (b) recommendations made;
  - (c) training and outreach activities conducted; and
  - (d) cooperation with stakeholders and international agencies.

- Annual report.
48. The Unit shall submit an annual report to the Authority and the Cabinet Secretary detailing—
- (a) investigations undertaken;
  - (b) recommendations made;
  - (c) training and outreach activities conducted; and
  - (d) cooperation with stakeholders and international agencies.

## **PART VII —SPORTS KENYA**

Establishment  
Sports Kenya.

**54.**(1) There is established a body to be known as Sports Kenya.

(2) Sports Kenya shall be a body corporate with perpetual succession and a common seal and shall, in its corporate name be capable of—

- (a) suing and being sued;
- (b) taking, purchasing or otherwise acquiring, holding and disposing of movable and immovable property;
- (c) borrowing money, with the approval of the Cabinet Secretary and subject to such limitations and conditions as may be imposed by the Treasury with respect to state corporations generally or specifically with respect to Sports Kenya; and
- (d) doing or performing any other things or acts for the proper performance of its functions under this Act which may be lawfully done or be performed by a body corporate.

(3) The Sports Kenya shall be the successor of the Sports Kenya established under the Sports Act (Repealed).

(4) The headquarters of Sports Kenya shall be in Nairobi, but Sports Kenya may establish offices at any other place in Kenya.

Functions of  
Sports Kenya.

55. The functions of Sports Kenya shall be to—

- (a) manage and maintain the sports facilities specified in the Second Schedule and any other facilities which the Cabinet Secretary may, by notice in the *Gazette*, declare to be sports facilities for the purposes of this Act;
- (b) establish, manage, develop and maintain the sports facilities, including convention centers, indoor sporting and recreational facilities for the purposes of this Act;
- (c) adopt, develop, plan, set stadia standards and licence and regularly inspect stadia for sporting and recreational use;
- (d) establish and maintain a sports museum;
- (e) provide the necessary amenities or facilities for persons using the services or facilities provided by Sports Kenya;
- (f) operate sports facilities on public grounds in such manner as it deems necessary;
- (g) inculcate the sense of patriotism and national pride through sports and recreation, create awareness on matters of national interest through sporting events, create awareness on the benefits of regular participation in sports for healthy living and provide advisory and counseling services to athletes;
- (h) with the approval of the Cabinet Secretary, prescribe charges or fees in respect of—
  - (i) access to, or use of, any of the resources or facilities of Sports Kenya;
  - (ii) the provision of programs, services, information or advice by Sports Kenya; and

(iii) the admission of persons to events and activities organized by Sports Kenya;

(i) perform such other functions related to the implementation of this Act as may be directed by the Cabinet Secretary.

Board of Sports Kenya.

**56.**(1) The management of Sports Kenya shall vest in a Board, which shall consist of—

(a) a non-executive Chairperson, who shall be a person who holds a degree from a university recognised in Kenya and is knowledgeable in sports, finance or commerce, appointed by the President;

(b) the Principal Secretary in the Ministry for the time being responsible for sports;

(c) the Principal Secretary in the Ministry for the time being responsible for finance;

(d) the Attorney-General;

(e) four persons appointed by the Cabinet Secretary on nomination by—

(i) the sports organisations recognised as the national coordinating bodies for the promotion and development of high-performance Olympic, Paralympic and Deaflympics sports in Kenya; and

(ii) the national multi-sport organisation that is responsible for the adherence to all the codes for sports and recreational bodies.

(f) The Director-General of Sports Kenya, who shall be an *ex-officio* member of the Board.

(2) The Chairperson and members of the Board appointed under subsection (1)(i) shall hold office for a term of three years and shall be eligible for re-appointment for one further term of three years.

(3) The appointment of the Chairperson and members of the Board appointed under subsection (1)(e) shall be by notice in the *Gazette*.

Powers of the Board.

**57.** The Board shall have all the powers necessary for the performance of the functions of Sports Kenya under this Act and in particular, but without prejudice to the generality of the foregoing, the Board shall have power to—

- (a) manage, control and administer the assets of Sports Kenya in such manner and for such purposes as best promote the purposes for which Sports Kenya is established;
- (b) receive any gifts, grants, donations or endowments made to Sports Kenya or any other monies in respect of Sports Kenya and make disbursements therefrom in accordance with the provisions of this Act;
- (c) determine the provisions to be made for capital and recurrent expenditure and for reserves of Sports Kenya;
- (d) open a banking account or banking accounts for the funds of Sports Kenya;
- (e) invest any monies of Sports Kenya not immediately required for the purposes of this Act;
- (f) make grants or lend money, and provide scholarships to sportspersons and staff of Sports Kenya; and
- (g) do any other thing necessary, or expedient for the discharge of its functions under the Act.

Conduct of business and affairs of Sports Kenya.

**58.(1)** The procedure for the conduct of the business and affairs of Sports Kenya shall be as provided in the First Schedule.

(2) Subject to the First Schedule, Sports Kenya shall regulate its own procedure.

Director-General. **59.**(1) Sports Kenya shall have a Director-General, who shall be appointed by the Board, through a competitive recruitment process.

(2) A person is qualified for appointment as the Director General if such person—

- (a) is a citizen of Kenya;
- (b) holds a masters degree from a university recognized in Kenya in a relevant field;
- (c) has at least ten years' experience in sports and facility management and operation of commerce, industry, finance or general administration, five of which shall be experience at senior management level in;
- (d) meets the requirements of Chapter Six of the Constitution.

(3) The Director-General shall serve for a term of three years which shall be renewable for one further term of three years.

(4) The Director-General shall, subject to the general direction and control of the Board, be responsible for the day-to-day operations and administration of Sports Kenya, and in particular for—

- (a) the implementation of the policies and programmes and agreed objectives, performance targets and service standards of Sports Kenya;
- (b) the proper management of the funds and property of Sports Kenya;
- (c) the organization and control of the staff of Sports Kenya;
- (d) the formulation, development and implementation of the strategic plan, business plan, annual plan and operations plan for achieving Sports Kenya's objectives;
- (e) co-operation with other lead agencies and organizations in the sports sector;

- (f) the development of an economic, efficient and cost effective internal management structure;
- (g) the provision of advice as required on all matters within Sports Kenya's responsibility; and
- (h) the performance of any other function necessary for the implementation of this Act as may be assigned to him by the Board.

Corporation Secretary.

60.(1) The Board shall competitively recruit a qualified under the Certified Public Secretaries of Kenya Act to be the corporation secretary of the Board and perform such other duties assigned by the Board.

(2) The corporation secretary shall be responsible to the Director-General in the performance of his or her duties.

Staff of Sports Kenya.

61.(1) Sports Kenya may appoint such other officers and staff as may be necessary for the proper and efficient performance of its functions.

(2) The officers and staff appointed under this section shall, hold office on such terms and conditions as may be determined by the Board and specified in their instruments of appointment.

Delegation of powers of the Board.

62.(1) The Board may, in writing, delegate to the Chairperson, a member of the Board, an officer of Sports Kenya or to a Committee of the Board established in accordance with the First Schedule, any of the powers, duties or functions of Sports Kenya under this Act.

(2) The powers, duties and functions delegated under subsection (1) shall be exercised in accordance with the terms and conditions specified in the instrument of delegation and subject to such directions or guidelines as the Board may, from time to time issue, in writing.

(3) A person aggrieved by the decision of a person exercising powers delegated under this section may appeal to the Board.

- Funds of Sports Kenya. 63. The funds of Sports Kenya shall comprise—
- (a) such moneys as may be appropriated by Parliament for purposes of Sports Kenya;
  - (b) such moneys as may accrue to or vest in the Board of Sports Kenya in the course of the exercise of its functions under this Act or under any other written law;
  - (c) such gifts, grants, loans or donations, made to Sports Kenya; and
  - (d) money from any other source received by Sports Kenya in the performance of its functions under this Act.
- Financial year. 64. The financial year of Sports Kenya shall be the period of twelve months ending on the thirtieth June in every year.
- Annual estimates. 65.(1) At least three months before the commencement of each financial year, Sports Kenya shall cause to be prepared estimates of the revenue and expenditure of Sports Kenya of that year.
- (2) The annual estimates shall make provisions for all estimated expenditure of Sports Kenya for the financial year concerned, and in particular shall provide for the—
- (a) payment of salaries, allowances and other charges in respect of the staff of Sports Kenya;
  - (b) payment of pensions, gratuities and other charges in respect of former staff of Sports Kenya;
  - (c) proper maintenance of the buildings and grounds of Sports Kenya;
  - (d) maintenance, repair and replacement of the equipment and other property of Sports Kenya;
  - (e) payment of allowances of the members of Sports Kenya and the members of Sports Kenya; and

- (f) creation of such reserve funds to meet future or contingent liabilities in respect of retirement benefits, insurance, replacement of buildings or equipment, or in respect of such other matters as Sports Kenya may deem fit.

Reports of Sports Kenya.

**66.** (1) Sports Kenya shall prepare quarterly and annual financial and non-financial reports in a format prescribed by the Public Sector Accounting Standards Board and submit the same to the National Treasury with copies to the Controller of Budget and the Commission on Revenue Allocation.

(2) Sports Kenya shall continuously and on a regular basis monitor and report on its performance and on the performance of all of its licensees on a quarterly basis, with a summary of performance reported through Sports Kenya's annual report on the basis of a clear outcome-based performance framework developed by the National Government.

Accounts and audit.

**67.**(1) Sports Kenya shall cause to be kept all proper books and records of accounts relating to the income, expenditure, assets and liabilities of the Sports Kenya.

(2) The accounts of Sports Kenya shall be prepared and audited in accordance with the Public Finance Management Act and the Public Audit Act.

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Investment of funds.

**68.** The Board may invest any moneys not immediately required for the purpose of Sport Kenya in securities in which, the National Treasury may, from time to time, approve for that purpose.

### **PART VIII — THE KENYA ACADEMY OF SPORTS**

The Kenya Academy of Sports.

**69.**(1) There is established an Academy to be known as the Kenya Academy of Sports.

(2) The Academy shall be a body corporate with perpetual succession and a common seal and shall, in its corporate name, be capable of—

- (a) suing and being sued;
- (b) taking, purchasing or otherwise acquiring, holding, charging or disposing of movable and immovable property; and
- (c) doing or performing all such other things or acts necessary for the proper performance of its functions under this Act, which may lawfully be done by a body corporate.

(3) The Academy shall be the successor of the Kenya Academy of Sports established under the Sports Act (Repealed).

(4) The headquarters of the Academy shall be in Nairobi, but the Academy may establish offices at any other place in Kenya.

(5) The Academy shall ensure access to its services in all parts of the Republic in accordance with Article 6(3) of the Constitution.

Functions of the Academy.

**70.** The functions of the Academy shall be to—

- (a) search, identify, develop and professionalize sport talent, in collaboration with learning institutions and relevant stakeholders;
- (b) establish, manage and develop a national high performance centre;
- (c) establish, manage, develop and maintain sports training academies for the purposes of this Act;
- (d) organize, administer and co-ordinate sports courses for sports technical and administration personnel, leading to the award of certificates and diplomas and such other qualifications as the Authority may, from time to time prescribe;
- (e) conduct examinations and assessments for such academic awards in sports as the Authority may, from time to time determine;

- (f) conduct sports related research and development in collaboration with institutions of higher learning, national sports organizations and other stakeholders;
- (g) advise sports organisations, sports education and training institutions and coaches and trainers on best practices of developments of sports persons and performance optimization;
- (h) conduct sports persons profiling, injury surveillance and rehabilitation; and
- (i) link with county governments, other institutions and organizations for regular updates on the current sports trends;
- (j) identify and recommend talents in sports to national sports organizations;
- (k) perform any other function that may directly or indirectly contribute to the attainment of the foregoing.

(2) In the performance of its functions, the Academy may collaborate with anybody or organisation within or outside Kenya, including county sports academies, hospitals and training centres, as the Academy may consider desirable or appropriate and in furtherance of the purposes for which the Academy.

The Council of the Academy.

**71(1)** The management of the Academy shall vest in a Council which shall consist of—

- (a) a Chairperson, who shall be a person knowledgeable in sports, finance or commerce, appointed by the President;
- (b) the Principal Secretary for the time being responsible for sports;
- (c) the Principal Secretary for the time being responsible for finance;
- (d) the Attorney-General;
- (e) two other persons who have experience in the management of training Academies, the

corporate sector or sports, appointed by the Cabinet Secretary;

- (f) two other persons appointed by the Cabinet Secretary on nomination by—
  - (i) the sports organisations recognised as the national coordinating bodies for the promotion and development of high-performance Olympic, Paralympic and Deaflympics sports in Kenya; and
  - (ii) the national multi-sport organisation that is responsible for the adherence to all the codes for sports and recreational bodies.
- (g) The Chief Executive Officer of the Academy, who shall be an *ex-officio* member of the Board.

(2) The members of the Council under subsection (1)(b) (c) and (d) may attend the meetings of the Council in person or designate a representative, in writing to attend on their behalf.

(3) Any member of the Council, appointed under subsection (1)(g) and (h) shall, subject to the provisions of this Act, hold office for a period not exceeding three years, on such terms as may be specified in the instrument of appointment and shall be eligible for reappointment for one further term of three years.

(4) Appointment to the Council under subsection (1)(g) and (h) shall be by name and notice in the *Gazette*.

(5) The Chairperson or a member of the Council, other than an *ex officio* member, may—

- (a) at any time resign from office by notice in writing to the Cabinet Secretary;
- (b) be removed from office by the Cabinet Secretary if the member—
  - (i) has been absent from three consecutive meetings of the Council

without the permission of the Chairperson;

- (ii) is adjudged bankrupt or enters into a composition scheme or arrangement with his creditors;
- (iii) is convicted of fraud, forgery, uttering a forged document, or for any offence under the Anti-Corruption and Economic Crimes Act (Cap. 65);
- (iv) is convicted of a criminal offence and sentenced to imprisonment for a term exceeding six months or to a fine exceeding ten thousand shillings; or
- (v) is incapacitated by prolonged physical or mental illness or is deemed otherwise unfit to discharge the duties of a member of the Council.

Powers of the Council.

**72.** The Council shall have all the powers necessary for the performance of the functions of the Academy under this Act and in particular, but without prejudice to the generality of the foregoing, the Council shall have power to—

- (a) manage, control and administer the assets of the Academy in such manner and for such purposes as best promote the purposes for which the Academy is established;
- (b) receive any gifts, grants, donations or endowments made to the Academy or any other monies in respect of the Academy and make disbursements therefrom in accordance with the provisions of this Act;
- (c) determine the provisions to be made for capital and recurrent expenditure and for reserves of the Academy;

	(d) open a banking account or banking accounts for the funds of the Academy; and (e) invest any monies of the Academy.
Conduct of business and affairs of the Council.	<b>73.</b> (1) The procedure for the conduct of the business and affairs of the Council shall be as provided in the First Schedule.  (2) Subject to the First Schedule, the Council shall regulate its own procedure.
Remuneration of members of the Board.	<b>74.</b> The chairperson and members of the Board shall be paid such remuneration, fees, allowances and such other reimbursements as may be approved by the Cabinet Secretary on the advice of the Salaries and Remuneration Commission.
Delegation by the Board.	<b>75.</b> The Council may, either generally or in any particular case, delegate to any committee or to any member, officer, employee or agent of the Council, the exercise of any of the powers or the performance of any of the functions or duties of the Council under this Act or under any other written law.
Chief Executive Officer of the Academy.	<b>76.</b> (1) There shall be a Chief Executive Officer of the Academy who shall be appointed by the Council, through a competitive recruitment process.  (2) The Chief Executive Officer shall serve for a term of three years which shall be renewable for one further term of three years.
Corporation Secretary.	<b>77.</b> (1) The Board shall competitively recruit a person qualified under the Certified Public Secretaries of Kenya Act to be the corporation secretary of the Board and perform such other duties assigned by the Board.  (2) The corporation secretary shall be responsible to the Chief Executive Officer in the performance of his or her duties.
Staff of the Academy.	<b>78.</b> The Council may appoint such other officers and staff as may be necessary for the proper and efficient performance of its functions.
Funds of the Academy.	<b>79.</b> The funds and assets of the Academy shall comprise of—

- (a) such moneys as may be appropriated by Parliament for the purposes of the Academy;
- (b) such moneys as may accrue to or vest in the Council of the Academy in the course of the exercise of its powers or the performance of its functions under this Act or under any other written law;
- (c) such gifts, grants, loans or donations, made to the Academy with the approval of the Cabinet Secretary and the Cabinet Secretary responsible for finance to the Academy; and
- (d) money from any other source received by the Academy in the performance of its functions under this Act.

Financial year. **80.** The financial year of the Academy shall be the period of twelve months ending on the thirtieth June in every year.

Annual estimates. **81.**(1) At least three months before the commencement of each financial year, the Council shall cause to be prepared estimates of the revenue and expenditure of the Council of that year.

(2) The annual estimates shall make provisions for all estimated expenditure of the Council for the financial year concerned, and in particular shall provide for the—

- (a) payment of salaries, allowances and other charges in respect of the staff of the Council;
- (b) payment of pensions, gratuities and other charges in respect of former staff of the Council;
- (c) proper maintenance of the buildings and grounds of the Council;
- (d) maintenance, repair and replacement of the equipment and other property of the Council;
- (e) payment of allowances of the members of the Council and the members of the Council; and

- (f) creation of such reserve funds to meet future or contingent liabilities in respect of retirement benefits, insurance, replacement of buildings or equipment, or in respect of such other matters as the Council may deem fit.

Accounts and audit.

**82.**(1) The Academy shall cause to be kept all proper books and records of accounts relating to the income, expenditure, assets and liabilities of the Academy.

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(2) The accounts of the Academy shall be prepared and audited in accordance with the Public Finance Management Act and the Public Audit Act .

Reports of the Academy.

**83.**(1) The Academy shall prepare quarterly and annual financial and non-financial reports in a format prescribed by the Public Sector Accounting Standards Board and submit the same to the National Treasury with copies to the Controller of Budget and the Commission on Revenue Allocation.

(2) The Academy shall continuously and on a regular basis monitor and report on its performance and on the performance of all of its licensees on a quarterly basis, with a summary of performance reported through the Academy’s annual report on the basis of a clear outcome-based performance framework developed by the National Government.

Investment of funds.

**84.** The Board may invest any money not immediately required for the purpose of the Academy in securities in which the National Treasury may, from time to time, approve for that purpose.

**PART IX—SPORTS PERSONS  
DEVELOPMENT, WELFARE AND  
SAFEGUARDING**

Recognition and rights of athletes and sports persons.

**85.**(1) Every sports person shall have the right to fair treatment, non-discrimination and protection of their dignity and welfare in all sports engagements.

(2) Every sports person shall be entitled to fair selection processes, safe training and competition environments, and access to grievance and dispute resolution mechanisms.

(3) Every Sports organisation shall ensure that its sports persons are protected from abuse, harassment, exploitation and harmful practices.

(4) Sports persons in emerging sports shall enjoy the same rights and protection as sports persons in traditional sports, with the necessary modifications to suit their digital or technological environment.

Support services and facilities.

**86.** Sports organisations shall ensure the provision of sports persons support services including—

- (a) access to sports support personnel licensed by the Authority;
- (b) access to specialists dealing with the prevention, diagnosing, treating and managing sports injuries, physiotherapists, sports psychologists and nutritionists licensed by the relevant regulatory authority;
- (c) career counselling and dual-career pathways;
- (d) access to medical insurance and injury rehabilitation;
- (e) mental health support and anti-doping education.

Sports person's contracts and representation.

**87.**(1) Every Sports organisation shall ensure that its sports persons have access to legal representation and contract negotiation support.

(2) The Authority shall establish and maintain a register of licensed sports persons, agents, and managers.

Safeguarding of minors and vulnerable sports persons.

**88.**(1) In order to ensure the safeguarding of minors and vulnerable sports persons, the Cabinet Secretary shall make Regulations prescribing—

- (a) the manner and the standards for training and certification of coaches, officials and volunteers dealing with minors and vulnerable sports persons;
- (b) prevention of abuse and protection of children and vulnerable persons;

- (c) disciplinary action and rehabilitation procedures; and
- (d) safeguarding, background checks, and codes of conduct for persons working with minors in sports
- (e) procedures for mandatory reporting of violations to appropriate authorities.

(2) Sports organisations shall put in place child protection and safeguarding policies consistent with national child protection laws.

(3) A national safeguarding office shall be established within the Ministry to oversee compliance and provide support to affected athletes.

Welfare of sports persons.

**89.**(1) Every sports organisation shall put in place mechanisms to safeguard the health, safety and dignity of its sports persons.

(2) These shall include—

- (a) access to medical cover, insurance and emergency services;
- (b) access to proper nutrition and accommodation;
- (c) protection against abuse, exploitation, harassment and discrimination;
- (d) fair and transparent contracts or terms of engagement;
- (e) grievance and whistleblowing mechanisms.

(3) For the sports persons in emerging sports, welfare protections shall include safeguards against digital exploitation, mental health risks, online harassment, unfair contractual terms, and harmful gaming practices.

Gender equity.

**90.** Every sports organization or institution undertaking sports programmes shall ensure equal opportunity and treatment of girls and women in sport including—

- (a) equal access to facilities, funding and training;
- (b) protection against gender-based violence;
- (c) equitable representation in leadership and governance;
- (d) support for women's participation in traditionally male-dominated sports.

Gender equality in sports.

**91.**(1) Every sports organisation shall ensure equal opportunities for men and women in sports participation, leadership, and selection for national and international assignments.

(2) The Cabinet Secretary shall develop regulations to ensure the equitable allocation of funding, access to facilities, and participation in competitions by gender.

Safeguarding of children, women and vulnerable groups.

**92.**(1) All sports organisations shall adopt and enforce safeguarding policies to protect children, women, and vulnerable persons from abuse, exploitation, harassment and discrimination.

(2) The Cabinet Secretary shall develop Regulations prescribing minimum standards for safeguarding, including—

- (a) mandatory background checks and certification for coaches, officials, agents, managers and volunteers;
- (b) reporting and redress mechanisms for safeguarding violations;
- (c) training requirements for safeguarding compliance;
- (d) disciplinary measures for breach of safeguarding obligations.

Monitoring and enforcement.

**93.** The Authority shall be responsible for monitoring compliance with this Part and may issue directives to any sports organisation for purposes of enforcement.

## **PART X -COMMERCIALIZATION OF SPORTS**

Protection of sports persons' image rights.

**95.**(1) Every sports person shall have the right to control the commercial use of their image, name or likeness.

(2) No person or entity shall exploit such rights without the written consent of the sports person.

(3) The Cabinet Secretary may, in consultation with stakeholders, make regulations on sports person's image rights and collective management.

Commercialization of sports.

**96.** The Cabinet Secretary shall promote commercialization of sports including media rights, merchandising, event hosting and sports persons branding.

Commercial sports organizations.

**97.**(1) A sports organization that seeks to operate for commercial purposes, including managing professional sports teams, leagues, events or sports person representation, shall register as a legal entity under the Companies Act or any other applicable law.

(2) In addition to registration under subsection (1), every commercial sports organisation shall apply for accreditation from the Authority as a "Commercial Sports Organisation" under this Act.

(3) A sports organisation may establish a commercial subsidiary, special purpose vehicle or joint venture for the exploitation of its commercial rights.

(4) The Cabinet Secretary may, in consultation with the Cabinet Secretary responsible for the National Treasury, recommend fiscal and non-fiscal incentives to promote investment in sports infrastructure, events, academies and professional leagues.

#### **PART XI— SPORTS SCIENCE, SPORTS MEDICINE, RESEARCH AND INNOVATION**

Promotion of sports science and sports medicine.

**98.**(1) The Cabinet Secretary shall in collaboration with the Ministry of Health and the relevant regulatory bodies promote the integration of sports science and sports medicine in sports persons development, coaching, injury prevention and performance optimization.

(2) The Cabinet Secretary shall collaborate with universities, the Kenya Medical Research Institute and other research institutions and sports academies to—

- (a) support research in sports medicine, sports science and performance analytics; and
- (b) establish research grants, scholarships, and innovation incentives.

Data and research framework.

**99.** The Cabinet Secretary shall develop a national framework for collection, management and dissemination of sports-related data including—

- (a) a centralised digital database on sports persons' performance, injuries, and participation;
- (b) research partnerships with academic and medical institutions; and
- (c) publication of an annual State of Sport report.

Knowledge management and data repositories.

**100.(1)** The Cabinet Secretary shall maintain a centralised sports data repository to support evidence-based policy making and programme design.

(2) The data repository shall include sports persons tracking, performance metrics, competition results, health status, and training history with due regard to privacy and data protection laws.

(3) The Cabinet Secretary shall collaborate with the Kenya National Bureau of Statistics and relevant government agencies to enhance the national sports information system.

Establishment of the National Integrated Sports Information Management System.

**101.(1)** There is established a National Integrated Sports Information Management System, which shall be maintained by the Cabinet Secretary in collaboration with the Authority and relevant agencies.

(2) The System shall contain comprehensive records on—

- (a) registered athletes, coaches, officials, and support personnel;

- (b) accredited sports organisations, academies, and facilities;
- (c) performance records, competition results, and rankings;
- (d) medical, anti-doping, and safeguarding compliance; and
- (e) sports scholarships, sponsorships, and funding for beneficiaries.

(3) The Database shall be interoperable with national identity and education systems to support talent tracking and validation of data.

(4) The Cabinet Secretary shall ensure data privacy, security, and ethical use of information in accordance with applicable data protection laws.

(5) Sports organisations and county governments may, on request in writing, be permitted to access data in the System for the purposes of planning, reporting, service delivery and sports development.

## **PART XII — SPORTS ORGANIZATIONS GOVERNANCE AND ELECTIONS**

Governance and elections in sports organisations.

**102.**(1) Every sports organization shall conduct democratic, fair, and transparent elections in accordance with sports organisation’s constitution and regulations under this Act and shall—

- (a) publish clear election rules consistent with national guidelines;
- (b) ensure the independence of electoral boards;
- (c) conduct regular and transparent elections;
- (d) allow fair and inclusive participation of members;
- (e) publish election results and enable electoral dispute resolution; and
- (f) enforce leadership and governance codes.

(2) The president or chairperson, secretary-general and treasurer of a national sports organization—

- (a) shall be elected for a term of four years;
- (b) shall be eligible for re-election for one further term of four years only; and
- (c) shall not serve in the position of president or chairperson, secretary-general, and treasurer for more than two terms in total, whether consecutive or non-consecutive.

(3) No person shall simultaneously hold more than one elective position in a national sports organisation.

(4) The Authority shall maintain a register of elections and elected sports organization officials and monitor compliance with term limits.

(5) Every sports organization shall ensure that in all elections—

- (a) eligibility criteria and term limits shall be clearly defined;
- (b) notice of elections shall be published in advance; and
- (c) disputes shall be handled through the internal mechanisms and may be escalated to the Sports Disputes Tribunal.

(2) The Authority shall be an observer in all sports organization elections and

Eligibility criteria for federation elections.

**103.**(1) A candidate seeking election to a national office within a sports organisation shall adhere to standards prescribed by the Authority.

(2) The endorsement shall be in writing and shall be duly executed by the authorised officials of the supporting entity.

(3) The candidate must have held an active role within the supporting entity for a minimum of one year prior to the date of nomination.

(4) The Registrar shall verify the authenticity of all submitted endorsements and affiliations as part of the vetting process.

(5) Failure to meet this requirement shall render a candidate ineligible to contest for national office.

Prohibition against holding office in more than one federation.

**104.**(1) No person shall serve concurrently as an elected or appointed official, whether in an executive, governance, or operational capacity, in more than one national sports organization.

(2) For the purposes of this section, "official" includes any person holding the office of president, chairperson, vice-chairperson, secretary general, treasurer, board member, or any other executive or administrative post designated in the constitution or governance structure of a federation.

(3) A person who is elected or appointed to a position in another sports organisation shall, before seeking election or appointment, resign from any previous position held in another federation, failing which both positions shall be deemed vacated by operation of law.

(4) Any federation that knowingly allows an individual to hold office in contravention of this section commits an offence and shall be liable upon conviction to a fine not exceeding three million or imprisonment of three years, or both.

(5) The Registrar shall maintain a public register of all officials serving in registered sports federations and shall have power to conduct periodic audits to ensure compliance with this provision.

Code of governance.

**105.** The Cabinet Secretary shall, in consultation with the Authority, issue a Code of Governance, which shall be applicable and binding to all sports organizations, setting out the minimum requirements for—

- (a) governance and leadership conduct;
- (b) internal controls and oversight;
- (c) board composition and term limits;
- (d) conflicts of interest;
- (e) separation of roles and responsibilities.

Enforcement and sanctions.

**106.** Where a sports organization is found to be in breach of this section, the Authority may—

- (a) suspend registration or restrict access to public funds;
- (b) require the federation to take corrective action within a specified period;
- (c) appoint an independent governance auditor to report on compliance;
- (d) recommend disciplinary action or referral to the Sports Disputes Tribunal.

Financial responsibility of sports organizations.

**107.** Every registered sports organization shall—

- (a) maintain proper financial records;
- (b) have its accounts audited annually by a qualified auditor;
- (c) submit audited reports to the Authority;
- (d) disclose sponsorship and commercial agreements entered into for or on behalf of the federation, sports persons to the cabinet secretary or the authority upon request
- (e) ensure financial integrity, transparency, and accountability in the use of funds.

**PART XIV—BIDDING AND HOSTING OF INTERNATIONAL SPORTING EVENTS**

Framework for bidding and hosting.

**108.**(1) The Cabinet Secretary shall develop a national framework to guide the bidding for and hosting of international sporting events.

(2) The framework shall provide for—

- (a) criteria for bidding and hosting international events;
- (b) coordination mechanisms between national and county governments;

- (c) stakeholder engagement, including relevant federations, the private sector and communities;
- (d) environmental sustainability and legacy planning.

Approval of bids.

**109.**(1) Any intention by a sports organisation or other body to bid for hosting an international sporting event shall require prior approval by the Cabinet Secretary.

(2) In granting approval, the Cabinet Secretary shall consider—

- (a) the legal status of the federation or body seeking hosting rights;
- (b) national interest and strategic relevance of the event;
- (c) commercial and other benefits to the country
- (d) the financial and logistical implications;
- (e) the preparedness and capacity of the federation or the body to host the event;
- (f) public interest, security, and infrastructure requirements; and
- (g) any other hosting requirement as may be imposed by the regional or international federation.

(3) No institution shall enter into a binding commitment to host any international sporting event without such approval.

Hosting agreements and accountability.

**110.** The Cabinet Secretary shall ensure that all hosting agreements for international sporting events include—

- (a) the budgetary allocations and all the required guarantees and commitments;
- (b) risk management and insurance requirements;
- (c) legacy infrastructure and public interest obligations; and

- (d) monitoring and evaluation of implementation and post-event audits.

Hosting organising committee.

**111.**(1) The Cabinet Secretary shall appoint a Hosting Organising Committee for each international sporting event hosted in Kenya, comprising—

- (a) representatives from relevant Ministries, Departments and Agencies;
  - (b) the relevant sports federation;
  - (c) private sector and civil society stakeholders.
  - (d) any other person as may be deemed necessary by the international federation.
- (2) The Committee shall be responsible for—
- (a) coordinating the implementation of the hosting plan;
  - (b) ensuring compliance with international standards and local regulations;
  - (c) providing periodic reports to the Cabinet Secretary and the public;
  - (d) ensuring that post-event legacies are realized and maintained.
  - (e) any other duty assigned as shall be deemed necessary.

#### **PART XIV—NATIONAL SPORTS EVENTS AND REPRESENTATION**

National sports calendar.

**112.**(1) Every sports federation, county governments and educational institutions shall, at least six months before the commencement of every financial year, submit a national and international calendar of sports events to the Cabinet Secretary in the prescribed form.

(2) The Cabinet Secretary shall at the commencement of every financial year publish a consolidated calendar of events submitted under subsection (1) in the *Gazette* for the general information of the public.

National representation and selection.

**113.**(1) Every sports organization may enter teams for regional and international events according to the guidelines issued by the respective international federation.

(2) The sports organization shall, before entering teams for the events, ensure that they have secured adequate financial resources, equipment and support personnel to support the team.

(3) Where a sports organisation enters a team without adequate resources, the sports organisation officials shall bear personal responsibility for any penalties and costs arising therefrom.

(3) The Cabinet Secretary shall issue guidelines for fair and transparent selection of athletes and teams representing Kenya at regional and international events.

(4) Every Sports organization shall—

(a) develop and publish a selection criterion which shall comply with the guidelines issued by the Cabinet Secretary under subsection (1);

(b) disputes relating to selection are resolved through recognised internal mechanisms and, where necessary, the Sports Disputes Tribunal;

(c) diversity and inclusion are observed in national representation.

#### **PART XI—THE SPORTS DISPUTES TRIBUNAL**

Establishment of the Tribunal.

**107.** There is established a Sports Disputes Tribunal which shall have jurisdiction to hear and determine all sports-related disputes.

Composition of the Tribunal.

**108.**(1) The Tribunal shall consist of—

(a) a Chairperson appointed by the Judicial Service Commission, who shall be an advocate of not less than ten years' standing and with demonstrable experience in sports law, arbitration or dispute resolution;

- (b) at least eight other members appointed by the Judicial Service Commission from among persons with knowledge and experience in any of the following fields—
  - (i) sports administration or management;
  - (ii) law, including sports law and dispute resolution;
  - (iii) sports medicine, psychology or sportsperson welfare;
  - (iv) finance, auditing, or governance in the sports sector;
  - (v) human rights, ethics or safeguarding in sport;
- (c) at least two persons who are advocates of the High Court of Kenya; and
- (d) such additional members as may be appointed to regional panels to facilitate access to justice in sports disputes across the country.

(2) The Tribunal shall have exclusive jurisdiction to hear and determine—

- (a) disputes relating to the governance, administration and elections of sports organisations;
- (b) disputes arising from the selection and eligibility of athletes, coaches and technical staff for national or international representation;
- (c) disputes relating to sports person welfare, safeguarding and disciplinary actions;
- (d) commercial disputes in the sports sector, including sponsorships, broadcasting rights, endorsements, and image rights;

(e) disputes involving anti-doping matters not within the mandate of other specialist bodies; and

(f) appeals from decisions of the Cabinet Secretary, the Authority, and the Registrar.

(g) Any other sports-related disputes

(3) The Tribunal shall be independent and apply principles of fairness, equity and sports-specific jurisprudence.

(4) The Chief Justice shall, in consultation with the Chairperson of the Tribunal, establish and publish rules of procedure and guidelines to ensure timely, cost-effective, and expert resolution of disputes.

(5) The Tribunal may refer parties to mediation or other alternative dispute resolution mechanisms before or during the hearing of any matter.

(6) The Tribunal shall have the power to enforce its orders and decisions and may issue—

(a) interim or permanent injunctions;

(b) declaratory reliefs;

(c) orders for specific performance;

(d) monetary awards or compensation; or

(e) orders for the reinstatement or removal of office bearers.

(7) Where a person fails to comply with a decision or order of the Tribunal, the Tribunal may—

(a) impose such sanctions as may be prescribed, including fines, suspensions, or disqualifications; and

(b) notify relevant authorities, including the Authority or Cabinet Secretary, for administrative or criminal action.

(8) The Tribunal shall submit annual reports of its activities and decisions to the Judicial Service Commission.

Vacancy in office of member.

**109.** The office of a member of the Tribunal shall become vacant if the member—

- (a) resigns by giving notice in writing to the Judicial Service Commission;
- (b) is convicted of a criminal offence;
- (c) is incapacitated by reason of prolonged physical or mental illness from performing his duties;
- (d) is adjudged bankrupt;
- (e) is otherwise unable or unfit to continue serving as a member of the Tribunal; or
- (f) dies.

Secretariat and administration.

**110.** The Tribunal shall have a secretariat appointed by the Judicial Service Commission.

### **PART XIII—GENERAL PROVISIONS**

Classification of sporting discipline.

**111.**(1) The Cabinet Secretary may, in consultation with the Authority and by notice in the Gazette, classify any sporting discipline as—

- (a) an emerging sport, being a discipline that is technology-driven, digitally mediated or non-traditional in format, requiring transitional regulation and support; or
- (b) a mainstream sport, being a discipline that has attained national or international recognition and maturity.

(2) The Cabinet Secretary may at any time reclassify an emerging sport as a mainstream sport, taking into account—

- (a) recognition by an international sports organization or multi-sport event;
- (b) established governance and competition structures;
- (c) sustained participation at national level; or
- (d) any other prescribed criteria.

(3) Any sport so reclassified shall thereafter be governed under the general provisions of this Act.

Collaboration with stakeholders.

**112.**(1) The Cabinet Secretary and all institutions under this Act shall engage and collaborate with sports federations, athletes' bodies, civil society, the private sector and international partners.

(2) The Cabinet Secretary shall establish multi-stakeholder forums and consultative mechanisms to ensure inclusive policy development and programme implementation.

Offences and penalties.

**113.**(1) A person who—

- (a) misrepresents any fact or document for purposes of registration under this Act;
- (b) obstructs the Authority, Registrar, the Tribunal or any authorized officer in the performance of their functions;
- (c) engages in discrimination, abuse, harassment, or exploitation in the context of sports participation or administration;

commits an offence and shall be liable on conviction to a fine not exceeding three million shillings or to imprisonment for a term not exceeding three years, or to both.

Financial misconduct.

**114.**(1) A person who misappropriates, embezzles, or fraudulently uses funds allocated for sports development or activities under this Act commits an offence and upon conviction, the person shall be liable to a fine not exceeding five million shillings or imprisonment for a term not exceeding ten years, or to both.

(2) A person who misappropriates, embezzles, or fraudulently uses funds allocated for sports development or activities under this Act commits an offence and shall be disqualified from holding any position in a sports organisation for a period of ten years

Corporate offences.

**115.**(1) Where an offence under this Act is committed by a body corporate or sports organisation, every director, trustee, or officer who had knowledge or who

ought reasonably to have known of the offence shall be deemed to have committed the offence unless they prove due diligence was exercised.

Protection of whistleblowers.

**116.**(1) Any person who makes a disclosure of corruption, mismanagement, abuse, or violation of this Act within a sports organisation shall be protected from victimisation.

(2) The Authority shall establish a secure and confidential reporting mechanism.

Regulations.

**117.**(1) The Cabinet Secretary may, in consultation with the Board, make Regulations for the better carrying into effect of the provisions of this Act.

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

- (a) the minimum information to be included in the constitutions of sports organisations;
- (b) procedures for registration, licensing, recognition and compliance by sports organisations;
- (c) prescribe the qualifications or other attributes required for registration of sports organisations, licensing of professional sports bodies and sports personnel under this Act;
- (d) prescribe requirements and standards for the sports education and training institutions;
- (e) standards for sports person welfare and safeguarding;
- (f) financial accountability and transparency guidelines;
- (g) commercialization, sponsorship and private investment;
- (h) integration of sports science in talent identification, nurturing and development; and
- (i) any other matter required under this act to be prescribed.

Recognition and  
reward framework.

**118.** The Cabinet Secretary shall, by regulations, establish a framework for recognizing and rewarding outstanding athletes, coaches, officials, and contributors to sports.

Repeal and  
Savings.

**119.**(1) The Sports Act is hereby repealed.

*Cap. 223.*

(2) Notwithstanding subsection (1)—

- (a) Any act, decision, or registration done under the repealed Act shall remain valid as if done under this Act, until reviewed or revoked;
- (b) Any appointments or delegations made under the repealed Act shall continue in force until fresh appointments are made under this Act.

(3) All regulations and rules made under the repealed Act shall, to the extent not inconsistent with this Act, continue in force until revoked or replaced.

Transition and  
savings.

**120.**(1) Any organisation, licence, appointment or decision made under the former Sports Act shall remain valid until revoked under this Act or expires.

(2) The Cabinet Secretary shall, within twelve months of the commencement of this Act, establish mechanisms to—

- (a) facilitate capacity building and retooling of existing institutions and officers;
- (b) ensure the progressive implementation of sports person welfare, safeguarding, and inclusion measures;
- (c) Facilitate public awareness of the new legal and policy framework for sports in Kenya.

**FIRST SCHEDULE** *(s.15, 52, s.67)*  
**CONDUCT OF BUSINESS AND AFFAIRS OF THE BOARD,  
SPORTS KENYA BOARD AND COUNCIL**

**1. Meetings.**

(1) The Board, Sports Kenya or Council shall meet not less than four times in every financial year and not more than four months shall elapse between the date of one meeting and the date of the next meeting.

(2) The chairperson may call a special meeting of the Board, Sports Kenya or Council at any time the chairperson deems fit for expedient transaction of the business of the Board, Sports Kenya or Council.

(3) The notice for a meeting of the Board, Sports Kenya or Council shall be given in writing to each member of the Board, Sports Kenya or Council at least fourteen days before the day of the meeting.

(4) In the case of a special, or extra-ordinary meeting, a notice of less than fourteen days' notice shall be considered sufficient.

(5) Despite the provisions of subparagraph (2), the chairperson may, upon requisition in writing by at least two thirds of the members, convene a special meeting of the Board, Sports Kenya or Council at any time for the transaction of the business of the Board, Sports Kenya or Council.

(6) The notice to be given under subparagraph (2) and (3) shall state the—

- (a) venue and time of the meeting; and
- (b) agenda with sufficient details of business to be discussed at the meeting.

(7) The chairperson shall preside at every meeting of the Board, Sports Kenya or Council at which the chairperson is present but in the chairperson's absence, the members present shall elect from among themselves a chairperson who shall, with respect to that meeting and the business transacted thereat, have all the powers of the chairperson.

(8) Unless a unanimous decision is reached, a decision on any matter before the Board, Sports Kenya or Council shall be by the concurrence of a majority of all the members present and voting at the meeting.

(9) The Board, Sports Kenya or Council may, with approval of the Cabinet Secretary, co-opt or invite any number of persons to act as advisors or consultants at any of its meetings or form such committees to perform such functions or duties of the Board, Sports Kenya or Council as the Board, Sports Kenya or Council shall determine.

(10) Subject to the provisions on quorum, no proceedings shall be invalid by reason only of a vacancy among the members of the Board, Sports Kenya or Council.

(11) Subject to the provisions of this Schedule, the Board, Sports Kenya or Council may determine its own procedure and the procedure for any committee of the Board, Sports Kenya or Council.

(12) The quorum for the meetings of the Board, Sports Kenya or Council shall be five members. Co-opted or invited persons shall not be counted in the quorum of the meetings of the Board, Sports Kenya or Council and shall not be eligible to vote.

**2. Contracts and instruments.**

Any contract or instrument which, if entered into or executed by a person not being a body corporate, would not require to be under seal, may be entered into or executed on behalf of the Authority by any person generally or specially authorized by the Authority, Sports Kenya or Academy for that purpose.

**3. Disclosure of Interest.**

(1) If a member of the Board, Sports Kenya or Council is present at a meeting of the Board, Sports Kenya or Council or any committee at which any matter is the subject of consideration and in which matter that person is directly or indirectly interested in a private capacity, that person shall as soon as is practicable before the commencement of the meeting, declare such interest.

(2) The person making the disclosure of interest under paragraph (1) shall not, unless the Board, Sports Kenya or Council or committee otherwise directs, take part in any consideration or, discussion of, or vote on any question touching on the matter.

(3) A person who contravenes subparagraph (1) commits an offence and shall be liable, on conviction, to a fine not exceeding one million shillings or to imprisonment for a term not exceeding six months, or to both.

(4) No member of the Board, Sports Kenya or Council or officer, employee or agent of the Board, Sports Kenya or Council shall enter into a service contract or trade with the Board, Sports Kenya or Council.

(5) A disclosure of interest made under this paragraph shall be recorded in the minutes of the meeting at which it is made.

**4. Minutes.**

The Board, Sports Kenya or Council shall cause minutes of all resolutions and proceedings of meetings of the Board, Sports Kenya or Council to be entered in books kept for that purpose.

**SECOND SCHEDULE** **(s. 49(a))**  
**SPORTS FACILITIES WHICH SPORTS KENYA WILL MANAGE**

1. Moi International Sports Centre, Kasarani, Nairobi;
2. Nyayo National Stadium; and
3. Any other sports facilities acquired, established or developed by Sports Kenya and designated as a national stadium by notice in the Gazette by the Cabinet Secretary

**MEMORANDUM OF OBJECTS AND REASONS**