



MINISTRY OF ROADS AND TRANSPORT

EXPLANATORY MEMORANDUM TO THE CIVIL AVIATION (AERONAUTICAL INFORMATION SERVICES) REGULATIONS 2025

Name of the statutory instrument	Kenya Gazette Supplement No.71..... Legislative Supplement No.40.....
Name of the Parent Act	The Civil Aviation Act (CAP 394)
Enacted Pursuant to	Section 82
Name of the Ministry	Ministry of Roads and Transport
Gazetted on	25 thMarch, 2025
Tabled on	

1. Purpose of the Statutory Instrument

The purpose of the instrument is to provide the regulatory framework to facilitate the safe, controlled and regulated manner for the provision of aeronautical information services used for civil operations of aircraft in Kenya. The instrument defines specific requirements for the provision of aeronautical information services in Kenya.

2. Legislative Context

Provision of aeronautical information services is a critical component of the civil aviation system in Kenya. Accurate, appropriate and relevant aeronautical information services provided in an acceptable form that is consistent with

international standards and requirements is essential to aviation safety. The provisions of aeronautical information services regulations set forth standards for the provision of such information to sustain civil aircraft operations in Kenya to meet internationally acceptable requirements for safe and secure civil air navigation activities.

The requirements for the provision of aeronautical information services are established by the International Civil Aviation Organization (ICAO) and published in Annex 15 to the Convention as Standards and Recommended Practices (SARPs) for aeronautical information services.

Kenya as a signatory of the Chicago Convention and a member of ICAO has undertaken to comply with these SARPs by ensuring their effective implementation within the Kenyan aviation industry as is its obligation under Article 37 to the Convention. To fulfil this obligation, passing the Aeronautical Information Services regulations is critical to ensure compliance with ICAO requirements.

3. Policy Background

The purpose of the Civil Aviation Act is to ensure “control, regulation and orderly development of civil aviation in Kenya”. The Act establishes the Kenya Civil Aviation Authority (KCAA) whose object and purpose is to economically and efficiently plan, develop and manage civil aviation.

Provision of aeronautical information services is a critical safety activity in the civil aviation system, hence the need for effective regulation particularly relating to the design and operations as part of the Kenyan civil aviation system to ensure that they meet international standards established by ICAO. It is Kenya’s policy to promote and facilitate civil aviation activities by ensuring aeronautical information that meets international requirement is available to support air navigation. The policy objective therefore is to provide a regulatory framework to support the provision of aeronautical information services throughout the country.

Aeronautical information produced by the Military is not within the scope of the policy and this statutory instrument.

4. Consultation Outcome

In the development of the Aeronautical Information Services Regulations, stakeholder engagement meetings were held on various dates as follows:

- a) Stakeholder Engagement - Virtual Session (14th to 18th June 2021 at the Four Points Hotel, Nairobi);
- b) Stakeholder Engagement - 14th and 15th February 2022 at the Ole Sereni Hotel, Nairobi; and
- c) Stakeholder Validation Engagements (6th to 8th May 2024 and 12th to 14th June 2024 at the Panari Hotel, Nairobi).

The list of attendees and the report of the consultations is attached as Appendix 1.

5. Regulatory Impact Assessment

A regulatory impact assessment was prepared in respect of this statutory instrument. The Ministry received an expert opinion from the Kenya Law Reform Commission confirming that the regulatory impact statement and assessment were adequate and conformed with the Statutory Instruments Act.

6. Monitoring and review

As part of the KCAA mandate provided under the Civil Aviation Act, KCAA shall be responsible for ensuring the effective implementation of the aeronautical information services regulations.

7. Contact

The contact person in respect of this statutory instrument is:

Mr. Emile Nguza Arao
Director General
Kenya Civil Aviation Authority
PO Box 30163 – 00100
NAIROBI
info@kcaa.or.ke