
 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 07 APR 2026	DAY: Tuesday
TABLED BY: Hon. Samuel Chepkorir	 HARAMBEE
CLERK-AT THE-TABLE: A. Shabuka	

*Approved
SNA
7/4/26*

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THE NATIONAL ASSEMBLY

THIRTEENTH PARLIAMENT – FIFTH SESSION – 2026

COMMITTEE ON DELEGATED LEGISLATION

REPORT

ON

**THE CONSIDERATION OF THE DRAFT CHARTER FOR THE
ESTABLISHMENT OF THE KENYA ADVANCED INSTITUTE OF SCIENCE AND
TECHNOLOGY**

MARCH 2026

**The Directorate of Audit, Appropriations
& Genera-Purpose Committees**
The National Assembly
Parliament Buildings

NATIONAL ASSEMBLY
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07 APR 2026
SPEAKER'S OFFICE
P.O. Box 41842-00100 NAIROBI



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LIST OF ABBREVIATIONS AND ACRONYMS

AG	Attorney General
CBS	Chief of the Order of the Burning Spear
CEO	Chief Executive Officer
CUE	Commission for University Education
DLS	Directorate of Legislative and Procedural Services
EGH	Elder of the Order of the Golden Heart
EBS	Elder of the Order of the Burning Spear
GoK	Government of Kenya
KIAST	Kenya Advanced Institute of Science and Technology
LN	Legal Notice
MDA	Ministry, Department and Agency
MP	Member of Parliament
OAG	Office of the Auditor-General
ODM	Orange Democratic Movement
UDM	United Democratic Movement
UDA	United Democratic Alliance
UPA	United Progressive Alliance
UPIA	United Party of Independent Alliance
WDM–Kenya	Wiper Democratic Movement–Kenya

LIST OF ANNEXURES

Annexure 1: Adoption List

Annexure2: Minutes

Annexure 3: Draft Charter

Annexure 4: Cabinet Memorandum

Annexure 5: Letter of Recommendation from the Commission of University Education

CHAIRPERSON'S FOREWORD

The Draft Charter for the Establishment of the Kenya Advanced Institute for Science and Technology was tabled in the House on Tuesday, 10th March, 2026 for Parliamentary approval pursuant to section 24 (1)(b) of the Universities Act, 2012. The purpose of the Charter is to establish the Kenya Institute for Advanced Science and Technology as a specialized institution to offer post graduate studies focused on innovation and research.

The Draft Charter, a copy of the Cabinet Memorandum and a letter from the Commission of University Education recommending the award of charter for the establishment of the Kenya-AIST were submitted to Parliament for parliamentary approval.

The Committee on Delegated Legislation met with the Principal Secretary, State Department of Higher Education and Research, the Principal Secretary, State Department for Information, Communication and Digital Economy and the Commission of University Education on Thursday, 26th March 2026 to consider the Draft Charter for the Establishment of the Kenya Advanced Institute for Science and Technology.

The Committee observed that the Cabinet at its 2nd Cabinet Meeting – 2025 held on 11th March 2025 considered and approved the Cabinet Memorandum on the Establishment of the Kenya Advanced Institute of Science and Technology (Kenya-AIST). The Cabinet also approved the transmittal of the grant of the Cabinet approval on the establishment of the Kenya-AIST for approval by Parliament. The Committee also observed that the Draft Charter had also been reviewed by the Office of the Attorney General for forwarding to Parliament for approval pursuant to section 24(1) of the Universities Act, No.42 of 2012.

Having examined the Draft Charter for the establishment of the Kenya Advanced Institute of Science and Technology, the Committee resolved to recommend that the House **Committee recommends that the House APPROVES the award of Charter for the Establishment of the Kenya Advanced Institute of Science and Technology pursuant to section 24(1) of the Universities Act, No. 42 of 2012.**

I sincerely thank the Speaker and the Office of the Clerk of the National Assembly for the invaluable support accorded to the Committee in the discharge of its mandate. I also wish to thank the Committee Membership and the Secretariat for their diligence in considering these Regulations. On behalf of the Members of the Committee on Delegated Legislation and pursuant to Standing Order 210, it is my pleasure and duty to present to the House the Committee's **Report on the Consideration of the Draft Charter for the Establishment of the Kenya Advanced Institute of Science and Technology.**


HON. CHEPKONG'A KIPRONO SAMUEL, CBS, MP.

CHAIRPERSON, COMMITTEE ON DELEGATED LEGISLATION.

I.0 PREFACE

I.1 Establishment and Mandate of the Committee

1. The Select Committee on Delegated Legislation is established under **Standing Order No. 210** of the National Assembly Standing Orders and is mandated to consider statutory instruments submitted to Parliament for consideration. The Committee is expected to consider, in respect of any statutory instrument, whether it is in accordance with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws.
2. The Committee is mandated to consider, in respect of any statutory instrument, whether it:
 - a) is in accordance with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws;
 - b) infringes on fundamental rights and freedoms of the public;
 - c) contains a matter which, in the opinion of the Committee should more properly be dealt with in an Act of Parliament;
 - d) contains imposition of taxation;
 - e) directly or indirectly bars the jurisdiction of the Courts;
 - f) gives retrospective effect to any of the provisions in respect to which the Constitution or the Act does not expressly give any such power;
 - g) involves expenditure from the Consolidated Fund or other public revenues;
 - h) is defective in its drafting or for any reason the form or purport of the statutory instrument calls for any elucidation;
 - i) appears to make some unusual or unexpected use of the powers conferred by the Constitution or the Act pursuant to which it is made;
 - j) appears to have had an unjustifiable delay in its publication or laying before Parliament;
 - k) makes rights, liberties or obligations unduly dependent upon non-reviewable decisions;
 - l) makes rights, liberties or obligations unduly dependent on insufficiently defined administrative powers;
 - m) inappropriately delegates legislative powers;
 - n) imposes a fine, imprisonment or other penalty without express authority having been provided for in the enabling legislation;

- o) appears for any reason to infringe on the rule of law;
- p) inadequately subjects the exercise of legislative power to Parliamentary scrutiny; and
- q) accords to any other reason that the Committee considers fit to examine.

I.2 Committee Membership

3. The Committee membership comprises –

Chairperson

Hon. Chepkong’ a Kiprono Samuel, CBS, M.P.

Ainabkoi Constituency

UDA

Vice-Chairperson

Hon. Githinji Robert Gichimu, M.P.

Gichugu Constituency

UDA

Committee Members

Hon. Mbui Robert, CBS, M.P

Kathiani Constituency

WDM-Kenya

**Hon. (Maj) (Rtd) Dekow Barrow
Mohamed, M.P**

Garrisa Township Constituency

UDA

**Hon. Julius Lekakeny Ole Sunkuli,
EGH, EBS, M.P.**

Kilgoris Constituency

KANU

Hon. Kamene Joyce, M.P

Machakos County

WDM-Kenya

**Hon. Dr. Onchoke, Mamwacha
Charles, M.P.**

Bonchari Constituency

UPA

**Hon. Dr. Kimaiyo, Gideon Kipkoech,
M.P.**

Keiyo South Constituency

UDA

Hon. Waithaka, John Machua, M.P.

Kiambu Constituency

UDA

Hon. Chebor, Paul Kibet, M. P

Rongai Constituency

UDA

Hon. Yakub Adow Kuno, M. P

Bura Constituency

UPIA

**Hon. (Maj) (Rtd) Abdullahi, Bashir
Sheikh, M.P.**

Mandera North Constituency

UDM

Hon. Mwirigi John Paul, M.P.

Igembe South Constituency

Hon. Oduyo, Jared Okello, M.P.

Nyando Constituency

UDA

Hon. Chepkorir Linet, M.P.

Bomet County

UDA

Hon. Oluoch, Anthony Tom M.P.

Mathare Constituency

ODM

Hon. Moses Okoth Omondi M.P.

Ugunja Constituency

ODM

Hon. Mugabe Innocent Maino, M.P.

Likuyani Constituency

ODM

ODM

Hon. Munyoro Joseph Kamau, M.P.

Kigumo Constituency

UDA

Hon. Lenguris Pauline, M.P.

Samburu County

UDA

Hon Mnyazi Amina Laura, MP.

Malindi Constituency

ODM

I.3 Committee Secretariat

4. The Secretariat facilitating the Committee comprises –

- | | |
|-------------------------------|--|
| (1) Ms. Wanjiru Mwaura | Principal Clerk I (Team Leader) |
| (2) Mr. Dima Dima | Deputy Director-DLS |
| a. Mr. Brian Langwech | Clerk Assistant III |
| b. Mr. Grace Odedere | Clerk Assistant III |
| c. Ms. Peter Barasa | Legal Counsel II |
| d. Ms. Angela Musau | Legal Counsel II |
| e. Ms. Brenda Michira | Research Officer III |
| f. Mr. Noah Chemweno | Serjeant at Arms |
| g. Mr. Daniel Psirmoi | Media Relations Officer |

2.0 CONSIDERATION OF THE DRAFT CHARTER FOR THE ESTABLISHMENT OF THE KENYA ADVANCED INSTITUTE OF SCIENCE AND TECHNOLOGY

2.1 Introduction

5. The establishment of the Kenya-AIST is a major milestone towards the development of innovation and research in line with the National Research Fund Strategic Plan 2023-2027 the Vision 2030 and the United Nations Sustainable Development Goals.
6. Section 24(1)(a) of the Universities Act, No. 42 of 2012 provides that the President, on the recommendation of the Commission for University Education, through the Cabinet Secretary, and with the approval of Parliament, may by award of Charter, establish a specialized degree-awarding institution or institutions whose mandate shall be of strategic importance.
7. The Draft Charter, a copy of the Cabinet Memorandum and a letter from the Commission of University Education recommending the award of charter for the establishment of the Kenya-AIST were submitted to Parliament for parliamentary approval.

2.2 Rationale for the Establishment of the Kenya Advanced Institute for Science and Technology

8. The proposed Kenya-AIST is anchored on a postgraduate academic model designed to position Kenya and the broader African region as a competitive hub for advanced learning in research and innovation.
9. It aims at building a critical mass of scientists and engineers who will advance research and development. This will enhance productivity and narrow the country's export/import imbalance.
10. The Institute will prioritize the recruitment and retention of outstanding faculty through globally competitive remuneration, structured research funding, and an enabling academic environment.
11. In addition, the Institute will implement targeted incentives to attract top-tier students, including fully funded scholarships and formal recognition of prior industrial and professional experience.
12. Further, the Institute will advance digital and research skills thus enhancing employability in the line with the evolving labour market demands and the Bottom-Up Economic Transformation Agenda (BETA).
13. The Kenya-AIST will also promote collaboration with the private sector to facilitate technology transfer, support research training and development, and strengthen workforce competitiveness.
14. The Institute will attract a diverse student composition that will comprise 75 percent from Kenya, 15 percent from the rest of Africa, and 10 percent globally to foster cross-cultural

exchange, regional integration, and global academic visibility, positioning the Institute as a center of excellence.

2.3 Current Status of the Institute

15. The Commission for University Education and the Cabinet submitted the approved documents to the National Assembly for approval in accordance with section 24(1) of the Universities Act, No.42 of 2012.
16. The proposed Institute will offer seven (7) initial flagship Masters and PhD programs that will include:
 - a) Mechanical Engineering - Robotics, Industrial Machine, Production Technology;
 - b) Nuclear Engineering on – Nuclear Systems, Materials, Radiation;
 - c) Electrical and Electronic Engineering – Semiconductors, Energy, Communication;
 - d) Civil and Environmental Engineering – Transportation, Structural, Water Resources;
 - e) ICT Engineering – AI, Security Computing, Data Science;
 - f) Chemical Engineering – Polymer, Thermodynamics, Petrochemicals; and
 - g) Agri Biotechnology – Crop Production, Breeding, Food Science.
17. The physical infrastructure of the Institute has been fully developed and is situated within Konza Technopolis. In addition, the academic curriculum has been duly developed and is ready for implementation.
18. Additionally, the initial funding for the project commenced in 2015, primarily supporting feasibility studies and preliminary activities that laid the foundation for the establishment of the Institute.

2.4 Summary of the Draft Charter for the Establishment of the Kenya Advanced Institute of Science and Technology

19. **Part I** provides for preliminary provisions
20. **Part II** provides for the establishment and functions of the Institute.
21. **Part III** provides for Membership and Management of the Institute which includes;
 - a) Membership of the Institute
 - b) The Chancellor
 - c) The Council
 - d) The Chairperson of the Council
 - e) Functions of the Council
 - f) Powers of the Council
 - g) The Vice-Chancellor
 - h) The Deputy Vice-Chancellors
 - i) The Senate
 - j) Principals of constituent colleges

- k) Principals of Colleges within the Institute
- l) Students' Association
- m) Alumni Association
- n) Management Board
- o) Staff of the Institute
- p) Convocation
- q) Performance of functions during incapacity of office holders

22. **Part IV** is on the financial provisions

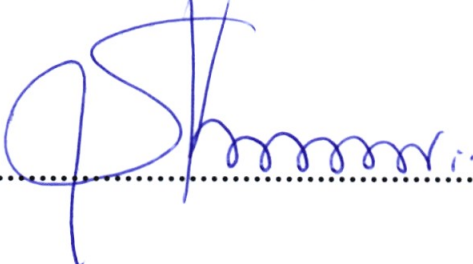
23. **Part V** is on miscellaneous provisions which include instruments of accreditation, instruments of authority, statutes, protection of name, repeal and transition and variation and revocation of the Charter.

3.0 COMMITTEE OBSERVATIONS

24. The Committee having engaged the Principal Secretary of Higher Learning and Research, the Principal Secretary for Information, Communication and Digital Economy and the Commission on University Education on Thursday, 26th March 2026, in its consideration of the Draft Charter, observed that Cabinet at its 2nd Cabinet Meeting – 2025 held on 11th March 2025 considered and approved the Cabinet Memorandum on the Establishment of the Kenya Advanced Institute of Science and Technology. The Cabinet also approved the transmittal of the grant of the Cabinet approval on the establishment of the Kenya-AIST for approval by Parliament.
25. The Committee also observed that the Draft Charter had been reviewed by the Office of the Attorney General for forwarding to Parliament for approval pursuant to section 24(1) of the Universities Act, No.42 of 2012.
26. The Committee further observed that the proposed Kenya Advanced Institute of Science and Technology will offer specialized postgraduate training focused on innovation and research.

4.0 COMMITTEE RECOMMENDATION


27. Having examined the Draft Charter for the establishment of the Kenya Institute for Advanced Science and Technology, the **Committee recommends that the House APPROVES** the award of Charter for the Establishment of the Kenya Advanced Institute of Science and Technology in accordance with section 24(1) the Universities Act, No. 42 of 2012.

Signed  Date 7/04/2026

THE HON. CHEPKONG'A SAMUEL KIPRONO, CBS, MP

(CHAIRPERSON)

COMMITTEE ON DELEGATED LEGISLATION

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 07 APR 2026 DAY: <u>Tuesday</u>	
TABLED BY:	<u>Hon. Samuel Chepkong'o, MP</u> <u>Chairperson</u>
CLERK-AT THE-TABLE:	<u>A. Shibusko</u>



LEGAL NOTICE.....

THE UNIVERSITIES ACT
(Cap. 210)

**CHARTER FOR KENYA ADVANCED INSTITUTE OF
SCIENCE AND TECHNOLOGY**

IN EXERCISE of the powers conferred by section 24(1)(a) of the Universities Act, the Cabinet Secretary for Education certifies that the Charter set out in the Schedule hereto has been granted to Kenya Advanced Institute of Science and Technology in accordance with the provisions of the Act.

Made on, 2026.

JULIUS MIGOS OGAMBA,
Cabinet Secretary for Education.

SCHEDULE

THE UNIVERSITIES ACT

(Cap. 210)

KENYA ADVANCED INSTITUTE OF SCIENCE AND TECHNOLOGY CHARTER

PREAMBLE

WHEREAS the Government of Kenya, cognizant of the need for specialized and highly skilled engineers, researchers and scientists who are a critical catalyst for industrial and national development, wishes to establish Kenya Advanced Institute of Science and Technology as a specialized institution of national strategic importance situated in Konza Technopolis in the Republic of Kenya;

AND WHEREAS the said Kenya Advanced Institute of Science and Technology has applied to the Commission for University Education, for the grant of Charter to provide for the establishment, control, governance, and administration of the Institute and for connected purposes, in the manner prescribed by the Universities Act;

AND WHEREAS the Commission for University Education has visited and inspected the said institution, and is satisfied that the objects of Kenya Advanced Institute of Science and Technology are consistent with the provisions of section 24 of the Act and the advancement of university education in Kenya;

AND WHEREAS the Commission for University Education is also satisfied that Kenya Advanced Institute of Science and Technology has complied with the provisions of the Act;

AND WHEREAS the Commission for University Education has submitted a draft Charter, the text whereof is annexed hereto, to the Cabinet Secretary for Education on the said Institution, and the Cabinet Secretary is satisfied that Kenya Advanced Institute of Science and Technology should be granted this Charter;

AND WHEREAS the Cabinet Secretary for Education has, submitted this Charter to me with recommendations thereon;

AND WHEREAS Parliament has approved the establishment of the said Kenya Advanced Institute of Science and Technology in accordance with the requirements of the Universities Act;

AND WHEREAS, I am satisfied that the granting of this Charter to Kenya Advanced Institute of Science and Technology shall be of strategic national importance, since it shall transform Kenya into a modernised and industrialised country by training specialized and highly skilled engineers, researchers and scientists needed in Kenya and the region;

NOW WHEREFORE, by these presents, be it known that in exercise of the powers conferred upon me by section 24 of the Universities Act, I, William Samoei Ruto, President and Commander-in-Chief of the Defence Forces of the Republic of Kenya, grant the Charter annexed hereto to Kenya Advanced Institute of Science and Technology.

**KENYA ADVANCED INSTITUTE OF SCIENCE AND
TECHNOLOGY CHARTER**

ARRANGEMENT OF PARAGRAPHS

Paragraph

PART I—PRELIMINARY

- 1—Citation.
- 2—Interpretation.

**PART II—ESTABLISHMENT AND FUNCTIONS OF THE
INSTITUTE**

- 3—Establishment of the Institute.
- 4—Vision.
- 5—Mission.
- 6—Philosophy.
- 7—Core values.
- 8—Functions of the Institute.
- 9—Establishment of constituent colleges.
- 10—Establishment of colleges and campuses within the Institute.
- 11—Conferment, granting, cancellation and withdrawal of degree, diplomas, certificates and other awards.
- 12—Award of scholarships.

**PART III—MEMBERSHIP AND MANAGEMENT OF THE
INSTITUTE**

- 13—Membership of the Institute.
- 14—The Chancellor.
- 15—The Chairperson of the Council.
- 16—The Council.
- 17—Functions of the Council.
- 18—Powers of the Council.
- 19—The Vice-Chancellor.
- 20—The Deputy Vice-Chancellors.
- 21—The Senate.
- 22—Principals of constituent colleges.
- 23—Principals of Colleges within the Institute.
- 24—Students' association.
- 25—Alumni Association.
- 26—Management Board.
- 27—Staff of the Institute.
- 28—Convocation.
- 29—Performance of functions during incapacity of office holders.

PART IV—FINANCIAL PROVISIONS

- 30—Financial year.
- 31—Annual estimates.
- 32—Funds of the Institute.
- 33—Investment of funds.
- 34—Accounts and audit.
- 35—Unexpended monies.

PART V—MISCELLANEOUS PROVISIONS

- 36—Instruments of accreditation.
- 37—Instruments of authority.
- 38—Statutes.
- 39—Protection of name.
- 40—Repeal and transition.
- 41—Variation and revocation.

KENYA ADVANCED INSTITUTE OF SCIENCE AND TECHNOLOGY CHARTER

PART I—PRELIMINARY

1. Short title

This Charter shall be cited as the Kenya Advanced Institute of Science and Technology Charter, 2025.

2. Interpretation

In this Charter, unless the context otherwise requires—

“academic year” means a period of study consisting of two semesters, not necessarily consecutive, and any other additional period of study or research as may be prescribed in the regulations for a particular programme of study, but in any case, the period shall not be less than thirty weeks;

“Act” means the Universities Act (Cap. 210);

“Alumni Association” means the organization of all graduates of the Institute and such other persons as may be declared under this Charter and the Statutes;

“Council” means the Council of the Institute established under paragraph 16;

“Campus” means a campus of the Institute established under section 20(d) of the Act;

“Chairperson of the Council” means the person appointed under paragraph 15;

“Chancellor” means the Chancellor of the Institute appointed under paragraph 14;

“Commission” means the Commission for University Education established by section 4 of the Act;

“Deputy Vice-Chancellor” means a Deputy Vice-Chancellor of the Institute appointed under paragraph 20;

“Institute” means Kenya Advanced Institute of Science and Technology;

“Senate” means the Senate of the Institute established under paragraph 21 of this Charter;

“Statutes” “Statutes” means policies or rules developed by the Institute to guide in day-to-day operations and management made under paragraph 38;

“Vice-Chancellor” means the Vice-Chancellor of the Institute appointed under paragraph 19.

PART II — ESTABLISHMENT AND FUNCTIONS OF THE INSTITUTE

3. Establishment of the Institute

(1) There is hereby established an Institute to be known as Kenya Advanced Institute of Science and Technology.

(2) The Institute 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 and disposing of movable and immovable property;
- (c) receiving, investing, borrowing and lending money; and
- (d) doing or performing any such other things or acts, including entering into such contracts as may be necessary or expedient, for the furtherance of the provision of this Charter which may be done by a corporate body.

(3) The Institute shall be the successor to the Kenya Advanced Institute of Science and Technology University College established under the Kenya Advanced Institute of Science and Technology University College Order, 2022, which was a Constituent College of Dedan Kimathi University of Technology.

(4) The Institute shall be a postgraduate degree awarding institution and shall focus on educating specialized and highly skilled scientists, engineers and researchers in—

- (a) mechanical engineering;
- (b) electrical engineering;

- (c) electronics engineering;
- (d) information and communication technology engineering;
- (e) chemical engineering;
- (f) civil engineering;
- (g) agricultural biotechnology; and
- (h) basic sciences; or
- (i) any other field of engineering, science and technology that the Institute may, with the approval of the Commission, consider to be of specialized and of strategic national importance.

(5) Any reference to the Kenya Advanced Institute of Science and Technology University College in any contract or document shall, for all purposes, be deemed to be a reference to the Institute.

(6) The seat of the Institute shall be situated in Konza Technopolis in the Republic of Kenya.

4. Vision

To be a lead pioneer in research and education, science and technology, and to nurture highly qualified scientists and engineers for Kenya's industrialization and modernization.

5. Mission

To nurture highly qualified scientists and engineers by equipping them with theoretical and practical knowledge, conduct socially relevant research and development to improve national competitiveness and speed up industrialization, create social and economic values to improve Kenyans' quality of life.

6. Philosophy

(1) The philosophy of the Institute is to provide students with advanced education in science, technology, engineering and research, which shall be a driving force for economic growth and societal progress.

(2) The approach to the education shall be progressive, and meant to inspire creativity, practicality and innovation for more meaningful changes in the national economy and society.

(3) The curricula shall comprise of creative programs designed to offer cutting-edge knowledge and ideas to students that takes into account the social environment and industrial conditions.

7. Core values

The core values of the Institute shall be—

- (a) integrity;
- (b) dedication;
- (c) creativity;
- (d) excellence; and
- (e) sustainability.

8. Functions of the Institute

(1) The Institute shall—

- (a) develop and maintain an all-post graduate institution of higher learning offering high quality education for the benefit of the learners and the Country;
- (b) educate highly skilled scientists, engineers and researchers at the Masters and Doctoral levels with theoretical and practical knowledge to foster future industries in Kenya and beyond;
- (c) conduct research and development to improve Kenya's competitiveness and accelerate industrial growth;
- (d) create social and economic values to improve the quality of life of the Kenyan people through various forms of education, and research and development cooperation;
- (e) establish partnerships and linkages with local, regional and international universities, research institutions and industry;
- (f) establish an endowment fund to support the funding of research, scholarships, and sustainability of the Institute;

- (g) mobilize and provide resources for Institute level education and research and for the establishment of schools, departments, centres and such other administrative units for the purpose of enabling the Institute to fulfill its mission;
- (h) generate, preserve, process and disseminate knowledge for the betterment of humankind and providing an opportunity for development of intellectual activities, academic freedom and scholarly acumen;
- (i) admit students from Kenya and abroad;
- (j) conduct examinations for academic and professional awards as may be provided for in the Statutes;
- (k) employ staff of the Institute;
- (l) develop, review and implement academic programmes and determining methods of instruction and research;
- (m) develop and manage the Institute's land, facilities and equipment to support the goals of the Institute;
- (n) develop and establish affiliate colleges and schools, departments, centers for education and other administrative units that the Institute's Council may determine from time to time;
- (o) develop and implement an organizational structure that supports the attainment of the Institute's goals;
- (p) provide appropriate facilities to promote students and staff welfare and wellbeing;
- (q) provide adequate equipment and facilities for high quality education including classrooms, library resources, laboratories, research facilities, and buildings to support various programmes;
- (r) establish, manage and award fellowships, scholarships, bursaries, prizes and other such incentives to facilitate study, research and outreach activities; and
- (s) develop and commercialize the intellectual property for the benefit of the Institute and the society.

(2) Admission to the Institute as students for degrees shall be open to persons accepted as being qualified by the Senate in accordance with the prescribed national admission criteria.

(3) The Institute shall charge such fees or levies as may, from time to time, be approved by the Council.

9. Establishment of constituent colleges

The Institute may establish constituent colleges in accordance with section 20(3) of the Act.

10. Establishment of colleges and campuses within the Institute

(1) The Council may, on the advice of the Senate, establish colleges and campuses within the Institute and whose functions shall be as specified in the Statutes.

(2) A college or a campus established under sub-paragraph (1) shall consist of such schools, departments, centres and other administrative units as may be provided for in the Statutes.

(3) The Institute may, subject to approval by the Council, enter into affiliations or academic linkages with any individual, group or institution as provided for in the Statutes.

11. Conferment, granting, cancellation and withdrawal of degree and other awards

(1) Subject to this Charter, the Institute may—

(a) award Masters and Doctorate degrees as may be provided for by the Statutes; or

(b) confer honorary degrees or any other academic recognition upon a person who has rendered distinguished service as provided for in the Statutes.

(2) Subject to this Charter, the Council may, on the recommendation of the Senate, cancel or withdraw such degrees including honorary degrees as may be provided for in the Statutes.

12. Award of scholarships

Subject to this Charter, the Institute may award scholarships, fellowships, bursaries, prizes and such other awards which may be provided for by the Statutes.

PART III—MEMBERSHIP AND MANAGEMENT OF THE INSTITUTE

13. Membership of the Institute

The members of the Institute shall be—

- (a) the Chancellor;
- (b) the Chairperson of the Council;
- (c) members of the Council;
- (d) the Vice-Chancellor;
- (e) the Deputy Vice-Chancellors;
- (f) the Deans;
- (g) the Principals of Constituent Colleges;
- (h) the Principals of Colleges within the Institute;
- (i) the Director of Internal Audit;
- (j) the Director of Library Services;
- (k) the Director of Finance;
- (l) the Director of Legal Services;
- (m) the Director of Procurement;
- (n) the members of the Senate;
- (o) the academic staff;
- (p) the administrative staff;
- (q) the students; and

(r) the Alumni Association.

14. The Chancellor

(1) There shall be a Chancellor of the University who shall be appointed by the President in accordance with the Act.

(2) The Chancellor shall—

- (a) be the titular head of the Institute;
- (b) in the name of the Institute, confer degrees and other awards of the Institute;
- (c) from time to time recommend for a visitation of the Institute;
- (d) from time to time direct or give advice to the Council which the Chancellor considers necessary for the betterment of the Institute; and
- (e) enjoy such powers and privileges and perform such other functions as may be provided in the Statutes.

(3) The functions of the Chancellor under paragraph (2)(b) may, in the absence of the Chancellor, be performed by the Chairperson of the Council.

(1)

15. The Council

(1) There shall be a Council of the Institute which shall be appointed in accordance with the provisions of the Act.

(2) The Council shall be the governing body of the Institute.

(3) The Council shall consist—

- (a) the Chairperson;
- (b) the Principal Secretary in the ministry for the time being responsible for university education or a designated representative;

- (c) the Principal Secretary in the ministry for the time being responsible for information communication technology or a designated representative;
- (d) the Principal Secretary in the ministry for the time being responsible for finance or designated representative;
- (e) five members appointed by the Cabinet Secretary; and
- (f) the Vice-Chancellor, who shall be an *ex officio* member.

(4) The Vice-Chancellor shall be the Secretary to the Council.

(5) The Vice-Chancellor shall be an *ex officio* member of the councils of the constituent colleges of the Institute.

(6) A member of the Council, other than an *ex-officio* member, shall hold office for a term of four years and shall be eligible for re-appointment for one further term.

(7) The Council shall ensure that a proper management structure is in place to maintain corporate integrity, reputation and responsibility.

(8) The members of the Council shall, other than the *ex officio* member, at the first meeting after their appointment determine by lot which of their number shall vacate office after a period of three and four years respectively to ensure continuity in the activities of the Council.

(9) The office of a member of the Council shall become vacant if the member—

- (a) resigns from office in writing addressed to the Cabinet Secretary;
- (b) is, by reasons of prolonged physical or mental infirmity, unable to perform the functions of the office;
- (c) is absent without the permission of the Chairperson from three consecutive meetings of the Council, or, in the case of the Chairperson, the permission of the Cabinet Secretary;
- (d) is convicted of an offence and sentenced to imprisonment for a term exceeding six months or more without the option of a fine;

(e) is adjudged bankrupt by a court of competent jurisdiction or enters into a composition or scheme of arrangement for the benefit of creditors; and

(f) dies.

(10) Where the office of a member of the Council becomes vacant, the Vice-Chancellor shall within fourteen days notify the Cabinet Secretary for the time being responsible for matters relating to university education of the vacancy.

(11) The procedure, conduct and regulation of the affairs of the Council shall be determined in accordance with the Act.

(12) The Council shall exercise prudent leadership, innovative enterprise, and good judgment in directing the Institute and shall always act in the best interest of the Institute.

16. The Chairperson of the Council

(2) There shall be a Chairperson of the Council of the Institute who shall be appointed in accordance with section 36(1) of the Act.

The Chairperson of the Council shall hold office for a term of four years and shall be eligible for re-appointment for one further term.

17. Functions of the Council

The Council shall—

- (a) employ staff of the Institute;
- (b) approve the human resource instruments and the terms and conditions of service of staff;
- (c) provide for the welfare of the staff and the students of the Institute;
- (d) make regulations governing the conduct and discipline of the students of the Institute after consultation with Senate;
- (e) confer the title of Emeritus Professor, Visiting Professors, Honorary Professor, Distinguished Professor, Singularity Professor or Honorary Fellow after receiving a report from the Senate;

- (f) review and approve the Statutes in accordance with the Act;
- (g) approve the annual budget of the Institute;
- (h) after considering the recommendations of the Senate, determine all fees payable to the Institute;
- (i) approve the investment of any money belonging to the Institute including any unutilized income, in such stocks, funds, fully paid shares or securities as Council may from time to time deem fit, in accordance with the general law;
- (j) subject to the laid down government procedures, approve the borrowing of money on behalf of the Institute;
- (k) establish or, where necessary, abolish colleges, divisions, schools, departments, centers and administrative units upon recommendation by the Senate;
- (l) approve the recommendation of the Senate on fellowships, scholarships, exhibitions, bursaries, prizes and other facilitation for study and research;
- (m) approve the terms and conditions upon which internal and external examiners shall be appointed by the Senate;
- (n) appoint committees to act jointly with any committees appointed by the Senate, provided that the Council shall not delegate to the Chairperson or to a committee the powers to approve without further reference to the Council the annual estimates of expenditure;
- (o) approve the constitution of the students' association and ensure that the students' association operates in a fair and democratic manner and is accountable for its finances;
- (p) monitor and evaluate the implementation of strategies, plans and policies of the Institute; and
- (q) annually review the viability and financial sustainability of the Institute.

18. Powers of the Council

The Council shall have powers to—

- (a) receive donations, endowments, gifts, grants or other moneys and make disbursements therefrom to the Institute or other bodies or persons;
- (b) administer the property and funds of the Institute in a manner and for the purposes which shall promote the interests of the Institute, but shall not charge or dispose off immovable property of the Institute except in accordance with the laid down government procedures and the Statutes;
- (c) enter into association, collaboration or linkages with other bodies or organizations within or outside Kenya as the Institute may consider desirable or appropriate and in furtherance of the purpose for which the Institute is established;
- (d) determine the provisions to be made for capital and recurrent expenditure and for reserves of the Institute; and
- (e) open a banking account or accounts for the funds of the Institute.

19. The Vice-Chancellor

(1) There shall be a Vice-Chancellor of the Institute who shall be appointed in accordance with the Act.

(2) A person shall be qualified to be appointed as a Vice-Chancellor if that person—

- (a) is a full Professor;
- (b) is a holder of an earned Doctorate Degree; and
- (c) has at least ten years of teaching and research experience at senior level management and demonstrable leadership in an academic or research institution.

(3) The Vice-Chancellor shall hold office for a term of five years and shall be eligible for re-appointment for one further term.

(4) The Vice-Chancellor shall be the chief executive officer of the Institute and shall—

- (a) be the academic and administrative head of the Institute;

- (b) have overall responsibility for the direction, organization, administration and programmes of the Institute;
- (c) be the accounting officer of the Institute;
- (d) be the Chairperson of the Institute's Management Board, the Senate and any other Institute Committee other than any Committee of the Senate, as may be provided in the Statutes;
- (e) be responsible to the Council for the general conduct and discipline of the students and staff of the Institute; and
- (f) be the Secretary to the Council.

20. The Deputy Vice-Chancellors

(1) There shall be a Deputy Vice-Chancellor (Academics and Administrative Affairs) and a Deputy Vice-Chancellor (Research and External Affairs) of the Institute who shall be appointed in accordance with the Act.

(2) A person is qualified to be appointed as a Deputy Vice Chancellor if that person is—

- (a) a full Professor or an Associate Professor;
- (b) is a holder of an earned Doctorate Degree; and
- (c) has at least eight years of teaching, research or industry experience at senior level management, and at least five years demonstrable leadership in an academic, research institution or industry.

(3) The Deputy Vice-Chancellors shall be under the general supervision and direction of the Vice-Chancellor and shall exercise such powers and perform such duties as may be provided for in the Statutes.

(4) A Deputy Vice-Chancellor shall hold office for a term of five years and shall be eligible for re-appointment for one further term.

21. The Senate

(1) There shall be a Senate of the Institute which shall consist of—

- (a) the Vice-Chancellor, who shall be the Chairperson;
- (b) the Deputy Vice-Chancellors;
- (c) the Registrars;
- (d) the Deans;
- (e) the Principal of each College within the Institute;
- (f) the Director Library Services;
- (g) the Deans of Schools;
- (h) the Directors of Research Centers;
- (i) the Director of the Quality Assurance Department;
- (j) the Director of the Information and Communication Technology Directorate;
- (k) the Chairpersons of academic Departments;
- (l) the Professors of the Institute;
- (m) the Director Legal Services;
- (n) the chief medical officer;
- (o) the chief security officer;
- (p) a representative of each of the College Academic Boards appointed by the respective Boards from amongst its members;
- (q) a representative of each of the School Boards appointed by the respective Boards from amongst its members;
- (r) two students' representatives of the students' association, who shall however not be entitled to attend deliberations of Senate on matters which are considered by the Chairperson of the Senate to be confidential, and which relate to examinations, the general discipline of students, and other related matters; and
- (s) Such other member as Council may determine in accordance with the Statutes.

(2) The Deputy Vice-Chancellor (Academics & Administrative Affairs) shall be the Secretary of the Senate.

(3) The Senate shall—

- (a) recommend to the Council the establishment, abolition or harmonization of Schools, Colleges, Departments, Centres and other administration units as the Senate may from time to time deem necessary;
- (b) make recommendations to the Council for the establishment or abolition of degree programmes and their titles in the Institute;
- (c) set the dates of the academic year and to determine the schedule of academic programmes within the academic year;
- (d) approve all academic programmes of the Institute;
- (e) make regulations governing methods of assessing and examining the academic performance of students;
- (f) evaluate academic records of postgraduate candidates for the purpose of admission into the Institute;
- (g) regulate the conduct of examinations;
- (h) appoint internal and external examiners and recommend to the Council the terms and conditions for their appointment;
- (i) approve the examination results;
- (j) subject to the Act, approve the award of degrees including the award of honorary degrees and other academic distinctions;
- (k) subject the Act, determine which qualifications or credits from other universities or institutions shall be acceptable as equivalent to particular qualifications of the Institute;
- (l) determine the procedures to be followed in the conferment of the degrees and other awards;
- (m) determine the design of academic dress and prescribe its use;
- (n) evaluate staffing, teaching, and research of the Institute and if need be make recommendations to the Council;

- (o) promote and administer the extra-mural, external and extension work of the Institute;
- (p) promote research and innovation work in the Institute;
- (q) promote co-operation and linkages with other institutions of higher learning and industry;
- (r) develop regulations governing the award of fellowships, scholarships, bursaries, prizes and other awards;
- (s) develop, implement and promote quality assurance systems and structures in all Institute operations;
- (t) promote the welfare of students and staff of the Institute;
- (u) propose regulations and procedures for the discipline of students and make recommendations thereof to the Council;
- (v) discontinue a student from a programme of study on academic grounds and general disciplinary grounds;
- (w) receive proposals from various Boards, Colleges, Schools, Centers and other administrative units and to consider their recommendations and make appropriate decision;
- (x) recommend to the Council appropriate criteria for appointment and promotion of academic staff of the Institute;
- (y) develop and review the Statutes from time to time and to present recommendations thereon to the Council; and
- (z) determine general policy matters relating to the library, laboratory facilities, teaching aids, workshops and such other academic services which are in its view necessary for the furtherance of the academic objectives of the Institute.

(4) The Council shall not take action on academic matters unless it has received a report or proposal from the Senate and the Council may not reject such a report or amend any proposed regulations without first referring the matter back to the Senate.

22. The Principals of constituent colleges

(1) The Council shall competitively appoint the Principal of a constituent college who shall be the academic and administrative head of a constituent college.

(2) The Principal shall hold office on such terms and for such period as may be provided for by the Statutes.

23. Principals of Colleges within the Institute

(1) There shall be a Principal for each college within the Institute who shall be appointed by the Council on such terms as may be determined by the Statutes.

(2) A Principal shall be the academic and administrative head of the college and shall, under the general authority of the Vice-Chancellor, have such other powers and duties as may be provided for by the Statutes.

(3) The Principal shall hold office for a term of five years and shall be eligible for re-appointment for one further term.

24. Students' association

There shall be a Students' Association established in accordance with the Act and the Statutes.

25. Alumni Association

(1) There shall be an Alumni Association of the Institute which shall consist of graduates of the Institute and such other persons as may be provided for in its constitution and the Statutes.

(2) The Alumni Association shall—

- (a) promote cohesion among the Alumni;
- (b) maintain liaison between the Association and the Institute;
- (c) be the platform for resource mobilization for the Institute;
- (d) provide mentorship opportunities for the students;
- (e) organize meetings, events, and conferences for the Alumni and in collaboration with the Institute;
- (f) organize Alumni Chapters in different parts of the world; and

- (g) perform such other functions as may be prescribed in the Alumni Constitution and the Statutes.

26. Management Board

(1) There shall be a Management Board of the Institute which shall consist—

- (a) the Vice-Chancellor, who shall be Chairperson;
- (b) the Deputy Vice-Chancellors;
- (c) the Deans;
- (d) the Principals of Colleges;
- (e) the Director Legal Services;
- (f) the chief security officer;
- (g) the chief medical officer;
- (h) the Registrar (Administration);
- (i) the head of quality assurance; and
- (j) the Director Finance.

(2) The Chairperson of the Management Board may invite other officers of the Institute to attend Management Board meetings when specific matters pertaining to their departments or offices are being discussed and such officers shall be in attendance and shall not be eligible to vote.

(3) The Deputy Vice-Chancellor (Administration) shall provide the Secretariat to the Management Board meetings.

(4) The Management Board shall assist the Vice-Chancellor in the day-to-day management of the Institute and shall:

- (a) ensure the efficient management of the human resource, programmes, facilities, resources and finances of the Institute;

- (b) coordinate and control the development, planning, management and administration of the Institute in accordance with approved policies, rules and regulations;
- (c) develop and implement strategies for the generation of revenue to secure adequate financial support for the Institute;
- (d) develop and review policies, plans and strategies and make recommendations to the Council for approval;
- (e) oversee the design, procurement and installation of the technological infrastructure required to run the Institute;
- (f) review regulatory requirements affecting staff and students, including but not limited to occupational health and safety administration;
- (g) coordinate the strategic and development plans of the Institute, review and submit proposals to the Council concerning annual budgets, development priorities, staff development plans, terms and conditions of service, fund raising strategies, students' welfare, public relations policies, academic partnerships and linkages with other universities, collaboration with industry, as well as any policies and any matters related to the development, management and administration of the Institute;
- (h) authorize the initiation of legal proceedings or defence or settlement of legal proceedings in the name of and on behalf of the Institute;
- (i) propose to the Council rules and regulations for the administration of the Institute and for the execution of its programmes and plans;
- (j) propose for approval any Institute charges and fees; and
- (k) any other matters related to the management of the Institute.

27. Staff of the Institute

- (1) The Institute shall have—
 - (a) the teaching and research staff; and

(b) the administrative staff,

as shall be provided for in the Statutes.

(2) The members of staff of the Institute shall, subject to this Charter, be appointed—

(a) in the manner and on the terms and conditions of service specified in the Statutes; or

(b) in the case of a person seconded to the services of the Institute from the services of another institution, the Government or any other public service, on terms and conditions agreed on with the Council and the seconding body.

(3) The Council may, subject to such conditions as it may specify, delegate either generally or specifically, to any person, committee, or body, the power to appoint any member of the staff of the Institute.

(4) All members of staff of the Institute shall be—

(a) be subject to the general authority of the Council and of the Vice-Chancellor; and

(b) be employed in accordance with the Statutes or by the terms of a specific appointment.

28. Convocation

(1) There shall be a convocation of the Institute which shall consist of such members as may be prescribed by the Statutes.

(2) The convocation shall be convened for purposes of conferment of awards and for such other functions as may be outlined in the Statutes.

29. Performance of functions during incapacity of office holders

(1) In the event of the incapacity of the Vice Chancellor, the Council shall appoint one of the Deputy Vice-Chancellors as an acting Vice-Chancellor during the period of incapacity for a maximum period of one hundred and eighty calendar days.

(2) In the event of the incapacity of the Vice-Chancellor and the Deputy Vice-Chancellors, the Council may appoint one of the

Principals of the colleges within the Institute as an acting Vice Chancellor during the incapacity for a maximum period of one hundred and eighty calendar days.

(3) In the event of the incapacity of the Vice-Chancellor, the Deputy Vice-Chancellors and the Principals of colleges within the Institute, the Council shall appoint a member of the academic staff at the level of professor as an acting Vice-Chancellor during the incapacity for a maximum period of one hundred and eighty calendar days.

(4) In this section, “incapacity” means absence from Kenya or inability for any other reason to perform the functions of the office concerned or as may be provided for in the Statutes.

PART IV—FINANCIAL PROVISIONS

30. Financial year

The financial year of the Institute shall be the period of twelve months commencing on the first of July and ending on the thirtieth June in the following year.

31. Annual estimates

(1) Before the commencement of a financial year, the Council shall cause to be prepared estimates of the revenue and expenditure of the Institute for that financial year.

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

- (a) for the payment of the salaries, allowances and other charges in respect of the staff of the Institute;
- (b) for the payment of the pensions, gratuities and other charges in respect of retirement benefits which are payable out of the funds of the Institute;
- (c) for the proper maintenance of the buildings and grounds of the Institute;
- (d) for the proper maintenance, repair and replacement of equipment and other movable property of the Institute;
- (e) for the funding of the cost of teaching, research and outreach activities of the Institute;

- (f) for the payment of allowances and other charges in respect of the Council of the Institute; and
- (g) for the creation of such funds to meet future or contingent liabilities in respect of retiring benefits, insurance or replacement of building or equipment and in respect of such other matters as the Council may deem fit.

(3) No expenditure shall be incurred for the purpose of the Institute except in accordance with the annual estimates approved under subparagraph (2) or in accordance with an authorization of the Council.

32. Funds of the Institute

The funds of the Institute shall comprise—

- (a) funds as may be appropriated by the National Assembly;
- (b) such funds as may accrue to the Institute in the performance of its functions;
- (c) such monies as may be donated or lent to the Institute;
- (d) the endowment fund;
- (e) gifts and trusts from any source; or
- (f) other sources as the Council may from time to time identify.

33. Investment of funds

(1) The Council may, from time to time and with the approval of the National Treasury, invest any of the funds of the Institute in securities, treasury bonds, trust funds or in any other securities in accordance with laws relating to public finance management.

(2) The Council may place on deposit with such banks as it may determine, any moneys not immediately required for the purposes of the Institute in accordance with the laws relating public finance management.

34. Accounts and audit

(1) The Council shall cause to be kept all books and records of account of the income and expenditure, assets and liabilities of the Institute.

(2) Within a period of three months from the end of each financial year, the Council shall submit to the Auditor-General the accounts of the Institute together with—

(a) a statement of income and expenditure during that year; and

(b) a statement of the assets and liabilities of the Institute on the last day of that year.

(3) The accounts of the Institute shall be audited by the Auditor General in accordance with the Public Audit Act (Cap. 412B).

(4) The Auditor General shall submit to the Council the report of their audit in accordance with the Public Audit Act (Cap. 412B).

35. Unexpended monies

Subject to section 49 of the Act and the laws relating to public finance management, any unexpended balance may be carried forward in the account of the Institute from one year to the next and be expended as the Council may determine.

PART V—MISCELLANEOUS PROVISIONS

36. Instruments of accreditation

(1) The Institute shall conspicuously display all its instruments of accreditation in accordance with section 61 of the Act.

(2) Where an instrument of the Institute is revoked under this Charter, the Institute shall, within fourteen days of such revocation, return the original instrument of accreditation to the Commission.

37. Instruments of authority

(1) The Institute shall possess the following instruments of authority—

(a) the Mace;

(b) the Common Seal; and

(c) the Logo.

(2) The common seal of the Institute shall be kept in the custody of the Vice-Chancellor.

(3) The common seal of the Institute shall be authenticated by the signatures of the Chairperson of the Council, the Vice-Chancellor together with any other person duly authorized by the Council.

(4) The common seal of the Institute when affixed to any document and duly authenticated shall be judicially and officially noticed, and, unless and until the contrary is proved, any order or authorization of the Council under this paragraph shall be presumed to have been duly given.

(5) The documents to be affixed with the seal shall be as specified in the Statutes.

(6) No person, body, authority or organization performing any function related to administration, registration of companies, business, trade, advertisement, calling, profession, shall use the Common Seal and Logo of the Institute except with the consent of the Council and or authorized representative of the Council.

(7) The Mace shall be kept in the custody of the Vice-Chancellor.

(8) The Mace shall be used as specified in the Statutes.

(9) The Institute shall conspicuously display all its instruments of authority at such places as the Council may determine.

(10) Where any instrument of authority is revoked, the Institute shall, within fourteen days of such revocation, return the original instrument of authority to the Commission.

38. Statutes

(1) The Council shall, subject to this Charter, make Statutes generally to regulate the affairs of the Institute and for the better carrying into effect the purposes of this Charter, and in particular for the—

(a) establishment of colleges, campuses, schools, faculties, departments, centres and other administrative units of the Institute;

(b) description of degrees of the Institute;

- (c) requirements for conferment of degrees;
- (d) conduct of examinations;
- (e) prescribing fees and other charges;
- (f) prescribing the rules and regulations for the conduct and organization of student affairs;
- (g) setting the terms and conditions of service, including the appointment, dismissal and recommendation of retirement benefits of the members of the staff of the Institute;
- (h) constitution and procedure of the meetings of the Council, the Senate and the Management Board and provide for the establishment, composition and terms of reference of their respective committees; and
- (i) providing for or prescribing anything, which, under this Charter may be provided for or prescribed by Statutes.

(2) Statutes shall only be made by a resolution passed at a Council meeting, supported by at least three-fourths of the members present and voting, provided that those present shall not be less than two-thirds of the members of the Council.

39. Protection of name

(1) Notwithstanding the provisions of any other written law, no public officer performing functions relating to the registration of companies, business or societies shall accept for such registration any name which includes the use of the words “Kenya Advanced Institute” together with the words “of Science and Technology” or the acronym “Kenya-AIST” unless the application for the registration is accompanied by the written consent of the Council.

(2) Any person who except with the written consent of the Council, uses the words “Kenya Advanced Institute” together with the words “of Science and Technology” or the acronym “Kenya-AIST” and in furtherance of, or as, or in connection with, any advertisement for any trade, business, calling, or profession, commits an offence and shall, on conviction, be liable to the penalties specified under section 27 of the Act.

(3) Notwithstanding the foregoing, nothing in this paragraph shall be construed as preventing the bona-fide use by any person of

any title in pursuance of the grant to the person of a degree by the Institute subject to the Act.

40. Repeal and transition

(1) The Kenya Advanced Institute of Science and Technology University College Order, 2022 is revoked.

(2) Notwithstanding paragraph (1)—

- (a) all immovable and movable property and assets of the Kenya Advanced Institute of Science and Technology University College shall, on the commencement of this Charter, be deemed to be immovable and movable property and assets of the Institute;
- (b) All rights, obligations and liabilities of the Kenya Advanced Institute of Science and Technology University College shall, on the commencement of this Charter, be deemed to be the rights, obligations and liabilities of the Institute under this Charter.
- (c) the members of the Council of the Kenya Advanced Institute of Science and Technology University College shall, on the commencement of this Charter, be deemed to be members of the Council of the Institute for the remainder of their terms or for six months whichever comes earlier;
- (d) the acting Principal for the Kenya Advanced Institute of Science and Technology University College shall, on the commencement of this Charter, continue to discharge the responsibilities and exercise such powers as the acting Vice-Chancellor of the Institute for the remainder of the term as provided for in the instrument of appointment or for six months whichever comes earlier; and
- (e) all persons who were members of staff of the Kenya Advanced Institute of Science and Technology University College shall, on the commencement of this Charter, be deemed to be members of staff of the Institute in accordance with the terms and conditions of service.

41. Variation and revocation

This Charter may be amended in accordance with sections 22 and 22A of the Act.

Given under my hand and the public seal of the Republic of Kenya on

the.....day of....., 2026.

William Samoei Ruto,
President.

Dated this.....day of, 2026.

Julius Migosi Ogamba,
Cabinet Secretary for Education.

EXPLANATORY MEMORANDUM
EXPLANATORY MEMORANDUM TO THE KENYA-AIST CHARTER

PART I

Name of the statutory instrument: Kenya-AIST Charter

Name of the parent Act : Universities Act, Cap 210

Enacted Pursuant to : Section 24(1)(a)

Name of the Ministry or Agency: Commission for University Education

1. Purpose of the Statutory Instrument

Pursuant to section 24(1)(a) of the Universities Act, Cap 210, the President, on the recommendation of the Commission for University Education, through Cabinet Secretary, ministry of education, and with approval of Parliament may, by award of Charter, establish a specialized degree-awarding or research institutions whose mandate shall be of strategic national importance. The Charter annexed herein establishes an Institute to be known as Kenya-Advanced Institute of Science and Technology, which shall be a body corporate with perpetual succession and a common seal and shall perform all those functions performed by a body corporate.

2. Legislative Context

Section 4 of the Universities Act creates the Commission for University Education as a national regulator in-charge of universities in Kenya. Section 5 of the Act mandates the Commission to accredit universities, and all academic programmes offered in these universities. Under section 13(1) every university in Kenya shall be established by a charter (under section 19, 24 &25 of the Act) or by a legal order under section 20(3), for Constituent Colleges or Letter of Interim Authority (under section 14 of the Act). Any person who wishes to offer university education in Kenya, is required to apply to the Commission for accreditation as a university in Kenya.

Under section 24(1)(a) of the Universities Act, Cap 210, the President, on the recommendation of the Commission through Cabinet Secretary, and with approval of Parliament, may by a ward of Charter, establish a specialized degree-awarding or research institutions whose mandate shall be of strategic national importance.

3. Policy Background

The establishment of Kenya-AIST was aimed at meeting the shortage of highly skilled engineers and scientists needed in Kenya and the region; to drive Kenya into an industrialized nation that is fueled by knowledge-based economy. It was conceptualized as a flagship project under Kenya Vision 2030 (under human capital development in STEM, as a centre of excellence in engineering, technology, and applied sciences to support industrialization) and currently, it is critical in the achievement of Bottom-up Economic Transformation Agenda (BETA) and is Konza Technopolis anchor tenant.

Kenya Advanced Institute of Science and Technology (Kenya-AIST) was established as a legal entity through publication in Kenya Gazette Supplement No. 117, Legislative Supplement No. 55, under Legal Notice No. 130 on 8th July 2022 as a Constituent College of Dedan Kimathi University of Technology.

4. Consultation outcome

In 2014/2015 financial year, the Government of Kenya through Korea Exim Bank selected a consortium, which included Korea Institute of Science and Technology (KAIST) to conduct a feasibility study for the establishment of the Kenya-AIST. The Study provided the procedure for accessing Economic Development Corporation Fund (ECDF) concession loan; and also recommended the establishment of a Science, Technology, and Engineering specialized university, hereto referred to Kenya-AIST, an all-postgraduate research public university located at Konza Technopolis.

On March 11th, 2025, the Cabinet approved the establishment of Kenya-AIST as a specialized postgraduate degree awarding institution of strategic national importance as guided by Section 24(1)(a) of the universities Act Cap 210.

Given the foregoing, Kenya-AIST was conceptualized, designed, funded and constructed as a specialized postgraduate degree awarding institution of strategic national importance and is being developed in the same model as Korea Advanced Institute of Science Technology; where it is expected to make a significant contribution to Kenya's economic transformation into a prosperous and innovative country, with its graduates leading Kenya's economic and technological growth.

5. Guidance

The Institution applied to the Commission for establishment as specialized degree awarding Institution.

Guidance was sought from various stakeholders including both the Ministry of Education and Ministry of ICT and the office of the Attorney General,

The Institution was taken through the accreditation process, and it met all the minimum requirements and was recommended for award of Charter.

6. Impact

The charter is not likely to impose significant costs on the public or infringe on fundamental rights and freedoms. In the circumstances, the regulatory impact assessment is not deemed to be applicable for this instrument.

7. Monitoring and review

The Commission for University Education will monitor the implementation of the Charter and where there is need to review, the same will be done vide amendments from time to time.

Further the Institution is subject to Regular Institutional Quality Audits as per the established regulatory framework.

8. Contact

Dr. Beatrice Muganda Inyangala, CBS

Principal Secretary

Ministry of Higher Education

Jogoo House "B"

Harambee Avenue

Nairobi



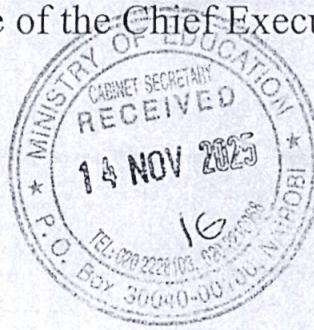
Commission For University Education

Office of the Chief Executive

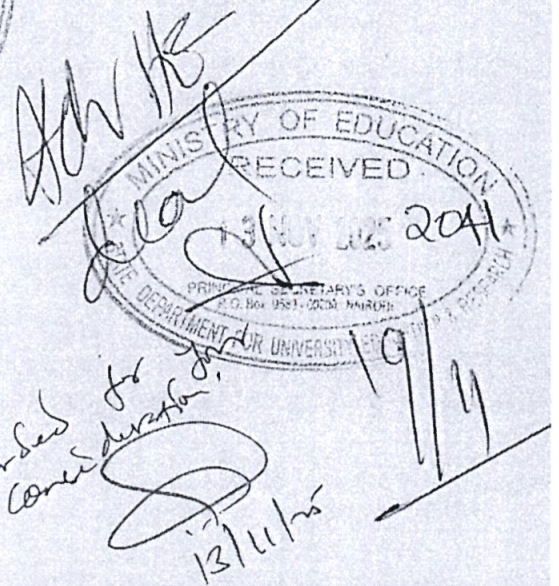
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12th November 2025



CHARTERS AND LETTERS OF INTERIM AUTHORITY FOR UNIVERSITIES

The Commission for University Education in its 50th meeting on 7th November 2025, approved recommendations for the award of Charters and Letters of Interim Authority to the following universities.

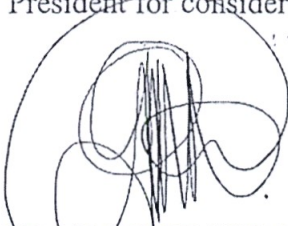
1. Award of charter to Bomet University College in Bomet County.
2. Award of charter to Kenya Advanced Institute of Science and Technology in Machakos County.
3. Grant of Letter of Interim Authority to the proposed Outspan Global University in Nyeri County.
4. Grant of Letter of Interim Authority to the proposed East Kenya Integrated University Machakos County.

The recommendations were based on a comprehensive technical evaluation of the four institutions by the Commission on diverse dates between June and August 2025. Subsequent to the evaluations, the Commission was satisfied that the four institutions had respectively met the minimum requirements for the accreditation status sought.

The purpose of this letter is therefore to convey the resolutions of the Commission to your office and to request you, upon your satisfaction, to grant Letters of Interim Authority to the proposed Outspan Global University and East Kenya Integrated University.

We also request that you convey the recommendation for the award of charter to Bomet University College to His Excellency the President.

Further, we request that you convey the recommendation for the award of charter to the Kenya Advanced Institute of Science and Technology, to Parliament then to His Excellency the President for consideration.

A handwritten signature in black ink, consisting of several overlapping loops and vertical strokes, enclosed within a large, hand-drawn circle.

PROF. MIKE KURIA, PhD

COMMISSION SECRETARY/CHIEF EXECUTIVE OFFICER

Mk/jmm



**EXECUTIVE OFFICE OF THE PRESIDENT
CABINET OFFICE**

Telegraphic Address
Telephone: +254-20-22275621/2/3
When replying please quote

SECRET

STATE HOUSE
P.O. Box 40530-00100
Nairobi, Kenya

Ref. No.**CAB/GEN.3/1/1.VOL.XX/(64)**
and date

.....**11th March, 2025**.....

Prof. Edward W. Kisiang'ani, PhD., CBS
Principal Secretary
Ministry of Information, Communication &
the Digital Economy
NAIROBI

Eng. John K. Tanui, CBS
Principal Secretary
State Department for ICT & the Digital Economy
Ministry of Information, Communication & the
Digital Economy
NAIROBI

Dr. Chris K. Kiptoo, PhD., CBS
Principal Secretary
The National Treasury
The National Treasury & Economic Planning
NAIROBI

Mr. James B. Muhati, CBS
Principal Secretary
State Department for Economic Planning
The National Treasury & Economic Planning
NAIROBI

Hon. Shadrack J. Mose, CBS
Solicitor- General
State Law Office
NAIROBI

**APPROVAL OF THE ESTABLISHMENT OF THE KENYA ADVANCED INSTITUTE
OF SCIENCE AND TECHNOLOGY (KENYA A-AIST) AS A SPECIALISED DEGREE
AWARDING INSTITUTION OF STRATEGIC NATIONAL IMPORTANCE**

SECRET

I refer to the 2nd Cabinet Meeting - 2025 held on 11th March, 2025 during which the Cabinet Secretary for Information, Communications & the Digital Economy; jointly with the Cabinet Secretary for Education; the Cabinet Secretary for the National Treasury & Economic Planning; and the Attorney-General presented Cabinet Memorandum CAB(24)208.

The Memorandum apprised Cabinet on the status of establishment of the Kenya Advanced Institute of Science and Technology (Kenya-AIST); sought Cabinet approval to have Kenya-AIST established as a specialised-degree awarding institution of strategic national importance and the Government to award a Charter thereof.

I wish to inform you that Cabinet considered the Memorandum and:

- I. Noted the contents of the Memorandum;
- II. Approved the establishment of the Kenya Advanced Institute of Science and Technology (Kenya-AIST) as a specialized – Postgraduate Degree Awarding Institution of strategic national importance and the Government to award a Charter thereof under Section 24 of the Universities Act; and
- III. Directed the Cabinet Secretary for Information, Communications & the Digital Economy; the Cabinet Secretary for Education; the Cabinet Secretary for the National Treasury & Economic Planning; and the Attorney-General to take necessary action.

Please proceed and take action as directed by Cabinet.



Mercy Wanjau, (Mrs.), EGH
SECRETARY TO THE CABINET

Copy to: Hon. William Kabogo Gitau
Cabinet Secretary
Ministry of Information, Communication & the
Digital Economy
NAIROBI

Mr. Julius Migos Ogamba
Cabinet Secretary
Ministry of Education
NAIROBI

Hon. John Mbadi Ng'ongo, EGH
Cabinet Secretary
The National Treasury & Economic Planning
NAIROBI

SECRET

Hon. Dorcas Oduor, SC, EBS
Hon. Attorney-General
The State Law Office
NAIROBI

Mr. Felix K. Koskei, EGH
Chief of Staff & Head of the Public Service
Executive Office of the President
NAIROBI

Ms. Wanjiku Wakogi, CBS
Chief of Staff
Office of the Deputy President
Executive Office of the President
NAIROBI

Dr. Idris Salim Dokota, PhD., CBS
Principal Secretary
State Department for Cabinet Affairs
Office of the Deputy President
NAIROBI

SECRET

MINUTES OF THE 11TH SITTING OF THE COMMITTEE ON DELEGATED LEGISLATION HELD ON THURSDAY, 26TH MARCH, 2026 AT ENGLISH POINT MARINA, MOMBASA COUNTY, AT 2.00 PM

PRESENT

1. The Hon. Samuel Kiprono Chepkong'a, CBS, M.P. - Chairperson
2. The Hon. Robert Gichimu Githinji, M.P. - Vice-Chairperson
3. The Hon. Robert Mbui, CBS, M.P
4. The Hon. Julius Lekakeny Ole Sunkuli, EGH, EBS M.P
5. The Hon. Kameme Joyce, M.P
6. The Hon. Anthony Oluoch, M.P.
7. The Hon. Omondi, Moses Okoth, M.P
8. The Hon. Odoyo, Jared Okello, M.P
9. The Hon. Maj. (Rtd) Dekow Barrow Mohamed, M.P
10. The Hon. (Dr) Kimaiyo, Gideon Kipkoech, M.P
11. The Hon. Paul Chebor, M.P.
12. The Hon. Joseph Kamau Munyoro, M.P.
13. The Hon. (Dr.) Mamwacha Onchoke Charles, M.P
14. The Hon. Innocent Mugabe, M.P.

APOLOGIES

1. The Hon. Maj. (Rtd). Abdullahi Bashir Sheikh, M.P.
2. The Hon. Mwirigi, John Paul, M.P
3. The Hon. Waithaka John Machua, M.P.
4. The Hon. Chepkorir, Linet, M.P
5. The Hon. Lenguris Pauline, M.P
6. The Hon. Yakub Adow Kuno, M.P.
7. The Hon. Laura Amina Mnyazi, M.P

IN ATTENDANCE

SECRETARIAT

- | | | |
|-------------------------|---|------------------------------------|
| 1. Ms. Wanjiru Mwaura | - | Principal Clerk Assistant I/HOD SC |
| 2. Mr. Wilson Dima Dima | - | Deputy Director, DLS |
| 3. Mr. Brian Langwech | - | Clerk Assistant III |
| 4. Ms. Grace Odedere | - | Clerk Assistant III |
| 5. Mr. Peter Barasa | - | Legal Counsel II |
| 6. Mr. Noah Chemweno | - | Sergeant at Arms |

PARLIAMENTARY SERVICE COMMISSION

- | | | |
|---------------------------|---|----------|
| 1. Mr. Sheriffsam Mwendwa | - | DLC, PSC |
| 2. Ms Agnes Kamoni | - | CLO, PSC |

MINISTRY OF EDUCATION AND STATE DEPARTMENT FOR ICT

1. Dr. Beatrice M Inyangala, - PS, MOE
2. Eng. John Tanui - PS, ICT
3. Prof. Emmanuel Mutisya - Chairperson, AIST
4. Prof. J W Khamasi - Ag Principal, AIST
5. Mr. Mike Kuria - CEO, CUE
6. Mr. Joseph Munyoki - SACS, CUE
7. Ms. Aprinah Shikoli - State Counsel, MOE

AGENDA

1. Prayers
2. Preliminaries
3. Adoption of the Agenda
4. Confirmation of minutes
5. Matters arising
6. **Meeting with the Director, Directorate of Legal and Compliance Services, Parliamentary Service Commission, regarding the Draft Parliamentary Service (Constituency and County Offices) Regulations, 2025, and**
7. **Meeting with the Principal Secretaries, Ministry of Education and Ministry of Information, Communication and Technology regarding the Draft Kenya Advanced Institute of Science and Technology Charter, 2025.**
8. Any Other Business; and
9. Adjournment.

MIN. DAA&GPC/CDL/059/2026: PRELIMINARIES

The Chairperson called the meeting to order at 2.00 p.m., after which he said a word of prayer. He then welcomed all to the meeting, followed by a round of introductions.

MIN. DAA&GPC/CDL/060/2026: ADOPTION OF THE AGENDA

The agenda of the meeting was adopted, having been proposed by the Hon. Robert Mbui, CBS M.P., and seconded by the Hon. (Dr) Kimaiyo, Gideon Kipkoech, M.P

MIN. DAA&GPC/CDL/061/2026: CONFIRMATION OF MINUTES

Agenda deferred.

MIN. DAA&GPC/CDL/062/2026: MEETING WITH THE DIRECTOR, DIRECTORATE OF LEGAL AND COMPLIANCE SERVICES, PARLIAMENTARY

**SERVICE COMMISSION, REGARDING THE
DRAFT PARLIAMENTARY SERVICE
(CONSTITUENCY AND COUNTY OFFICES)
REGULATIONS, 2025.**

The Director, Directorate of Legal and Compliance Services, Mr. Sheriffsam Mwendwa, representing the Parliamentary Service Commission, appeared before the Committee and briefed it on the Draft Parliamentary Service (Constituency and County Offices) Regulations, 2025 as follows:

1. **Part I** of the Regulations provides for Citation and Interpretation
2. **Part II** provides for establishment of constituency and county offices, use of constituency and county offices, reporting complaints on misuse of offices, identification of rental office, restriction on where to rent the office, requirement for renting an office, authorization to rent, signing of the lease agreement, custody of the lease agreement, funds for rent, signage and maximum rent payable.
3. **Part III** provides for Procurement and disposal of goods and services, construction of constituency or county office, records of goods and services, and asset register.
4. **Part IV** provides for budget allocation, financing, operating bank account, signatories to the account, prudence in expenditure, accounting for funds, custody of accounting documents, records management, monitoring and supervision, recovery of awards, audit and powers of the clerk.
5. **Part V** provides for constituency and county offices staff, staff of nominated members, recruitment of staff, duties and responsibilities of constituency and county staff, terms of service, leave, allowances, and termination of employment contract.
6. **Part VI** provides for transition, period for vacating office, removing personal effects from the office, assistance during transition, accounting for commission property, signing of handing over report and finalizing handing over.
7. **Part VII** provides for savings and revocation of L.N. No 77 of 2005.
8. Upon deliberations, the committee made the following observations:
 - i. That the Regulations should adopt a hybrid governance model, whereby legal accountability remains with Members of Parliament, while operational responsibilities are delegated to Office Managers under their supervision;
 - ii. That the Regulations should provide for enhanced coordination with NG-CDF regarding the issue of Constituency offices;
 - iii. The fixed working hours of 8.00am to 5.00pm were considered rigid, and there was a need for the Regulations to be revised to allow for flexible working arrangements that align with the functional demands of constituency and county offices; and
 - iv. That there was a need to vest institutional coordination and decision-making power to open and change accounts in the Member of Parliament,

with the authority of the Clerk and not in the office manager, in a bid to increase accountability and administrative efficiency.

MIN. DAA&GPC/CDL/063/2026

MEETING WITH THE PRINCIPAL SECRETARIES, MINISTRY OF EDUCATION AND MINISTRY OF INFORMATION, COMMUNICATION AND TECHNOLOGY, REGARDING THE DRAFT KENYA ADVANCED INSTITUTE OF SCIENCE AND TECHNOLOGY CHARTER, 2025

The Principal Secretary, Ministry of Education, State Department for Higher Education, Ms Beatrice Muganda Inyangala and the Principal Secretary, State Department for Information, Communication and Digital Economy, Mr. Eng John Kipchumba Tanui, appeared before the Committee and briefed it on the Draft Kenya Advanced Institute of Science and Technology Charter, 2025, as follows:

- 1) **Part I** provides for the short title and Interpretation
- 2) **Part II** provides for the establishment of the Institute, vision, mission, Philosophy, core values, functions of the Institute, establishment of constituent colleges, establishment of colleges and campuses within the Institute, conferment, granting, cancellation and withdrawal of degree, Award of scholarships.
- 3) **Part III** provides for membership of the Institute, the Chancellor, the council, the chairperson of the council, functions of the council, powers of the council, the Vice-Chancellor, the Deputy Vice-Chancellors, The Senate, Principals of constituent colleges, Principals of Colleges within the Institute, Students' Association, Alumni Association, Management Board, Staff of the Institute, Convocation, Performance of functions during incapacity of office holders
- 4) **Part IV** provides for the financial year, annual estimates, funds of the institute, investments of funds, accounts and audit, and unexpected monies.
- 5) **Part V** provides for instruments of accreditation, instruments of authority, statutes, protection of name, repeal and transition and variation and revocation of the Charter.
- 6) Upon deliberations, the committee made the following observations;
 - i. There is a need to provide for Artificial Intelligence as a standalone course within the institution. The Committee observed that this forms the subject or part of the objective of the establishment of the institution.
 - ii. There need to be a definition of the statute under the charter. The committee observed that, under the charter, the definition of the word "Statute" was not clear, and as such, the committee advised that it should be defined.

- iii. Paragraphs 15 and 16 on the function and the role of the council and the chair should be Vice Versa. The Institute should rearrange the provisions to start with the role of the council
- iv. The committee observed that there is a need to amend the provision on the "short title" to read as "citation".
- v. Make provisions for rules of Management of the Institution.
- vi. That Cabinet at its 2nd Cabinet Meeting – 2025 held on 11th March 2025 considered and approved the Cabinet Memorandum on the Establishment of the Kenya Advanced Institute of Science and Technology. The Cabinet also approved the transmittal of the grant of the Cabinet approval on the establishment of the Kenya-AIST for approval by Parliament.
- vii. That the Draft Charter had also been reviewed by the Office of the Attorney General for forwarding to Parliament for approval pursuant to section 24(1) of the Universities Act, No.42 of 2012.
- viii. That the proposed Kenya Advanced Institute of Science and Technology will offer specialized postgraduate training focused on innovation and research.

7) In view of the findings above, the committee resolved to recommend that the House **APPROVES** the award of the Charter for the establishment of the Kenya Advanced Institute of Science and Technology in accordance with section 24(1) of the Public Universities Act, No. 42 of 2012 subject to correction of the above concerns.

MIN. DAA&GPC/CDL/063/2026

ANY OTHER BUSINESS

There was no deliberation on this agenda item.

MIN. DAA&GPC/CDL/065/2026

ADJOURNMENT

The meeting was adjourned at ten minutes to four o'clock. The next meeting will be held on Tuesday, 31st March 2026.

SIGNED: 

THE HON. SAMUEL CHEPKONG'A, CBS, M.P.
CHAIRPERSON, COMMITTEE ON DELEGATED LEGISLATION

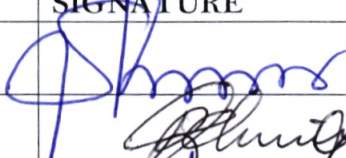
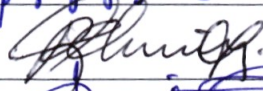
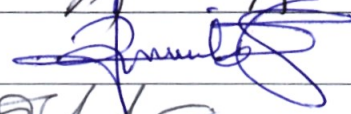

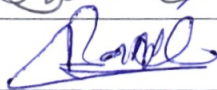
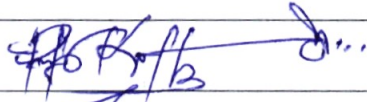
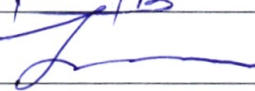
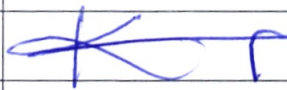
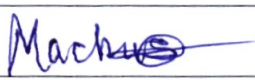
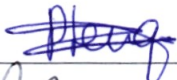
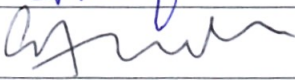
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02/A/2026

COMMITTEE ON DELEGATED LEGISLATION ATTENDANCE REGISTER

DATE: 26/3/2026 VENUE: Bunge Tower Room 21 5th Floor STARTING TIME: 10:00 am ENDING TIME:

AGENDA: Consideration of the Draft Charter for the Establishment of the Kenya Advanced Institute of Science and Technology

	NAME	SIGNATURE
1.	The Hon. Chepkong'a Kiprono Samuel, CBS, M.P, Chairperson	
2.	The Hon. Githinji, Robert Gichumi, M.P. Vice-Chairperson	
3.	The Hon. Mbui, Robert, CBS, M.P.	
4.	The Hon. Sunkuli Julius Lekakeny, EGH, EBS, MP	
5.	The Hon. Maj. (Rtd) Abdullahi Bashir Sheikh, M.P.	
6.	The Hon. Mwirigi, John Paul, M.P.	
7.	The Hon. Kamene, Joyce, M.P.	
8.	The Hon. Omondi, Moses Okoth M.P.	
9.	The Hon. Odoyo, Jared Okello, M.P.	
10.	The Hon. Anthony, Oluoch, M.P.	
11.	The Hon. Maj. (Rtd.) Dekow Barrow Mohamed, M.P.	
12.	The Hon. Munyoro, Joseph Kamau, M.P.	
13.	The Hon. (Dr.) Kimaiyo, Gideon Kipkoech, M.P.	
14.	The Hon. Waithaka, John Machua, M.P.	
15.	The Hon. Chepkorir, Linet, M.P.	
16.	The Hon. Chebor, Paul, M.P.	
17.	The Hon. Lenguris, Pauline, M.P.	
18.	The Hon. (Dr.) Mamwacha Onchoke Charles, M.P.	
19.	The Hon. Yakub, Adow Kuno, M.P.	
20.	The Hon. Mnyazi, Amina Laura, M.P.	

21. The Hon. Mugabe Innocent Maino, M.P. 