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KIRINYAGA COUNTY BILLS, 2021

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**KIRINYAGA COUNTY ACCESSIBILITY BY PERSONS WITH
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**KIRINYAGA COUNTY ACCESSIBILITY BY PERSONS WITH
DISABILITY BILL, 2021**

A Bill for

AN ACT of the County Assembly of Kirinyaga to provide for the establishment, development and enforcement of standards in order to achieve accessibility for people with disabilities with respect to goods, services and facilities

ENACTED by the County Assembly of Kirinyaga, as follows—

PART I—PRELIMINARY

Short title

1. This Act may be cited as the Kirinyaga County Accessibility by Persons with Disability Act, 2021.

Interpretation

2. In this Act, unless the context otherwise requires—
“Executive Committee Member”, means the executive Committee Member responsible for social services.

Objects

3. The objective of this Act is to accelerate and ensure the full participation in affairs of the society by residents of Kirinyaga living with disability and in particular to—

- (a) ensure that county government programmes are responsive and meet the needs of people living with disability;
- (b) ensure non-discrimination of people living with disability in county government services and programmes;
- (c) promote and ensure compliance by the county government and county government entities with the Persons with Disability Act (Cap. 133).

PART II—ACCESSIBILITY STANDARDS

Establishment accessibility standards

4. (1) The Executive Committee Member shall in consultation with other Departments establish, by way of Regulations, accessibility standards for people with disability.

(2) Without prejudice to the generality of subsection (1) the accessibility standards may be with respect to—

- (a) all county government premises and facilities;

- (b) business premises licensed by the county government;
- (c) all public places;
- (d) county government services;
- (e) information held and disseminated by the county government;
- (f) county government approvals; and
- (g) county government planning.

(3) The accessibility standards shall promote the objectives of this Act.

Accessibility standards for the County Assembly

5. (1) The Speaker of the County Assembly shall prescribe accessibility standards with respect to the County Assembly including—

- (a) for Members of the County Assembly; and
- (b) for guests and visitors to the County Assembly.

(2) The County Assembly Service Board shall establish accessibility standards for employees and prospective employees of the County Assembly.

Standards development committee

6. (1) For purposes of Section 4 the Executive Committee Member shall constitute standard development committees to develop the proposed standards.

(2) A Standards Development Committee shall constitute of the following persons—

- (a) one person living with disability nominated by the representatives;
- (b) representatives of the industries, sectors of the economy or classes of persons or organizations to which the accessibility standard is intended to apply;
- (c) representatives of Departments that have responsibilities relating to the industries, sectors of the economy or classes of persons or organizations to which the accessibility standard is intended to apply; and
- (d) such other persons or organizations as the Executive Committee Member may consider necessary.

Annual report

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7. (1) The Executive Committee Member shall in every year prepare and submit a report to the County Assembly.

(2) The report shall contain details of the general compliance by Departments and organisations of accessibility standards and in particular—

- (a) the level of compliance to accessibility standards by Departments and county government entities including—
 - (i) administrative actions taken to ensure compliance;
 - (ii) cost of compliance;
- (b) the impact of accessibility standards to the welfare of persons living with disability; and
- (c) necessary policy interventions.

MEMORANDUM OF OBJECTS AND REASONS

This Bill provides for the establishment, development and enforcement of standards in order to achieve accessibility for people with disabilities with respect to goods, services and facilities.

PART I of the Bill provides for preliminary provisions.

PART II of the Bill makes provision for the establishment of accessibility standards for persons with disability. The standards so established are intended to ensure that the needs and rights of persons with disability are realised in all spheres of the functions and programs of the county government.

PART III of the Bill provides for annual reporting to the County Assembly by the Executive Committee Member.

The Bill delegates certain legislative authority to the Executive Committee Member.

Dated the 25th February, 2021.

BEATRICE NJOKI MITARU,
Member of the County Assembly.