



THE REPUBLIC OF KENYA

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THE NATIONAL SECURITY COUNCIL ACT

NO. 23 OF 2012

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NATIONAL SECURITY COUNCIL ACT

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NO. 23 OF 2012

NATIONAL SECURITY COUNCIL ACT

[Date of assent: 27th August, 2012.]

[Date of commencement: 9th March, 2013.]

[See Section 1]

An Act of Parliament to make further provision with respect to the functions of the National Security Council pursuant to Article 240 of the Constitution, and for connected purposes

[Act No. 23 of 2012, Act No. 18 of 2014.]

PART I – PRELIMINARY

1. Short title and commencement

This Act may be cited as the National Security Council Act, 2012 and shall come into operation upon the final announcement of the results of the first elections under the Constitution.

2. Interpretation

In this Act, unless the context otherwise requires—

"Cabinet Secretary" means the Cabinet Secretary for the time being responsible for matters relating to internal security;

"classified information" has the meaning assigned to it under section 14 (2);

"Council" means the National Security Council established by Article 240 (1) of the Constitution;

"national security" has the meaning assigned to it under Article 238(1) of the Constitution;

"national security organs" means the Kenya Defence Forces, the National Intelligence Service and the National Police Service established by Articles 241, 242. and 243 of the Constitution respectively;

"public officer" has the meaning assigned to it under Article 260 of the Constitution;

"Republic" has the meaning assigned to it under Article 260 of the Constitution;

"Secretariat" means the Joint Security Secretariat established under section 9;

"secretary" means the secretary to the Council appointed by the Council under Article 240(5) of the Constitution and in accordance with section 7;

"State officer" has the meaning assigned to it under Article 260 of the Constitution.

3. Guiding principles

The Council shall, in fulfilling its mandate under the Constitution, this Act or any other written law, observe and uphold the Bill of Rights and observe the values