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REPUBLIC OF KENYA

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NATIONAL ASSEMBLY BILLS, 2021

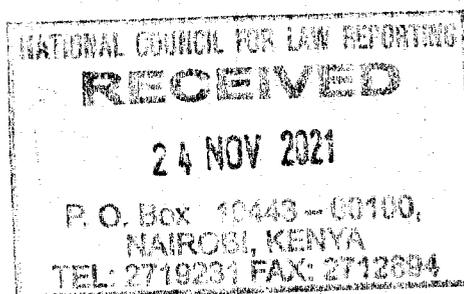
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THE WHISTLEBLOWER PROTECTION BILL, 2021**A Bill for**

AN ACT of Parliament to provide for the procedure for the disclosure of information relating to improper conduct in the public and private sectors; to provide for the protection persons who make such disclosure against victimization, and for connected purposes

ENACTED by the Parliament of Kenya, as follows—

PART I – PRELIMINARY

1. This Act may be cited as the Whistleblower Protection Act, 2021 and shall come into force on such date as the Cabinet Secretary may, by notice in the Gazette, appoint.

Short title and commencement.

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

Interpretation.

appropriate authority" in relation to a public body means the individual or body that has authority to institute disciplinary measures against a person found to have engaged in improper conduct under this Act;

"Cabinet Secretary's" means the Cabinet Secretary for the time being responsible for matters relating to the administration of justice;

"chief officer" means the chief executive officer of a public or private body or any other prescribed by the regulations;

No. 23 of 2011

"classified information" means information of a particular security classification, the unauthorised disclosure of which would prejudice national security;

"clear and convincing evidence" means evidence indicating a high likelihood or substantial probability of occurrence of an action to which this Act relates;

"Commission" means the Commission on Administrative Justice established under section 3 of the Commission on the Administration of Justice Act, 2011;

"confidential information" includes—