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REPUBLIC OF KENYA

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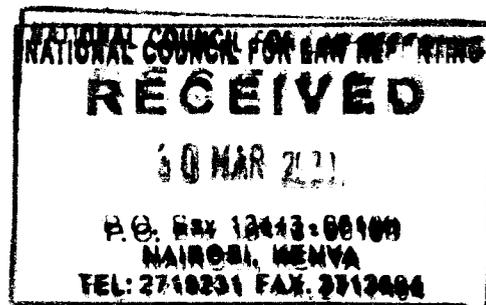
NAIROBI, 20th March, 2020

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**THE KENYA NATIONAL LIBRARY SERVICE
BILL, 2020**

A Bill for

AN ACT of Parliament to establish the Kenya National Library Service, to provide for the management of the Kenya National Library Service and for connected purposes.

ENACTED by the Parliament of Kenya, as follows—

PART 1—PRELIMINARY

1. This Act may be cited as the Kenya National Library Service Act, 2020.

Short title.

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

Interpretation.

“Board” means the Board of the Kenya National Library Service established under section 6;

“book” includes any volume, encyclopedia, magazine, review, *Gazette*, pamphlet, leaflet, sheet of letterpress, sheet of music, annual report, map, plan or chart, which is separately published, and any part or division thereof, but does not include a newspaper, visiting or business card, bill-head, letter-head, price list, annual report, trade circular, trade advertisement or other legal, trade or business document;

“Cabinet Secretary” means the Cabinet Secretary for the time being responsible for matters relating to libraries;

“Commission” means the Salaries and Remuneration Commission established by Article 230 of the Constitution;

“Director-General” means the Director-General of the Kenya National Library Service appointed in accordance with section 15;

“information resource” means the procedures, services, materials, personnel and technology designed, provided, built, utilized and applied to ensure library users are able to access information services and facilities;

“member” means a member of the Board appointed in accordance with section 7;

“National Library Service” means a repository and access point for print, audio, audio-visual and digital

materials and documents in braille that serves as the pre-eminent repository of information for the country and is the official depository for printed works, a general access library, information and bibliographic centre;

“newspaper” includes any printed matter containing news or intelligence reports of occurrences of interest to the public or any section thereof or any views, comments or observations thereon, whether in print, video or other electronic format for sale or distribution and published periodically or in parts or numbers at intervals but does not include a visiting or business card, bill-head, letter-heading, price list, annual report, trade circular, trade advertisement or other legal, trade or business document; and

“public library” means a library established, maintained and managed by a county, non-governmental organization, community or private person which is open to members of the public.

3. The purpose of this Act is—

Purpose of the Act.

- (a) to preserve national documentary heritage; and
- (b) to distinguish the functions of the Kenya National Library Service from the other libraries.

PART II—ESTABLISHMENT OF THE KENYA NATIONAL LIBRARY SERVICE

4. (1) There is established a National Library to be known as the Kenya National Library Service.

Establishment of the National Library Service.

(2) The Kenya National Library Service 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) purchasing, acquiring, holding, leasing, charging or disposing of property;
- (c) borrowing, lending or investing money;
- (d) entering into contracts; and
- (e) doing or performing all things or acts for the furtherance of the provisions of this Act which may be lawfully done or performed by a body corporate.