LEGAL NOTICE NO……..

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION ACT

(Cap. 387)

IN EXERCISE of the powers conferred by section 147 of the Environmental Management and Co-ordination Act, the Cabinet Secretary for Environment, Climate Change and Forestry, on the recommendation of the Authority and upon consultation with the relevant lead agencies, makes the following Regulations—

THE ENVIRONMENTAL MANAGEMENT AND CO-ORDINATION (WETLANDS, RIVERBANKS, LAKE SHORES AND SEA SHORE MANAGEMENT) (AMENDMENT) REGULATIONS, 2025

Citation.

1. These Regulations may be cited as the Environmental Management and Co-ordination (Wetlands, Riverbanks, Lake Shores and Sea Shore Management) (Amendment) Regulations, 2025.

Amendment of regulation 2 of L.N. 19 of 2009.

2. The Environmental Management and Co-ordination (Wetlands, Riverbanks, Lake Shores and Sea Shore Management) Regulations, 2009, hereinafter referred to as "the principal Regulations" are amended in regulation 2 by inserting the following new definition in proper alphabetical sequence—

Cap. 372.

"riparian reserve" has the meaning assigned to in section 2 of the Water Act;

Insertion of new regulation 9A of L.N. 19 of 2009.

3. The principal Regulations are amended by inserting the following new regulation immediately after regulation 9—

Riparian reserves.

9A. (1) A minimum riparian reserve of ten metres or equal to the average full width of the river measured from the highest water mark, whichever is higher, up to a maximum of thirty metres on either side;

(2) A riparian reserve of—

(a) a hundred metres and maximum of two hundred metres from the highest water mark shall be maintained for all lakes except for Lake Naivasha whose riparian reserve shall be six thousand two hundred and ten feet or one thousand eight hundred and ninety-two point eight meters above sea level;

(b) three hundred metres measured from the highest water mark shall be maintained for the Indian Ocean;

(c) fifty to seventy metres measured from the highest water mark shall be maintained for swamps of average of one acre and for swamps of less than one acre in size, a riparian reserve of twenty metres to thirty metres shall be maintained;

(d) seventy metres measured from the highest water mark shall be maintained for all dams and the downstream of the dams shall have a riparian reserve of twenty metres and a hundred metres measured from the toe of the dam; and

(e) six metres measured from the eye of the spring shall be maintained

Made on the ……, 2025.

DEBORAH MLONGO BARASA,
Cabinet Secretary for Environment,
Climate Change and Forestry.