THE KENYATTA UNIVERSITY ACT
(Cap. 210C)

IN EXERCISE of the powers conferred by section 5 of the Kenyatta University Act, I, Mwai Kibaki, President and Commander-in-Chief of the Armed Forces of the Republic of Kenya, make the following Order—

PWANI UNIVERSITY COLLEGE ORDER, 2007

1. This Order may be cited as the Pwani University College Order, 2007.

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

“Academic Board” means the Academic Board of the University College established under paragraph 13;

“alumni association” means the alumni association of the University College established under paragraph 15;

“Chancellor” means the Chancellor of the University;

“Council” means the Council of the University College established under paragraph 11;

“Deputy Principal” means the Deputy Principal appointed by the Council of the University College under paragraph 9;

“faculty” means a faculty of the University College established under the statutes;

“financial year” means the financial year of the University College as provided for under paragraph 18;
“graduate” means a person upon whom a degree has been conferred in accordance with paragraph 5;

“incapacity” means inability to perform functions of the office concerned;

“institute” means an institute of the University College established by the statutes;

“lecturer” means a member of the staff of the University College who is, in terms of appointment, a professor, an associate professor, senior lecturer, lecturer, assistant lecturer, or tutorial assistant, or a person who holds any other teaching post which the Council has recognized as a post having academic status in the University College;

“librarian” means the person appointed to be the librarian of the University College;

“Minister” means the Minister for the time being responsible for university education;

“Principal” means the Principal of the University College appointed under paragraph 8;

“professor” means a professor of the University College;

“registrar” means the registrar appointed by the Council;

“school” means a school of the University College established under the statutes;

“Senate” means the senate of the University;

“staff association” means an association of the staff recognized by Council as being an association representative of the staff of the University College;
Establishment of the university college.

3. (1) There is hereby established a university college to be known as the Pwani University College which shall be a constituent college of Kenyatta University.

(2) The University College 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) taking, purchasing or otherwise acquiring, holding, charging and disposing of movable and immovable property;

(c) receiving, investing, borrowing and lending money; and

(d) doing or performing any such other
(3) The University College shall be the successor to the Kilifi Agriculture Training Institute.

(4) All rights, liabilities and assets held by or by any body on behalf of the Kilifi Agriculture Training Institute, existing at the commencement of this Order, shall be automatically and fully transferred to the University College.

4. (1) The objects and functions of the University College shall be—

(a) to provide directly, or in collaboration with other institutions of higher learning, facilities for university education (including technological, scientific and professional education), the integration of teaching, research and effective application of knowledge and skills to the life, work and welfare of the citizens of Kenya;

(b) to participate in the discovery, transmission and preservation and enhancement of knowledge and to stimulate the intellect participation of students in the economic, social, cultural, scientific and technological development of Kenya;

(c) to provide and advance university education and training to appropriately qualified candidates,
leading to the conferment of degrees and award of diplomas and certificates and such other qualifications as the Council and the Senate shall from time to time determine and in so doing, contribute to manpower needs;

(d) to conduct examinations for such academic awards as may be provided in the statutes pertaining to the University College; and

(e) to examine and make proposals for new faculties, schools, institutes, departments, resource and research centres, degree courses and subjects of study.

(2) Admission to the University College as candidates for degrees, diplomas, certificates, or other awards shall be open to all persons accepted as being qualified by the Academic Board in accordance with this Order and the Act without distinction of race, ethnicity, place of origin or residence or other local connections, political opinion, colour, creed, physical ability or gender; and no barrier based on any such distinction shall be imposed upon any person as a condition of their becoming, or continuing to be, a professor, lecturer, graduate or student of the University College, or of their holding any office therein, nor shall any preference be given to, or advantage withheld from any person on the grounds of any such distinction.

5. (1) The degrees to be awarded by the University College shall be the degrees conferred by the University.

(2) Notwithstanding subparagraph (1), the University College shall have powers to grant diplomas, certificates, or other academic qualifications which may, for the time being, be authorized by the statutes of the University.
6. Subject to this Order, the University College may award scholarships, bursaries and prizes and make other awards which may be provided for by the statutes.

PART III—MEMBERSHIP AND THE GOVERNMENT OF THE UNIVERSITY COLLEGE

7. The members of the University College shall be—

(a) the Chancellor of the University;
(b) the Vice-Chancellor of the University;
(c) the Principal;
(d) the Deputy Principals;
(e) the members of the Council;
(f) the members of the Academic Board;
(g) the librarian of the University College;
(h) the alumni association;
(i) the professors of the University College;
(j) the lecturers of the University College;
(k) the students of the University College; and
(l) such other members of staff of the
University College or any other body formally admitted into association with the University College, as the Council may from time to time determine.

8. (1) There shall be a Principal of the University College who shall be appointed by the Minister on the recommendation of the Council.

(2) The Principal shall be the chief executive of the University College and shall—

(a) be the academic and administrative head of the University College;

(b) have overall responsibility of the direction, organization, administration and programmes of the University College; and

(c) have such powers and duties as may be provided by the statutes.

(3) The Principal shall hold office upon such terms and for such period as may be provided by the statutes and upon expiration of that period shall be eligible for reappointment.

(4) Notwithstanding sub paragraph (1), Minister may appoint the first Principal on the recommendation of the Council of the University and the person so appointed shall be deemed to be a Principal appointed under sub paragraph (1).

9. (1) The Council shall appoint one or more Deputy Principals, who shall, under the general direction of the Principal, exercise such powers and perform such duties as may be provided by the statutes.

(2) A Deputy Principal shall hold office upon such
terms and for such period as may be provided by the statutes and upon expiration of that period shall be eligible for re-appointment.

10. (1) The Council shall, on advice of the Principal, appoint for each faculty, school, institute, centre, or a department, a dean, director, or a Chairperson who shall be the academic and administrative head of the faculty, school, institute, centre, or department and shall, under the general direction of the Principal, have such powers and duties as may be provided by statutes.

(2) A person appointed as dean, director or Chairperson shall hold office upon such terms and for such period as may be provided by the statutes and upon expiration of that period shall be eligible for re-appointment.

11. (1) There shall be a Council of the University College which shall consist of—

(a) the Chairperson and Vice-Chairperson, both of whom shall be appointed by the President;

(b) the Vice-Chancellor of the University;

(c) the Principal;

(d) the Deputy Principals;

(e) the Permanent Secretary of the Ministry for the time being responsible for university education;

(f) the Permanent Secretary of the Ministry for the time being responsible for finance;

(g) the Permanent Secretary of the Ministry for the time being responsible for agriculture;

(h) the following persons appointed by the
Minister-

(i) two persons nominated by the Academic Board from amongst its members;

(ii) one person nominated by the Senate from amongst its members;

(iii) one person to represent special interests;

(iv) one person nominated by the alumni association from among its members;

(v) one person to represent professional associations;

(vi) one person nominated by the academic staff;

(vii) one person nominated by the non-academic staff;

(viii) one person nominated by the student organisation;

(i) not more than two persons co-opted by the Council.

(2) The Principal shall be the secretary to the Council.

(3) Subject to paragraph (4), a member of the Council, other than an ex-officio member, shall hold office for a period of three years, but shall be eligible for re-appointment.

(4) The office of a member of the Council shall become vacant—