

LEGAL NOTICE NO. 50

THE TEACHERS SERVICE COMMISSION ACT

(No. 20 of 2012)

IN EXERCISE of the powers conferred by section 47 (2) of the Teachers Service Commission Act, the Commission makes the following Regulations:—

THE TEACHERS SERVICE COMMISSION CODE OF REGULATIONS FOR TEACHERS (AMENDMENT), 2016

1. These Regulations may be cited as the Teachers Service Commission Code of Regulations for Teachers (Amendment), 2016.

Citation.

2. The Teachers Service Commission Code of Regulations for Teachers, 2015, in these Regulations referred to as “the principal Regulations” are amended by deleting regulation 20 and substituting therefor the following new regulation—

Amendment of regulation 20 of L.N. 196/2015.

Conditions for registration of Teachers.

“20 (1) A person shall be eligible to be registered as a teacher if the person—

- (a) is of good moral character;
 - (b) holds relevant academic and professional qualification from a training institution recognized in Kenya; and
 - (c) meets the requirements for registration set by the Commission from time to time.
- (2) A person qualifies for registration as an Early Childhood Education teacher if the person holds—
- (a) a certificate of Primary Education (CPE) with 15 points;
 - (b) a Kenya Certificate of Primary Education (KCPE) with 30 marks;
 - (c) a certificate in Early Childhood Education from an institution recognized in Kenya; or
 - (d) any other recognized equivalent qualification.
- (3) A person qualifies for registration as a P1 teacher if the person—
- (a) holds a certificate in Primary Teacher Education;
 - (b) obtains a minimum Mean Grade C (plain) or its equivalent in the Kenya Certificate of Secondary Education examination;

- (c) obtains a minimum of Grade D (plain) or its equivalent in Mathematics in the Kenya Certificate of Secondary Education ; and
 - (d) obtains a minimum of Grade C- (minus) or its equivalent in English in Kenya Certificate of Secondary Education.
- (4) A person qualifies to be registered as diploma teacher if the person—
- (a) holds a Diploma Certificate in Education;
 - (b) obtains a minimum Mean Grade C+ (plus) or its equivalent in the Kenya Certificate of Secondary Education examination;
 - (c) obtains a minimum of Grade C+ (plus) or its equivalent in the two teaching subjects;
 - (d) obtains a minimum of Grade C- (minus) or its equivalent in English in the Kenya Certificate of Secondary Education examination;
 - (e) obtains a minimum of Grade C (plain) or its equivalent for science based course in the Kenya Certificate of Secondary Education examination; and
 - (f) obtains a minimum of Grade D+ (plus) or its equivalent for non-science based courses in the Kenya Certificate of Secondary Education examination.
- (5) Despite sub-regulation (4), a person with visual and hearing impairment qualifies to be registered as a diploma teacher if the person—
- (a) holds a Diploma Certificate in Education;
 - (b) obtains a minimum Mean Grade C (plain) or its equivalent in the Kenya Certificate of Secondary Education examination;
 - (c) obtains a minimum of Grade C (plain) or its equivalent in the two teaching subjects;
 - (d) obtains a minimum of Grade C- (minus) or its equivalent in English in the Kenya Certificate of Secondary Education examination;
 - (e) obtains a minimum of Grade C- (minus) or its equivalent for science-based courses in the Kenya Certificate of Secondary Education examination; or

- (f) obtains a minimum of Grade D (plain) or its equivalent for non-science-based courses in the Kenya Certificate of Secondary Education examination.
- (6) A person qualifies to be registered as technical teacher if the person—
- (a) holds a Diploma Certificate in Technical Education;
- (b) obtains a minimum Mean Grade C+ (plus) or its equivalent in the Kenya Certificate of Secondary Education examination;
- (c) obtains a minimum of Grade C (plain) or its equivalent in English in the Kenya Certificate of Secondary Education examination; and
- (d) obtains a minimum of Grade C (plain) or its equivalent in Mathematics in the Kenya Certificate of Secondary Education examination.
- (7) A person qualifies to be registered as graduate teacher if the person—
- (a) holds a Bachelor's Degree in Education;
- (b) obtains a minimum of Grade C+ (Plus) or its equivalent in the two teaching subjects in the Kenya Certificate of Secondary Education examination;
- (c) holds a Bachelor of Arts degree or a Bachelor of Science degree; or
- (d) holds a post graduate Diploma in Education and has the minimum qualifications specified in paragraph (b) of this sub-regulation.
- (8) The Commission may review the minimum qualifications for registration as a teacher from time to time in line with emerging trends in education curricula and other government policies in the teaching service.

3. The principal Regulations are amended by deleting regulation 28 and substituting therefor the following new regulation—

Amendment of regulation 28 of L.N. 196/2015.

Registration of persons with certificates from foreign learning institutions.

28. Where a person holds a certificate from a foreign learning institution accredited by a recognized accreditation body, the Commission may register the person as a teacher subject to the conditions specified in regulation 20 provided that if he is a holder of a—

- (a) certificate, the certificate shall have been equated by the Kenya National Examination Council;
- (b) diploma certificate, the diploma certificate shall have been recognized and equated by the Technical and Vocational Education and Training Authority; or
- (c) degree certificate, the degree certificate shall have been equated by the Commission for University Education.

4. The principal Regulations are amended by deleting regulation 39 and 40.

Repeal of regulations 39 and 40 of L.N 196/2015.

5. Regulation 118(1) of the principal Regulations is amended by deleting the words “the duration of the wife’s maternity leave which leave may be granted only once a year” and substituting therefor the expression “three months after the wife has given birth”.

Amendment of regulation 118 of L.N 196/2015.

6. The principal Regulations are amended in regulation 139 by deleting sub-regulation (4).

Amendment of regulation 139 of L.N 196/2015.

Dated the 22nd March, 2016.

NANCY N. MACHARIA,
Secretary/ Chief Executive Officer,
Teachers Service Commission.

LYDIA N. NZOMO,
Chairperson,
Teachers Service Commission.