



TERMS OF REFERENCE – DEVELOPMENT OF SOLID WASTE MANAGEMENT ACT REGULATIONS

Assignment:	Development of Regulations for Nairobi City County Solid Waste Management Act, 2015
Geographical Scope:	Nairobi
Duration of Consultancy:	6 months
Starting date:	1 st February 2017
End date:	30 th August 2017
Location:	Nairobi

1. Background

The Nairobi City County Government recently enacted the Solid Waste Management Act, 2015 to provide a legal framework for better management of solid waste in the County. This is pursuant to Part 2 of the Fourth Schedule of the Constitution which made solid waste management a devolved function.

The Kenya Alliance of Resident Associations (KARA) in partnership with Kenya National Chambers of Commerce and Industry (KNCCI)-Nairobi Chapter and Ruaraka Business Community (RUBICOM), played an active role during the formulation of the law by mobilizing stakeholders' participation with a view to ensure that the final legislation reflected the views and expectations of stakeholders. The stakeholders prepared and presented a joint critique of the Bill to the County Assembly's Committee on Agriculture, Environment and Natural resources. The final legislation took into consideration most of the issues that were raised by the stakeholders.

With the Act in place, the next step is to ensure effective implementation. This requires development of regulations to bring clarity on the various provisions of the Act and guide the implementers on application of the law. Section 38 (1) of the Act envisages development of such regulations. KARA, in partnership with Nairobi City County Government and collaboration with key sector stakeholders, will lead the process of developing the regulations.

Purpose

KARA is seeking to hire a consultant to provide technical assistance in developing regulations for the Nairobi City County Solid Waste Management Act, 2015 with a view to facilitate effective implementation of the law. The consultant will provide support in obtaining relevant data and information through a consultative process with key stakeholders and professionally drafting the regulations to be adopted by the County Government.

Scope of work

The regulations shall be developed in a participatory manner and based on the provisions of the Nairobi City County Solid Waste Management Act, 2015. The regulations should provide details

and clarity of the provisions of the Act to enable better and effective implementation. The key focus areas of the regulations should include:

- a) Management of various categories of waste from generation thereof to recycling or disposal
- b) Use and safe disposal of plastic waste
- c) Standards applicable in waste management generally
- d) Mechanisms for participation of various stakeholders in solid waste management
- e) Licensing, offences and penalties
- f) Public education and awareness on solid waste management

The consultant is expected to be available for all technical and stakeholders meetings that will be organized for the purpose of developing the regulations.

The deliverable for the assignment will be final draft regulations to be presented to the County Government for adoption and subsequent implementation.

Qualifications/Requirements:

- Relevant professional qualifications and preferably an advanced university degree in areas of law, environmental management, policy development.
- At least 5 years demonstrable experience in development of policies/legislations including drafting of regulations
- Understanding of Kenya's environmental sector and especially solid waste management including the key actors
- Availability during the period of the assignment
- Ability to be flexible and deliver within strict timelines

Application:

Interested and qualified candidates are requested to submit their resume and proposal describing their suitability and approach to be taken in carrying out the assignment (including expected fee). The applications should be sent to kara@jobs.or.ke not later than **Monday, 23rd January 2016**. Only shortlisted candidates will be contacted.

Kara is an equal opportunity employer and any canvassing will lead to automatic disqualification