

**SPECIAL ISSUE**

LEGAL NOTICE No.....

**WATER ACT, 2016 (No 43 of 2016)**

**DECLARATION OF BASIN AREAS ORDER, 2021**

IN EXERCISE of the powers conferred by Section 24 of the Water Act, 2016, the Authority, following consultation with the Cabinet Secretary, hereby designates the following areas as Basin Areas for purposes of the Act: -

**DECLARATION OF BASIN AREAS ORDER, 2021**

1. This Order may be referred to as the Declaration of Basin Areas Order, 2021. Short title
2. In this Order, unless the context otherwise requires- Interpretation
  - “Act” means the Water Act, 2016
  - “Authority” means the Water Resources Authority established under Section 11 of the Act.
  - “Basin Area” means the areas designated as Basin Areas under this Order into which rain water flows into watercourses and shall include aquifers.
  - “County Government” means a county government as provided for under Chapter 11 of the Constitution of Kenya, 2010
3. The following 5 areas are hereby designated as Basin Areas in Kenya: Designation of Basin Areas
  - (a) Athi River Basin Area
  - (b) Tana Basin Area
  - (c) Rift Valley Basin Area
  - (d) Lake Victoria Basin Area
  - (e) Ewaso Ng’iro North Basin Area

(2) For administrative purposes, the Lake Victoria Basin Area shall be managed under Lake Victoria North and Lake Victoria South Basins respectively.
4. The County Governments falling within the basin areas designated under paragraph 3 of this Order are as contained under the First Schedule of this Order.
5. The Authority hereby designates the areas contained in the Second Schedule as Sub-Basin Areas for purposes of the Act: Designation of Sub-Basin Areas

## FIRST SCHEDULE

(S4)

### PART I

County Governments contained within the Basin Areas shall be as follows:

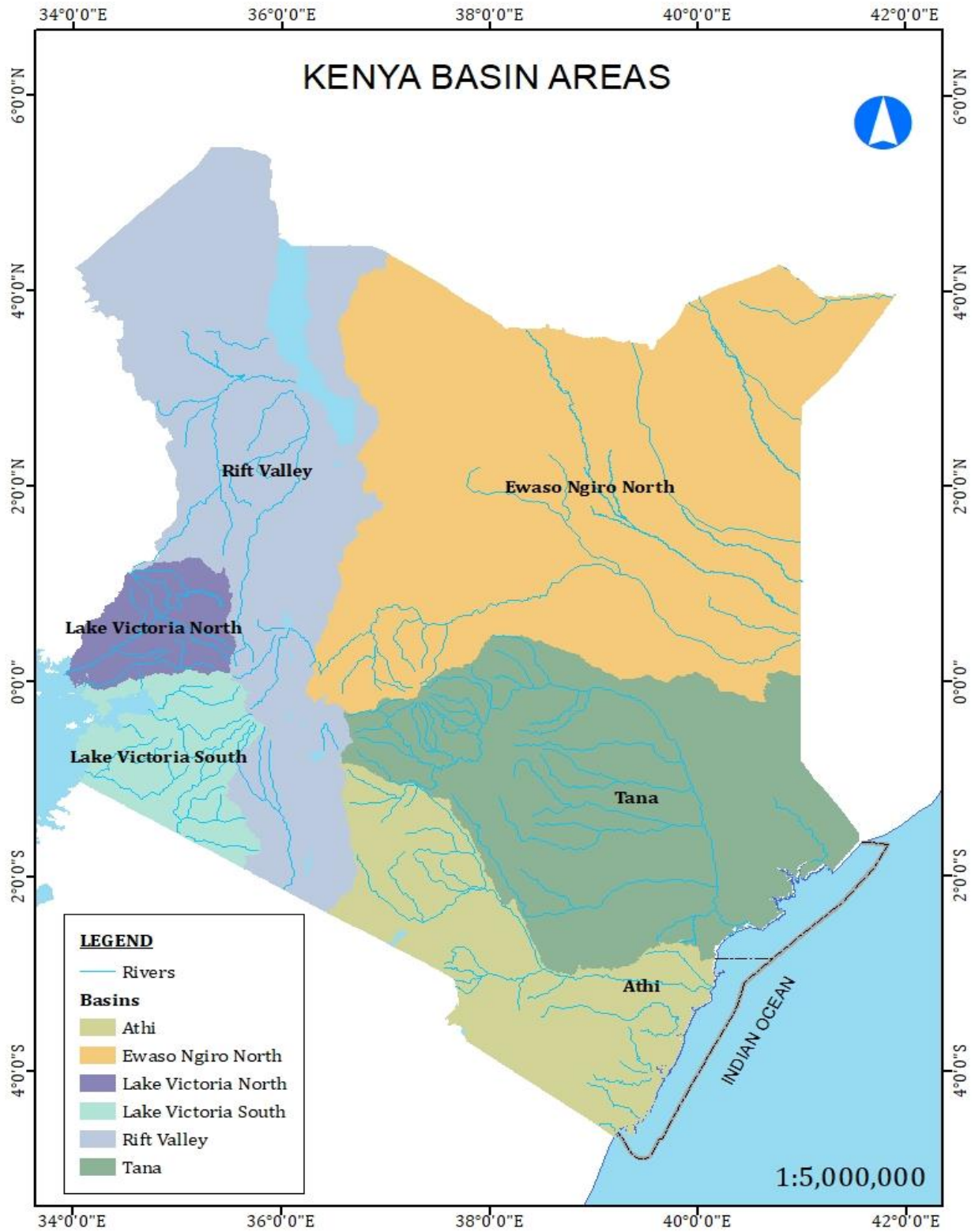
| Name of Basin Area                    | Counties   |
|---------------------------------------|--|
| <b>Athi Basin Area</b>                | <ol style="list-style-type: none"><li>1. Kiambu</li><li>2. Nairobi</li><li>3. Kajiado</li><li>4. Machakos</li><li>5. Makueni</li><li>6. Kilifi</li><li>7. Taita Taveta</li><li>8. Kwale</li><li>9. Mombasa</li></ol>                 |
| <b>Tana Basin Area Area</b>           | <ol style="list-style-type: none"><li>1. Kirinyaga</li><li>2. Nyeri</li><li>3. Embu</li><li>4. Muranga</li><li>5. Tharaka Nithi</li><li>6. Garissa</li><li>7. Kitui</li><li>8. Tana River</li><li>9. Meru</li><li>10. Lamu</li></ol> |
| <b>Rift Valley Basin Area</b>         | <ol style="list-style-type: none"><li>1. Nakuru</li><li>2. Turkana</li><li>3. West Pokot</li><li>4. Baringo</li><li>5. Elgeyo Marakwet</li><li>6. Narok,</li><li>7. Nyandarua</li></ol>  |
| <b>Lake Victoria North Basin Area</b> | <ol style="list-style-type: none"><li>1. Trans Nzoia</li><li>2. Kakamega</li><li>3. Bungoma</li><li>4. Siaya</li><li>5. Vihiga</li><li>6. Nandi</li><li>7. Uasin Gishu</li><li>8. Busia</li></ol>                                    |
| <b>Lake Victoria South Basin Area</b> | <ol style="list-style-type: none"><li>1. Kisii</li><li>2. Kisumu</li><li>3. Kericho</li><li>4. Nyamira</li><li>5. Migori</li><li>6. Homa Bay</li><li>7. Bomet</li></ol>  |

|                                      |  |
|--------------------------------------|--|
| <b>Ewaso Ng'iro North Basin Area</b> | <ol style="list-style-type: none"><li>1. Laikipia</li><li>2. Samburu</li><li>3. Isiolo</li><li>4. Mandera</li><li>5. Marsabit</li><li>6. Wajir</li></ol> |
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**Mohamed M. Shurie  
Chief Executive Officer  
Water Resources Authority**

**PART II**



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**Chief Executive Officer**  
**Water Resources Authority**

**SECOND SCHEDULE**

(S.5)

Sub Basin Areas contained within the Basin Areas shall be as follows:

|    | <b>BASIN AREA</b>  | <b>SUB-BASIN AREAS</b>          |
|----|--|---------------------------------|
| 1. | <b>ATHI</b><br><i>Regional office based in Machakos</i>                | Coastal Athi                    |
|    |  | Nol Turesh Lumi                 |
|    |  | Middle Athi                     |
|    |  | Upper Athi                      |
|    |  | Nairobi                         |
| 2. | <b>EWASO NG'IRO NORTH</b><br><i>Regional office based in Nanyuki</i>   | Upper Ewaso Ngiro               |
|    |  | Engare Narok Melghis            |
|    |  | Ewaso Daua                      |
|    |  | North Ewaso Laggas              |
|    |  | Middle Ewaso Ngiro              |
| 3. | <b>LAKE VICTORIA SOUTH</b><br><i>Regional office based in Kisumu</i>   | Nyando Northern Shoreline       |
|    |  | Southern Shoreline Gucha Migori |
|    |  | Sondu Mara                      |
| 4. | <b>LAKE VICTORIA NORTH</b><br><i>Regional office based in Kakamega</i> | Kipkarren Upper Yala            |
|    |  | Elgon Cherangany                |
|    |  | Lower Nzoia Yala                |
| 5. | <b>RIFT VALLEY</b><br><i>Regional office based in Nakuru</i>           | Lake Baringo Bogoria            |
|    |  | South Rift                      |
|    |  | Lake Nakuru Naivasha            |
|    |  | Lower Turkwel                   |
|    |  | Upper Turkwel                   |
| 6. | <b>TANA</b><br><i>Regional office based in Embu</i>                    | Upper Tana                      |
|    |  | Thiba                           |
|    |  | Tiva Tyaa                       |
|    |  | Kathita Mutonga                 |
|    |  | Lower Tana                      |

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