



MINISTRY OF INTERIOR AND NATIONAL ADMINISTRATION

STATE DEPARTMENT FOR INTERNAL SECURITY & NATIONAL ADMINISTRATION

CALL FOR PUBLIC COMMENTS

ON THE COMPUTER MISUSE AND CYBERCRIMES (CRITICAL INFORMATION INFRASTRUCTURE AND CYBERCRIME MANAGEMENT) DRAFT REGULATIONS, 2023 AND REGULATORY IMPACT STATEMENT

This is to bring to the attention of all stakeholders and the general public that the Cabinet Secretary for Interior and National Administration pursuant to section 70 of the Computer Misuse and Cybercrimes Act, 2018 and Statutory Instruments Act, 2013 has developed:

- a) Draft Computer Misuse and Cybercrimes (Critical Information Infrastructure and Cybercrime Management) Regulations, 2023; and
- b) Draft Regulatory Impact Statement.

The objectives of the draft regulations include to:

- a) provide a framework to monitor, detect and respond to cybersecurity threats in the cyberspace belonging to Kenya;
- b) provide a framework for establishment and management of Cybersecurity Operations Centres;
- c) provide for protection, preservation and management of Critical Information Infrastructure;
- d) provide for audit and inspection of National Critical Information Infrastructure;
- e) provide for recovery plans in the event of a disaster, breach or loss of national critical information infrastructure or any part of it;
- f) provide a framework for capacity building on prevention, detection and mitigation of computer and cybercrimes and matters connected thereto;
- g) promote coordination, collaboration, cooperation and shared responsibility amongst stakeholders in the cybersecurity sector including critical infrastructure protection; and
- h) provide for mechanisms for cybercrime management among others.

In line with the constitutional imperative of ensuring wide consultations and public participation, the Ministry invites institutions, organizations and individuals to submit their comments on the following; the Computer Misuse and Cybercrimes (**Critical Information Infrastructure and Cybercrime Management**) (Draft) Regulations, 2023 and Regulatory Impact Statement.

Comments and submissions can be hand delivered or sent via registered courier/post to the Ministry Of Interior and National Administration physical/postal address within working hours, or sent to the email address (regulations@nc4.go.ke).

The call for submissions will run from **29th August - 19th September 2023**.

The Draft Regulations, Comment Matrix and the Draft Regulatory Impact Statement can be downloaded from the NC4 Website: <https://nc4.go.ke/cmca-2018-draft-regulations/>

Physical public engagement meetings will be conducted in 8 regions across the country and all stakeholders and members of the public are encouraged to attend as per the schedule tabulated below.

Region (Clustered Counties)	Venue	Date	Time
Nyanza (Siaya, Kisumu, Homabay, Migori, Kisii & Nyamira)	Kisumu City Hall	12.09.23	8:30 am -12:30 pm
Western (Kakamega, Vihiga, Bungoma & Busia)	Bungoma County Hall	13.09.23	8:30 am -12:30 pm
North Rift (Turkana, West Pokot, Trans Nzoia, Uasin Gishu, Elgeyo Marakwet, Nandi, Baringo, Samburu, Laikipia)	Eldoret Town Hall	14.09.23	8:30 am - 12:30 pm
South Rift (Nakuru, Kajiado, Narok, Kericho, Bomet)	Nakuru Town Hall	15.09.23	8:30 am - 12:30 pm
North Coast (Kilifi, Lamu, Tana River)	Malindi Town Hall	12.09.23	8:30 am - 12:30 pm
South Coast (Mombasa, Kwale, Taita Taveta)	Mombasa Town Hall	13.09.23	8:30 am - 12:30 pm
North Eastern (Wajir, Mandera, Garissa)	Wajir Town Hall	18.09.23	8:30 am -12:30 pm
Upper Eastern (Marsabit, Isiolo, Meru, Tharaka Nithi, Embu)	Meru Kamundi Hall	12.09.23	8:30 am -12:30 pm
Central (Nyandarua, Nyeri, Kirinyaga, Muranga, Kiambu)	Nyeri YMCA Hall	13.09.23	8:30 am -12:30 pm
Lower Eastern (Kitui, Machakos, Makueni)	Makueni Social-Hall	14.09.23	8:30 am -12:30 pm

Sectoral Stakeholder Engagement

Venue	Sector	Date	Time
Nairobi KICC	General Members of the Public	18.09.23	8:30 am -12:00 pm
		18.09.23	2:00 pm -4:00 pm
	ICT & Telecommunications	19.09.23	8:30 am -12:00 pm
	Energy, Transport, Manufacturing and Industry	19.09.23	2:00 pm -4:00 pm
	Banking, Insurance and Finance	20.09.23	8:30 am -12:00 pm
	Electoral, Judicial, Health, Education, Food, Water and Land	20.09.23	2:00 pm -4:00 pm
	Local & International technology Organizations	21.09.23	8:30 am -12:00 pm
	Professional Bodies and Associations	21.09.23	2:00 pm -4:00 pm
	Defence, Security and Public safety	22.09.23	8:30 am -12:00 pm
	Representatives of Special Interest Groups (Women, Youth and PWDs)	22.09.23	2:00 pm -4:00 pm

Email submissions to regulations@nc4.go.ke

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