



MINISTRY OF LANDS &
PHYSICAL PLANNING

Implementation of the

COMMUNITY LAND ACT, 2016



EUROPEAN UNION



Food and Agriculture
Organization of the
United Nations

MINISTRY OF LANDS & PHYSICAL PLANNING : ARDHI HOUSE, 1st Ngong Avenue ,Off Ngong Rd,
P.O. Box 30450-00100, Nairobi, Kenya. Telephone +254 202718050 / 204803886 email: info@ardhi.go.ke, Website: www.land.go.ke

ROLE OF NATIONAL GOVERNMENT IN THE IMPLEMENTATION OF COMMUNITY LAND ACT, 2016

CABINET SECRETARY (CS)- ROLE

- Establish Community Land Registration Units
- Designate Community Land Registrars (CLR)
- Cause preparation of inventory of unregistered community land & group representatives
- Initiate civic education on CLA
- Induction of CLMCs
- Prepare comprehensive Adj. Programme in consultation with counties and communities
- Issue notice of demarcation
- Appoint Adjudication Officers for every Registration Unit
- Designate Adjudication Teams
- Appoint adhoc dispute resolution committees
- Prepare an inventory of on-going land adjudication programmes and gazette any extension to facilitate their finalization
- Regulate use of community land as per Article 66 of the Constitution

COMMUNITY LAND REGISTRAR (CLR)

- Register community
- Register interests in community land
- Convene inaugural community meeting to elect Community Land Management Committee (CLMC)
- Maintain register of community land
- Cause winding up of Group Representatives

ADJUDICATION TEAM- ROLES

Adjudication Officers, Surveyors, Planners

- Delineate boundaries of community land
- Establish different rights in community land
- Oversee dispute resolution during adjudication

COUNTIES - ROLES

- Hold in trust all unregistered community land
- Ensure any transactions on unregistered Community Land are undertaken in accordance with the Act
- Hold in trust monies payable for Compulsory Acquisition of unregistered Community Land
- Release to communities all monies payable for compensation for compulsory acquisition of unregistered Community Land and interest upon registration of communities
- Submit inventory of unregistered community land to Cabinet Secretary for registration of Community Land
- Prepare comprehensive Adj. Programme in consultation with Cabinet Secretary and communities
- Approve physical developments for community and
- Undertake continuous awareness programmes

ROLE OF COMMUNITIES

COMMUNITY ASSEMBLY

- Appoint 7-15 members of Community Land Management Committee (CLMC)
- Approve any allocation or conversion of community land
- Validate of claims of existing customary rights of occupancy
- Establish investment partnerships

Community Land Management Committee (CLMC)

- Apply for registration of community
- Draft rules and by-laws of operation of the community
- Manage day to day activities on Community Land on behalf of Community
- Maintain register of community
- Maintain assets register
- Record customary rights and allocation of community land
- Cause preparation of physical development plans for community land
- Cause preparation of physical development plans for land to be allocated
- Protect environment and natural resources
- Establish investment partnerships
- Dispute resolution