



# THE KENYA SCOUTS ASSOCIATION

## Constitution of the Kenya Scouts Association

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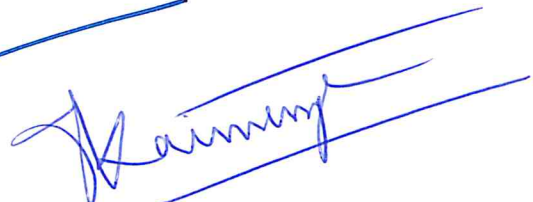
Adopted, December 6, 2016

(Amended October 30, 2020)

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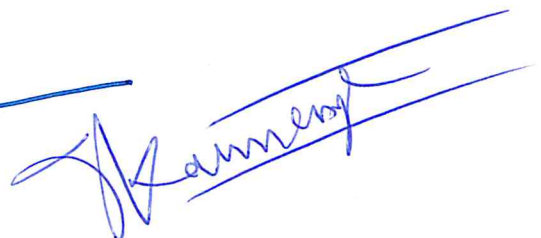
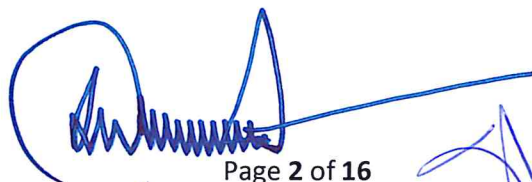
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**PREAMBLE**

**WE, THE MEMBERS OF THE KENYA SCOUTS ASSOCIATION;**

- **AWARE** of the duties and responsibilities towards the growth of the Association
- **COMMITTED** to build an Association capable of meeting the challenges of the present and the future
- **CONVINCED** that the growth and development of the Association entails incorporation into the Association, people of all shades of opinion in order to accomplish the purpose for which the World Organization of the Scout Movement stands
- **DETERMINED** to promote all the aims and objectives of the Association
- **DO HEREBY**, adopt, enact and give to ourselves and posterity this Constitution of the Kenya Scouts Association, on this **6<sup>th</sup> day of December 2016**



**CHAPTER 1**

**INTRODUCTION**

**ARTICLE I**

**Title**

1. This document shall be cited as the “Constitution of The Kenya Scouts Association” hereinafter called “The Constitution”

**Name**

2. The name of the organization shall be “The Kenya Scouts Association” hereinafter called the “The Association “or “KSA” as established under the Kenya Scouts Act Cap 219 of the Laws of Kenya.

**Jurisdiction**

3. The jurisdiction of the Association shall be over the whole territory within the National boundaries of Kenya

**Purpose**

4. The purpose of the Association shall be to foster the Scout Movement throughout the country by:

- a) Promoting unity and understanding of the Purpose and Principles of scouting
- b) Facilitating expansion and development of scouting within its jurisdiction

**Emblem**

5. The Kenya Scouts Association’s official emblem shall be a depiction of Mt. Kenya surmounting the scout fleur-de-lys surrounded by a circular loop with a reef knot under which is printed KENYA, or any other emblem as may be determined from time to time by the National Scout Board.

**Common Seal**

6. There shall be a Common Seal of the Association of such design as shall be approved by the Council

**Legal Status**

7. The Kenya Scouts Association is established under the Kenya Scouts Act Chapter 219 of the Laws of Kenya as an Association.

**Organs**

8. The organs of the Kenya Scouts Association shall be :

- a) The Kenya Scouts Council hereinafter referred to as “The Council”
- b) The National Scouts Board hereinafter referred to as “The National Board”
- c) The National Scouts Secretariat hereinafter referred to as “The Secretariat”

**World Obligation**

9. The Association shall be a registered member of the World Organization of the Scout Movement hereinafter referred to as “WOSM” and shall and conform with the WOSM constitution.



**CHAPTER 2**

**THE SCOUT MOVEMENT**

**ARTICLE II**

**Definition**

The Scout Movement is a voluntary non-political educational movement for young people, open to all without distinction of gender, origin, race or creed, in accordance with the Purpose, Principles and Method stated hereunder as conceived by the founder Robert Baden-Powell.

**ARTICLE III**

**Purpose**

The purpose of the Scout Movement is to contribute to the development of young people in achieving their full physical, intellectual, emotional, social and spiritual potentials as individuals, as responsible citizens and as members of their local, national and international communities.

**ARTICLE IV**

**Principles**

1. The Scout Movement is based on the following principles:

a) Duty to God

Adherence to the spiritual principles, loyalty to the religion that expresses them and acceptance of the duties resulting therefrom.

b) Duty to others

Loyalty to one's country in harmony with the promotion of local, national and international peace, understanding and cooperation. Participation in the development of the society with recognition and respect for human dignity, equity, inclusiveness, equality and non-discrimination.

c) Duty to self

Responsibility for the development of oneself.

**ARTICLE V**

**Method**

1. The scout method is a system of progressive self-education through:

a) The Promise and Law

b) Membership of a small group referred to as the Patrol

c) Progressive and stimulating programme

d) Symbolic framework or background

e) Life in nature

f) Youth-adult relationship

g) Learning by doing

**Adherence to the Promise and Law**

2. All members of the Scout Movement are required to adhere to a Scout Promise and Law reflecting, in the language appropriate to the culture and civilization of each National Scout Organization and approved by the World Organization, the principles of the Duty to God, Duty to others and Duty to self and inspired by the Promise and Law originally conceived by the founder of the Scout Movement.

**ARTICLE VI**  
**World Scout Emblem**

The World Scout Emblem is a symbol belonging to the Scout Movement. It consists of the field of royal purple bearing the white fleur-de-lys surrounded by a white rope in a circle and central reef knot at the bottom.

**CHAPTER 3**

**MEMBERSHIP**

**ARTICLE VII  
Requirement**

1. Membership of the Association shall be open to all Scout Units which fulfil the requirements for membership.

**Authority**

2. Authority to confer membership of the Association shall be vested in the Council upon the recommendation of the National Board.

**Categories**

3. The membership of The Association shall comprise:  
a) All Scouts and registered youth, within their Units, in the ages 6-26 years and, or such other young persons, within a Unit, as may be determined from time to time by the National Board  
b) All registered Scout Leaders, in their Units  
c) Other adults holding responsibilities as shall be determined by the National Board  
d) Life Members  
e) Corporate Members

**Admission**

4. Admission to Membership of the Association shall require:  
a) Registration of the Unit  
b) Subscription, as shall be determined from time to time by the National Board  
c) Adherence and conformance to the Fundamental Principles of Scouting  
d) Investiture  
e) Active engagement in Youth Programme activities.

**Rights and  
Obligations**

5. Members shall enjoy the rights and fulfil obligations as shall be provided for in the Policy, Organization and Rules of The Association, hereinafter referred to as the "POR".

**ARTICLE VIII  
Unity of the  
Association**

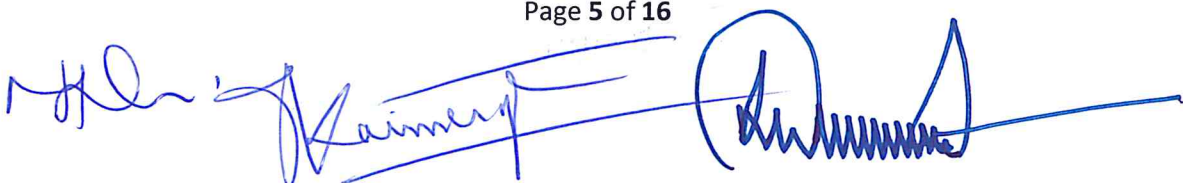
In exercising its powers under article VII, the Council shall have an overriding concern for the unity of The Association

**ARTICLE IX  
Termination of  
Membership**

1. The National Board may provisionally suspend the membership of any Member who in its opinion no longer fulfils the requirements for membership.  
2. The Council may expel a Member on the recommendation of the National Board.  
3. A Member may be considered as having ceased membership by the act of withdrawal or noncompliance with the set out requirements of membership as referred to in article VII of this Constitution

**Effects of  
Termination of  
a Member**

4. If membership to the Association ceases for any reason as stipulated herein above, the Member shall:





- a. Cease to hold any office;
- b. No longer be entitled to the rights and services of the Association

**CHAPTER 4 THE KENYA SCOUTS COUNCIL**

**ARTICLE X Establishment** 1. There shall be established the Kenya Scouts Council hereinafter referred to as "The Council" which shall be the supreme governing organ of the Association.

**Composition** 2. The Council shall consist of:

- a. The Patron
- b. The Chief Scout
- c. The Chief Commissioner
- d. Members of the Board
- e. Not more than fifty (50) members elected as County Scout Commissioners.
- f. Four elected Delegates from each County who shall be:
  - i. Chairperson of the County Scout Council
  - ii. Assistant County Scout Commissioner – Training
  - iii. Assistant County Scout Commissioner – Youth Programme
  - iv. County Scout Youth Leader
- g. Trustees
- h. All previous KSA Deputy Chief Commissioners & above

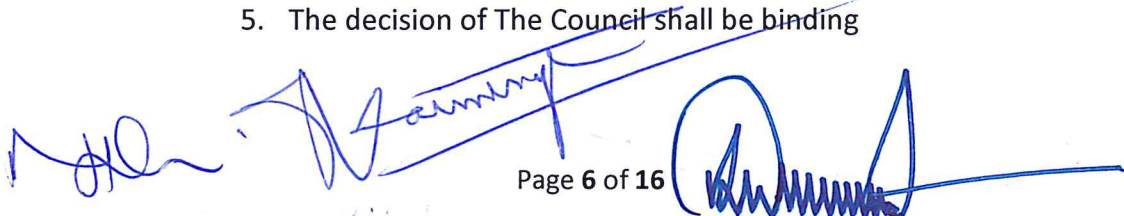
**ARTICLE XI Functions** 1. The Functions of the Council shall be:

- a. To consider the policy and standards of the Scout Movement in Kenya and to take such action as shall further the purpose of The Association
- b. To hold elections and make appointments as provided for in this Constitution
- c. To consider reports and recommendations as presented by The National Board and make appropriate resolutions
- d. To consider proposed amendments to this Constitution
- e. To exercise other functions resulting from this Constitution

**Tenure of Office** of The tenure of the Kenya Scout Council shall be five (5) years. A member may be re-elected once.

**ARTICLE XII Voting for Council Resolutions** 1. The Patron, Chief Scout and members of the Board shall have one vote each

2. Each County shall have one bloc vote
3. Voting shall be by secret ballot
4. Voting by proxy is allowed in accordance with the guidelines as set out in the POR
5. The decision of The Council shall be binding



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- ARTICLE XIII**
- Meetings**
1. There shall be an Annual General Meeting (AGM) at such time and place as shall be determined by The National Board but not later than six (6) months after the close of the Financial Year of the Association
  2. A Special General Meeting may be called upon the decision of The National Board and/ or at the request of not less than two thirds of the Council members
- Notice of Meeting**
3. At least a twenty one (21) day notice shall be given for the Annual General Meeting and at least a fourteen (14) day notice for the Special General Meeting
- Quorum**
4. Fifty percent (50%) of the Council members shall constitute a quorum
- Procedure**
5. The Chief Scout shall chair Council meetings and in his or her absence, the Chief Commissioner shall chair. In the absence of the Chief Commissioner, the Deputy Chief Commissioner shall chair. In the absence of the three, the Council shall choose a Chairperson from amongst the members of the National Board
  6. The Council shall record and adopt its own rules and procedure

**CHAPTER 5 THE NATIONAL SCOUTS BOARD**

**ARTICLE XIV**

**Establishment**

1. There shall be a National Scouts Board hereinafter referred to as "The National Board".

**Composition**

2. The National Board shall consist of not more than eighteen (18) members and not less than Fourteen (14) members. These members shall be:
  - a. Not more than five (5) Elected Members from the Council
  - b. Not more than Eight (8) Elected Members appointed by the Chief Commissioner in consultation with the National Scouts Board as stipulated in the POR
  - c. Co-opted members in accordance to XIV(3)

**Co-option**

3. The National Scout Board may co-opt not more than four (4) members as it may deem necessary
4. The National Executive Commissioner shall be an Ex officio member and shall serve as the secretary to the Board
5. The tenure of The National Board shall be five (5) years; a member may be re-elected/re-appointed once.
6. Notwithstanding the provision of Article XIV (5) above, there shall be a rotational mechanism to ensure smooth transition and continuity of The National Board.

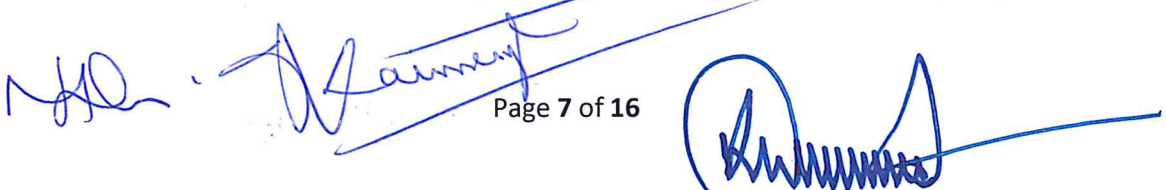
**Tenure of Office**

**Rotational Mechanism**

**Meetings**

**Quorum**

7. The National Scouts Board shall meet quarterly
8. Fifty percent (50%) of all National Board members shall constitute a quorum
9. Decisions of The National Scouts Board shall be by simple majority of votes cast. In the event of a tie the decision is not carried



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10. The National Scouts Board shall establish an Executive Committee of not more than five (5) members from amongst themselves to ensure implementation of their decisions.

**ARTICLE XV  
Collective  
responsibility  
of the Board**

The National Scouts Board is the executive organ of the Council. Its members shall represent the collective interests of the Association and not their constituencies

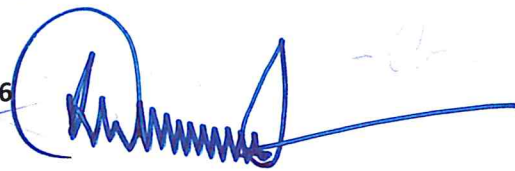
**ARTICLE XVI  
Overall  
Function of the  
Chief  
Commissioner**

The Chief Commissioner is responsible for the overall leadership and management of the Association and shall chair the National Scouts Board.

**ARTICLE XVII  
Functions of  
The National  
Board**

The functions of The National Board shall be:

- a. To act on behalf of the Association; to give effect to its decisions, recommendations and policies; and to represent it at national and international events
- b. To promote the Scout Movement throughout Kenya
- c. To advice Units and assist them in carrying out the Purpose, Principles and Method of Scouting
- d. To recommend the admission of Units applying for membership and to provisionally suspend their membership
- e. To prepare the agenda and procedure of meetings of The Council
- f. To appoint the National Executive Commissioner and other staff of The Secretariat
- g. To supervise the management of The Secretariat
- h. To monitor and evaluate the programmes, and or activities of The Secretariat
- i. To appraise members of The Association
- j. To approve the Annual Budget and Financial Statements of The Association
- k. To mobilize resources and funds for The Association
- l. To submit registration fee, annual census report, and a copy of the Annual Report to WOSM in time
- m. To prepare and review periodically the POR and other departmental policies subject to this Constitution
- n. To approve appointment of chairpersons of subcommittees and working groups on the recommendation of the Chief Commissioner
- o. To grant consultative status to such organizations as may be of assistance to The Association
- p. To decide upon granting of awards for services to members of the Association



- q. To secure compliance with The Constitution of The Association by all organs
- r. To ensure the risks facing the Association of whatever nature are assessed and appropriate control measures put in place
- s. To call for a Special General Meeting of the Council in accordance with this Constitution
- t. To consider plans and strategies for The Association and to make appropriate proposals to the Council
- u. To approve the purchase and or lease of real estate for use, and or occupation by The Association and ensure that the title is registered in the name of The Kenya Scouts Association according to legal requirements
- v. To prepare yearly audited reports of The Association
- w. To approve the creation and supervise the management of all legal bodies or entities created on behalf of The Association
- x. To supervise the organization of national and international events
- y. To oversight the County and Sub-County Scouts Councils and Boards
- z. To exercise other functions resulting from this Constitution

**ARTICLE XVIII**  
**Sub**  
**Committees**

The National Board may establish, on a permanent or ad hoc basis, Sub committees, Taskforces and Working Groups as it deems necessary for the performance of its functions.

**CHAPTER 6**

**NATIONAL SECRETARIAT**

**ARTICLE XIX**  
**Establishment**

1. There shall be established a National Secretariat of The Association hereinafter called "The Secretariat".
2. The Secretariat shall be headed by the National Executive Commissioner hereinafter referred to as "NEC" and assisted by such other staff as The Association may require.

**ARTICLE XX**  
**Functions of**  
**The Secretariat**

1. To assist The Council, The Board and its subsidiary organs:
  - a. In the fulfilment of their functions;
  - b. To make preparations for all their meetings; and
  - c. To provide the necessary services for the implementation of their decisions.
2. To provide the services necessary for the promotion and development of the Scout Movement throughout the country, such as research and documentation, training, programme, public relations, partnerships and publications
3. To maintain the relations with the Units and to assist them in the implementation of the Youth Programme
4. To process applications for membership and matters incidental thereto



5. To support the organization of world and regional scout events
6. To maintain relations with other organizations whose activities are concerned, inter alia , with the youth
7. Any other duties as may be assigned by The National Board

**CHAPTER 7**  
**ARTICLE XXI**  
**County Scouts**  
**Council**  
**Establishment**

**THE COUNTY STRUCTURE**

**Composition**

1. There shall be established a County Scouts Council
2. The County Scouts Council shall comprise:
3. Elected members
4. The County Chairperson who shall not be a Scout Leader
5. Members of the County Scouts Board
6. Five elected Delegates from each Sub-County who shall be:
  - a. The Chairperson
  - b. Sub-County Scout Commissioner
  - c. Assistant Sub-County Commissioner – Youth Programme
  - d. Assistant Sub-County Commissioner – Training
  - e. Sub-County Scout Youth Leader

**Meetings**

7. The County Scouts Council shall hold an Annual General Meeting in consultation with The National Board but not later than two (2) months after the close of the Financial Year of the Association
8. A Special General Meeting may be called upon the decision of The County Scouts Board and/ or at the request of not less than two thirds of the County Scouts Council members
9. All rules and regulations applicable to the Kenya Scouts Council shall apply to the County Scouts Council

**ARTICLE XXII**  
**County Scouts**  
**Board**  
**Establishment**

There shall be established a County Scouts Board constituted as stipulated in the POR

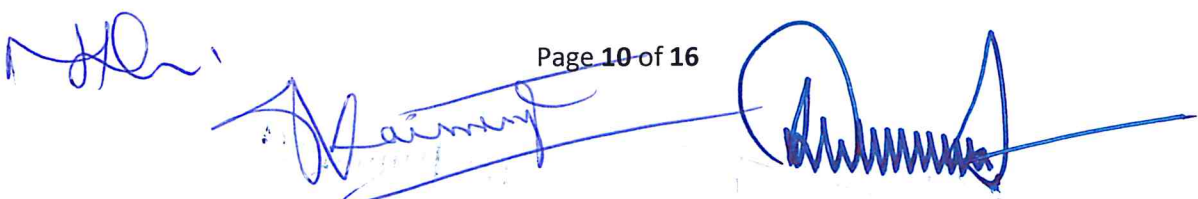
**ARTICLE XXIII**  
**Sub-county**  
**Scouts Council**

**Establishment**

**Composition**

**Meetings**

- a) There shall be established a Sub-county Scouts Council
- b) The Sub-County Scouts Council shall comprise:
- c) Sub-County Scout chairperson who shall not be a Scout Leader
- d) Members of the Sub-County Scouts Board
- e) Six Elected Delegates from each zone, who shall be
  - i) Zonal Scout Leader
  - ii) Zonal Sungura Scout Leader
  - iii) Zonal Chipukizi Scout Leader
  - iv) Zonal Mwamba Scout Leader
  - v) Zonal Jasiri Scout Leader
  - vi) Zonal Youth Leader
- f) The Sub-County Scouts Council shall hold an Annual General Meeting in consultation with the County Scouts Board but not





later than one (1) month after the close of the Financial Year of the Association

- g) A Special General Meeting may be called upon the decision of The Sub-County Scouts Board and/ or at the request of not less than two thirds of the Sub-County Scouts Council members

**ARTICLE XXIV**  
**Sub County**  
**Scouts Board**  
**Establishment**

There shall be established a Sub-County Scouts Board constituted as stipulated in the POR

**ARTICLE XXV**  
**Zonal Scouts**  
**Committee**

Establishment

Composition

Meetings

1. There shall be established a Zonal Scouts Committee.
2. The Committee shall comprise:
  - a) Zonal Scout leader
  - b) Zonal Sectional Scout Leaders
  - c) Zonal Youth Leader
  - d) Not more than four (4) members co-opted by the Committee at least two of whom shall represent the Education sector
3. The Zonal Scouts Committee shall meet Quarterly

**ARTICLE XXVI**  
**Scout Group**

Establishment

Composition

1. There shall be established The Scout Group hereinafter referred to as the Group.
2. The Group shall comprise the complete unit of the four Scout Sections, Sungura Scout Unit, Chipukizi Scout Troop, Mwamba Scout Troop and Jasiri Scout Crew.
3. The term "Group" shall apply where there is more than one Scout Unit established under Article XXVII even if lacking one or more of the sections.

**ARTICLE XXVII**  
**Scout Unit**

Establishment

Composition

Organs of  
the Unit

1. There shall be established The Scout Unit hereinafter referred to as the "Unit".
2. The Unit is a determined number of young persons doing scouting in a given precinct
3. The Unit shall comprise:
  - a) Warranted Scout Leader(s)
  - b) Scouts
  - c) Registered young persons
4. The Organs of the Unit shall be:
  - a. Unit meeting
  - b. Patrol in Council also known as the Patrol Committee

- c. The Patrol Leaders' Council, also known as the Court of Honour hereinafter referred to as the "COH"
5. Unit meetings shall be held regularly as shall be provided for in the POR

**CHAPTER 8**

**GENERAL PROVISIONS**

**ARTICLE XXVIII  
Leadership and  
Integrity**

1. All persons who serve the Association in the various capacities shall comply with the provisions of Chapter Six of The Constitution of Kenya on Leadership and Integrity, and any other related laws of the Republic of Kenya
2. Leaders of the Association shall assume office through:
  - a. Election
  - b. Appointment
  - c. Co-option
3. Mechanisms and procedures to effect clause 2 above shall be provided for in the POR
4. There shall be established a rotational mechanism to ensure that
  - a. Not more than a third (1/3) of the members of the respective Scouts Boards (elected or appointed) shall leave office in a single election
  - b. The election of the Chief Scout and that of the Chief Commissioner shall not be conducted in the same year.
  - c. The Rotational Mechanism cited in Article XXVIII(4a) above shall apply to the County and Sub County Scouts Boards

**Assumption of  
office**

**Rotational  
Mechanism**

**ARTICLE XXIX  
Leadership of  
the Association  
Patron**

The Leadership of the Association shall comprise:

1. The Patron: Shall be the sitting Head of State.
  - a. If for any reason the Head of State is unable to accept this Office, he or she may nominate a person to serve as the Patron
  - b. In the event that he or she is unable nominate a Patron, the Council shall nominate a person to serve as a Patron

**Chief Scout**

2. The Chief Scout: Shall be the Uniformed Head of Scouting in the Association

**Chief  
Commissioner**

3. The Chief Commissioner: Shall be the Chief Administrator of the Association

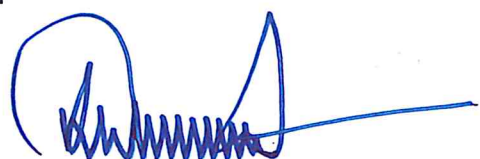
**National  
Executive  
Commissioner**

4. The National Executive Commissioner: Shall be the Head of The Secretariat

**Adults in  
Scouting**

5. Adults in Scouting: Shall be the volunteers and staff serving in the various ranks in the Association

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Scout 6. A Scout: As defined in Chapter 3 of this Constitution.

**ARTICLE XXX**  
**Casual**  
**Vacancies**

1. Casual vacancies may arise where a substantive office holder:

- a. Resigns
- b. Is deceased
- c. Is incapacitated such that he/she is unable to fully execute duties and responsibilities
- d. Is declared bankrupt
- e. Is convicted of a criminal offence with more than 6 (six) months imprisonment
- f. Is removed from office due to reasons espoused in this Constitution and, or the POR

**Filling of Casual**  
**Vacancies**

2. The Chief Commissioner shall upon the recommendation of The National Board appoint a suitable person in acting capacity until the next General Meeting in the case of an elected or Co-opted member, or until such a time as shall be determined by the National Board in the case of other office holders.

**ARTICLE XXXI**  
**External**  
**Relations**

The Association shall relate with state organs, national and international organizations, as stipulated in the POR

**ARTICLE XXXII**  
**Dispute**  
**Resolution**

1. The National Board shall establish dispute resolution mechanisms through:

- a. Alternative Dispute Resolution (ADR) vide Conciliation, Mediation or Arbitration
- b. Litigation

2. The said Mechanisms shall be provided for in the POR.

**ARTICLE XXXIII**  
**Resources**

1) The Association is a non-profit making entity

2) The National Board shall establish resource mobilization strategies to support programmes of The Association. Resources shall be construed to mean funds, human resources, materials and other assets that may be drawn by The Association in order to function effectively.

3) The National Board shall establish mechanisms of equitably sharing such resources for the development of Scouting in Kenya

**Funds**

4) All funds shall be deposited to the credit of The Association and shall be disbursed by the Treasurer in accordance with a budget approved and certified by the National Board

5) The Books of Accounts shall be kept at the Association's Head Quarters or such other place as the National Board may direct and shall be open to inspection by any member of the Association.

6) In consultation with the National Board, the Treasurer shall annually submit Financial Statements of The Association to the Council.



- Audit**
- 7) The National Board shall ensure annual audit of books of accounts of the Association
  - 8) The auditor shall submit to the Council a certified audit report of The Association
  - 9) The Council shall appoint an auditor(s) for the Association at the Annual General Meeting

**ARTICLE XXXIV**

**Trustees  
Establishment**

- 1) The Council shall establish a Board of Trustees hereinafter referred to as the "Trustees"

**Composition**

- 2) Trustees shall mean persons appointed by the Council to be the custodians of the assets and properties of The Association
- 3) The Board of Trustees shall comprise three (3) members
- 4) The National Executive Commissioner shall be an ex officio member and serve as the Secretary to the Board of Trustees.
- 5) Members of the Board of Trustees shall serve for a period of five (5) years renewable once

**Functions of the  
Trustees**

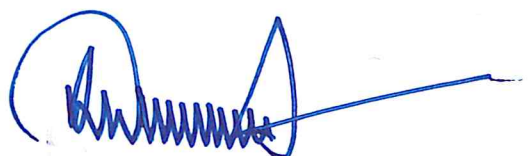
- 6) The Trustees shall be the custodian of the Common Seal of the Association
- 7) The functions of the Board of Trustees shall be:
  - a) To invest such funds and supervise such Trusts, Foundations and other investments as may from time to time be determined by the National Board
  - b) To sell, mortgage, charge, lease, exchange and otherwise dispose of such Trust property as may from time to time be determined by the National Board
  - c) To incorporate or cause to be incorporated, such bodies or legal entities as may be deemed suitable for proper management of the assets of The Association or any part of it.
  - d) To perform any other duties as may from time to time be delegated by the Council.

**ARTICLE XXXV  
Legal Advisor**

The Council shall appoint a legal advisor to guide The Association in matters of law upon the recommendation of the National Board

**ARTICLE XXXVI  
Policy,  
Organization &  
Rules (POR)**

- 1) The National Board shall publish a Handbook setting out the Policy, Organization and Rules of The Association to:
  - a) Give effect to specific provisions of this Constitution
  - b) Establish basis of formulation of specific departmental and thematic policies as need may arise
  - c) Provide guidelines to scouting in Kenya
  - d) Provide for effective working of The Association
- 2) The National Board may make such review to the POR as may from time to time be required as long as it is not an amendment as envisaged under article XI of this Constitution



**ARTICLE XXXVII  
Interpretation  
of The  
Constitution**

1. The interpretation of the provisions of this Constitution and the definition of any words or expressions herein contained shall be decided by the National Board whose decision shall be binding
2. Such interpretations in clause 1 above shall be made in conformity with the provisions of the Kenya Scouts Act.
3. The National Board shall report such interpretations to the Council
4. Notwithstanding the provisions of this Constitution, The Constitution of the Republic of Kenya shall prevail

**ARTICLE XXXVIII  
Transitional  
Provisions**

1. The Council under the reviewed Constitution shall continue in office for their unexpired term and elections, held subsequent to the expiry of the term of that Council, shall be held under this Constitution.
2. Any employee of The Association serving before the commencement of this Constitution shall continue in office until the expiry or determination of one's term.
3. Any role or regulation made under a directive issued, notification given; any administrative act undertaken under the old Constitution shall be deemed to have been made, issued or given or undertaken under this constitution and shall continue in force and have effect as if it has been so made, issued, given or undertaken under the given Constitution.

To give effect to the rotational mechanism, notwithstanding the provisions of Article XXVIII(4) hereinabove

- a. The National Board on its first sitting shall determine by ballot a third (1/3) of its members who shall retire from the Board annually
- b. The election for the office of either the Chief Scout or the Chief Commissioner shall not be held in the same year.

**ARTICLE XXXIX  
Validation of  
The  
Constitution**

1. This Constitution shall be validated by affixing of the Common Seal of the Association upon ratification by the Council
2. This Constitution shall thereafter be lodged at the WOSM, State Law Office and the Headquarters of the Association within twenty (21) days

**ARTICLE XL  
Amendment to  
The  
Constitution**

1. The Constitution shall be reviewed after every five (5) years
2. This Constitution may be amended from time to time as may be deemed necessary provided that:
  - a. There shall be a petition by a member signed by at least more than half of the County Scouts Councils
  - b. Such petition containing the proposed amendment(s) shall be presented to the National Board in writing
  - c. Within thirty days of receipt of the said petition, the National Board shall circulate the text of the proposed amendment(s)

to the members of The Association at least four months before the next Council Meeting

- d. The proposed amendment(s) shall be considered carried if two thirds of the Council Members vote in favour

**ARTICLE XLI**  
**Dissolution**

1. The Association shall have perpetual succession and shall continue to exist, notwithstanding changes in its membership.
2. In the event that The Association should be dissolved:
  - a. Notice of dissolution shall be given to members of The Association
  - b. The agenda of dissolution shall appear in the next Council meeting
  - c. Nine tenths of the Council members shall vote in favour of the dissolution
3. After the dissolution, the Trustees shall
  - a. Give notice to WOSM, State Law Office, other interested Organizations and the general public
  - b. Pay debts and liabilities of The Association
  - c. Transfer the remaining assets to the Government of Kenya or some other Company, Society, Association or body of persons having similar objectives to The Association as shall have been determined by the National Board and ratified by the Council before the time of dissolution

