



LEGAL NOTICE NO. ....

**THE CHILDREN ACT, 2022**

(No. 29 of 2022)

**THE CHILDREN (KAFAALAH) REGULATIONS, 2024**

**ARRANGEMENT OF REGULATIONS**

*Regulation*

Regulation

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## **THE CHILDREN ACT, 2022**

*(No. 29 of 2022)*

**IN EXERCISE** of the powers conferred by section 215(b) of the Children Act, 2022, the Cabinet Secretary for Labour and Social Protection makes the following Regulations —

### **THE CHILDREN (KAFAALAH) REGULATIONS, 2024**

#### **PART I—PRELIMINARY**

Citation.           **1.** These Regulations may be cited as the Children (Kafaalah) Regulations, 2024.

Interpretation.       **2.** In these Regulations, unless the context otherwise requires—

“Act” means the Children Act, 2022;

“authorised officer” has the meaning assigned to it under section 2 of the Act;

“Cabinet Secretary” has the meaning assigned to it under section 2 of the Act;

“Chief Executive Officer” has the meaning assigned to it under section 2 of the Act;

“child” has the meaning assigned to it under Article 260 of the Constitution;

“court” has the meaning assigned to it under section 2 of the Act;

“Imam” means a person leading prayer in a mosque;

“Council” has the meaning assigned to it under section 2 of the Act;

“kafaalah” has the meaning assigned to it under section 2 of the Act;

“kafiil” means a person or family taking a child under kafaalah;

“makfuul” means a child placed in kafaalah arrangement;

“Secretary” has the meaning assigned to it under section 2 of the Act;

Application.           **3.** These Regulations shall apply to persons or associations involved in

making arrangements for kafaalah.

Object and purpose

4. The object of these Regulations shall be to facilitate implementation and supervision of kafaalah arrangement in Kenya.

Guiding principles.

5. Every kafaalah arrangement under these regulations shall consider the following—

- (a) the best interest of the child;
- (b) subsidiarity within the appropriate social-cultural context;
- (c) non-severance of biological relationships and identity of the child; and
- (d) willingness and ability of the kafiil to provide positive and constructive experiences to all children in their care.

## **PART II – REQUIREMENTS AND APPLICATION FOR REGISTRATION AS A KAFIIL**

Eligibility for consideration as a Kafiil.

6. A person shall be considered as a kafiil if they meet the following conditions—
- (a) profess the islamic faith;
  - (b) be a citizen of Kenya;
  - (c) be a family member of the child;
  - (d) be married couple or where the person is single, be above the age of twenty-five years;
  - (e) has not been convicted of an offence that will have an impact on the child;
  - (f) have the legal, social and moral capability to take care of a child; and
  - (g) are willing and able to support a child.

(2) A single man shall not qualify to take in a female child and a single woman shall not qualify to take in a male child under kafaalah except when they are members of the nuclear family of the child or have been found to be fit to take care of a child.

Application  
procedures.

7. (1) A person interested to register as a Kafiil shall apply to the Secretary through the area Imam in Form No. KC1 set out in the Schedule.

(2) The application under sub-regulation (1) shall be accompanied by—

- (a) a copy of the applicant's National Identity Card or identification pages of a passport;
- (b) a Police Clearance Certificate of the applicant issued by the relevant authority;
- (c) a copy of certificate of marriage of the applicant (where applicable);
- (d) a recommendation letter from area Imam or area sub-chief of where the Kafiil has resided for the last 12 months prior to the date of the application;
- (e) a report of the applicant's medical status issued by a registered medical practitioner not more than three months prior to the date of application.

(3) Where the applicant is married, their application shall be made jointly with their spouse or the applicant to attach to the application a proof of consent from the spouse.

Assessment of  
application.

8. (1) The Secretary shall, upon receipt of the application submitted under the regulation 6, in collaboration with the Kafaalah sub Committee, assess the applicant.

(2) When conducting the assessment under this regulation, the Secretary shall—

- (a) subject the applicant to an interview to establish whether—
  - (i) the applicant is a suitable prospective kafiil; and
  - (ii) the applicant has a legal, social, and moral competency to exercise parental responsibility over the makfuul;
- (b) verify the validity of all the documents attached to the kafaalah application form; and
- (c) carry out any other assessment that may deem necessary.

(3) Upon finalisation of the assessment, the Secretary shall prepare a kafiil assessment report on the applicant's suitability to be a kafiil and the suitability of the applicant's home to receive a makfuul, where applicable, in the manner set out in Form CK2 of the Schedule.

Review of  
application.

**9.** (1) After such assessment, where the Secretary is satisfied as to the character, willingness, capacity and fitness of the applicant and his home, where applicable, the Secretary shall—

(a) inform the applicant in writing of the approval of application; and issue certificate of approval; and

(b) record the applicant's name and address on the Register of approved prospective Kafiil.

(2) Where the registration is deferred, the Secretary shall, within fourteen days of the deferral, inform the applicant in writing indicating reasons thereof.

(3) Where the registration is declined, the Secretary shall within fourteen days of the decision, inform the applicant in writing indicating reasons thereof.

Register of  
Prospective  
Kafiils.

**10.** (1) Secretary shall maintain a Register of prospective kafiils in the manner set out in Form CK3 of the Schedule.

(2) The Register under paragraph (1) shall contain the following information with regards to the kafiil—

(a) name, age, sex, identity card number and nationality;

(b) particulars of residence and telephone contacts;

(c) marital status;

(d) date of registration and certificate number;

(e) occupation;

(f) disability status;

(g) any other comment or remarks.

Kafiil to Furnish  
Undertaking

**11.** (1) Any person registered as a Kafiil under this Part shall furnish an undertaking containing the particulars contained set out in Form

No. Ck7 of the Schedule.

(2) On the kafiil furnishing the Secretary with an undertaking in accordance with sub-regulation (1), the Secretary shall issue the kafiil with a Certificate of Registration in Form No. Ck10 set out in the Schedule, which shall be valid only in respect of the person or persons named on the certificate.

De-registration of Kafiil.

**12.** A kafiil may be de-registered by the sub county children care reform committee under the following circumstances—

- (a) if the kafiil has been proven to be incapable of providing for the needs of the child;
- (b) if the kafiil Has been proven beyond reasonable doubt to have abused or caused harm to a child;or
- (c) any other reason that may warrant provision of care and protection to the child.

### **PART III – PLACEMENT OF A CHILD IN KAFAALAH**

Qualifications of a Makfuul

**13.** A child shall qualify as a makfuul under these Regulations if the child is in need of care and protection pursuant to the provisions of section 144 of the Act.

Secretary to Maintain Case Records.

**14.** The Secretary shall keep and maintain a case record for each child placed or to be placed in kafaalah, which shall include—

- (a) a case record sheet;
- (b) application for registration of a kafiil form;
- (c) the kafaalah placement form;
- (d) any personal, family, and social history or assessment that has been prepared or provided regarding the child;
- (e) medical records of the child;
- (f) where available, any legal documents relating to the child, including provisional childcare and protection orders given under section 143 of the Act;
- (g) where applicable the child’s school records and reports; and

(h) any other information that the Secretary considers appropriate.

Assessment of  
the Child.

**15.** (1) Where the Secretary places a child in kafaalah, the Secretary shall ensure that—

(a) a preliminary assessment is first made of the child setting out—

(i) the immediate needs of the child;

(ii) where it can be determined in the circumstances, whether the child is likely to be returned home;

(iii) the child's status, including whether the child has been abandoned or is otherwise in need of care and protection within the meaning of section 144 of the Act; and

(iv) any other information that, in the opinion of the Secretary, is relevant to the immediate provision of kafaalah to the child; and

(b) the immediate objectives of the provisions of kafaalah are determined, considering the developmental, emotional, social, medical, and educational needs of the child.

Assessment of  
the family.

**16.** The Secretary, Imam or appointed representative shall assess the prospective kafiil and their family to ascertain—

(a) the ability and willingness of the Kafiil and the family to care for the makfuul;

(b) the Kafiils strengths and needs to offer parental care;

(c) the environment of the family and their relationship to the child;  
and

(d) the family's willingness to nurture the child's religious and cultural practices.

Conditions for  
placement

**17.** (1) The Secretary shall not place a child in kafaalah arrangement unless—

(a) the kafiil has been approved and registered in accordance with the provisions of these Regulations;

(b) the Secretary is satisfied that, on assessment under regulation 8, the kafiil is suitable to take in and care for a child for the purposes of kafaalah;



(c) the Secretary has disclosed to the kafiil all information known to the Secretary that is relevant to the care of the child;

(d) the Secretary to issue to the Kafiil, a Kafaalah Placement Certificate in Form CK4 set out in the Schedule.

(2) The Secretary shall place a child with a kafiil who is of the same cultural and religious persuasion as the makfuul.

(3) The kafiil shall respect the religious beliefs of makfuul and shall facilitate and follow up the makfuul to participate in any other religious events.

(4) The makfuul shall give consent to participate in any other religious and cultural events outside their persuasion depending on their evolving capacity and age.

#### 18. Caregiver or Parent Consent for Kafaalah Placement

(1) Prior to placing a child in a kafaalah arrangement, the Secretary shall obtain written consent from the child's caregiver or parent, if available and legally competent.

(2) The consent shall be obtained using Form No. CK4 as set out in the Schedule.

(3) Where the child is of sufficient age and maturity to understand the arrangement, the child's assent shall also be obtained using Form No. CK5 as set out in the Schedule.

(4) If a caregiver or parent cannot be located or is not legally competent to provide consent, the Secretary shall document all efforts made to obtain consent and seek direction from the court on how to proceed with the kafaalah placement.

[Insert after the existing regulations in Part III]

#### 19. Kafaalah Placement Form

(1) Upon placement of a child in a kafaalah arrangement, the Secretary shall complete a Kafaalah Placement Form as set out in Form No. CK8 in the Schedule.

#### 20. Kafiil Certificate of Registration

(1) Upon approval of a person as a kafiil under regulation 11, the Secretary

shall issue a Kafiil Certificate of Registration as set out in Form No. CK10 in the Schedule.

(2) The Kafiil Certificate of Registration shall be valid for a period of three years from the date of issue, unless revoked earlier.

## 21. Kafaalah Register

The Secretary shall maintain a Kafaalah Register as set out in Form No. CK11 in the Schedule.

Duty to Keep and  
maintain  
Kafaalah  
Register

### 18.1—

Supervision and  
Support of Kafiil

**22. (1) The Secretary shall, in collaboration with other existing kafaalah structures, organize to supervise and support the Kafiil.**

(2) The supervision contemplated in sub regulation (1) shall commence within seven days after placement of a child in the kafaalah family within thirty days.

(3) subsequent supervisions shall be at least once every three months for the first year of placement and shall be for the purpose of—

- (a) providing such support as may be required by the kafiil's family;
- (b) providing feedback to the sub-county children advisory committee, based on finding of the supervision visits.

Emergency  
Placement

23. Where emergency placement is necessary, the Secretary shall have the powers to place the child within the provisions of the Act.

Suspension of  
kafaalah  
arrangement.

24. The Secretary may suspend the kafaalah arrangement and withdraw the makfuul from the family of placement based on the following reasons—

- (a) allegations of abuse to the child and family;
- (b) where the family or the kafiil expresses inability to provide the needs of the child at the moment;
- (c) family break-up of the kafiil including displacement due to emergency situations—
- (d) where the biological parents are able and willing to take back and care for their child;
- (e) temporary relocation of the kafiil's family out of the country;
- (f) where the Kafiil or makfuul expresses disinterest in the kafaalah arrangement; or
- (g) any other reason that may warrant provision of care and protection to the child that is brought to the attention of the Secretary.

(2) The Secretary shall initiate the suspension process upon assessment of the conditions stipulated under paragraph (1) and—

- (a) in case of emergency, recommend immediate removal of the child from the family to a place of safety;
- (b) notify the kafaalah sub-committee in the sub county;
- (c) recommend for investigation of the situation and redress;

(3) The Secretary shall, based on the findings of the investigation, return the child to the kafiil's family or terminate the kafaalah arrangement.

Termination of  
the kafaalah  
arrangement.

25. (1) Where the Secretary intends to terminate a kafaalah placement of a child, the Secretary shall consider –

- (a) the views of the kafiil and the makfuul biological family, if available;
- (b) the views of the makfuul, where the makfuul is above the age of ten years.

(2) Where the upon consideration of the views contemplated in sub-regulation (1), the Secretary makes a decision to terminate the kafaalah placement, the Secretary shall give written notification of the termination of the placement to—

- (a) the kafiil;
- (b) the makfuul biological family if available;
- (c) where the makfuul is above ten years of age, the makfuul; and
- (d) all the persons to whom notification of the placement was given.

(3) A kafaalah arrangement may be terminated on the following grounds—

- (a) the child attaining the age of majority unless decree of extension is granted by the court;
- (b) the demise of the child or the kafiil;
- (c) incapacitation of kafiil;
- (d) where the kafiil has left the country permanently;
- (e) unwillingness of the child or family to be in that care arrangement;
- (f) inability of the kafiil to exercise parental responsibility;
- (g) reclaim of the child by the biological parents when reasons for vulnerability cease to exist; and
- (h) any other reason that may warrant provision of care and protection to the child that is brought to the attention of the Secretary.

#### **PART IV – GENERAL DUTIES IN RESPECT OF KAFAALAH**

Duties of the  
Secretary

26. The Secretary shall—

- (a) establish the kafaalah committee which shall be a sub-committee of the sub county children advisory committee;

- (b) provide leadership and direction on kafaalah care arrangements;
- (c) resource mobilization and allocation;
- (d) ensure proper placement of the makfuul with the kafiil;
- (e) facilitate child tracing and rescue;
- (f) assess, monitor and ensure the supervision of the kafaalah arrangement;
- (g) provide technical support to the kafaalah sub-committee;
- (h) ensure stakeholder coordination;
- (i) linking the kafiil family and the makfuul to essential support services;
- (j) promote support networks among kafiil;
- (k) linkages to the social protection programs;
- (l) maintain kafaalah registers at the children's office.

Duties of the  
kafaalah  
committee

27. The kafaalah Committee shall—

- (a) sensitize the community on child protection and safeguarding the rights of the child;
- (b) identify, assess and recommend the kafiil;
- (c) identify assess and recommend the makfuul;
- (d) identify and refer support networks of kafiill;
- (e) document and report progress of placement to the sub- county children advisory committee;
- (f) supervision of the kafaalah placement;
- (g) Strengthen the capacity of the Kafaalah families;
- (h) Linking Kafaalah family to essential support services;
- (i) Resource mobilization and allocation;

- (j) Assessment of the appropriateness and ability of the Kafiil to take in a child.

Duties of the  
Biological  
parents

28. The biological parents shall—

- (a) provide the best care and protection to the child;
- (b) get an update on progress of the child from the kafiil;
- (c) update on progress of the child to the kafiil;
- (d) provide consent to have the child supported by the kafiil;
- (e) maintain family ties with the child;
- (f) give informed consent for temporary traveling of the child outside the country;
- (g) give consent for medical attention of the child;
- (h) facilitate the child in acquiring of statutory documents;
- (i) protect the property of the child.

Duties of the  
Kafiil

29. (1) The kafiil shall—

- (a) provide the best care and protection to the makfuul;
- (b) report progress of the makfuul to the Secretary;
- (c) meet the physical, emotional, developmental and educational needs of the makfuul;
- (d) provide or arrange for supervision that is appropriate to a child's age and developmental level;
- (e) maintain ties between the family and the child; and
- (f) facilitate the child in acquiring of statutory documents.

(2) A kafiil shall not remove a child from the jurisdiction of the Republic of Kenya without the leave of the court and such leave shall only be granted upon exceptional circumstances being shown.

(3) Where such leave is granted, the court shall impose such conditions and restrictions as it shall deem appropriate having regard to the best interests of the child.

**Duties of the  
Judiciary**

**30. The Judiciary shall—**

**(a) issue appropriate orders;**

**(b) adjudicate of dispute concerning kafaalah.**

Duty of  
confidentiality  
and privacy.

31. (1) Any person involved in Kafaalah shall uphold privacy and confidentiality in the entire process of Kafaalah.

(2) Any person involved in Kafaalah shall not authorize the publication or dissemination of information of the Makfuul in a manner that will endanger the Makfuul

Duty to report.

32. Any person shall report or notify an authorized officer any—

(a) issue that may affect the rights and welfare of the makfuul to the kafil, biological family, caregiver, or authorized officer;

(b) change of the kafil's and the family members' status which may negatively affect the makfuul.

Appeal

33. A person aggrieved by the decision of the kafaalah sub-committee shall appeal to the county children advisory committee.

Review of  
Kafaalah  
arrangement

34. The Secretary may, in consultation with the kafaalah subcommittee, review terms of the kafaalah arrangement.

Application of  
the Children Act  
2022

35. Any other matters arising in the kafaalah arrangement relating to the care and protection of the Children shall be dealt with in accordance with the provisions of the Act.

**General penalties**

36.

**SCHEDULE**

## KAFIIL APPLICATION FORM

### Details of the Applicants

Name of the Applicant.....

Date of Birth..... Age.....

Sex ..... National ID/Passport Number.....

Marital Status .....

Number of Children (if any) .....

Physical Address ..... Mobile/Telephone Number .....

Email Address ..... Postal Address.....

Postal Code .....

Village..... Sub-Location .....

Location ..... City/Town..... Sub – County .....

County..... Occupation of Applicant.....

### Applicants next of Kin:

Name..... Sex .....

Mobile Telephone Number ..... Relationship to the applicants.....

### Details of the Spouse

Name of the Spouse .....

Date of Birth..... Age.....

Sex .....

National ID/Passport Number (attach a copy) .....

Mobile/Telephone Number ..... Email Address .....

Occupation of Spouse (if applicable) .....



Other family sources of Income (e.g., farming) .....  
.....

Have you ever received a Child /Children under a Kafaalah arrangement Before? (if so, give particulars).....  
.....

Reason for Kafaalah application.....  
.....

Name of your Mosque.....Name of the Imam.....

Telephone Number of the Imam.....

Names of two referees and their Telephone contact Information (one of them must a local or religious leader)

1.....

2.....

Applicant's Signature.....Date.....

***Attach the following***

- (a) Attach a recommendation letter from religious/ local leader
- (b) Copy of National Identity card or Passport.
- (c) Police clearance certificate from DCI
- (d) Applicant medical status
- (e) Consent from the spouse
- (f) Document for proof of marriage

***Form No. CK 2***

## KAFIIL ASSESSMENT FORM

**Instruction for use:** The form to be used by the secretary or case worker to assess the Kafiil suitability for kafaalah care placement.

Name of Kafiil.....

Date of birth.....

Age.....

Sex .....

Physical Address ..... Telephone Number ..... Email Address .....

Postal Address ..... Postal Code .....

City/Town..... County .....

Sub – County .....

Location.....

Sub-location.....

Village..... Occupation.....

Name of the Mosque.....

Name of the Imam.....

Telephone number of the Imam.....

Marital status of Kafiil.....

Is the relationship monogamous or polygamous .....

Particulars of other people living in the Kafiil home

Name	Relationship to Kafiil	School/Grade	Occupation
------	------------------------	--------------	------------

.....

.....

Is there or has there been any chronic illness/infection in the household? (if so, give details)

.....

.....

Sources of household income. (Give description) .....

### Home environment

Type of house.....Number of rooms in the house.....

Type of toilet.....

Main source of water supply .....

Will the family/ person need any support to take in the makfuul? If the answer is yes, specify the support needed .....and why .....

Are the household members willing to take in the Makfuul? Yes/No .....

Does the person understand the nature of Kafaalah placement? Yes/No .....

Has the person/ any member of the family had a criminal conviction (if yes, give details and dates and state whether in your opinion it is of such seriousness as to prevent the family /kafiil from taking on a kafaalah placement)

.....  
.....

What type of Makfuul would benefit from this person /family? (Indicate suitable age brackets)

.....  
.....

Details of Makful(s) already placed with the Kafiil

Name	Sex	Date of Placement
------	-----	-------------------

.....	.....	.....
-------	-------	-------

Age at Placement .....

Placement status(On-going or terminated).If terminated give reasons.....

Details of parents and siblings of Makfuul if known

Names of Parents	Age	Religion	Physical Address
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Names of Brothers

Names of Sisters

Age

Physical Address

Do you find the Kafiil and household suitable to undertake Kafaalah placement? (Yes\No) Explain for either.....

Recommendation .....

Name of case worker.....

Signature .....

Address.....

Date .....

**Form No. CK 3**

**REGISTER OF PROSPECTIVE KAFIL**



**Form No. Ck3**

**DIRECTORATE OF CHILDREN'S SERVICES**

**REGISTER OF PROSPECTIVE KAFILS**

**Instructions:** The register contains data on persons approved as Kafiil and is administered by the Directorate of Children's Services

**A. The County and Sub-County Children's Office.**

Sub- County:.....

County:.....																	
<b>B. KAFIL INFORMATION</b>																	
Seri al Nu mb er	D at e of E nt ry	N a m e of K afil	Nati onali ty	ID No. /Pas spo rt	A g e	Phy sical Add ress/ Resi denc e	T e l N o .	Occu pation	Ma rita l Sta tus	Na me of Sp ouse	Tel Co nta ct.	Dat e App rove d as Kafi il	Seri al No. of App rova l Cert ifica te	No. and na me s of ma kfu ls pla ced	Disa bilit y stat us of Kafi il	Rem arks/ Com ment s	

**Form No.CK 4**

### CAREGIVER CONSENT

#### CAREGIVER CONSENT FORM

This form should be read to the child's primary caregiver for the child to be **place or reunified** and completed. It should be clearly explained to the child's primary caregiver the she / he can choose any or none of the options listed. If the caregiver has difficulties in hearing, the form should be made available in writing or provided via

interpreter

I, (Caregiver name ).....on behalf of (Child name \_\_\_\_\_), give my permission for \_\_\_\_\_

(caseworker organization) to securely store my personal details in their case management system (paper and electronic). I also give \_\_\_\_\_ (caseworker organization) permission to share information about my background, as explained below:

1. I understand that in giving my authorization below, I am giving \_\_\_\_\_ (caseworker organization) permission to share specific information regarding my background with the relevant service providers so that I can receive services to help me.

2. I understand that at any point, I have the right to change my mind about sharing information.

3. I understand that in giving the information of the child authorization below, I am also giving \_\_\_\_\_ (caseworker organization) permission to share specific information regarding my background with the service provider(s) I have indicated below, so that I can receive help with: reintegration with my family, education, safety and health services, psychosocial, and/or any legal needs.

4. I understand that information will be shared only as necessary to provide the help I request or need, and that at any point, I have the right to change my mind about sharing my information.

Education/school services: Yes ☐ No ☐

Legal & protective services: Yes ☐ No ☐

Disability-specific services Yes ☐ No ☐

Psychosocial services: Yes ☐ No ☐

Community services: Yes ☐ No ☐

Health/medical services: Yes ☐ No ☐

Livelihood services: Yes ☐ No ☐

Family members: Yes ☐ No ☐

I have been informed and understand that information may also be shared for purposes of reporting actual or suspected abuse, neglect or exploitation to child protection authorities to protect my safety and wellbeing or those of other children in my household.

I understand that shared information will be treated with confidentiality and respect.

Signature/Thumbprint of Caregiver:

Caseworker name:

Date:

### Form No. CK 5

### CHILD ASSENT

#### CHILD ASSENT FORM

This form should be read to the child and completed. If the child has difficulties in hearing, the form should be made available in writing or provided via interpreter. It should be clearly explained to the child, in a manner appropriate to her or his capacity, that she / he can choose any or none of the options listed.

*(Per Kenyan law children age of 14 years or over must assent and their assent must be accompanied by parent/guardian consent. Recommended good*

*practice is that all children in household age 14 years or older sign the assent form)*

I, (child's name) \_\_\_\_\_, give my permission for \_\_\_\_\_ (caseworker organization) to securely store my personal details in their case management system (paper and electronic). I also give \_\_\_\_\_ (caseworker organization) permission to share information about my background, as explained below:

1. I understand that in giving my authorization below, I am giving \_\_\_\_\_ (caseworker organization) permission to share specific information regarding my background with the relevant service

providers so that I can receive services to help me.

2. I understand that at any point, I have the right to change my mind about sharing information.

3. I understand that in giving my authorization below, I am also giving \_\_\_\_\_ (caseworker organization) permission to share specific information regarding my background with the service provider(s) I have indicated below, so that I can receive help with: reintegration with my family, education, safety and health services, psychosocial, and/or any legal needs.

4. I understand that information will be shared only as necessary to provide the help I request or need, and that at any point, I have the right to change my mind about sharing my information.

Education/school services: Yes ☐ No ☐

Legal & protective services: Yes ☐ No ☐

Disability-specific services Yes ☐ No ☐

Psychosocial services: Yes ☐ No ☐

Community services: Yes ☐ No ☐

Health/medical services: Yes ☐ No ☐

Livelihood services: Yes ☐ No ☐

Family members: Yes ☐ No ☐

I have been informed and understand that information may also be shared for purposes of reporting actual or suspected abuse, neglect or exploitation to child protection authorities to protect my safety and wellbeing or those of other children in my household.

I understand that shared information will be treated with confidentiality and respect.

Signature/Thumbprint of child:

Caseworker name:



Date:

**Form N0. CK 6**

### **Kafiil Consent Form**

This form should be read to the Kafiil and completed. It should be clearly explained to the Kafiil that she / he can choose to respond to any or none of the options listed.

I, (Kafiil name) \_\_\_\_\_, give my permission to share information about my background, as explained below:

1. I understand that in giving my authorization below, I am giving permission to share specific information regarding my background with the relevant service providers.
2. I understand that at any point, I have the right to change my mind about sharing information.

I have been informed and understand that information will also be shared for purposes of reporting actual to child protection authorities to protect my safety and wellbeing or those of other children in my household.

I understand that shared information will be treated with confidentiality and respect.

Signature/Thumbprint of Kafiil:

Imam/Caseworker name:

Date:

**Form No. CK 7**

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### FORM OF UNDERTAKING

(To be completed in Triplicate)

I/ We (name of Kafil).....of ID  
Number.....hereby take in(name of Makfuul)  
..... into my/our  
home on (date) .....from (name of  
the secretary) .....

undertake that;

Will care for him/her as my/our own child, safeguard and promote his/her welfare and rights in accordance with the children Act 2022. I will allow the secretary and any other authorized officer to visit my/our home, to exercise their responsibility; inform the secretary of any occurrences that may affect the placement and require their intervention from time to time.

Signed by Kafil) .....Name..... Date .....

Signed by Kafil Spouse .....Name.....Date.....

Witnessed by Imam.....Name..... Date.....

Witnessed by Secretary.....Name..... Date.....

Form No. CK8

**Kafaalah Placement form**

Name of Makfuul:		Sex:	Date of birth:
Siblings of the Makfuul#1:		Sex:	Date of Birth:
#2.		Sex:	Date:
Attach any additional details of siblings			
Type current care			
Kafiil Name	ID Number	Telephone contacts	
Place (where the placement is conducted):		Authorizing person Name & signature:	
Placement Date:		Next Review Date:	
<b>Reasons for placing makfuul under kafaalah: Tick one or more of the following circumstances.</b>			
<input type="checkbox"/> A parent being unable to provide care due to the death of the other parent.			
<input type="checkbox"/> A serious illness or terminal illness of a parent.			
<input type="checkbox"/> The physical or mental condition of the parent or the child such that proper care and supervision of the child cannot be provided by the parent.			
<input type="checkbox"/> The incarceration of a parent			
<input type="checkbox"/> The loss or uninhabitability of the child's home as the result of a natural disaster.			
<input type="checkbox"/> Unable to locate a parent/s currently to notify them of the intended reintegration because (list reasons):			
<input type="checkbox"/> Other reasons:			
Kafiil name	Signature:		Date:

Imam's name:	Signature:	Date:
Caseworker's name:	Signature:	Date:
Local administrator	Signature:	Date:
Sub county Children Officer	Signature:	Date:

**Form No. CK 9**

**KAFALAH CARE PLACEMENT CERTIFICATE**

This is to certify that .....(child/makfuul ).....  
 (sex) .....age.....has today, (date) .....been placed with  
 .....(caregiver/Kafil(s)).....  
 .....ID NO.....Telephone no..... for  
 .....Residence area in .....Sub county.....in  
 .....County as provided for under Children (Kafalah) Regulation; 2023.

Signed.....

Name..... Designation.....

(Secretary) DCS

Date .....

Stamp

**Form No. CK10**

**KAFIIL CERTIFICATE OF REGISTRATION**

This is to certify that ..... has been vetted and approved as Kafiil as provided for under regulation 7(2) of the Kafaalah regulations 2023.

Signed .....Name .....

Sub County Children Officer

Date.....

Official Stamp

**Form No. CK 11**



**KAFIIL REGISTER**

**KAFIIL REGISTER**

**Instructions:** The register contains data the children/makfuul and care givers/Kafiil under Kafaalah Care arrangement

**A. The County and Sub-County Children's Office.**

Sub- County:.....

County:.....

**B. KAFIIL INFORMATION**

N o	Dat e of Entr y	Na me of Kaf iil	ID No. /Passp ort	Ag e	Physic al Addres s/ Reside nce	Cont act	Child/Ma kfuul Name.	Ag e	Se x	Nature of arrange ment (Actual or support withing family)	Date of placem ent.	Cert placem ent No.	Remark s/ Comm ents

Made on the ....., 2024.

**FLORENCE BORE,**  
*Cabinet Secretary for Labour and Social Protection.*