REPUBLIC OF KENYA

BRS BUSINESS REGISTRATION SERVICE
Doing Business Made Easier

PUBLIC NOTICE

CALL FOR PUBLIC PARTICIPATION AND SUBMISSION OF COMMENTS ON THE DRAFT TRUST ADMINISTRATION REGULATIONS, 2026, AND NOTICE ON THE IMPLEMENTATION OF THE TRUST ADMINISTRATION ACT, 2026

The Business Registration Service (BRS), established under the Business Registration Service Act (Cap. 499B), is mandated to administer laws and policies relating to the registration of companies, partnerships, firms and business names, as well as matters concerning bankruptcy, hire-purchase, security rights and the registration of trusts, among other functions.

Following the commencement of the Trust Administration Act, 2026, on 25th September 2026, BRS is undertaking the transition necessary to align its operations and systems with the new legal framework for the registration and incorporation of trusts.

In accordance with Article 10 (2) of the Constitution of Kenya, BRS invites members of the public and other interested stakeholders to participate in the public consultation on the draft Trust Administration Regulations, 2026. The town hall forums will be held as set out below.

Date	Host County	Cluster of Counties	Venue	Time
16 November	Kisii	Kisii, Nyamira, Migori, Homa Bay, Bomet	Agricultural Training College (ATC) Hall	9:00 a.m.–1:00 p.m.
	Nyeri	Nyeri, Murang'a, Kirinyaga	Nyeri Cultural Centre	9:00 a.m.–1:00 p.m.
17 November	Kisumu	Kisumu, Siaya, Vihiga	Sunset Hotel	9:00 a.m.–1:00 p.m.
	Embu	Embu, Meru, Tharaka Nithi	Kenya School of Government, Embu	9:00 a.m.–1:00 p.m.
	Garissa	Garissa, Isiolo, Wajir	Government Guest House	9:00 a.m.–1:00 p.m.
18 November	Kakamega	Kakamega, Bungoma, Busia	Kakamega Golf Hotel	9:00 a.m.–1:00 p.m.
19 November	Eldoret	Uasin Gishu, Nandi, Elgeyo-Marakwet	Eldoret Polyethnic	9:00 a.m.–1:00 p.m.
	Mombasa	Mombasa, Kwale, Taita Taveta	Mombasa Beach Hotel	9:00 a.m.–1:00 p.m.
	Machakos	Machakos, Kitui, Makueni	Kyaka Hotel	9:00 a.m.–1:00 p.m.
20 November	Nakuru	Nakuru, Laikipia, Nyandarua, Baringo	Egerton University	9:00 a.m.–1:00 p.m.
	Kilifi	Kilifi, Lamu, Tana River	Coast Development Authority Hall, Kilifi	9:00 a.m.–1:00 p.m.
	Nairobi	Nairobi, Kiambu, Kajiado	Radisson Blu Hotel, Nairobi Upper Hill	9:00 a.m.–1:00 p.m.

Submission of comments

The draft Trust Administration Regulations, 2026, can be accessed on the BRS website at **https://brs.go.ke/regulations/** or by scanning the **QR code below**. Members of the public and interested stakeholders are invited to submit any comments on the draft Regulations in the prescribed format as follows:

REGULATION/CLAUSE	ISSUE OF CONCERN	JUSTIFICATION	RECOMMENDATION

Scan to download the draft Trust Administration Regulations, 2026

Comments or memoranda should be sent by email to **trusts@brs.go.ke** on or before **Friday, 20th November 2026.**

IMPLEMENTATION OF THE TRUST ADMINISTRATION ACT, 2026

Further to the commencement of the Trust Administration Act, 2026, on 25 September 2026, BRS issues the following notice to trustees, applicants and members of the public concerning the transition to the new trust administration framework.

1. **Suspension of Lodgment and Processing of Applications for Incorporation of Trusts**
   Form TR 1, previously prescribed under the repealed Trustees (Perpetual Succession) Act, is no longer applicable to applications for incorporation of trusts under the Trust Administration Act, 2026. Accordingly, with immediate effect, lodgment and processing of applications for incorporation of trusts through the existing manual platform **(manual.brs.go.ke)** are suspended.

   BRS is developing the system requirements and will issue further guidance on the changes required to align the platform with the Trust Administration Act, 2026, and the applicable Regulations. The Regulations are currently under development.

2. **Compliance with the Trust Administration Act, 2026**
   BRS is taking the necessary steps towards the operationalization of the Act through the preparation of Regulations to facilitate the full implementation of the Act and the commencement of trust registration and incorporation under the new legal framework.

   During the transition period, all existing trusts are required to maintain basic and beneficial ownership information in accordance with the Trust Administration Act, 2026. Trustees and other relevant persons should ensure that this information is accurate, complete and up to date, pending further guidance on filing and registration requirements under the new framework.

KENNETH GATHUMA
DIRECTOR GENERAL

KENYA VISION 2030