

REPUBLIC OF KENYA



ELEVENTH PARLIAMENT - (THIRD SESSION)

THE NATIONAL ASSEMBLY

MESSAGE (NO.31 OF 2015)

**REFERRAL BY H.E. THE PRESIDENT OF THE EXCISE DUTY BILL,
2015**

Honourable Members,

You may recall that on August 27, 2015, the National Assembly passed the Excise Duty Bill, 2015. Thereafter, the Bill was presented for Assent to H.E. the President in accordance with the provisions of the Constitution and our Standing Orders. However, H.E. the President, by way of Memorandum, has since referred the Bill back to the National Assembly for reconsideration, pursuant to the provisions of Article 115(1)(b) of the Constitution.

Honourable Members,

H.E. the President has expressed reservations on Part 1 of Paragraph 1 of the First Schedule of the Bill. Consequently, the President has recommended amendments to various items in this schedule relating to fruit juices, cigarettes, motor vehicles and motorcycles.

Honourable Members,

Standing Order 154 requires the National Assembly to consider the President's reservations within 21 days, therefore the Memorandum stands committed to the Departmental Committee on Finance, Planning and Trade for consideration. The Committee should table its report by October 20, 2015. In considering the Memorandum, regard will be given to the guidance given by the Speaker in a Communication delivered on July 28, 2015 concerning consideration of Presidential

Memorandum and amendments thereto, particularly my guidance, that amendments by a Committee or an individual Member that have the effect of fully accommodating the Presidential reservations will not attract two thirds requirement for passage.

I wish to remind the House and the Committee that only clauses of the Bill that have reservations will be considered. I also direct the Clerk to circulate the memorandum from H. E. the President to all Members so that you can familiarize yourselves with its contents.

Thank you!

THE HON. JUSTIN B. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY
October 6, 2015