

**SPECIAL ISSUE**

*Kenya Gazette Supplement No. 134 (National Assembly Bills No. 34)*



REPUBLIC OF KENYA

**KENYA GAZETTE SUPPLEMENT**

**NATIONAL ASSEMBLY BILLS, 2021**

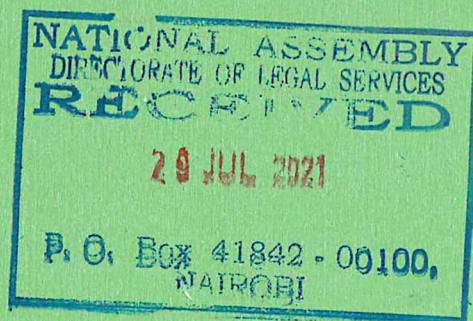
**NAIROBI, 9th July, 2021**

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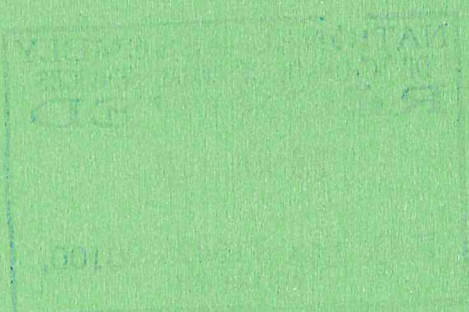
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**THE NATIONAL GOVERNMENT CONSTITUENCIES  
DEVELOPMENT FUND (AMENDMENT) BILL, 2021**

**A Bill for**

**AN ACT of Parliament to amend the National  
Government Constituencies Development Fund  
Act, 2015 and for connected purposes**

**ENACTED** by the Parliament of Kenya, as follows—

1. This Act may be cited as the National  
Government Constituencies Development Fund  
(Amendment) Act, 2021.

Short title.

2. Section 4 of the National Government  
Constituencies Development Fund Act is amended in  
subsection (1) by deleting the phrase “2.5% (two and half  
per centum)” appearing in paragraph (a) and substituting  
therefor the phrase “5% (five per centum)”.

Amendment of  
section 4 of  
No. 30 of  
2015.



## **MEMORANDUM OF OBJECTS AND REASONS**

### **Statement of Objects and Reasons for the Bill**

The principal object of the Bill is to amend the National Government Constituencies Development Fund Act, *No. 30 of 2015* to increase the minimum share of all the national Government share of revenue appropriated to the National Government Constituencies Development Fund from 2.5% (two and half per centum) to 5% (five per centum).

### **Statement of delegation of legislative power and limitation of fundamental rights and freedoms**

The Bill does not delegate any legislative powers nor does it limit fundamental rights and freedoms

### **Statement of whether the Bill concerns county governments**

This Bill is not a Bill concerning county governments.

### **Statement of whether the Bill is a money Bill within the meaning of Article 114 of the Constitution**

The enactment of this Bill shall occasion additional expenditure of public funds.

Dated the 13th October, 2020.

**TINDI MWALE,**  
*Member of Parliament.*



*Section 4 of No. 30 of 2015 which it is proposed to amend—*

**4. (1) There is established a fund to be known as the National Government Constituencies Development Fund which shall—**

Objects of the Act.

- (a) be a national government fund consisting of monies of an amount of not less than 2.5% (two and half per centum) of all the national government's share of revenue as divided by the annual Division of Revenue Act enacted pursuant to Article 218 of the Constitution;
- (b) comprise of any monies accruing to or received by the Board from any other source; and
- (c) be administered by the Board.

(2) All monies allocated under this Act shall be considered as funds allocated to constituencies pursuant to Article 206(2)(c) of the Constitution to be administered in accordance with the provisions of this Act.

(3) The monies appropriated to the Fund in any financial year under subsection (1)(a) shall not be less than the amount appropriated to the Fund in the preceding financial year unless as otherwise allowed by this Act.



