



REPUBLIC OF KENYA

THIRTEENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

COMMUNICATION FROM THE CHAIR

_____ (No. 030 of 2025) _____

ON

**CONSIDERATION OF THE PRESIDENT'S RESERVATIONS ON THE
CONFLICT OF INTEREST BILL, 2023 AND THE ANTI-MONEY
LAUNDERING AND COMBATING OF TERRORISM FINANCING LAWS
(AMENDMENT) BILL, 2025**

Honourable Members,

1. You will recall that on Wednesday, 30th April 2025, I reported to this House a Message from His Excellency the President, notifying that in exercise of the powers conferred under Article 115(1)(b) of the Constitution, he had referred the Conflict of Interest Bill (National Assembly Bill No. 12 of 2023) and the Anti-Money Laundering and the Combating of Terrorism Financing Laws (Amendment) Bill (National Assembly Bill No. 5 of 2025) back to Parliament for re-consideration.
2. I did refer the Memoranda containing the President's Reservations to the two Bills to the Departmental Committee on Justice and Legal Affairs for consideration. I also advised that the consideration of the President's reservations to the two Bills by the Committee and indeed the House shall, in so far as necessary, be guided by the Speaker's Communication of 28th July 2015 on the *Consideration and Scope of President's Memorandum*.

3. Honourable Members, the Committee has since laid, on the Table of this House, its report on the consideration of the President's Memoranda to the two Bills. With respect to the Anti-Money Laundering and the Combating of Terrorism Financing Laws (Amendment) Bill, 2025, the Committee has recommended that the House **concurs** with the President's Reservations to the Bill, albeit with amendments.

4. Article 115 of the Constitution empowers the House to propose amendments to the President's Reservations, either fully accommodating them or not fully accommodating the reservations. Where proposed amendments **fully accommodate** the President's Reservations, the amendments ~~only require to be supported by a simple majority of~~ Members of the National Assembly, **present and voting**.

5. Conversely, **Honourable Members,** where such amendments **do not fully accommodate** the President's Reservations, the amendments require to be supported by at least **two-thirds** of Members of the National Assembly.

6. I have determined that the amendments proposed by the Departmental Committee on Justice and Legal Affairs to the President's Reservations to the Anti-Money Laundering and the Combating of Terrorism Financing Laws (Amendment) Bill, 2025 **do not fully accommodate** the President's Reservations.

7. In this case, the threshold must be realized for the amendment to be carries, otherwise, the House will be deemed to have concurred with the President's Reservations to the Bill.

- 8. Honourable Members**, regarding the Conflict of Interest Bill, 2023, I am informed that the Committee recommends **that the House does not concur** with the President's Reservations to the Bill.
- 9.** Conversely, **Honourable Members**, for the House to uphold the recommendation of the Departmental Committee on Justice and Legal Affairs that the House **does not concur with the President's Reservations** to the Conflict of Interest Bill, 2023, the House shall be required to muster the support of at least **233 Members**. This is in keeping with the provisions of Article 115(4) of the Constitution, which requires that such a proposal be supported by at **least two-thirds** of the Members of the National Assembly. If this threshold is not achieved, the House will be deemed to have concurred with the President's Reservations to the Bill.
- 10.** For clarity, **Honourable Members**, the recommended text in respect to the President's Reservations to the two Bills has been published in the Order Paper for this Sitting.

I thank you!


THE RT. HON. (DR.) MOSES F.M. WETANG'ULA, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Thursday, 29th May 2025

