

**SPECIAL ISSUE**

*Kenya Gazette Supplement No. 24 (Kwale County Acts No. 15)*



REPUBLIC OF KENYA

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**KENYA GAZETTE SUPPLEMENT**

**KWALE COUNTY ACTS, 2017**

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**NAIROBI, 12th May, 2017**

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**THE KWALE COUNTY ASSEMBLY MEMBERS  
AND STAFF LOAN SCHEME FUND  
(AMENDMENT) ACT, 2018**

**No. 15 of 2017**

*Date of Assent: 9th May, 2017*

*Date of Commencement: 12th May, 2017*

**AN ACT of County Assembly of Kwale to amend the  
Kwale County Assembly Members and Staff Loan  
Scheme Fund Act, 2016**

**ENACTED** by the County Assembly of Kwale, as follows—

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| Short title                                 | <b>1.</b> This Act may be cited as the Kwale County Members and Staff Loan Scheme Fund (Amendment) Act, 2017.   |
| Principal Act                               | <b>2.</b> The Kwale County Members and Staff Loan Scheme Fund Act 2016 is herein referred to as the principal Act.  |
| Amendment of Section 4 of the Principle Act | <b>3.</b> Section 4 of the Principle Act is amended by deleting the words “section 9” in the definition of committee and substituting it with the words “section 11”. |
|   | <b>4.</b> Amending the definition of member to include “members of the County Assembly Service Board and Members of Staff”  |

**PART II— ESTABLISHMENT AND ADMINISTRATION OF THE  
FUND**

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| Amendment of section 8 of the Principal Act                                    | <b>5.</b> Section 8 of the principal Act is amended by deleting the word “appointed” and replacing with the word “designated.”  |
| Repeal of Section 9  | <b>6.</b> The principal Act is amended by repealing Section 9.  |
| Insertion of section 9A.<br>Appointment and Qualifications of the Fund Manager | <b>7.</b> The principal Act is amended by adding the following new section 9A immediately after section 9.<br><br>(9) A (1) The county executive member for finance shall designate fund manager<br><br>(2) a person qualified for designation as a fund manager if that person has knowledge and relevant working experience of not less than 3 years. |

**PART IV—OPERATION OF THE FUND**

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| Amendment of | <b>8.</b> Section 19 (4) of the principal Act is amended by |
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**No. 15** *Kwale County Assembly Members and Staff Loan Scheme Fund (Amendment)* **2017**

Section 19 deleting the words “one third” and substituting with the words “two thirds” after the word exceeding.

Amendment of Section 23 **9.** Section 23 of the principal Act is amended by deleting the words “for the benefit of the member or staff and premium in respect thereof shall be debited to the account of the member or staff of the fund.

**PART V – FINANCIAL PROVISIONS**

Insertion of Section 25 A Expenditure of the Fund **10.** The principal Act is amended by adding a new Section 25A immediately after section 25

25A. The expenditure of the fund shall include;

- (a) Principle disbursements for the purpose of acquiring the asset
- (b) Administration costs necessary for the smooth operation of the fund; and
- (c) Fringe benefit tax as imposed under the Income Tax Act, Cap. 470