



LAWS OF KENYA

THE LOCAL GOVERNMENT ACT

CHAPTER 265

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CHAPTER 265**THE LOCAL GOVERNMENT ACT***Commencement: 30th April, 1963*

An Act of Parliament to provide for the establishment of authorities for local government; to define their functions and to provide for matters connected therewith and incidental thereto.

L.N. 256/1963,
 L.N. 279/1963,
 L.N. 283/1963,
 L.N. 342/1963,
 L.N. 383/1963,
 L.N. 607/1963,
 L.N. 621/1963,
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 11 of 1967,
 9 of 1968,
 13 of 1968,
 31 of 1968,
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 13 of 1970,
 L.N. 35/1970,
 L.N. 36/1970,
 L.N. 41/1970,
 21 of 1971,
 31 of 1971,
 5 of 1972,
 4 of 1974,
 5 of 1974,
 L.N. 72/1977,
 19 of 1979,
 8 of 1982,
 L.N. 22/1984,
 11 of 1984,
 11 of 1992,
 10 of 1997,
 5 of 1998,
 9 of 2000,
 11 of 2000,
 8 of 2002,
 11 of 2002,
 12 of 2003,
 3 of 2005,
 6 of 2006,
 17 of 2006.

PART I—PRELIMINARY

1. This Act may be cited as the Local Government Act.

Short title.

Interpretation.
L.N. 383/1963,
L.N. 634/1963.
L.N. 749/1963,
L.N. 34/1965,
9 of 1968, Sch.,
31 of 1971, s. 2,
L.N. 72/1977,
11 of 1984, s. 3.
Cap. 385.
Cap. 399.
Cap. 406 .

2. In this Act, unless the context otherwise requires—

“annual meeting” means an annual meeting under section 74;

“area”, in relation to a local authority, means its area of jurisdiction;

“building” includes any erection in whatsoever manner constructed, and any part of a building;

“business permit” means a permit that allows the conduct of a business or trade including a profession or occupation, within the area of a local authority, and includes a single business permit and a consolidated business permit;

“chief financial officer” means the chief financial officer under section 130 (1);

“the City of Nairobi” means the City Council of Nairobi and incorporated by Royal Charter dated the 20th March, 1950, and any reference in this Act or any other written law to a municipality or municipal council shall be construed as including a reference to the City of Nairobi or the City Council of Nairobi, as the case may require;

“clerk” includes the town clerk of a municipal council or the clerk of a county council or town council;

“consolidated business permit” means a permit in respect of one or more business activities each of which would otherwise require a separate permit;

“contributory place” means such area as the Minister may specify under section 215 (3);

“control” includes regulate, inspect, supervise and license;

“county” means an area declared under section 5 to be a county;

“county council” means a county council established under section 28;

“county division” means a county division established under this Act;

“establish” includes acquire, erect, build, construct, hire, equip and furnish;

“financial year” means the period provided in section 227;

“forest area” has the meaning assigned to it under the Forests Act; Cap. 385.

“function” includes powers and duties;

“hawker” includes a person who, whether as principal, agent or employee -

(a) for the purpose of carrying on trade by the sale or exchange of goods, wares, merchandise or refreshments places himself in any street or public place or unenclosed land (other than in shop premises approved as such by a local authority) or goes about in streets or public places or from premises to premises; or

(b) by any of the means aforesaid carries on trade by the sale or exchange, or the offer or exposing for sale or exchange, of any goods, wares, merchandise or refreshments,

but does not include a person who seeks or takes orders for subsequent delivery or who delivers goods, wares, merchandise or refreshments to premises for the purpose of resale;

“inspector” means an inspector appointed under section 231;

“land” includes any interest in land, any buildings on land, land covered with water, any easement or right in, to or over land;

“licence” includes a permit, but excludes a business permit; 5 of 1997, s. 42.
and

“local authority” means a municipal, county, town or urban council;

“maintain” includes carry on, manage, operate and keep in repair;

“medical officer of health” includes a deputy medical officer of health and an assistant medical officer of health;

“member”, in relation to a local authority, means a mayor, deputy mayor, chairman, vice-chairman or councillor thereof;

“municipal council” means a municipal council established under

section 12;

“municipality” means an area declared under section 5 to be a municipality;

“occupier” includes any person in actual occupation of land or premises without regard to the title under which he occupies, and, in the case of premises divided and let to lodgers or various tenants, includes also the person receiving the rent payable by the lodgers or tenants whether on his own account or as agent for any person entitled thereto or interested therein;

“officer” includes a servant;

“official language” means English and such other language as the Minister may declare to be an official language either generally or in respect of any particular local authority or group or class of local authorities;

“owner” means—

- (a) in the case of freehold land, the person (other than the Government) owning such land;
- (b) in the case of land held under a lease—
 - (i) for a period of not less than ten years; or
 - (ii) for the natural life of any person; or
 - (iii) which is renewable from time to time at the will of the lessee indefinitely; or
 - (iv) which is renewable from time to time at the will of the lessee for periods which together with the first period thereof amount in all to not less than ten years,

the person holding such land under such lease and includes any agent who receives rents or profits from any such person and also any superintendent, overseer or manager of any such lessee in respect of the holding on which he resides as such superintendent, overseer or manager;

“premises” includes any land, building, room, structure, tent, van, vehicle, stream, lake, dam, pool, drain or ditch (open or enclosed) whether public or private;

“public health officer” includes a chief public health officer, a deputy public health officer and a senior public health officer;

“public place” includes any road, street, thoroughfare, foot pavement, footpath, sidewalk, lane, square, open space, garden, park or enclosed space & vested in a local authority under this Act;

“public road” has the meaning assigned to it in the Public Roads and Roads of Access Act; Cap. 399.

“public street” means an adopted street as defined in section 3 (1) of the Streets Adoption Act, and includes a public street as defined in section 16 (9) of that Act; Cap. 406.

“revenues”, in relation to a local authority, includes the county fund or general rate fund, as the case may be, and all rates, Government contributions and other revenues, whether arising from land or undertakings or from any other source, receivable by the local authority;

“single business permit” means a permit issued in respect of a class of business activities in lieu of the separate licences which would otherwise require to be issued in respect of each activity.

“street trading” includes the selling of newspapers, matches, flowers, food and drink and other articles, the distribution of handbills or other advertisements, and shoe-cleaning and any other like occupation carried on in any public place;

“township” means an area declared by the Minister under section 5 to be a township;

“town council” means a town council established by section 28;

“urban council” means an urban council established under section 41.

PART II—LOCAL GOVERNMENT AREAS

3. (*Repealed by L.N. 634/1963.*)

4. (*Repealed by II of 1984, s. 4.*)

5. (1) The Minister, acting in consultation with the Electoral Commission may, either on receiving proposals under section 6 or without any such proposals, by order exercise all or any of the following

Powers of the Minister in regard to local authority areas. L.N. 634/1963,

L.N. 34/1965,
31 of 1968, s. 5,
31 of 1971 Sch.,
11 of 1984, Sch.,
10 of 1997, s. 5,
11 of 1992,
10 of 1997, Sch.
Cap. 102.

powers—

- (a) establish any area to be or to cease to be a municipality, county or township;
- (b) assign a name to a municipality, county or township;
- (c) define the boundaries of a municipality, county or township;
- (d) alter the boundaries of a municipality, county or township, whether by adding or subtracting from its area or otherwise;
- (e) alter the name of a municipality, county or township;
- (f) amalgamate two or more counties into one county;
- (g) transfer a part of a county to another county or to a municipality;
- (i) transfer a part of a municipality to a county or township;
- (j) *(Repealed by 10 of 1997, Sch.).*

Provided that a municipality, county or township shall not extend outside a single province.

(2) Every order made under subsection (1) shall make such provision for protecting the interests of the officers of any council affected by the order as the Minister, acting in consultation with the Electoral Commission considers just.

(3) Before making an order under subsection (1), the Minister, acting in consultation with the Electoral Commission, shall, if proposing to exercise any of the powers specified in paragraphs (a), (c), (d), (f), (g), (h) and (i) of that subsection, and may in any other case, appoint a public officer or some other person to inquire into and report on the advisability of the exercise of any of the powers; and for the purpose of the inquiry the Minister, acting in consultation with the Electoral Commission, may confer upon the officer or person the like powers as are enjoyed by a commissioner under the Commissions of Inquiry Act.

(4) Notice of such an appointment and particulars of the powers proposed to be exercised shall be published in the Gazette and in at least one newspaper circulating in the area to which the proposal relates.

6. (1) A municipal council, county council or town council may make a proposal to the Minister that he should exercise his power under section 5 in the manner specified in the proposal.

Council may submit proposals for alterations.
L.N. 634/1963, Sch.,
L.N. 34/1965,
31 of 1968, s. 8,
31 of 1971, Sch.

(2) Upon receiving a proposal under subsection (1), the Minister, unless for any special reason he considers that the proposal should not be entertained, shall, if the proposal relates to the exercise of any of the powers specified in paragraphs (a), (c), (d), (f), (g), (h) and (i) of section 5 (1), and may in any other case, appoint a public officer or some other person to inquire into and report on the advisability of the exercise of any of the powers in the manner proposed or in any other manner, and for the purposes of the inquiry the Minister may confer upon the officer or the person the like powers as are enjoyed by a commissioner under the Commissions of Inquiry Act.

Cap. 102.

(3) Notice of such an appointment and particulars of the proposal shall be published in the Gazette and in at least one newspaper circulating in the area to which the proposal relates.

7. (*Repealed by L.N. 634/1963.*)

8. The Minister may assign a name to any township and may at any time alter the name of any township.

Power to name townships.
L.N. 634/1963,
L.N. 34/1965.

9. (1) The Minister, acting in consultation with the Electoral Commission may, by order, exercise all or any of the following powers—

Powers of Minister with respect to counties.
L.N. 634/1963,
L.N. 34/1965,
31 of 1968, s. 4,
11 of 1992, Sch.,
10 of 1997, Sch.

- (a) establish one or more county divisions in a county;
- (b) assign a name to a county division or alter the name of a county division;
- (c) define the boundaries of a county division, or alter or amend the boundaries of a county division, whether by adding to or subtracting from an area thereof or otherwise;
- (d) amalgamate two or more county divisions within the county into one county division;
- (e) divide a county division into two or more county divisions;
- (f) transfer a part of a county division to another county division within the same county;

(g) (*Repealed by 10 of 1997, Sch.*).

(2) Before exercising any of the powers conferred by subsection (1), the Minister, acting in consultation with the Electoral Commission, shall, if proposing to exercise any of the powers specified in paragraphs (a), (c), (d), (e) and (f) of that subsection, and may in any other case, appoint a public officer or some other person to inquire into and report on the advisability of exercising the powers and notice of such an appointment and particulars of the power proposed to be exercised shall be published in the Gazette and in at least one newspaper circulating in the area to which the proposal relates.

Electoral areas.
10 of 1997, Sch.

10. (1) The Electoral Commission may, by order in the Gazette divide any municipality, county, township or county division into electoral areas having such boundaries and names as may be prescribed by the order.

(2) The principles and matters set out in subsections (3) and (5) of section 42 of the Constitution relating to the division of Kenya into constituencies shall, *mutatis mutandis*, guide the electoral Commission in the exercise of its powers and the performance of its functions under this section.

11. (*Repealed by 11 of 1984, s.4.*).

PART III—CONSTITUTION OF LOCAL AUTHORITIES

Municipal Councils

Establishment and
incorporation of
municipal councils.
L.N. 634/1963,
9 of 1968, Sch.,
11 of 1984, Sch.,
10 of 1997, s. 12.

12. (1) For every municipality there shall be a municipal council established under this Act and every municipal council shall consist of such number of councilors as may be elected, nominated or appointed under section 26.

(2) The Minister, in consultation with the Electoral Commission shall, by order, establish a municipal council in respect of any municipality for which there is not in existence a municipal council established under this Act.

(3) Every municipal council shall, under the name of “The Municipal Council of”, be each and severally a body corporate with perpetual succession and a common seal (with power to alter such seal from time to time), and shall by such name be capable in law of suing and being sued, and of acquiring, holding and alienating land.

Qualification of
mayor and tenure of

13. (1) The mayor of a municipal council shall be elected by the council from among the councillors at the first meeting of the council

and subsequently at each second annual meeting of the council and, a mayor elected in the year 1968 or later shall hold office until the next annual meeting but one of the council.

office.
9 of 1968, Sch.,
38 of 1968, Sch.,
13 of 1970, s. 2.

(2) Subject to section 16, the mayor shall, unless he resigns or ceases to be qualified or becomes disqualified continue in office until his successor is elected and assumes office.

(3) During his term of office, the mayor shall continue to be a member of the council, notwithstanding the provisions of this Act and any rules made thereunder relating to the retirement of members of the council.

(4) A retiring mayor shall be eligible for re-election.

14. (1) The mayor shall be elected by the councillors present, by secret ballot, and such election shall be the first business transacted at the first meeting of the council, and thereafter at each second annual meeting of the council.

Election of mayor.
9 of 1968, Sch.,
38 of 1968, Sch.

(2) On the election of the mayor the outgoing mayor shall preside:

Provided that at the first meeting of the council after its constitution, and subsequently if the office of the outgoing mayor is vacant from any cause, or if the outgoing mayor is a candidate for re-election as mayor, or if the mayor is for any reason unable to attend, the councillors present shall elect a chairman from among themselves (other than a candidate for the office of mayor) who shall preside for the purposes of such election.

(3) The person presiding at the election of the mayor shall have a deliberative vote only, and, in the case of equality of votes for two or more candidates, the election shall be determined by lot between those candidates.

(4) Notwithstanding subsection (1), no person who is a candidate for election to the office of mayor shall be entitled to speak or vote in the election.

15. (1) A deputy mayor shall be elected by secret ballot by the council from among the councillors at the first meeting of the council, and thereafter at each second annual meeting of the council (immediately after the election of mayor).

Deputy mayor.
9 of 1968, Sch.,
38 of 1968, Sch.,
11 of 1984, s. 5.

(2) Subject to section 16, the deputy mayor shall, unless he resigns or ceases to be qualified or becomes disqualified, continue in office until

his successor is elected and assumes office.

(3) During his term of office, the deputy mayor shall continue to be a member of the council, notwithstanding the provisions of this Act and any rules made thereunder relating to the retirement of members of the council.

(4) A retiring deputy mayor may be re-elected to the office which he is vacating.

(5) On the election of the deputy mayor, the newly elected mayor or, in his absence, a councillor elected as chairman by councillors present, shall preside, but he shall have a deliberative vote only, and in case of equality of votes for two or more candidates, the election shall be determined by lot between those candidates.

(6) Notwithstanding subsection (1), no person who is a candidate for election to the office of deputy mayor shall be entitled to speak or vote in the election.

Filling vacancy in office of mayor and deputy mayor.
9 of 1968, Sch.

16. (1) In the event of the office of mayor or deputy mayor becoming vacant from any cause whatsoever during the term of office of such mayor or deputy mayor, a successor shall, at the next meeting but one of the council after the vacancy occurs, be elected by the councillors from amongst themselves, by secret ballot, and the person so elected shall, subject to section 18, forthwith enter upon his office and shall serve as mayor or deputy mayor, as the case may be, for the remainder of the period of which the mayor or deputy mayor whose office became vacant, had been elected.

(2) Subsections (2), (3) and (4) of section 14 shall apply *mutatis mutandis* with respect to any election under this section.

Functions of deputy mayor.

17. (1) The deputy mayor shall, whenever it shall be necessary owing to the death, resignation, absence, illness or incapacity of the mayor, have authority to exercise all the powers and discharge all the duties vested in and imposed upon the mayor under and by virtue of this Act.

Mayor and deputy mayor to make declaration of acceptance.
L.N. 607/1963.

18. (1) A person who has been elected mayor or deputy mayor shall, within seven days after the day of election and before he acts in that office make before and deliver to the clerk a declaration of acceptance of office in Form A in the First Schedule:

Provided that in the absence of the clerk the declaration shall be made before and delivered to such other person as the Minister may in writing specify for the purpose of this section.

(2) Where the declaration of office is not made or delivered as aforesaid the office of the mayor or deputy mayor, as the case may be, shall thereupon become vacant.

19. (1) A municipal council may vote out of the revenues of the council as a personal allowance to the mayor such sum, not exceeding such maximum as the Minister may determine, at it thinks reasonable.

Allowances to mayor.
9 of 1968, Sch.

(2) The amount of the allowance shall be fixed at the commencement of the mayor's term of office and shall not be altered.

(3) The expenditure out of the allowance shall not be subject to any audit, but the mayor's signature therefor shall be sufficient.

(4) Whenever the duties of the office of mayor are performed, for any continuous period not being less than one month, by the deputy mayor under any of the circumstances mentioned in section 17, the allowance under this section shall be paid for that period to the deputy mayor.

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22 } (Repealed by 9 of 1968, Sch.).
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26. (1) The number of councillors of a municipal council shall be as follows—

(a) such number of councillors as the Minister may, by order determine, elected for each electoral area by the electorate thereof; and

(b) such number of councillors nominated by the Minister to represent the Government, or any special interests, as the Minister may, by order determine; and

(c) where the municipal council in its discretion so agrees with the council of any contiguous county, one councillor from amongst the councillors of each such county council, to be appointed by the county council:

(1) Provided that the total number of councillors nominated or

Number of
councillors.
L.N. 634/1963.
L.N. 34/1965.
9 of 1968, Sch.,
11 of 1984 Sch.,
13 of 1988, Sch.,
10 of 1997, Sch.

appointed under paragraphs (b) and (c) shall not exceed one-third of the number of elected councillors under paragraph (a) or where the number of elected councillors is not divisible by three the next lowest number so divisible.

(2) The criteria and principles for appointment of nominated members of the National Assembly under section 33 of the Constitution shall *mutatis mutandis* apply to the nomination of councillors under this section

Terms of office of
councillors.

L.N. 634/1963,
11 of 1967, s. 2,
9 of 1968 Sch.,
11 of 1984, s. 6.

27. (1) The term of office of the elected councillors specified in section 26(a) shall be five years.

(2) The term of office of every councillor nominated under section 26(b) shall be five years or such shorter period as the Minister may, at the time of nomination, specify:

Provided that the Minister may at any time in his discretion terminate the nomination of a councillor by notice in writing delivered to the councillor, and thereupon his office shall become vacant.

(3) The term of office of every councillor appointed under section 26(c) shall be five years or such shorter period as may, at the time of appointment, be specified by the council which appoints such councillors:

Provided that where the councillor ceases to be a councillor of the county council which appointed him he shall forthwith cease to be a councillor of the municipal council.

County and Town Councils

Establishment and
incorporation of
county councils and
town councils.

L.N. 634/1963,
31 of 1971, Sch.,
11 of 1984, Sch.,
10 of 1997, s. 28.

28. (1) For every county or township there shall be a county or town council established under this Act, and every county or town council shall consist of such number of councillors as may be elected, nominated or appointed under section 39.

(2) The Minister, in consultation with the Electoral Commission shall, by order, establish a county or town council in respect of any county or township for which there is not in existence a county or town council established under this Act and may in like manner assign a name and alter the name of any county or town council.

(2A) The criteria and principles for appointment of nominated members of the National Assembly under section 33 of the Constitution shall *mutatis mutandis* apply to the nomination of councillors under this section.

(3) Every county or town council shall, under the name of “the County Council of” or “ the Town Council of,” as the case may be, be each and severally a body corporate with perpetual succession and a common seal (with power to alter such seal from time to time) and shall by such name be capable in law of suing and being sued, and acquiring, holding and alienating land.

29. (1) The chairman of a county or town council shall unless he is nominated under subsection (7), be elected by the council from among the councillors at the first meeting of the council and subsequently at each second annual meeting of the council.

Election of chairman of county and town councils.

9 of 1968, Sch.,
38 of 1968, Sch.,
13 of 1970, s 3,
31 of 1971, Sch.

(2) A retiring chairman shall be eligible for re-election.

(3) The chairman, if elected, shall be elected by the councillors present at the meeting by secret ballot and the election shall be the first business transacted at the meeting.

(4) On the election of the chairman, the outgoing chairman shall preside:

Provided that at the first meeting of the council after its constitution, and subsequently if the office of the outgoing chairman is vacant from any cause, or if the outgoing chairman is a candidate for re-election as chairman, or the chairman is for any reason unable to attend, those present and entitled to vote at the election shall elect a person from amongst themselves (other than a candidate for the office of chairman) who shall preside for the purpose of that election.

(5) The person presiding at the election of the chairman shall have a deliberative vote only, and, in the case of equality of votes for two or more candidates, the election shall be determined by lot between those candidates.

(6) Notwithstanding subsection (3), no person who is a candidate for election to the office of chairman shall be entitled to speak or vote in the election.

(7) The Minister may, in respect of any county or town council, nominate the chairman thereof from amongst the members of the council or persons qualified to be members of the council.

30. (1) A vice-chairman shall be elected by secret ballot by the county or town council from among the councillors at the first meeting of the council and subsequently at each second annual meeting of the council (immediately after the election of the chairman, if a chairman

Vice-chairman of county and town councils.

9 of 1968, Sch.,

38 of 1968, Sch,
31 of 1971, Sch,
11 of 1984, s. 7.

is being elected):

Provided that where the Minister has nominated the chairman of a county or town council the election of the vice-chairman shall be the first business transacted at the first meeting of the council or at the annual meeting of the council, as the case may be.

(2) A retiring vice-chairman may be re-elected to the office which he is vacating.

(3) Subsections (3), (5) and (6) of section 29 shall, *mutatis mutandis*, apply in respect of the election of the vice chairman.

Terms of office of
chairman and vice-
chairman of county
and town councils.
31 of 1971, Sch.

31. (1) Subject to section 32, the chairman and the vice-chairman of a county or town council shall, unless, he resigns or ceases to be qualified or becomes disqualified, continue in office until his successor is nominated or elected, as the case may be.

(2) During their terms of office the chairman and vice-chairman shall continue to be members of the council notwithstanding the provisions of this Act, and any rules made thereunder, relating to the retirement of members.

Filling vacancy in
office of chairman
and vice-chairman.
9 of 1968, Sch.,
31 of 1971, Sch.

32. (1) In the event of the office of chairman or vice-chairman of a county or town council becoming vacant from any cause whatsoever during the term of office of such chairman or vice-chairman, then, unless a successor is nominated under subsection (2), a successor shall, at the next meeting but one of the council after the vacancy occurs, be elected by the council from amongst the councillors and the person so elected shall, subject to subsection (4), forthwith enter upon his office and shall serve as chairman or vice-chairman, as the case may be, for the remainder of the period for which the chairman or vice-chairman had been elected or nominated.

(2) In the event of the office of chairman of a county or town council becoming vacant as aforesaid, the Minister, may nominate a successor from amongst the members or persons qualified, to be members of that council, and the person so nominated shall, subject to subsection (4), forthwith enter upon his office and shall serve as a chairman for the remainder of the period for which the chairman had been elected or nominated.

(3) Subsections (3), (5) and (6) of section 29 shall, *mutatis mutandis*, apply in respect of the election of a chairman and a vice-chairman under this section.

(4) Section 18 shall apply to a person elected or nominated to be

chairman or vice-chairman equally as it applies to a person elected to be mayor or deputy mayor.

33. The vice-chairman of a county or town council shall, whenever it is necessary owing to the death, resignation, absence, illness or incapacity of the chairman, have authority to exercise all the powers and discharge all the duties vested and imposed upon the chairman under and by virtue of this Act.

Functions of
vice-chairman.
31 of 1971, Sch.

34. (1) A county or town council may vote out of its revenues as a personal allowance to the chairman such sum, not exceeding such maximum as the Minister may determine, as it thinks reasonable.

Allowance to
chairman.
9 of 1968, Sch.
31 of 1971, Sch.

(2) The amount of the allowance shall be fixed at the commencement of the chairman's term of office and shall not be altered during that term.

(3) The expenditure of the allowance shall not be subject to any audit, but the chairman's signature therefor shall be sufficient.

(4) Whenever the duties of the office of chairman are performed, for a continuous period not being less than one month, by the vice-chairman under any of the circumstances mentioned in section 33, the allowance under this section shall be paid for such period to the vice-chairman.

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37 } (*Repealed by 9 of 1968, Sch. 37.*)
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39. (1) The number of councillors of a county or town council shall be as follows—

(a) such number of councillors (if any) as the Minister may, by order determine, elected for each electoral area by the electorate thereof;

(b) where the Minister by order so determines, in lieu of the councillor or councillors to be elected by any electoral area within a county or township, a councillor or the same number of councillors, appointed by the council of a county division within which that electorate area wholly falls;

(c) such number of councillors nominated by the Minister to represent the Government, or any special interests as the Minister may, by order determine;

Number of
councillors.
L.N. 342/1963,
L.N. 634/1963,
9 of 1968, Sch.,
31 of 1971, Sch.,
11 of 1984, Sch.,
13 of 1988, Sch.

- (d) where the county or town council in its discretion so agrees with the council of any contiguous municipality or county, one councillor from amongst the councillors of that council appointed by that council:

Provided that the total number of councillors nominated or appointed under paragraph (b) and (c) shall not exceed one-third of the number of elected councillors under paragraph (a) or where the number of elected councillors is not divisible by three the next lowest number so divisible.

- (2) Every councillor appointed under paragraph (b) of subsection (1) shall, for all the purposes of this Act, be deemed to be an elected councillor of the county or town council.

Term of office of
councillors.

11 of 1967, s. 2,
9 of 1968, Sch.,
31 of 1971, Sch.,
11 of 1984, s. 8.

- 40.** (1) The term of office of every councillor nominated under section 39 (1) (c) shall be five years or such shorter period as the Minister may, at the time of nomination, specify:

Provided that the Minister may at any time in his discretion terminate the nomination of such a councillor by notice in writing delivered to the councilor and thereupon his office shall become vacant.

- (2) The term of office of every councillor appointed under paragraph (b) or (d) of section 39 shall be five years or such shorter period as may, at the time of appointment, be specified by the council which appoints such councillor:

Provided that, where any such councilor ceases to be a councillor of the urban or area council or, as the case may be, of the municipal council which appointed him, he shall forthwith cease to be a councillor of the county or town council.

- (3) The term of office of the elected councillors specified in section 39 (1) (a) shall be five years.

Urban Councils

Establishment and
incorporation urban
councils.

L.N. 283/1963,
L.N. 634/1963,
9 of 1968, Sch.,
11 of 1984, Sch.

- 41.** (1) For every county division there shall be an urban council established under this Act, and every urban council shall consist of—

- (a) the chairman;
(b) the vice-chairman;

(c) such number of councillors as may be elected, 10nominated and appointed under section 46.

10 of 1997, s. 41.

(2) The Minister, in consultation with the Electoral Commission shall, by order establish an urban council in respect of any county division for which there is not in existence such council established under this Act and may in like manner assign a name or alter the name of the council.

(3) Every urban council shall under the name of “The Urban Council” be each and severally a body corporate with perpetual succession and a common seal (with power to alter such seal from time to time), and shall by such name be capable in law of suing and being sued, and of acquiring, holding and alienating land:

Provided that the Minister may in any particular case approve the use of any other name.

42 At the first meeting of an urban council and subsequently at each second annual meeting of the council, the chairman and vice-chairman shall be elected in the manner provided in section 29 and section 30, respectively, for the election of the chairman and vice-chairman of a county council and sections 29 and 30 shall apply to the office of the chairman and vice-chairman of an urban council equally as to the offices of the chairman and vice-chairman of a county council.

Chairman and vice-chairman.
11 of 1984, s. 9.

43. (1) Subject to section 44, the chairman and the vice-chairman of an urban council shall, unless he resigns or ceases to be qualified or becomes disqualified, continue in office until his successor is elected.

Term of office of chairman and vice-chairman.

(2) During their terms of office, the chairman and vice-chairman shall continue to be members of the council, notwithstanding the provisions of this Act and any rules made thereunder relating to the retirement of members.

44. In the event of the office of the chairman or vice-chairman of an urban council becoming vacant from any cause during the term of office of the chairman or vice-chairman, then a successor shall, at the next meeting of the council after the vacancy occurs, be elected by the council from amongst the councillors and the person so elected shall enter upon his office and shall serve as chairman or vice-chairman, as the case may be, for the remainder of the period for which the chairman or vice-chairman had been elected.

Filling vacancy in office of chairman and vice-chairman.
11 of 1984, s. 10.

45. The vice-chairman of an urban council shall, whenever it is necessary owing to the death, resignation, absence, illness or incapacity of the chairman, have authority to exercise all the powers and discharge

Functions of vice-chairman.
11 of 1984, Sch.

all the duties vested and imposed upon the chairman under and by virtue of this Act.

Number of
councillors.

L.N. 283/1963,
L.N. 634/1963,
L.N. 34/1965,
9 of 1968, Sch.,
11 of 1984, Sch.,
13 of 1988, Sch.
10 of 1997, Sch.

46. The number of councillors of an urban council shall be as follows—

- (a) such number of councillors as the Minister may, by order determine, elected for each electoral area by the electorate thereof; and
- (b) such number of councillors nominated by the Minister to represent the Government, or any special interests; and
- (c) such number of councillors (if any) appointed from amongst its councillors by the county council in whose area the urban or area council is situated:

Provided that the total number of councillors nominated or appointed under paragraphs (b) and (c) shall not exceed one-third of the number of elected councillors under paragraph (a) or where the number of elected councillors is not divisible by three the next lowest number so divisible.

(2A) The criteria and principles for appointment of nominated members of the National Assembly under section 33 of the Constitution shall *mutatis mutandis* apply to the nomination of councillors under this section.

Term of office of
councillors.

11 of 1967, s. 2,
9 of 1968, Sch.,
11 of 1984, s. 11.

47. (1) The term of office of every councillor nominated under section 46 (b) shall be five years or such a shorter period as the Minister may, at the time of nomination, specify:

Provided that the Minister may at any time in his discretion terminate the nomination of a councillor by notice in writing delivered to the councillor, and thereupon his office shall become vacant.

(2) The term of office of every councillor specified in section 46 (a) shall be five years.

(3) The term of office of every councillor specified in section 46 (c) shall be five years or such shorter period as may, at the time of appointment, be specified by the council which appoints such councillor:

Provided that where the councillor ceases to be a councillor of the county council which appointed him he shall forthwith cease to be a councillor of the county division council.

Local Councils

48 } (Repealed by 11 of 1984, s. 12.).
 49 }

Township Authorities

50 } (Repealed by 31 of 1971, Sch.).
 51 }

PART IV—LOCAL GOVERNMENT ELECTIONS AND MEMBERSHIP

Electoral Areas

52. (Repealed by 31 of 1968, s. 5.).

53. (1) Each electoral area established under this Act shall, in such manner as the Electoral Commission may after consultation with the Electoral Commission, by order prescribe, elect to the local authority for a local authority area of which it forms part or which it constitutes one or more elected councillors as may be so prescribed.

Qualifications for
registration as voter
and for election as an
elected councillor.

L.N. 634/1963,
L.N. 105/1965,
31 of 1968, s. 2,
13 of 1970, s. 4,
19 of 1979, s. 9,
8 of 1982, s. 6,
11 of 1984, Sch.,
1 of 1992, s. 8,
10 of 1997, Sch.

(2) The qualifications and disqualifications for registration as a voter in elections of elected councillors shall be as set out in paragraphs 1 and 2 of the Fifth Schedule.

(3) Every person who is registered in any electoral area as a voter in elections of elected councillors shall, unless he is disqualified by any rules made by the Electoral Commission from voting in such elections on the grounds of his having been convicted of an offence connected with elections or on the grounds of his having been reported guilty of such offence by the Court trying an election petition, be entitled so to vote in that electoral area in accordance with any rules in that behalf made by the Electoral Commission, and no other person may so vote.

(4) Notwithstanding subsections (1), (2) and (3), the Electoral Commission may by rules provide that, in lieu of the councillor or councillors to be elected to any county council by any electoral area within the county, there shall be a councillor or the same number of councillors appointed by any urban council within which that electoral area wholly falls; and references in this Act to an elected councillor or to the election of any person or the nomination of any person for election as an elected councillor shall be construed as including references to a person appointed as a councillor in pursuance of this subsection or to the appointment of a person or the nomination of a person for appointment

as councillor in pursuance of this subsection.

(5) A person is qualified to be elected and to be a councillor of a local authority if, and is not qualified unless—

- (a) at the date of his nomination he is of full age and registered as a voter in elections of elected councillors of that local authority or, in the case of an urban council, he is registered as a voter in elections of elected councillors of the county council of the county within which the urban or area council has jurisdiction; and
- (b) he is not disqualified for election under any of the other provisions of this Act or any other written law; and
- (c) he is a member of a political party taking part in the elections and has been nominated by that political party in accordance with the constitution or rules of that political party relating to the nomination of candidates for local government elections.

(6) For the purposes of this section, the term “political party” has the meaning ascribed to it by section 123 (1) of the Constitution.

Qualifications for nomination, etc., as a councillor other than an elected councillor. L.N. 105/1965, 10 of 1997, Sch.

53A. Subject to the Fifth Schedule, any rule made by the Electoral Commission may prescribe, or may provide for the prescription of qualifications to be possessed by persons who are to be nominated, appointed or otherwise selected as councillors for any local authority and may prescribe, or may provide for the prescription of, different qualifications for different classes of such councillors.

Disqualifications for councilors. L.N. 105/1965, 10 of 1997, Sch.

53B. (1) The Electoral Commission may by rules prescribe, or may provide for the prescription of, disqualifications for nomination for election as an elected councillor or for nomination, appointment or other selection as a councillor of a local authority additional to those specified in the Fifth Schedule and may prescribe, or may provide for the prescription of, different disqualifications for different classes of councillors.

(2) Without prejudice to the generality of subsection (1), rules made by the Electoral Commission may provide that a person who, at the date of his nomination for election holds or is acting in any office that is specified in those rules and the functions of which involve responsibility for, or in connection with, the conduct of any election to a local authority or the compilation of any register of voters for the purposes of such an election shall not be qualified to be elected councillor of that local authority.

(3) Without prejudice to the generality of subsection (1), rules made by the Electoral Commission may provide that a person who is convicted by any court of any offence that is prescribed by law that is connected with election of members of the National Assembly or of a local authority or who is reported to be guilty of such an offence by the Court trying an election petition shall not be qualified to be nominated for election as an elected councillor or to be nominated, appointed or otherwise selected as a councillor of a local authority for such period (not exceeding five years) following his conviction or, as the case may be, following the report of the Court as may be so prescribed.

53C. Any rules made by the Electoral Commission under sections 53, 53A, or 53B may, in order to permit any person who has been adjudged or declared to be of unsound mind, sentenced to death or imprisonment, or adjudged or declared bankrupt, or any person who has been convicted of an offence referred to in paragraph 2 (d) of the Fifth Schedule, to appeal against the decision in accordance with any law, provided that, subject to such conditions as may be prescribed by any rules made by the Electoral Commission, the decision shall not, as regards registration in any local authority area, take effect for the purposes of paragraph 2 or, as the case may be, paragraph 3 of the Fifth Schedule until such time as may be prescribed.

Rules under sections 53, 53A and 53B.
L.N. 105/1965,
10 of 1997, Sch.

54. (1) A county, town or municipal council may at any time make a representation to the appropriate authority for the alteration of the boundaries of any electoral area, or the alteration of the number of electoral areas, in its area.

Alteration of electoral areas.
L.N. 634/1963,
31 of 1971, Sch.,
11 of 1984, Sch.,
1 of 1992, s. 9.

(2) Where an urban council has made proposals to the county council and is aggrieved by the refusal or neglect of that council to make a representation to the appropriate authority under subsection (1), the urban council may itself make a representation to the appropriate authority as to the whole or any part of the proposals.

(3) In the case of a representation relating to electoral areas of a county or of a county division or of a local council area, the council making the representation shall as soon as the representation has been made—

(a) in the case of a representation relating only to the alteration of the boundaries of electoral areas, send a copy thereof to the council of every county division in the county which is wholly or in part comprised in any of the electoral areas proposed to be altered; and

(b) in every other case, send a copy thereof to the council of

every county division in the county; and

(c) if the representation is made by an urban council send a copy thereof to the county council.

(4) The council making the representation shall forthwith publish in one or more local newspapers circulating in the area concerned a notice stating that the representation has been made and that a copy thereof is open to inspection at a specified place within the municipality or county and that petitions with respect thereto may be made to the appropriate authority within six weeks after the publication of the notice.

(5) For the purpose of this section the appropriate authority shall be the Electoral Commission.

Voters and Electoral Rolls

Preparation of electoral rolls.

55. For the purpose of elections to local authorities there shall be an electoral roll or rolls in respect of each such local authority, compiled and revised in accordance with this Act and any rules made under section 72.

Additional disqualifications for candidates.
10 of 1997, Sch.

55A. A person who is convicted of an election offence or who is reported guilty of an election offence by the Court trying an election petition shall not be qualified to be nominated as a candidate for re-election as a member of any local authority during the remainder of the life of the relevant local authority following the conviction or, as the case may be, following the report of the Court:

Provided that a person disqualified as a result of a conviction or report for an election offence, other than under the provisions of this section, prior to the general elections held in the year 1997 shall cease to be so disqualified and shall, unless otherwise lawfully disqualified, be entitled to have the Electoral Commission enter his name in the appropriate register of electors.

Only those on electoral rolls may vote.

56. The persons entitled to vote at an election shall be those persons whose names appear on the electoral roll in force for that election.

Elections and Membership

Election to be in accordance with Act and rules.

57. The elected councillors of every local authority under this Act shall be elected as councillors as by this Act is prescribed or directed, whether by rules or otherwise.

Election to coincide

58. (1) Whenever there is a general election under the National

Assembly and Presidential Elections Act, there shall simultaneously be held an election of all councillors required to be elected under this Act and for that purpose the Minister shall, forthwith upon the dissolution of parliament, dissolve all local authorities.

with parliamentary and Presidential election.
10 of 1997, Sch.

(2) The provisions of the National Assembly and Presidential Elections Act relating to the powers, responsibilities and duties of the Electoral Commission shall apply *mutatis mutandis* to the conduct of elections under this Act and section 42A of the Constitution.

Cap. 7.

59. A councillor of any local authority ceasing to hold any office to which he is elected, nominated or appointed under this Act shall, unless he is not qualified or is disqualified, be eligible for re-election, re-nomination or re-appointment.

Councillors may be re-elected, etc.

60. (*Repealed by L.N. 105/1965, r. 5.*)

61. (1) If the validity of an election to a local authority under this Act is brought into question by any person qualified either to be elected or to vote at the election or by the returning officer on any grounds or for any cause whatsoever, that person or the returning officer, as the case may be, may at any time within fifteen days after the publication of the result of the election, apply to a Resident Magistrate's Court within or nearest to the area of the local authority to set the election aside.

Disputes to validity of elections.
L.N. 621/1963,
11 of 1967, s. 3,
13 of 1970, s. 5,
10 of 1997, s. 61.

(2) The Resident Magistrate's court shall, after due inquiry declare whether the candidate whose election is questioned, or any and what other person, is duly elected, or whether the election is void.

(3) If the election is declared void, a new election shall be held.

(4) The Chief Justice may make rules for the conduct of an inquiry by a Resident Magistrate's court under this section.

62. (1) A person who is elected, nominated or appointed as a councillor of a local authority shall, before attending a meeting or otherwise acting as a councillor of the authority and within two months of his election, nomination or appointment, as the case may be, sign a declaration in Form B in the First Schedule before the clerk of the local authority, or before such other person as the Minister may specify, and any person attending a meeting or otherwise acting as a member of the authority before signing such a declaration, and any person who signs such a declaration knowing any statement therein to be false, shall be guilty of an offence and shall be liable to a fine not exceeding two thousand shillings or to imprisonment for a period not exceeding two months or to both.

Declaration by councillors.

(2) If such a declaration is not made within two months after the election, nomination or appointment, as the case may be the office of the person elected, nominated or appointed shall at the expiration of that time become vacant.

Members of the
National Assembly
not to be councillors.
11 of 1967, s. 4,
13 of 1970, s. 6,
1 of 1992.

62A. Notwithstanding the provisions of this Part, no person who is a member of the National Assembly shall be capable of being elected, nominated or appointed, or being, a councillor.

Resignation of
councillors and
filling of vacancies
among nominated
and appointed
councillors.

63. (1) A councillor elected, nominated or appointed to any office under this Act may at any time resign his office by writing signed by him and delivered to the clerk of the council, and his resignation shall take effect upon the receipt by that officer of such notice of resignation.

(2) Whenever a vacancy is caused by the death, retirement, disqualification or resignation of a nominated or appointed councillor, the clerk shall forthwith notify the person by whom the nomination or appointment was made and such person may nominate or appoint another duly qualified person to fill the vacancy.

Vacation of office as
councillor.
1 of 1992, s. 10.

63A. (1) A councillor of a local authority who at his election as such stood with the support, or as a member, of a particular political party—

(a) resigns from; or

(b) otherwise leaves or ceases to be associated with that party, shall forthwith vacate his office as councillor and the Minister shall, after consultation with the relevant local authority, declare the office to be vacant.

(2) Any person who is aggrieved by the declaration made under subsection (1) may, within twenty-eight days of the declaration being made, appeal in writing to a magistrate with power to hold a subordinate court of the first class in the area of the local authority and the magistrate may reject the appeal or set the declaration.

Absence of
councillors from
meetings.
L.N. 634/1964.

64. (1) If a councillor of a local authority without having obtained leave from the local authority, fails throughout a period of four consecutive months to attend any meeting (including committee meetings) of the local authority, he shall, unless the failure was due to some reason approved by the local authority, become disqualified from continuing to be a councillor of the local authority:

Provided that attendance as a member at a meeting of any committee or subcommittee of the local authority, or at a meeting of any joint committee, joint board or other body to which any of the functions of the local authority have been delegated or transferred, shall be deemed for the purpose of this subsection to be attendance at a meeting of the local authority.

(2) For the purposes of subsection (1) the period of four months shall be calculated from, and include, the date of the first meeting of the local authority or the committee, as the case may be, next after the last meeting at which the councillor was present.

(3) Where any councillor of a local authority other than a councillor nominated by the Minister, leaves Kenya for a period of not less than two nor more than eight months, the local authority may co-opt a fit and proper person to discharge the duties of such councillor during his absence:

Provided that if a councillor or member of a local authority is absent from Kenya for a period exceeding eight months his seat shall become vacant.

65. (1) An elected councillor of a local authority shall vacate his seat on that authority if any circumstances arise that, if he were not such a councillor, would render him not qualified to be elected as such under section 53 or the Fifth Schedule or under any rules made under section 53B.

Tenure of seats of
councillors.
L.N. 105/1965,
8 of 1982, s. 8.
10 of 1997, Sch.

(2) A councillor (other than an elected councillor) of a local authority shall vacate his seat on that authority—

(a) if any circumstances arise that, if he were not such a councillor, would cause him to be disqualified to be nominated, appointed or otherwise selected as such councillor under the Fifth Schedule or any rules made under section 53B; or

(b) in the case of a councillor belonging to a class of councillors for which by virtue of any rules made under section 53B (1) different disqualifications have been prescribed from those prescribed for other classes of councillors, if any circumstances arise that, if he were not a councillor of that class, would cause him to be disqualified under that law to be nominated, appointed or otherwise selected as such.

(3) Where any councillor vacates his seat under this section the local authority shall at the next meeting declare the seat of that councillor

to be vacated and shall forthwith notify the Electoral Commission of the vacancy; and the vacancy shall be a casual vacancy.

Appeal against
declaration under
section
10 of 1997, s. 66.

66. (1) Any councillor whose seat has been declared vacant by any local authority under section 65 may appeal against such declaration to a magistrate with power to hold a subordinate court of the first class in the area of that local authority, and the magistrate may reject the appeal or may set aside the declaration, and, subject to any rules made under this section may make such order as to costs as he may deem just.

(2) Every appeal shall be made in the form of a petition in writing and shall be entered within fourteen days of the day on which the declaration is made, and a copy thereof shall within the same period be served upon the clerk to the local authority.

(3) The local authority or councillor may within seven days of the magistrate's decision or order, appeal to the High Court against such decision or order and the High Court's decision thereon including any order as to costs, shall be final.

(4) The Chief Justice may make rules regulating appeals under this section, and for matters incidental thereto and connected therewith.

Date of casual
vacancies.
11 of 1967, s. 6,
8 of 1982, s. 9.

67. For the purpose of filling a casual vacancy in any office for which an election is held under this Act or any rules made thereunder, the date on which the vacancy shall be deemed to have occurred shall be—

- (a) in the case of non-acceptance of office by any person who is required to sign a declaration under section 62, upon the expiration of the period appointed for the signing of the declaration;
- (b) in the case of resignation, upon the receipt of the notice of resignation by the clerk;
- (c) in the case of death, upon the date of the death;
- (d) in the case of disqualification by reason of a surcharge or conviction, upon the expiration of the ordinary period allowed for making an appeal or application with respect to the surcharge or conviction or, if an appeal or application is made, upon the date on which the appeal or application is finally disposed of or abandoned or fails by reason of non-prosecution thereof;
- (e) in the case of an election being declared void under section 61, upon the date of publication in the Gazette of the notice

declaring the election to be void;

- (f) in the case of a person ceasing to be qualified to be a councillor of a local authority, or becoming disqualified for any reason other than those mentioned in paragraphs (a) to (e), or ceasing to be a councillor of the local authority under or by virtue of section 65, upon the date on which his office is declared by the local authority to be vacated.

68. (1) Whenever a casual vacancy occurs in the office of an elected councillor, the local authority concerned shall give notice of the vacancy in the prescribed manner and subject to this section, an election shall thereupon be held, in the same manner as an ordinary election, to fill the vacancy.

Filling of casual vacancies.
13 of 1970, s. 7.

(2) Where a casual vacancy occurs within six months before the ordinary day of retirement from the office in which the vacancy occurs, an election under this section shall not be held to fill the vacancy, but the vacancy shall be filled at the next ordinary election:

Provided that—

- (i) if upon a vacancy or a number of simultaneous vacancies so occurring, the total number of unfilled vacancies in the membership of the local authority exceeds one-third of the whole number of members, then unless the local authority proceeds or has proceeded under paragraph (ii), the provisions of this subsection shall not apply to that vacancy or to those vacancies;
- (ii) the local authority may co-opt a fit and proper person to discharge the duties of the member to whose office he is co-opted; and for the purpose of this Act and any rule made thereunder, such person shall be deemed to have been duly elected on an election to fill a casual vacancy to the office.

(3) Where more than one casual vacancy in the office of a councillor in any electoral area is filled at the same election, the person elected by the smallest number of votes shall be deemed to be elected in place of the councillor who would regularly have retired first, and the person elected by the next smallest number of votes shall be deemed to be elected in place of the councillor who would regularly next have retired, and so with respect to the others; and if there has not been a contested election, or if any doubt arises, the order of retirement shall be determined by lot; and where more than one casual vacancy in any electoral area is filled at the same time by co-option under paragraph

(ii) of the proviso to subsection (2), the local authority shall stipulate at the time of such co-option, the vacancy which each co-opted councillor shall fill.

(4) Where an election to fill one or more casual vacancies in the office of councillor of a local authority is combined with an ordinary election of councillors, the following provisions shall apply—

(a) where the election is contested—

(i) the persons who are elected by the smallest number of votes shall be deemed elected to fill the casual vacancies;

(ii) in the case of an equality of votes between the persons who are elected by the smallest number of votes, the persons who shall be deemed elected to fill the casual vacancies shall be determined by lot;

(iii) if the persons elected to fill the casual vacancies will hold office for different periods, the person elected by the smallest number of votes, or, if the votes are equal, such person as is determined by lot, shall hold office for the shorter period;

(b) where the election is not contested, the persons who shall be deemed to be elected to fill the casual vacancies shall be determined by lot.

(5) Where under this section any question is required to be determined by lot, the lots shall be drawn at the next practicable meeting of the local authority after the question has arisen, and the drawing of lots shall be conducted under the direction of the person presiding at the meeting.

(6) This section shall not apply in respect of a casual vacancy among the members of a local council.

69. (*Repealed by 11 of 1984, s. 13.*)

Term of office of
person filling a casual
vacancy.

70. A person elected or co-opted under this Act to fill a casual vacancy shall hold office until the date upon which the person in whose place he is elected or co-opted would regularly have retired, and he shall then retire.

71. (*Repealed by L.N. 634/1963.*)

Rules Respecting Elections

72. (1) The Electoral Commission shall make rules for the carrying out of elections to any local authority which, under section 55 is required or directed to prepare an electoral roll for the purposes of elections, and particularly, but without prejudice to the generality of the foregoing, such rules may provide for all or any of the following matters, that is to say —

Rules for elections
L.N. 634/1963,
L.N. 34/1965,
L.N. 105/1965,
9 of 1968, Sch.,
19 of 1979, s. 9,
8 of 1982, s. 10,
10 of 1997, s. 72,
10 of 1999, Sch

- (a) *(Deleted by 9 of 1968, Sch.);*
- (b) the authority or person responsible for, and generally the procedure in regard to, the preparation and revision of electoral rolls, and the making and disposing of claims and objections and appeals;
- (c) the appointment of returning and other officers, their powers and duties;
- (d) the giving of notice of elections;
- (e) the procedure in regard to the taking of polls at contested elections;
- (f) the forms to be used in connection with the matters dealt with in this section or in any rules made under this section;
- (g) the nomination of candidates for election including the payment of a deposit by candidates of such sum as may be prescribed, being not more than one thousand shillings;
- (h) *(Repealed by 10 of 1997, s.72);*
- (i) for the determination, where any electoral area for a local authority contains more than one place of registration, of the place in which any person who has applied and is qualified to be registered in more than one of those places shall be registered;
- (j) generally, for the better carrying out of elections and for all matters connected therewith.

(2) Different rules may be made under any of the provisions of subsection (1) in respect of different classes of local authorities and in respect of different local authorities of the same class.

(3) For the avoidance of doubt and notwithstanding section 31

Cap. 2.

(c) of the Interpretation and General Provisions Act, the rules made by the Minister under this section shall, unless earlier revoked and replaced, continue in force and shall be deemed to have been made by the Electoral Commission.

Electoral code of conduct and application of Cap. 7. 10 of 1997, Sch.

72A. Section 34A and the Fourth Schedule to the National Assembly and Presidential Elections Act relating to the Electoral Code of Conduct shall apply to local government elections.

PART V—MEETING AND PROCEEDINGS

Application and interpretation. 9 of 1968, Sch.

73. This Part of this Act shall apply to every local authority and the terms “chairman” and “vice-chairman” shall, in respect of a municipal council, be deemed to refer, respectively, to the mayor and deputy mayor.

Annual and ordinary meetings. 11 of 1984, Sch.

74. (1) A local authority shall in every year hold an annual meeting and at least three other meetings, which shall be as near as may be at regular intervals, for the transaction of general business:

Provided that any local authority other than a county council or a municipal council, may hold such lesser number of meetings as the Minister may approve.

(2) The annual meeting shall be held as soon as may be after 30th June, but not later than 15th August, in every year on such day and at such hour as may be appointed by the local authority or, if no hour is so appointed, at twelve noon.

(3) The other meetings shall be held on such days and at such hours as the local authority may from time to time appoint.

Special meetings.

75. (1) The chairman may at any time, and shall within five days of receiving a request in writing signed by not less than one-third of the members of the local authority, call a special meeting of the local authority to be held not later than fourteen days from receipt of the request.

(2) If the chairman, upon receipt of a request as aforesaid, refuses or neglects within five days to call a meeting to be held not later than fourteen days from receipt of the request, the clerk shall forthwith call a special meeting of the council.

Notice of meetings. 11 of 1984, Sch.

76. (1) Notice in writing of the time and place, and the business proposed to be transacted at every meeting of a local authority shall be published at the offices of the local authority and be served by the clerk of the local authority on every member thereof, and, in the case

of an urban council, on such persons as the Minister may specify, either personally or by post or by leaving the same at his usual place of residence or at his business address; and every such notice shall be served in the case of a meeting of a municipal council not less than twenty-four hours before the meeting and, in the case of a meeting of any other local authority, not less than seven days before the meeting:

Provided that the accidental omission to serve notice of any meeting required to be served under this subsection shall not effect the validity of that meeting.

(2) Except in the case of business required by this Act or any other written law to be transacted at the annual meeting of a local authority or as provided by the standing orders of the local authority, no business shall be transacted at a meeting of a local authority other than that specified in the notice relating thereto.

77. (1) Save where otherwise in this Act provided, at every meeting of a local authority the chairman, or in his absence the vice-chairman, shall preside; and in the absence of both the chairman and the vice-chairman, the members present shall elect a chairman from amongst themselves to preside at such meeting, and such election shall, in the event of equality of votes for two or more candidates, be determined by lot between those candidates.

Chairman to preside and have a casting vote.
L.N. 634/1963.

(2) Save where otherwise provided in this Act or in any other written law, the chairman of the meeting shall have a second or casting vote.

78. (1) The names of the members present at a meeting of a local authority shall be recorded.

Record of attendance and quorum.
L.N. 634/1963.

(2) Save as otherwise provided by this Act or any other written law, all acts, matters and things authorised or required to be done by a local authority, and all questions that may come before a local authority, shall be done and decided by the majority of the members present and voting thereon at any meeting of the local authority at which there are present not less than one-half of the members or such larger proportion thereof as such local authority may from time to time by standing order fix.

79. A public officer appointed by the Minister under section 245 shall be entitled to attend any meeting, including a committee meeting, of a local authority and to take part in the proceedings thereof but not to vote at the meeting.

Public officer may attend meetings.

80. (1) Minutes of the proceedings of every meeting of a local

Minutes to be kept

and signed.

authority shall be regularly entered in books kept for that purpose, and such minutes shall be confirmed at the same or the next meeting.

(2) The minutes of the proceedings of a meeting of a local authority, when signed by a member describing himself as or appearing to have been chairman of the meeting at which the minutes are confirmed, shall, in the absence of proof of error, be deemed to be a correct record of the proceedings of the meeting of which they purport to be the minutes.

Meetings deemed to have been duly held.

81. Whenever the minutes of the proceedings of a meeting of a local authority have been recorded and confirmed, such meeting shall, until the contrary is proved, be deemed to have been duly convened and held, and all the members present at such meeting shall be deemed to have been duly qualified.

Minutes open to inspection.

82. The minutes of the proceedings of a local authority shall at all reasonable times be open to the inspection of any ratepayer or voter of the area of the local authority, and the ratepayer or voter may obtain a copy thereof or an extract therefrom; and for the purposes of this section the minutes of any committee which have been formally adopted shall be deemed part of the minutes of the proceedings of the local authority.

Adjournment of meetings.

83. The members present at any meeting of a local authority may from time to time adjourn such meeting and, if at any meeting a sufficient number of members are not present to exercise the powers vested in the local authority, the members present, or if there are no members present, the clerk, shall adjourn the meeting and may appoint for the adjourned meeting such day and time as may be considered suitable.

Admission of press and public.
L.N. 634/1963.

84. (1) Every meeting of a council shall, within the limits of available accommodation, be open to the public and to duly accredited representatives of any newspaper.

(2) The proceedings of any committee, including a committee of the whole council, or a joint committee shall not be open to the public or the press unless the council or councils appointing the committee or joint committee or the council in the case of a committee of the whole house resolve to admit the public and the press or one or other of them.

Standing Orders.
L.N. 634/1963,
3rd Sch.

85. (1) The standing orders contained in Part I of the Second Schedule shall, so far as applicable, be standing orders of every local authority, and, where so provided therein, of every committee and subcommittee of a local authority and of every joint committee established under section 93 and of every joint board constituted under section 104, for and in respect of the matters, proceedings and business

to which they relate in the same manner and to the same extent as if they were duly made under this section but shall not be capable of any revocation, exclusion or variation by a local authority; and any resolution, by-law or standing order of a local authority purporting to exclude, revoke or vary any such standing order of a local authority inconsistent with any such standing order shall, to the extent of such inconsistency, be void and of no effect.

(2) Subject as aforesaid and to the provisions of this Act, a local authority may with the approval of the Minister make standing orders for the regulation of its proceedings and business and the proceedings and business of any committee appointed by it and of any subcommittee appointed by any of its committees, and, jointly with the local authority or authorities which concur in appointing a joint committee or in constituting a joint board, for regulating the proceedings and business of that joint committee or joint board, and may, in like manner, from time to time vary or revoke any such standing orders.

(3) A local authority may, with the approval of the Minister adopt, with or without modifications, all or any of the standing orders contained in Part II of the Second Schedule, and may from time to time vary or revoke with the approval of the Minister any such standing order adopted as aforesaid.

(4) If no standing orders are made by a local authority, or, if standing orders are made by a local authority, then, in so far as those standing orders do not exclude or modify the standing orders contained in Part II of the Second Schedule, the standing orders contained in Part II of that Schedule shall, so far as applicable, be the standing orders of the local authority for and in respect of the matters, proceedings and business to which they relate in the same manner and to the same extent as if they were duly made by the local authority under this section.

(5) The Minister in respect of the Second Schedule may from time to time, by order, amend the said Schedule whether by adding thereto or inserting therein any new standing order or by amending, varying or revoking any standing order contained therein or otherwise; and any such amendment may be in respect of any particular local authority or any class of local authorities or of local authorities generally.

86. (1) The chairman of a local authority may, from time to time, summon at such place and time as he may determine, public meetings of the inhabitants of the area of jurisdiction of the local authority for the discussion of any local government matter affecting the inhabitants which he considers to be of public importance:

Summoning of public meetings.

Provided that no such meeting shall be summoned for the purpose

of promoting, opposing or discussing the election of any person as a member of that local authority or as a member of Parliament.

(2) Nothing in this section shall be construed as derogating from the provisions of any other written law respecting the holding of public meetings.

PART VA—LIMITATIONS AS TO POWERS AND LIABILITIES
OF MEMBERS AND OFFICERS OF LOCAL AUTHORITIES

Limitation of powers
of members.
11 of 1984, s. 14.

86A. (1) No member of a local authority shall give orders with regard to any matter under the jurisdiction of that local authority or give instructions to any officer or employee of that local authority.

(2) No member of a local authority shall, unless so authorized in writing by that local authority or a committee thereof—

(a) inspect land or premises which that local authority has the right or duty to inspect or enter upon, or give orders respecting, works which are being carried out by or on behalf of that local authority; or

(b) engage in correspondence for or on behalf of that local authority, particularly with regard to conveying decisions or instructions of that local authority.

(3) A member of a local authority who contravenes any provision of this section shall be guilty of an offence and liable to a fine not exceeding ten thousand shillings.

Exemption of
members, etc., from
personal liability.

87. No matter or thing done or omitted to be done and no contract entered into by a local authority, and no matter or thing done or omitted to be done by any member or officer of a local authority, shall, if the matter or thing were done or omitted to be done or the contract were entered into in good faith for the purpose of this Act, or of any other written law conferring powers or imposing duties on the local authority, its members or officers, subject any such person personally to any action, liability, claim or demand whatsoever; and any expense incurred by a local authority or any such person in consequence of such action shall be paid by the local authority out of its revenues:

Provided that nothing in this section shall exempt any such member, officer or other person aforesaid from liability to be surcharged by the inspector under section 236.

Validity of acts of
local authorities,

88. All otherwise lawful acts of a local authority or of any person acting as chairman, vice-chairman or member of a local authority or as

clerk or any other officer of a local authority shall, notwithstanding that it be discovered that there was some defect in the election, nomination or appointment of that person or that he was disqualified or not qualified, be as valid and effectual as if such person had been duly elected, nominated or appointed and had been qualified.

members and
officers.

89. (1) If a member of a local authority has any pecuniary interest, direct or indirect, in any contract or proposed contract or other matter, and is present at a meeting of the local authority at which the contract, proposed contract or other matter is the subject of consideration, he shall at the meeting, as soon as practicable after the commencement thereof, disclose the fact, and shall not take part in the consideration or discussion of, or vote on any question with respect to, the contract, proposed contract or other matter:

Disability of
members from voting
on account of interest
in contracts, etc.

Provided that—

- (i) this section shall not apply to an interest in a contract, proposed contract, or other matter which a member of the local authority may have as a ratepayer or inhabitant of the area under the jurisdiction of the local authority, or as an ordinary consumer of water, or to an interest in any matter relating to the terms on which the right to participate in any service, including the supply of goods, is offered to the public; and
- (ii) a member shall be deemed to have disclosed, at a meeting of the local authority, any pecuniary interest in a contract, proposed contract or other matter if—
 - (a) he had disclosed that interest at a meeting of any committee or subcommittee of the local authority, or at a meeting of any joint committee appointed by the local authority jointly with another local authority or authorities, at which that contract, proposed contract or other matter was the subject of consideration; and
 - (b) such disclosure is recorded in the minutes of the proceedings of that meeting of the committee, subcommittee or joint committee; and
 - (c) those minutes are before the local authority at that meeting of the local authority,

but whether he discloses or is deemed to have disclosed such interest, he shall not take part in the consideration or discussion of, or vote on any question with respect to, the contract, proposed contract or other

matter in which he has that interest.

(2) For the purposes of this section, a person (subject as hereafter in this section provided shall be treated as having indirectly a pecuniary interest in a contract, proposed contract or other matter, if—

- (a) he or any nominee of his is a member of a company or other body with which the contract is made or is proposed to be made or which has a direct pecuniary interest in the other matter under consideration; or
- (b) he is a partner, or is in the employment, of a person with whom the contract is made or is proposed to be made or who has a direct pecuniary interest in the other matter under consideration:

Provided that—

- (i) this paragraph shall not apply to membership of, or employment under, any public body;
- (ii) a member of a company or other body shall not, by reason only of his membership, be treated as being so interested if he has no beneficial interest in any shares or stock of that company or other body.

(3) In the case of married persons living together the interest of one spouse shall, if known to the other, be deemed for the purpose of this section to be also an interest of that other spouse.

(4) The clerk shall record, or cause to be recorded in the minutes of the proceedings of every meeting of the local authority particulars of every disclosure made under this section.

(5) If any person fails to comply with subsection (1) he shall be guilty of an offence and shall for each offence be liable to a fine not exceeding two thousand shillings, unless he proves that he did not know that a contract, proposed contract, or other matter in which he had a pecuniary interest was the subject of consideration at the meeting.

(6) A prosecution for an offence against this section shall not be instituted except by or on behalf of the Attorney-General.

(7) The Minister may, subject to such conditions as he may think fit to impose, remove any disability imposed by this section in any case in which the number of members of a local authority so disabled at any one time would be so great a proportion of the whole as to impede the

transaction of business by that local authority, or in any other case in which it appears to the Minister that it is in the interests of the inhabitants of the area under the jurisdiction of the local authority that the disability should be removed.

90. (1) No member of a local authority shall act as an advocate against any of the following local authorities—

- (a) against the local authority of which he is a member;
- (b) if he is a member of the council of a county, against the council of any county division within that county;
- (c) if he is a member of the council of a county division, against the council of that county or any county division situated in the same county.

(2) No member of a local authority shall by himself or his partner or his agent act as an advocate of any other person or in any professional capacity represent any other person—

- (a) before any Valuation Court appointed by any local authority against which he is prohibited by subsection (1) from acting as an advocate; or
- (b) before any committee of any such local authority appointed to consider or deal with any application which the local authority is empowered to consider or deal with.

(3) No member of a local authority or his partner or his employer or employee, and no company of which a member of a local authority is a director, shall act for reward as an auditor for any local authority against which that member if he were an advocate, would be prohibited by subsection (1) from acting as an advocate.

PART VI—COMMITTEES, JOINT COMMITTEES AND SUBCOMMITTEES

Committees

90A. In this Part the terms “chairman” and “vice-chairman” shall, in respect of a municipal council, be deemed to refer respectively to the mayor and deputy mayor.

Restriction on advocacy against, and acting as auditor for, local authorities and committees.
11 of 1984, s. 15.

Interpretation of part.
11 of 1984, s. 16.

91. (1) A local authority may appoint a committee for any such general or special purpose as in its opinion would be better regulated and managed by means of a committee, and may delegate to a committee

General power of local authorities to appoint committees.

so appointed, with or without restrictions or conditions, as the local authority thinks fit, any function exercisable by the local authority either with respect to the whole or any part of the area under the jurisdiction of the local authority, except the power of levying a rate, or borrowing money or of making by-laws.

(2) Every councillor shall be elected by the council to serve on at least one committee and in appointing its committees a local authority shall, where political parties have taken part in an election, or where special interests have been nominated to the local authority under this Act, make its appointments in such a manner that each committee represents, so far as possible and reasonably practicable, the representation of the political parties or such special interests in the council.

(3) The chairman and the vice-chairman of a local authority shall be *ex officio* members of every committee appointed by that local authority under this section.

(4) The number of members of a committee appointed under this section, their term of office, and the area, if any, within which the committee is to exercise its authority, shall be fixed by the local authority appointing it.

(5) A committee appointed under this section may include persons who are not members of the local authority:

Provided that at least two-thirds of the members of every committee shall be members of the local authority.

(6) Where the local authority has not appointed a chairman and a vice-chairman, each committee appointed under this section shall at its first meeting, before proceeding to any other business, elect its own chairman and may elect a vice-chairman and the election shall, in the event of equality of votes for two or more candidates, be determined by lot between those candidates.

(7) Every member of a committee appointed under this section who at the time of his appointment was a member of the local authority by which he was appointed shall, upon ceasing to be a member of that authority, also cease to be a member of the committee:

Provided that for the purposes of this section a member of a local authority shall not be deemed to have ceased by reason of retirement to be a member of the local authority, if he has been re-elected, re-nominated or re-appointed a member thereof not later than the day of his retirement.

(8) Nothing in this section shall authorise the appointment of a committee for any purpose for which the local authority is authorised or required to appoint a committee by any other provision of this Act, or by any other written law for the time being in force.

(9) A committee shall not incur any expenditure in excess of the amount allowed by the local authority or its finance committee.

92. (1) A municipal council and a county council or town council shall appoint, and the Minister may require any other local authority to appoint, from time to time, a finance committee consisting of the chairman and the vice-chairman of the local authority, who shall be *ex officio* members of the finance committee, and such number of other members of the local authority as it thinks fit for regulating and controlling the finances of that local authority, and shall fix the term of office of the members of the committee:

Finance committees.
L.N. 279/1963,
L.N. 634/1963,
L.N. 749/1963,
L.N. 34/1965,
31 of 1971, Sch.,
11 of 1984, Sch.

Provided that an urban council, and any other local authority with the approval of the Minister, may assign to the committee appointed under this section, the regulation and management of such general purpose or purposes as the local authority may determine in addition to regulating and controlling the finances of that local authority and such committee shall thereupon be the finance and general purposes committee of that local authority and in this Act or any other written law any reference to the finance committee of a local authority shall in any such case be construed as a reference to the finance and general purposes committee appointed under this subsection.

(2) Where the local authority has not appointed a chairman and a vice-chairman of the finance committee the finance committee shall elect its own chairman and may elect a vice-chairman and the election shall, in the event of equality of votes for two or more candidates, be determined by lot between those candidates.

(3) Every member of a finance committee appointed under this section shall, upon ceasing to be a member of the local authority by which he was appointed, also cease to be a member of the committee:

Provided that for the purposes of this subsection a member of a local authority shall not be deemed to have ceased by reason of retirement to be a member of the local authority, if he has been re-elected, re-nominated or re-appointed a member thereof not later than the day of his retirement.

(4) No payment shall be made out of a local authority's funds unless either—

(a) it has been provided for in the approved annual or revised or supplementary estimates of expenditure and authorised by that local authority, or any committee or subcommittee duly acting under this Act and any standing orders; or

(b) it is permitted by the terms of any order made under this section.

(5) The duties of the finance committee shall include—

(a) advising the local authority on financial matters;

(b) advising the local authority on all rating matters;

(c) supervising the recovery of moneys due to the local authority and generally the whole financial arrangements of the local authority; and

(d) exercising such other functions as are by this Act or by any other written law imposed on the finance committee.

(6) Every local authority having a finance committee or a finance and general purpose committee shall with the approval of the Minister make provision, by way of standing orders, with respect to the matters standing referred to the finance committee or finance and general purposes committee and with respect to the functions of the local authority delegated to such committee.

Joint Committees

Joint committees.
L.N. 634 of 1963.

93. (1) A local authority may concur with any one or more other local authorities in appointing from amongst their respective members a joint committee of those local authorities for any purpose in which they are jointly interested, and may delegate to the joint committee, with or without restrictions or conditions, as they think fit, any functions of the local authorities relating to the purpose for which the joint committee is formed, except the power of levying a rate or borrowing money or making by-laws.

(2) Subject to this section, the number of members of a joint committee appointed under this section, the terms of office of the members thereof, and the area, if any, within which the joint committee is to exercise its authority, shall be fixed by the appointing local authorities.

(3) Where the local authorities concerned have not jointly

appointed a chairman and a vice-chairman, a joint committee shall elect its own chairman and may elect a vice-chairman and the election shall, in the event of equality of votes for two or more candidates, be determined by lot between those candidates.

(4) Every member of a joint committee appointed under this section shall, upon ceasing to be a member of the local authority which appointed him, also cease to be a member of the committee:

Provided that for the purpose of this subsection a member of a local authority shall not be deemed to have ceased by reason of retirement to be a member of the local authority, if he has been re-elected, re-nominated or re-appointed a member thereof not later than the day of his retirement.

94. (1) Any expenses incurred by a joint committee appointed under this Part shall be defrayed by the local authorities by which the committee is appointed in such proportions as they may agree upon, or, in default of agreement, as may be determined by the Minister.

Expenses and
accounts of joint
committees.

(2) Where any expenses are incurred by a joint committee, the accounts shall be made up yearly to the 31st December, and shall be audited as provided in Part XVII.

Subcommittees

95. A committee appointed under this Part may appoint a subcommittee from amongst the members of that committee for any such special purpose as the committee may deem expedient, but, in the absence of express authority in that behalf from the local authority which appointed that committee, it shall not be lawful for the committee to delegate any of its executive functions to any such subcommittee.

Subcommittees.

General Provisions Respecting Committees, Joint Committees and Subcommittees

96. Section 89 shall apply in respect of members of a committee or a subcommittee of a local authority or of any joint committee appointed by agreement between local authorities, whether the committee, subcommittee or joint committee is appointed under this Act or any other written law, as that section applies in respect of members of local authorities, subject to the following modifications—

Disability from
voting on account of
interest in contracts,
etc.

- (a) reference to meetings of the committee, or joint committee, as the case may be, shall be substituted for the references to meetings of the local authority; and

- (b) references to the person responsible for recording the minutes of the meetings of the committee, subcommittee or joint committee, as the case may be, shall be substituted for the reference to the clerk in section 89 (4).

Chairman to preside and have casting vote.

97. (1) At every meeting of a committee, subcommittee or joint committee the chairman, or in his absence the vice-chairman (if any), shall preside; and in the absence of both the chairman and the vice-chairman (if any) the members present shall elect a chairman from amongst themselves to preside at the meeting, and the election shall, in the event of equality of votes for two or more candidates, be determined by lot between those candidates.

(2) The person presiding at a meeting of a committee, subcommittee or joint committee shall, subject to the provisions of this Act or any other written law have a second or casting vote.

Validity of acts of committee, etc.

98. All otherwise lawful acts of a committee, subcommittee or joint committee, or of any person acting as chairman, vice-chairman or member of a committee, subcommittee or joint committee, appointed under this Act, or as the clerk or any other officer of such committee, subcommittee or joint committee shall, notwithstanding that it be discovered that there was some defect in the appointment of any such person to, or his appointment or election as chairman, vice-chairman, clerk or officer of, such committee, subcommittee or joint committee, or, where such chairman, vice-chairman or member is also a member of the local authority which appointed the committee, or a committee which appointed the subcommittee, or which concurred in the appointment of the joint committee, as the case may be, notwithstanding that it be discovered that there was some defect in the election, appointment or nomination of such person to the local authority or that he was disqualified, be as valid and effectual as if such defect as aforesaid did not exist and such person not disqualified.

Exemption of members of committee, etc., from personal liability.
L.N. 634/1963.

99. No matter or thing done or omitted to be done, and no contract entered into, by a committee, subcommittee or joint committee appointed under this Act, and no matter or thing done or omitted to be done by any member or officer of, or other person acting under the directions of, any such a committee, subcommittee or joint committee, shall, if the matter or thing was done or omitted to be done, or the contract was entered into, in good faith for the purpose of this Act or any other written law conferring powers or imposing duties on local authorities which under this Act may be exercised or discharged by a committee, subcommittee or joint committee appointed under this Act, subject any such person personally to any action, liability, claim or demand whatsoever, and any expense incurred by such committee, subcommittee or joint committee or any such person, in consequence of

such action, shall be paid, in the case of a committee or subcommittee, by the local authority which appointed the committee or the committee which appointed the subcommittee, out of its revenue and in the case of a joint committee, as provided in section 94 for defraying the expenses of a joint committee:

Provided that nothing in this section shall exempt any such member, officer or other person aforesaid from liability to be surcharged by the inspector under section 236.

100. (1) Such previous notice in writing as may be fixed by standing orders under section 85 of the time and place, and the business proposed to be transacted at, every meeting of a committee, a subcommittee or a joint committee shall be served on every member thereof and, in the case of a committee of an urban council or a joint committee appointed by an urban council together with any other local authority or authorities, on such persons as the Minister may from time to time specify:

Notice of meetings of committees, etc.

Provided that the accidental omission to serve any notice required to be served under this section shall not affect the validity of the meeting.

(2) Except as may be provided to the contrary in standing orders applicable to the committee, subcommittee or joint committee, no business shall be transacted at a meeting of a committee, subcommittee or joint committee other than that specified in the notice relating thereto.

101. (1) Minutes of the proceedings of every meeting of a committee, a subcommittee or a joint committee shall be regularly entered in books kept for that purpose, and the minutes shall be confirmed at the same or the next meeting of the committee, the subcommittee or the joint committee:

Minutes of committees, etc.

Provided that—

- (i) the minutes of a committee, if not confirmed at the same meeting, need not be confirmed at the next meeting of the committee if, before that meeting, they are confirmed at a meeting of the local authority which appointed the committee, by a majority of the members of the committee who were present at the committee meeting to which the minutes relate;
- (ii) the minutes of a subcommittee, if not confirmed at the same meeting, need not be confirmed at the next meeting

of the subcommittee if, before that meeting they are confirmed at the meeting of the committee which appointed the subcommittee, or at a meeting of the local authority which appointed such committee by a majority of the members of the subcommittee who were present at the subcommittee meeting to which the minutes relate.

(2) The minutes of the proceedings of a meeting of a committee, a subcommittee or a joint committee, when signed by a person describing himself as or appearing to have been the chairman of the meeting at which the minutes are confirmed, whether that meeting is a meeting of the committee, the subcommittee or the joint committee to which the minutes relate or a meeting of the local authority or committee at which the minutes of the committee or subcommittee, as the case may be, are confirmed shall in the absence of proof of error, be deemed to be a correct record of the proceedings of the meeting of which they purport to be the minutes.

(3) The names of the members present at a meeting of a committee, a subcommittee or a joint committee shall be recorded in the minutes thereof.

(4) Whenever the minutes of the proceedings of a committee, a subcommittee or a joint committee have been recorded and confirmed, such meeting shall, until the contrary is proved, be deemed to have been duly convened and held, and the committee, subcommittee or joint committee shall be deemed to have been duly constituted and to have had power to deal with the matters referred to in the minutes.

Inspection of minutes
and adjournment of
meetings

102. Sections 82 and 83 shall, *mutatis mutandis*, apply respectively to the minutes of, and to adjournment of meetings of, a committee, subcommittee and joint committee:

Provided that section 82 shall only apply to the minutes of a committee, subcommittee or joint committee which exercises delegated powers and to the minutes of any other committee, subcommittee or joint committee when such minutes have been adopted by the local authority.

Staff committees
and joint staff
committees.

103. (1) Where a local authority has appointed a joint staff committee comprising representatives of both the local authority and its employees, subsection (5) of section 89 shall not apply to membership of such committee.

(2) Where a local authority has appointed a staff committee or a joint staff committee then no representative of a local authority on such a committee shall be a person who is a member of a trade union whose

membership comprises members of the staff of the local authority.

PART VII—JOINT BOARDS

104. (1) Where—

Constitution, etc., of
joint board.

- (a) a local authority enters into a contract, arrangement or agreement with any other local authority or local authorities for, or with respect to, the doing and the control or management jointly by the local authorities entering into the contract, arrangement or agreement aforesaid of any of the things provided for in this Act, or of any matter or thing which those local authorities are all empowered to do, control or manage, and such local authorities request the Minister to exercise his powers under this section; or
- (b) a local authority is desirous of acting jointly with the Government in exercise of any of the powers conferred upon it by or under this Act or any other written law,

then, in either case, the Minister may, by order, constitute a joint board and direct that, so long as such order remains in force, the board shall have and may exercise subject to such limitations and conditions (if any) as may be specified in the order and, in the former case, subject to the terms and conditions of such contract, arrangement or agreement, the powers of each of the local authorities entering into such contract, arrangement or agreement as aforesaid, in respect of the doing and the control and management of the thing or matter for or with respect to which such contract, arrangement or agreement was entered into, or, as the case may be, the powers of the local authority referred or in paragraph (b).

(2) A joint board constituted under this section shall, under the name assigned to it in the order constituting it, be a body corporate with perpetual succession and a common seal (with power to alter such seal from time to time), and shall by such name be capable in law of suing and being sued and of acquiring, holding and alienating land.

(3) An order constituting a joint board under this section may—

- (a) subject to subsection (4), provide for regulating the appointment and term of office of members of the board, for regulating the meetings and proceedings of, and the execution of documents by or on behalf of, the board, and for regulating the finances, investments, accounts and executive and administrative functions of the board; and

(b) apply to the board, subject to any necessary modifications, any of the provisions of this Act; and

(c) contain such other provisions (including provision for the transfer of property and liabilities, and for the adjustment of accounts and apportionment of liabilities) as appear to the Minister to be expedient for enabling the board to exercise its functions.

(4) Every joint board constituted under this section shall consist of—

(a) in the case specified in subsection (1) (a), an equal number of representatives nominated by each of the local authorities entering into the contract, arrangement or agreement, and where the Minister so directs, of a chairman, appointed by the Minister, and such other members (if any), not exceeding in number the total number of members nominated by the contracting parties, as the Minister may appoint; and

(b) in the case specified in subsection (1) (b), an equal number of representatives appointed by the local authority and the Minister respectively and of a chairman appointed by the Minister,

and the chairman of a joint board shall be entitled to both a deliberative and a casting vote, and where the Minister has not appointed a chairman, or in the absence or inability to act of the chairman, the board shall elect one of its members to be or to act as chairman and any member of the board so acting shall have both a deliberative and a casting vote.

(5) Every joint board constituted under section 26 of the African District Councils Ordinance, 1950 (now repealed), by an order in force immediately before the coming into operation of this Act shall be deemed to have been constituted under this section, and the powers and duties of, and the property, assets, rights, debts, liabilities and obligations of, and the benefit and burden of all contracts made by or on behalf of, any such board shall not be affected by such repeal, and the county council having jurisdiction under this Act over the area of the African District Council which, being desirous of acting jointly with the Government under section 26 of the aforesaid Ordinance, was responsible for the constitution of the joint board shall, in place of that African District Council, be deemed to have been the local authority so desirous as aforesaid, and, notwithstanding such repeal, every such order as aforesaid shall, to the same extent, remain in force as if made under this section, subject to the following modifications—

- (a) reference to the African District Council Ordinance, 1950, and to any provisions thereof shall be substituted by reference to this Act and to the corresponding provisions of this Act respectively; and
- (b) references to African District Councils in the titles thereof shall be substituted by reference to local government; and
- (c) references to any particular African District Council shall be substituted by reference to the county council having jurisdiction under this Act over the same area as that African District Council had before the coming into operation of this Act.

(6) The Minister may, with the agreement of the local authorities concerned, at any time by order revoke an order constituting a joint board under this section, or deemed to be constituted under this section, and may in any such order provide for the dissolution of the board and for winding-up the affairs of the board and for distributing, transferring or otherwise disposing of the property and liabilities thereof, and for all matters connected therewith or incidental thereto.

105. (1) The powers and duties of, and the property, assets, rights, debts, liabilities and obligations of, and the benefit and burden of all contracts made by or on behalf of, a joint board shall not be affected by the establishment under this Act of a new local authority in place of any interested local authority and the new authority shall be deemed to be an interested local authority in lieu of the local authority which it replaces, and the order constituting any such joint board shall, to the same extent, continue in force subject to references to such new local authority being substituted for references to the local authority which it replaces.

Change of status of local authorities not to affect joint boards.

(2) In respect of a joint board constituted pursuant to a request under section 104 (1) (a), each of the local authorities specified in the order shall be an interested local authority for the purpose of this section; and in respect of a joint board constituted pursuant to section 104 (1) (b), the local authority which was desirous of acting jointly with the Government for the purpose specified in that paragraph shall be an interested local authority for the purpose of this section.

106. Subject to any provisions to the contrary contained in an order constituting a joint board, Part V and Part VI shall apply, *mutatis mutandis*, to a joint board.

Meetings and proceedings at joint boards.

PART VIIA—(Repealed by 11 of 1984, s. 17.).

106A
106B

}

(Repealed by No. 11 of 1984, s. 17.).

PART VIII—OFFIERS

Municipal Council Officers

Appointment of
municipal officers.
11 of 1984, s. 18.

107. (1) Unless the Minister otherwise directs, there shall be appointed by the Public Service Commission to every municipal council a town clerk, town treasurer and town engineer, and unless the Minister for the time being responsible for health otherwise directs, a medical officer of health and a public health officer, and there shall be paid to those officers salaries, emoluments and allowances as determined by the council with the approval of the Minister.

(2) An appointment under subsection (1) shall be on a full time basis unless the Minister concerned directs that it be on a part time or consulting basis.

(3) The offices of town clerk and town treasurer shall not be held by the same person or by persons who stand in relation to each other as partners or as employer and employee.

Appointment of
deputies to municipal
officers.
11 of 1984, s. 18.

108. (1) Where a town clerk, town treasurer, town engineer, medical officer of health or public health officer has been appointed under section 107, there may, on the direction of the relevant Minister, also be appointed by the Public Service Commission a deputy of that officer for the purpose of acting in the place of the officer whenever the office is vacant or the holder thereof is for any reason unable to act, and a person appointed as a deputy under this section shall, when so acting and subject to the terms of his appointment, have all the functions of the holder of that office.

(2) A municipal council shall pay to a person appointed as a deputy under this section salary, emoluments and allowances as it may determine with the approval of the Minister.

(3) An appointment under this section shall be subject to the same qualifications as for appointment to the office for which he is deputy.

County and Town Council Officers

Appointment of
county and town

109. (1) Unless the Minister otherwise directs, there shall be appointed by the Public Service Commission to every county and town council a clerk, treasurer and engineer or works superintendent, and there

shall be paid to those officers salaries, emoluments and allowances as determined by the council with the approval of the Minister.

officers.
11 of 1984, s. 18.

(2) An appointment under subsection (1) shall be on a full time basis unless the Minister directs that it be on a part time or consulting basis.

(3) The offices of clerk and treasurer shall not be held by the same person or by persons who stand in relation to each other as partners or as employer and employee.

110. (1) Where a clerk, treasurer, engineer or works superintendent has been appointed under section 109 there may, on the direction of the Minister, also be appointed by the Public Service Commission a deputy of that officer for the purpose of acting in the place of the officer whenever the office is vacant or the holder thereof is for any reason unable to act, and a person appointed as a deputy under this section shall when so acting and subject to the terms of his appointment, have all the functions of the holder of that office.

Appointment of
deputies to county
and town officers.
11 of 1984, s. 18.

(2) A county or town council shall pay to a person appointed as a deputy under this section salary, emoluments and allowances as it may determine with the approval of the Minister.

(3) An appointment under this section shall be subject to the same qualifications and disqualifications as for appointment to the office for which he is deputy.

Urban Council Officers

111. (1) The clerk and other officers of a county council shall, except where officers are appointed under subsection (2) to the corresponding post, act as clerk and officers respectively of the urban council of a county division within the county.

Officers for urban
council.
11 of 1984, s. 18.

(2) An urban council may, with the approval of the Minister and the consent of the council of the county in which its division is situated, and subject to such conditions as to the manner of carrying out the duties of the office as that county council may specify, and shall if so directed by the Minister, employ its own clerk or other officers which shall be appointed by the Public Service Commission and shall pay to those officers salaries, emoluments and allowances as may be determined by the urban council with the approval of the Minister.

Provisions relating to Officers of all Councils

112. In addition to the officers appointed under any of the

Appointment of other

officers.
11 of 1984, s. 18.

foregoing sections of this Part there may be appointed by the Public Service Commission such other officers as may be necessary, and the council to which the officers are appointed shall pay them salaries, emoluments and allowances as it may determine; and in the case of a county council there may likewise be appointed such additional officers as may be necessary for carrying out the functions of the councils of county divisions within the county.

Appointment of
seconded public
officers.
11 of 1984, s. 18.

113. With the approval of the Minister a public officer may be seconded to the service of a council and appointed to any office in its service.

Interpretation
where Public
Service Commission
delegates.
11 of 1984, s. 18.

114. A reference in sections 107 to 112 inclusive to the Public Service Commission includes, where the power to appoint has been delegated by the Commission to a local authority, a reference to that local authority.

115 to 118. *(Repealed by 11 of 1984, s. 18.).*

Local Council Officers

119 }
120 }

(Repealed by 11 of 1984, s. 19.).

Qualifications and Disqualifications of Officers

Members of local
authorities not to be
appointed as officers.
11 of 1984, s. 20.

121. A person shall, so long as he is, and for six months after he ceases to be, a member of a local authority, be disqualified from being appointed to a paid office in the service of that local authority but for the purposes of this section the office of mayor or chairman shall not be deemed to be a paid office.

Qualifications of
town clerk and clerk.
31 of 1971, Sch.,
11 of 1984, Sch.
Cap. 16.

122. No person shall be appointed as town clerk of a municipal council or clerk of a county council or town council unless he is qualified in accordance with section 12 or section 13 of the Advocates Act, or has not less than ten years' experience of local government administration:

Provided that in any particular case the Public Service Commission may, after such consultation as it may deem necessary, approve the appointment of a person as town clerk or clerk, notwithstanding that he is not qualified as aforesaid.

Qualifications of
town treasurer and

123. No person shall be appointed as town treasurer of a municipal council or as treasurer of a county council or town council unless he is a member of the Institute of Municipal Treasurers and Accountants

or of any of the professional bodies approved under the Accountants Act or has at least ten years' experience as a senior member of a local authority treasurer's department:

Provided that—

- (i) in any particular case the Public Service Commission may, after such consultation as it may deem necessary, approve the appointment of any person as town treasurer or treasurer, notwithstanding that he is not a member as aforesaid;
- (ii) this section shall not apply to, or in relation to, a town treasurer or treasurer of a municipal council, county council or town council which employs or has seconded to it a financial adviser who is a member as aforesaid.

124. A person shall not be appointed as town engineer of a municipal council or as engineer of a county council or town council unless he is a member or an associate member of the Institution of Civil Engineers or of the Institution of Municipal Engineers:

Provided that in any particular case the Public Service Commission may, after such consultation as it may deem necessary, approve the appointment of a person as town engineer of a municipal council or as engineer of a county council or town council, as the case may be, who is not qualified as aforesaid.

125. No person shall be appointed as medical officer of health or public health officer of a municipal council unless he possesses such qualifications as may be prescribed in relation to such office under the Public Health Act.

Tenure of Office

126. *(Repealed by L.N. 634 of 1963.).*

127. *(Repealed by 11 of 1984, s. 21.).*

128. *(Repealed by L.N. 634 of 1963.).*

Status and Duties of Certain Officers.

129. (1) The town clerk of a municipal council and the clerk of every other local authority, shall be the chief executive and administrative officer of the local authority of which he is the town clerk or the clerk, as the case may be, and shall have the general responsibility of coordinating

treasurer of county councils or town councils.

L.N. 634/1963,
L.N. 34/1965,
31 of 1971, Sch.,
11 of 1984, Sch.,
Cap. 531.

Qualifications of town engineers and engineers of county councils or town councils.

31 of 1971, Sch.,
11 of 1984, Sch.

Qualifications of medical officers of health and public health officers.

L.N. 41/1970,
L.N. 72/1977,
Cap. 242.

Status, powers and duties of town clerk and clerk.

the whole of the work of the local authority.

(2) In the discharge of the functions of his office he shall have all the powers and duties conferred and imposed upon the town clerk or the clerk, as the case may be, by this Act or any other written law and, in particular, but without prejudice to the generality of the foregoing, he shall have the powers and duties assigned to him by, and be responsible for the matters specified in, Part I of the Third Schedule, and such other duties as may be assigned to him by the local authority of which he is the town clerk or the clerk, as the case may be.

(3) The Minister may from time to time, by order, amend Part I of the Third Schedule.

(4) The town clerk or clerk, or other officer thereto authorised in writing by the town clerk or clerk, may subject to the general or specific directions of the local authority, exercise the powers of the local authority, and all acts done by such officer in exercise of those powers shall be deemed to have been done by the local authority.

130. (1) The town treasurer of a municipal council and the treasurer of every other local authority, or, in the case of a local authority to which a financial adviser has been appointed or which has had a financial adviser seconded to it, then the financial adviser, shall be the chief financial officer of the local authority of which he is town treasurer, treasurer or financial adviser, as the case may be, and shall be primarily charged with the general responsibility for all matters of finance and accounts of the local authority.

(2) In the discharge of the functions of his office, the chief financial officer shall have all the powers and duties conferred and imposed upon the town treasurer or the treasurer, as the case may be, by this Act or, any other written law and, in particular, but without prejudice to the generality of the foregoing, he shall have the powers and duties assigned to him by, and be responsible for the matters specified in Part II of the Third Schedule and such other duties as may be assigned to him by the local authority of which he is the chief financial officer.

(3) The Minister may from time to time, by order, amend Part II of the Third Schedule.

131. (1) The medical officer of health of a municipal council shall be the chief medical adviser for the municipal council and shall be responsible to the municipal council for all matters relating to health for which the municipal council is responsible.

(2) In the discharge of the functions of his office, a medical

Status, powers
and duties of chief
financial officer.
11 of 1984, Sch.,

Third Schedule.

Status, power and
duties of medical
officer of health.
L.N. 41/1970.

officer of health shall have all the powers and duties conferred and imposed upon the medical officer of health of the municipal council of which he is such officer by this Act or any other written law and, in particular, but without prejudice to the generality of the foregoing, he shall perform such duties as may be prescribed under the Public Health Act and such other duties as may be assigned to him by the municipal council of which he is the medical officer of health.

Cap. 242.

132. (1) The town engineer of a municipal council and the engineer or, where there is no engineer, the works superintendent, of every other local authority, shall have the general responsibility for the engineering works of the local authority of which he is such officer (except where the local authority shall have made separate contractual arrangements therefor), and for the maintenance and repair of all roads, drains, streets and bridges for which the local authority is responsible and for such other matters as may be assigned to him by the local authority.

Status, power and duties of town engineer and engineer.

(2) In the discharge of the functions of his office, the town engineer, the engineer or, where there is no engineer, the works superintendent of a local authority shall have all the powers and duties conferred and imposed upon the town engineer or the engineer of a local authority, as the case may be, by this Act or any other written law and such other duties as may be assigned to him by the local authority of which he is an officer.

133 }
134 } (*Repealed by 11 of 1984, s. 21.*)

135. (1) A local authority shall, in the case of an officer employed by it, whether under this or any other written law, who by reason of his office or employment is likely to be entrusted with the custody or control of money and may, in the case of any other officer employed by it, either require him to give, or itself take, such security for the faithful execution of his office and for his duly accounting for all money or property which may be entrusted to him, as the local authority thinks sufficient.

Security to be given by officers.
 11 of 1984, s. 22.

(2) A local authority may, in the case of a person not employed by it but who is likely to be entrusted with the custody and control of money or property belonging to the local authority, take such security as it thinks sufficient for the person duly accounting for all money or property.

(3) An urban council may comply with the provisions of this section under arrangements made with the county council in whose area the urban council is situated.

(4) (*Repealed by 11 of 1984, s. 22.*).

(5) A local authority, shall, in the case of persons not employed by it, and may in any other case, defray the cost of any security given or taken under this section, and every such security shall, on demand, be produced to the inspector at the audit of the accounts of the local authority.

Accountability of
officers.

136. (1) Every officer employed by a local authority, whether under this Act or any other written law, including a public officer seconded to a local authority, shall at such times during the continuance of his office, or within three months of his ceasing to hold office, and in such manner as the local authority directs, make out and deliver to the local authority, or as it directs, a true account in writing of all money and property committed to his charge and of his receipts and payments, with vouchers and other documents and records supporting the entries therein, and a list of persons from whom or to whom money is due in connexion with his office, showing the amount due from or to each.

(2) Every such officer shall pay all money due from him to the treasurer of the local authority or otherwise as the local authority may direct.

(3) If any such officer—

- (a) refuses or wilfully neglects to make any payment which he is required by this section to make; or
- (b) after three days' notice in writing signed by the clerk of the local authority and given to him or left at his last known place of residence or postal address, refuses or wilfully neglects to make out or deliver to the local authority, or as the local authority directs, any account or list which he is required by this section to make out and deliver, or any voucher, other document or record relating thereto or to give satisfaction respecting it to the local authority or as the local authority directs,

a subordinate court of the first class having jurisdiction within the area of the local authority may, on complaint by the local authority, by order require such officer to make such payment or delivery or to give such satisfaction.

(4) If any person fails to comply with an order made under subsection (3) he shall be guilty of an offence and liable to a fine not exceeding two thousand shillings or to imprisonment for a term not

exceeding two months or to both such fine and imprisonment.

(5) Nothing in this section contained shall derogate from a local authority's right to recover by any normal process of law any sum due to it from any officer, save that proceedings under this section and proceedings being any normal process of law, for recovery of the same sum, shall not be maintained at the same time.

137. (1) If it comes to the knowledge of an officer employed, whether under this Act or any other written law, by a local authority, that a bargain, contract or arrangement in which he has any pecuniary interest, whether direct or indirect (not being a bargain, contract or arrangement to which he is himself a party) has been, or is proposed to be, made or entered into by the local authority or any committee thereof, he shall as soon as practicable, give notice in writing to the local authority of the fact that he is interested therein.

Disclosure by officers of interest in contracts.

(2) An officer of a local authority shall not, under colour of his office or employment, exact or accept any fee or reward whatsoever other than his proper remuneration.

(3) If any person fails to comply with subsection (1) or contravenes subsection (2), he shall be guilty of an offence and shall, for every such offence, be liable to a fine not exceeding two thousand shillings or to imprisonment for a term not exceeding two months, or to both such fine and imprisonment.

(4) Any profits, fees and reward which may have accrued to such officer, or which may accrue to him, by reason of such bargain, contract or arrangement shall be deemed to have accrued or to accrue to him for and on behalf of the local authority and may be recovered by the local authority before any court of competent jurisdiction.

(5) For the purposes of this section an officer shall be treated as having indirectly a pecuniary interest in a bargain, contract or arrangement if he would have been so treated by virtue of subsection (2) or subsection (3) of section 89 had he been a member of the local authority.

(6) Reference in this section to a local authority shall include reference to a joint committee appointed under section 93 or to a joint board constituted under section 104.

(7) Any officer who is convicted of an offence under this section shall be dismissed forthwith from his office and section 127 shall not apply to such dismissal.

Restriction on
engaging in private
practice, etc.
L.N. 72/1977.

138. (1) Subject to subsection (2), an officer in the full time service of any local authority shall not, except with the permission of the local authority, engage in private practice, render any professional assistance or advice to any person otherwise than in connexion with or in the course of his employment by the local authority, whether on payment or otherwise, or accept any paid employment, and any payment received by such officer for or on account of or arising out of any such private practice, professional assistance or advice or employment as aforesaid (whether with the permission of the local authority or without such permission) shall be credited to and shall be deemed to be part of the general revenue of the local authority except where the local authority, in respect of the whole or any part thereof, authorizes retention by the officer concerned.

(2) A medical officer of health or a public health officer shall not except with the consent of his employing authority and the approval of the Minister for the time being responsible for Health, engage in any private practice, or in any private work arising out of or in any way connected with the discharge of his duties.

Transfers of pension
and other rights.

139. (1) Where an officer of a local authority, being a member of a pension, provident or benevolent fund established by such local authority under section 151, transfer to the service of another authority administering a pension, provident or benevolent fund established by it under that section and of which, under the rules appertaining thereto, he is eligible to become a member, then the two local authorities concerned shall, at his request, arrange for the transfer from the first-mentioned fund to the second-mentioned fund of all sums in the first-mentioned fund standing to the credit of such officer, including contributions made by the local authority on behalf of such officer and the contributions (if any) of any other local authority transferred to the fund under this section.

(2) Upon the transfer under this section of moneys standing to the credit of an officer to the fund of a local authority, such officer shall be deemed to have become a member of such fund with effect from the earliest date upon which, had he then been in the like service of the aforesaid local authority, he would have been eligible to become a member of such fund or with effect from his notional membership date, whichever is the earlier.

(3) For the purpose of this section an officer's notional membership date shall be—

(a) in the case of an officer the moneys standing to whose credit in the fund on the local authority first-mentioned in subsection (1) do not include any moneys transferred under

this section to that fund from the fund of any other local authority, the date on which the officer became a member of the fund of such first-mentioned local authority;

- (b) in the case of an officer the moneys standing to whose credit in the fund of the local authority first-mentioned in subsection (1) includes moneys paid into the fund or funds of any other local authority or local authorities and transferred under this section directly or successively to the fund of such first-mentioned local authority, the date on which the officer became a member of the fund of such earlier local authority or of the earliest of such earlier local authorities, as the case may be.

(4) Where an officer makes a request under subsection (1) and the officer or the local authority to whose service he transfers considers that subsection (2) would cause financial disadvantage to the officer or to the local authority, as the case may be, then either party may apply to the Minister for directions as to any adjustments which may be necessary to effect the transfer in an equitable manner and such transfer shall then only take place if the officer and the local authority express their agreement with the directions of the Minister.

140. (1) Where an officer of a local authority being a member of a pension, provident or benevolent fund established by such local authority under section 151, transfers to the service of another local authority which is not administering a pension, provident or benevolent fund of which such officer is eligible to become a member, but to which the Local Authorities Provident Fund Act applies in respect of the post to which such officer transfers then, the sums in the pension, provident or benevolent fund of the first-mentioned local authority standing to the credit of such officer (including contributions made by such officer and contributions made by such local authority on behalf of such officer and the contributions (if any) of any other local authority and accrued interest on all such contributions) shall, at the request of such officer, be transferred to stand to the credit of such officer in the Local Authorities Provident Fund established under the said Act.

Transfers in relation
to Local Authorities
Provident Fund.
Cap. 272.

(2) Where an officer of a local authority who is a contributor to the Local Authorities Provident Fund established under the Local Authorities Provident Fund Act, transfers to the service of another local authority to which, or to the post held by him in the service of which, that Act does not apply, then, at his option—

- (a) his service with the first-mentioned local authority shall as from the date of his transfer be deemed to have been terminated within the meaning of section 14 (c) of the

aforesaid Act and the remaining provisions of that Act shall apply accordingly; or

- (b) if the local authority to which he transfers administers a pension, provident or benevolent fund of which he is eligible to become a member, his account in the Local Authorities Provident Fund shall be closed with effect from the date of his transfer and all moneys otherwise payable to him or to any other person by virtue of paragraph (a) shall be transferred to the fund of such local authority and subsections (2), (3) and (4) of section 139 shall, *mutatis mutandis*, apply in respect thereof.

Right to attend meetings and require advice to be recorded in certain cases.
L.N. 634/1963,
11 of 1984, s. 23.

141. (1) The clerk, treasurer, medical officer of health and engineer, or the works superintendent where no engineer has been appointed, of every local authority shall have the right to attend all meetings of that local authority and of committees and subcommittees thereof.

(2) Where an officer referred to in subsection (1) advises the local authority or a committee thereof in the course of his duty on a matter on which his advice is necessary and the local authority or committee resolves to act against or reject his advice, he may require that his advice be recorded in the minutes of that local authority or committee.

(3) Where advice is recorded in minutes in accordance with subsection (2) the local authority shall not act in accordance with a resolution which acts against or rejects the advice of the officer unless and until the Minister approves the resolution in writing.

Uniforms.
11 of 1967, s. 7.

141A. The Minister may give to any local authority such directions as he thinks necessary to ensure that uniforms of a suitable kind and design and with suitable insignia are worn by appropriate classes of officers of that authority.

Transfer of officers.
11 of 1984, s. 24.

142. Notwithstanding any provision to the contrary existing immediately before the commencement of the Local Government (Amendment) Act, 1984, an officer may be required to transfer from the service of one local authority to another.

PART IX—CERTAIN POWERS, DUTIES AND PROVISIONS RELATING TO ALL LOCAL AUTHORITIES

Power to enter into contracts.
9 of 1968, Sch.,
11 of 1984, Sch.

143. (1) A local authority may enter into contracts necessary for the discharge of any of its functions.

(2) A local authority may enter into contracts with any other local

authority for, or with respect to, the doing and the control or management by either or both of the contracting parties of any of the things provided for in this Act, or of any other matter or thing which both the contracting parties are by law empowered to do, control or manage.

(3) A local authority may enter into contracts with the Government for the purpose of any work, service or function for which the Government is responsible within or adjacent to the area of the local authority.

(4) to (7) (*Deleted by 3 of 2005, 4th Schedule.*).

(8) All contracts lawfully made under this section shall be valid and binding on the local authority, its successors, and all other parties thereto.

144. (1) A local authority may, for the purpose of any of its functions under this or any other written law, by agreement acquire, whether by way of purchase, lease, exchange or gift, any land, whether situate within or without the area of the local authority, notwithstanding that the land is not immediately required for that purpose; and where land is so acquired notwithstanding that it is not immediately required for the purpose for which it was acquired, it may, until so required, be held and used for the purpose of any other functions of the local authority.

Acquisition of and
dealings in land.
L.N. 634/1963,
L.N. 34/1965.

(2) A local authority may, subject to the approval of the Minister, apply to the Government or any other authority having power to acquire land for any land required for the purpose of any of its functions to be acquired compulsorily for and on behalf and at the expense of the local authority; and any such purpose shall be deemed to be a public purpose within the meaning of the Land Acquisition Act, or any enactment replacing the same.

Cap. 295.

(3) Any land belonging to a local authority and not required for the purpose for which it was acquired may, with the approval of the Minister and subject to such conditions as he may think fit to impose, be appropriated for any other purpose for which the local authority is authorised to acquire land:

Provided that the appropriation of land by a local authority shall be subject to any covenant or restriction affecting the use of the land in its hands.

(4) On an appropriation of land under subsection (3) of this section such adjustments shall be made in the accounts of the local authority as the Minister may direct.

(5) A local authority may let, or grant to any person a licence to occupy, any land which it may possess—

- (a) with the consent of the Minister for any term;
- (b) without the consent of the Minister, unless such consent is required by section 177 or by any other written law, for a term not exceeding seven years,

and may, in respect thereof, charge rents, stand premium or fees.

(6) Subject, in the case of land acquired in pursuance of subsection (2), to the provisions of the Land Acquisition Act, or to any written law replacing that Act, a local authority may, with the consent of the Minister—

- (a) sell any land which it may possess and which is not required for the purpose for which it was acquired or being used;
- (b) exchange any land which it may possess for other land, either with or without paying or receiving any money for equality of exchange.

(7) Capital money received from the sale or exchange of land by a local authority shall be applied in such manner as the Minister may approve towards the discharge of any debt of the local authority or otherwise for any purpose for which capital money may properly be applied; and where capital money is applied under this subsection for a purpose other than that for which the land the subject of the transaction was held, such adjustment shall be made in the accounts of the local authority as the Minister may direct.

(8) Nothing in this section shall authorise the disposal of land by a local authority, whether by sale, lease or exchange, in breach of any trust, covenant or agreement binding upon the local authority; and where under any written law conferring on a local authority a power to acquire land, the power is expressly limited to acquire land by agreement, nothing in this section shall confer on the local authority power to acquire land compulsorily for the purposes of that written law.

(9) For the purposes of this section references to the functions of a local authority shall be construed as including any such functions as are exercised through a joint committee appointed by such local authority in concurrence with any other local authority or authorities, and any such functions as are exercised through a joint board in relation to which such local authority is or is deemed to be an interested local authority within the meaning of section 105.

(10) Nothing in this section shall be construed as requiring the Government or other authority acquiring land for a local authority to grant to the local authority the actual or entire interest acquired.

145. A local authority may—

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| | Miscellaneous powers of local authorities.
L.N. 634/1963,
L.N. 34/1965,
L.N. 41/1970,
11 of 1984, Sch.
Public offices. |
| (a) establish and maintain such offices and buildings as may be required for the purposes of the local authority and for public meetings and assemblies; | |
| (b) establish and maintain houses as residences for officers of the local authority; | Houses for officers. |
| (c) pay the medical and funeral expenses of any person employed by the local authority who suffers injury or dies as the result of an accident occurring in the course of his employment or as a result of illness contracted in consequence of such employment; | Medical expenses for officers. |
| (d) resolve to be bound by the Local Authorities Provident Fund Act, or enter into an agreement with the trustees of a local authority which has established a pension, provident or benevolent fund under section 151, for the admission of all or any of its officers to membership of such fund and to pay into such fund such contributions as may be payable in accordance with the rules governing the administration of such fund; | Superannuation and other funds for officers.
Cap. 272. |
| (e) incur such expenditure as it may deem necessary or desirable for or in connexion with the training of the staff of the local authority, whether by the making of grants of money for or towards such training, the provision of scholarships for or the payment of bursaries to its employees to assist in such training, or otherwise as the local authority sees fit; | Staff training. |
| (f) subject to section 144, sell, let or otherwise dispose of any movable or immovable property of the local authority; | Dealing in property. |
| (g) subject to section 144, and to any other written law relating thereto— | Subdivision of land for factories. |

- (i) subdivide any land belonging to it for the purpose of factory, industrial, business or workshop sites; and
- (ii) sell, let or otherwise dispose of any plots or subdivisions of such land and any buildings thereon; and
- (iii) sell, let or otherwise dispose of such land to any person for the purpose of carrying on thereon any work or trade of an offensive nature which such local authority is empowered to control;

Woodlands.

- (h) establish and maintain woodlands;

Health services.

- (i) in the case of a municipal council, establish and maintain either by itself or jointly with any other authority or any association, hospitals, maternity services, health centres and dispensaries within or without its area of jurisdiction;

Disinfecting services.

- (j) in the case of a municipal council, establish and maintain disinfecting and disinfestations services;

Locusts and other noxious insects.

- (k) take or require the taking of such steps and measures as may be necessary or desirable for securing the prevention and destruction of locusts and other noxious insects and for preventing and abating agricultural pests, and supply poison and appliances for the aforesaid purposes;

Explosives and magazines.

- (l) subject to any law relating to the storage of explosives establish and maintain magazines for the storage of explosives and dangerous articles, whether within or without its area of jurisdiction;

Fencing of plots.

- (m) require, enforce and regulate the fencing of plots, and prohibit or control the use of barbed wire for fencing;

Statistical information.

- (n) obtain statistical information relating to inhabitants of its area and to any matters concerning the functions of the local authority;

Recreation grounds.

- (o) (i) establish and maintain recreation grounds and facilities for recreation on land belonging to, and on parks, squares and open spaces vested in it; and

Boating

- (ii) establish and maintain boats and boating establishments; and

Other amenities.

- (iii) establish, maintain and control in connexion with any

such recreation ground or boating establishment as aforesaid, aquariums, pavilions, piers, dressing-rooms, lavatories and such other buildings and conveniences of any nature and for any purpose as the local authority may consider to be necessary or convenient; and

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| <p>(iv) set apart any portion of any such recreation ground as may be determined by the local authority and described in a notice set up in some conspicuous place on such recreation ground for the purpose of any particular game or recreation, and exclude the public from the portion so set apart; and</p> | <p>Games and recreation.</p> |
| <p>(v) provide any apparatus for games or recreation in respect of any such recreation ground or boating establishment, and permit any person, club or body to provide any such apparatus on such terms as the local authority may decide; and</p> | <p>Apparatus for games.</p> |
| <p>(vi) establish, maintain and control refreshment rooms, cafes and restaurants in any such recreation ground or in connexion with any such boating establishment; and</p> | <p>Refreshment rooms.</p> |
| <p>(vii) let any such recreation ground with or without any building or apparatus established or provided in connexion therewith to any person or club or other body of persons, and, by resolution of the local authority, authorise such person, club or body to make charges in connexion therewith; and</p> | <p>Letting of recreation grounds.</p> |
| <p>(viii) control boating establishments by whomsoever established, license boats, whether kept for hire or otherwise, and regulate the use of and fix the number of persons to be carried in such boats;</p> | <p>Boating establishments.</p> |
| <p>(p) (i) establish, maintain, let and manage public markets and market buildings:</p> <p style="padding-left: 40px;">Provided that no county or urban council shall establish any market within a distance of three miles of the boundary of its area without the consent of the Minister; and</p> <p>(ii) control markets in its area by whomsoever established and, where a market has been established by the local authority, prohibit the establishment of any other market within its area without the permission of the local authority; and</p> | <p>Markets.</p> |

- (iii) control public sales held on any public or open space or in any public building; and
- (iv) control places used for the purpose of selling publicly, or exposing for sale, any cattle, horses, sheep, goats, pigs, poultry or other livestock; and
- (v) where provision is made for any such sale in any market established by the local authority or at any place provided by the local authority for the purpose, prohibit such sales elsewhere than in or at such market or place and license persons to conduct such sales in or at such market or place and require the deposit of security by an applicant for such licence;

Guarantees of loans.

- (q) guarantee loans made by other persons, and make loans, either on its own behalf or jointly with any authority or person, to such persons, and upon such terms and conditions and for such purposes, as the Minister may approve either generally, or in any particular case or in any specified class of cases;

Public weighing machines.
Art galleries, museums, etc.

- (r) establish and maintain public weighing machines;
- (s) establish, maintain, assist, promote and control—
 - (i) art galleries, museums, botanical gardens and zoological gardens; and
 - (ii) within or without its area, public libraries;

Bands.

- (t) establish, maintain and assist bands for musical performances in public places and at local authority functions, and generally provide musical entertainment in such places and at such functions;

Radio and television.

- (u) subject to any written law relating thereto, establish and maintain wireless or radio relay stations and services and television rediffusion stations and services;

Information centres.

- (v) establish, maintain and assist information centres and inquiry bureaux;

Wildlife.

- (w) subject to any written law relating thereto, take such measures as may be necessary or desirable for the preservation or protection of wildlife, and provide amenities

for the observation of wildlife, within or without its area;

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| (x) establish and maintain camping, grazing and outspan grounds, whether within or without its area; | Camping grounds. |
| (y) subject to the provisions of the National Museums and Heritage Act, 2006, establish and maintain public monuments; | Public monuments.
6 of 2006, s. 72. |
| (z) establish, maintain and regulate alms-houses, hostels and welfare and social service centres; | Social services |
| (aa) make provision for the return of destitute persons to their homes within Kenya, and generally give assistance to destitute and necessitous persons; | Destitute persons. |
| (ab) establish, maintain and assist institutions, day nurseries and clinics for the care and welfare of infants, children and juveniles, and make provision for suitable instruction being imparted to expectant mothers of such infants; | Child welfare. |
| (ac) subject to the Films and Stage Plays Act, establish and maintain theatres, concert halls, cinemas, public halls and other places of public amusement and public resort; | Theatres.
Cap. 222. |
| (ad) advertise and give publicity to the attractions and advantages of the area of the local authority; and | Publicity. |
| (ae) promote legislation in the interests of, and oppose legislation which is not in the interests of, the local authority. | Promotion of
legislation. |

146. A local authority may, subject to the consent of the Minister, make grants of money—

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| (a) <i>(Deleted by L.N. 41/1970);</i> | |
| (b) towards the establishment and maintenance of institutions and organisations, not being of private nature, for scientific, agricultural and horticultural purposes, for the purposes of research or for charitable, educational, welfare or social purposes; | Scientific, research
and charitable
organisations. |
| (c) towards the establishment and maintenance of air and telephone services within or without its area for the purpose of improving the amenity of such area; | Air and telephone
services. |

Game parks and wild life.	(d) towards the establishment and maintenance, whether within or without its area, of game parks (including accommodation for visitors therein and amenities for wild life observation) and to organisations established, whether within or without its area, for the preservation or protection of wild life;
Other organisations.	(e) to any committee, association or organisation established for the carrying out of any function which such local authority is itself empowered to carry out, towards the carrying out of that function.
Miscellaneous powers of control.	147. Every local authority shall have power—
Removal of trees, etc	(a) to require the owner of any premises to do any of the following acts— (i) to remove, lower or trim to the satisfaction of the local authority any tree, shrub or hedge overhanging or interfering in any way with the traffic on any road or street, or with any wires or works of the local authority; (ii) to remove any dilapidated fence or structure abutting upon any public place;
Obstructions.	(b) to prohibit obstructions in or on public places and to provide for the removal and sale of any such obstructions and for the disposal of any moneys derived from any such sale;
Movement of livestock.	(c) to prohibit and control the sale and movement of livestock with the object of preventing the theft of stock or the possession of stolen livestock;
Preservation of trees.	(d) to control the cutting of timber and the destruction of trees and shrubs, to prohibit the wasteful destruction of trees and shrubs, and to require the planting of trees.
Imposition of fees and charges.	148. (1) A local authority may— (a) charge fees for any licence or permit issued under this Act or any other written law or in respect of any person or matter, premises or trade, whom or which the local authority is empowered to control or license; (b) impose fees or charges for any service or facility provided or goods or documents supplied by the local authority or any of its officers in pursuance of or in connexion with the discharge

of any duty or power of the local authority or otherwise.

(2) All fees or charges imposed by a local authority shall be regulated by by-law, or if not regulated by by-law, may be imposed by resolution of the local authority with the consent of the Minister and such consent may be given either in respect of specified fees or charges or may be given so as to allow a specified local authority to impose fees or charges by resolution in respect of a specified power or a particular matter.

(3) Save where the contrary is expressly or by necessary implication in any written law provided, a local authority may authorise the remission in whole or in part of any fees due to it or charges imposed by it under this Act or any other written law.

149. (1) A local authority may, in its discretion, in respect of any officer employed by it who intends to leave Kenya—

(a) give such guarantees as may be required by the Commissioner of Income Tax for securing the payment of tax chargeable under the Income Tax Act that is, or may become, payable by such officer upon the salary paid or payable to him by such local authority;

(b) in the case of any such officer who intends to leave Kenya on the official business of such local authority, give such guarantees as aforesaid in respect of such person's tax howsoever arising or pay such deposit to the Commissioner of Income Tax as he may require.

(2) Any moneys paid by a local authority to the Commissioner of Income Tax under a guarantee given under subsection (1) (a), and any deposit, or any part thereof, paid under subsection (1) (b) which is forfeited consequent upon the default of the person in respect of whose liability such guarantee or deposit was given or paid, shall be recoverable by the local authority from such person or his estate and, for the purpose of recovery of such moneys, the local authority shall be entitled to withhold payment of any salary, pension, provident or benevolent fund benefit, or any other emolument of any sort whatsoever due to the officer or his estate.

150. (1) A local authority may with the approval of the Minister, pay to a councillor, at such rates as the Minister may specify, or where the Minister has rates as it may determine not exceeding those maximum rates—

(a) such terminal benefits as may be determined by the

Powers to guarantee tax liability and pay deposits in respect thereof, and to recover payments made respecting tax. Cap. 470.

Power to pay allowances to councilors. 9 of 1968, Sch., 11 of 1993.

Minister;

(b) allowances in respect of—

- (i) expenditure on subsistence or traveling necessarily incurred by him for the purposes of enabling him to perform his duties as councillor;
- (ii) loss of earnings, which he would otherwise have made, necessarily suffered by him for purpose specified in paragraph (i); and
- (iii) additional expenses, other than expense on account of subsistence or travelling, to which he would not otherwise have been subject, necessarily incurred by him for the purpose aforesaid.

(2) A municipal council may, with the approval of the Minister, in lieu of the foregoing allowances, pay to a councillor a flat rate allowance, of such amount as the Minister may approve, in respect of all expenditure, loss and additional expense aforesaid.

(3) A local authority may, with the approval of the Minister, pay any allowance it is empowered to pay to councillors under subsections (1) and (2), to any person co-opted as a member of any committee thereof as if such person were a councillor.

Miscellaneous
expenditure.
L.N. 643/1963,
L.N. 34/1965.

150A. A local authority may incur expenditure for the carrying out of any purpose authorised by this Act or any other written law or for the carrying out of any other purpose which the Minister may in his discretion determine to be a purpose incidental to the exercise by the local authority of any of its powers or duties under this Act or any other written law.

PART X—CERTAIN POWERS, DUTIES AND FUNCTIONS RELATING TO MUNICIPALITIES, COUNTIES AND TOWNSHIPS

Powers with respect
to pension, provident
and benevolent funds.
11 of 1993.

151. (1) Every municipal council and county council or town council shall have power to establish, control, manage, maintain and contribute to any pension, provident or benevolent fund intended for the benefit of its officers or a councillor who has held office as a councillor continuously for twenty years or more and to grant pensions and gratuities from any such fund established by it to such officers on their retirement from its service and to dependants on the death of any such officers; or a councillor who has held office as a councillor continuously for twenty years or more:

Provided that—

- (i) this subsection, save and except only to the power to contribute to any pension, provident or benevolent fund intended for the benefit of its officers, shall cease to apply to any such local authority as aforesaid with regard to any of its officers who are admitted by agreement under subsection (6) to the membership of a pension, provident or benevolent fund established, controlled, managed and maintained by any other local authority, this subsection ceasing to apply as aforesaid as from the date of such admission;
- (ii) the City Council of Nairobi shall also have power to establish, control, manage and maintain a pension, provident or benevolent fund within the structure of a fund, established as hereinbefore provided, intended for the benefit of the officers of any employing authority as defined in subsection (11), and to grant pensions and gratuities from any such fund to such officers of such employing authority as shall have been admitted to such fund on their retirement from the service of such employing authority and to dependants on the death of any such officers.

(2) Every municipal council and every county council or town council shall, with the approval of the Minister, make rules relating generally to the establishment, control, management and maintenance of, and contribution to, and benefits from any pension, provident or benevolent fund established by it under subsection (1) and, without prejudice to the generality of the foregoing power, may, with the like approval, make rules—

- (a) permitting or requiring all or any of its officers to become members of such fund;
- (b) fixing the amount of the contributions, if any, to be made by members of such fund and the amount of the contributions to be made by itself;
- (c) providing for periodical valuation of such fund and for enforcing any increase in the contributions thereto or any diminutions in the benefits arising therefrom as the valuation may show to be necessary to maintain the solvency of such fund;
- (d) prescribing the age at which any officer may or shall become

a member of such fund and the age and conditions upon which any such officer may or shall cease to be a member of the fund;

- (e) determining the amount of the pension or any other benefit to be paid to a member of such fund or to his dependants or to his personal representatives and providing for the circumstances in, and the conditions on, which such pension or other benefit may be paid;
- (f) providing for the management and investment of the moneys of such fund and the election of a committee of management or the appointment of a trustee, whether in Kenya or in the United Kingdom, for that purpose;
- (g) providing for vesting the property, money and assets of such fund in a trustee, whether in Kenya or in the United Kingdom, for the purpose of the administration thereof;
- (h) permitting a trustee, if a bank, to transact any business in connexion with such fund on the same terms as would be made with a customer in the ordinary course of business, without such trustee being liable to account for any profit or share of brokerage;
- (i) providing for the retirement, removal or designation of a member of the committee of management or trustee and for filling any vacancy caused thereby;
- (j) providing that no pension or right to a pension payable out of such fund shall be capable of being assigned or transferred or otherwise ceded or of being pledged or hypothecated or of being attached or subjected to any form of execution under a judgment or order of a court of law, and in pursuance of any such rule the municipal council or county council or town council, as the case may be, which made the rule may withhold, suspend or entirely discontinue the payment of any such pension in the event of the beneficiary attempting to assign, transfer or otherwise cede or to pledge or hypothecate such pension or right as aforesaid;
- (k) providing that any pension or other retiring benefit payable out of such fund may be withheld by the municipal council or county council or town council, as the case may be, for the purpose of discharging any debt due to the fund or to such council;

(l) providing that if any person in receipt or any pension or other retiring benefit payable out of such fund—

(i) is convicted by any court in Kenya or elsewhere and is sentenced to imprisonment without the option of a fine for a period exceeding one month; or

(ii) is adjudicated a bankrupt or is declared insolvent by judgment of the court; or

(iii) becomes incapable of managing his own affairs by reason of physical or mental infirmity,

such pension or retiring benefit may during only such incapacity, cease to be payable to the member and instead be paid to such of his dependants as the municipal council or county council or town council, as the case may determine.

(3) Any rules made under subsection (2) may operate retrospectively within the limits prescribed by the rules as regards contributions by the officers of the local authority and the local authority making the rules and as regards calculation of the pension or other payment.

(4) Section 34 of the Interpretation and General Provisions Act shall not apply to rules made under subsection (2). Cap. 2.

(5) A municipal council or county council or town council having established a fund under subsection (1) and after receiving a report from a Fellow of the Institute of Actuaries or a Fellow of the Faculty of Actuaries in Scotland appointed by such council, may, subject to the approval of the Minister, agree with an employing authority to admit employees of such employing authority to membership of the fund with retrospective effect and may amend any rules made under subsection (2) to enable such rules to be applied to such employing authority and to any employee of such employing authority admitted to membership of the fund.

(6) Any local authority may arrange with any other local authority administering a fund established under subsection (1) for the admission, on such terms and conditions as may be agreed, of any of its officers to participate in the benefits of such fund.

(7) No officer of a local authority who is, under subsection (5) admitted to membership of a fund established by another local authority, shall, from the date of his admission as aforesaid, remain or become a member of another pension provident or benevolent fund administered

by a local authority.

(8) Subject to rules made under subsection (9), or, where there are no such rules, subject to the consent of the Minister, a local authority may grant from its revenues, pensions or gratuities to its officers on their retirement from its service and to dependants on the death of any such officer, in cases where no pension, provident or benevolent fund has been established under subsection (1) and no arrangement has been made under subsection (6) by a local authority, or in cases where no benefits accrue from any fund so established or arrangement so made.

(9) A local authority may, with the approval of the Minister, make rules for the payment of gratuities under subsection (8) to any specified class or classes of officers in cases where no pension, provident or benevolent fund has been established and no arrangement has been made as aforesaid or in cases where no benefits accrue from any such fund or arrangement in respect of such class or classes of officers.

(10) Subject to the consent of the Minister, in cases where a pension, provident or benevolent fund has been established under subsection (1) or any arrangement has been made under subsection (6) by a local authority, such local authority may grant from its revenues additional or increased pensions or gratuities to its officers on their retirement from its service and to dependants on the death of any such officers.

(11) In this section the expression “employing authority” means any local authority or association of local authorities of Kenya, and any local authority in Tanzania or Uganda which is empowered to enter into an agreement of the nature described in subsection (5).

152. (1) A municipal council may, with the consent of the Minister, establish and maintain schools and educational institutions, including boarding blocks and school hostels.

(2) A municipal council or county council or town council with the consent of the Minister and an urban council with the approval of the council of the county in which its division is situate and with the consent of Minister, may make grants to any school or educational institution, within or without its area, for the provisions of scholarships for persons, and the children of persons, ordinarily resident in its area.

(3) A local authority may, subject to such conditions as the Minister may prescribe, provide bursaries to assist persons and children of persons, ordinarily resident in its area, in their education and maintenance at any school or educational institution within or without its area.

153. (1) A municipal council, county council or town council may, within its own area and, with the consent of any local authority specified in this subsection, within the area of such local authority, and with the consent of the Minister, within any other area—

Powers authorising omnibus and vehicles services.
31 of 1971, Sch.

- (a) establish and maintain a service of omnibuses or other vehicles howsoever propelled or drawn, for the carriage of passengers and their luggage;
- (b) enter into an agreement, in such terms as may be approved by the Minister, with any person for the establishment and maintenance by him of any such service as aforesaid and for guaranteeing the capital cost thereof and interest on such cost.

(2) Whenever any such service is established or maintained by a local authority under this section or by any person under an agreement with a local authority under subsection (1) (b), such local authority may by order prohibit, for such period as in each case the Minister may approve, the carrying on by any person (other than a person with whom the local authority has entered into an agreement as aforesaid) of any such service within its area and may from time to time by order extend the period of prohibition for such period as in each case the Minister may approve:

Provided that the right of any person to carry for hire or reward passengers departing to or arriving from any place outside the area of jurisdiction of such local authority shall not be affected.

(3) Before making an order of prohibition or an order extending any period of prohibition under subsection (2), the local authority shall cause notice of its intention to introduce and pass a resolution for that purpose to be published in the Gazette and in at least one newspaper (if any) circulating in its area and such notice shall be given once in each week for four succeeding weeks.

(4) Any objections received by the local authority to the making of such an order of prohibition or order extending any period of prohibition shall be laid before the local authority at a meeting appointed to consider the resolution referred to in subsection (2) and copies of such objection shall be forwarded by the local authority to the Minister.

(5) A local authority may revoke any order of prohibition made under this section:

Provided that where an order is made consequent upon an agreement entered into under subsection (1) (b), the local authority

shall not have power to revoke such order until the termination of such agreement or of any subsequent agreement made in place of such agreement.

(6) Notwithstanding the other provisions of this Act and the provisions of any other written law, where any order of prohibition has been made and approved under this section by a local authority, no licence issued under any law in respect of any public vehicle or motor vehicle carrying passengers for hire or reward, if such public motor vehicle or motor vehicle be licensed to carry more than six passengers, shall without the consent of such local authority, entitle any person to ply for hire with such public vehicle or motor vehicle within the area of such local authority:

Provided that the right of any person to ply for hire with any public vehicle or motor vehicle for the unexpired period of any license issued prior to the making of any such order of prohibition under this section shall not be affected.

(7) Save as is provided in subsection (2) and subsection (6), any person (other than a person with whom the local authority has entered into an agreement under subsection (1) (b)) who carries on any service of omnibuses or other vehicles, howsoever propelled or drawn, for the carriage of passengers, or who plies for hire or reward with such public vehicle or motor vehicle for the carriage of passengers, in contravention of any order of prohibition made under this section shall be guilty of an offence and shall be liable to a fine not exceeding two thousand shillings or to imprisonment for a period not exceeding two months, and, in addition, to a fine not exceeding two hundred shillings in respect of each and every day upon which he contravenes such order as aforesaid.

(8) The Minister shall, before he gives any approval required under this section, consult the Minister responsible for the licensing of public service vehicles.

Miscellaneous
powers of municipal,
county and township
authorities.
31 of 1971, Sch.

154. Every municipal council, county council or town council shall have power—

Cattle cleansing.

(a) to establish and maintain cattle cleansing facilities;

Hides and skins.
Cap. 359.

(b) subject to the Hide and Skin Trade Act, to control the drying, cleaning and storage of hides and skins, and to establish, maintain and control premises for the drying, cleaning and storing of hides and skins;

(c) to prohibit the cultivation by unauthorised persons of any unenclosed and unoccupied land in private ownership and of any Government land and land reserved for any public road;	Unauthorised cultivation.
(d) to take or require the taking of such measures as may be necessary or desirable for the prevention and control of bush and forest fires;	Bush fires.
(e) subject to any law for the time being in force relating thereto—	Brick-making and quarrying.
(i) to prohibit and control brick-making yards and the quarrying of stone, lime, clay or other material on any premises;	
(ii) to require the owners and operators of brick-making yards and quarries to provide housing, sanitation and water or any of them at brick making yards and quarries for persons working there;	
(iii) to grant permits to make bricks or to dig and burn lime, or to dig and remove clay, gravel, peat or turf or to quarry or to crush stone, upon any land of the local authority.	
155. Every county, municipal or town council shall have power—	Powers of county, municipal and town councils. L.N. 634/1963, 61 of 1968, s. 22, 31 of 1971, Sch.
(a) to establish and maintain centres, and to establish, maintain and control services, for the inspection, grading and storing of produce;	Produce inspection.
(b) subject to any other written law relating thereto, to engage in livestock and agricultural undertakings (including the provision of services for improving the agricultural and livestock industries in the county, municipality or township) and to take such measures as may be necessary or desirable for preventing the outbreak and spread of any disease as defined in the Animal Diseases Act;	Agricultural and livestock undertakings. Cap. 364.
(c) to require the planting of any specified crops by persons for the support of themselves and their families in areas which in the opinion of the county, municipal or town council are suffering from or likely to suffer from a shortage of foodstuffs;	Famine relief crops.

- Itinerant contractors. (d) to control itinerant contractors and other persons who sell or offer for sale, or contract or offer to contract for the exercise of, their skill, or the skill of any other person, in any handicraft by going from house to house or by attending at any person's house;
- Game parks. (e) to establish and maintain game parks, including accommodation for visitors thereto;
- Forests. (f) to establish and maintain forests;
- Rehabilitation centres for beggars. (g) subject to the Vagrancy Act to establish, maintain and control rehabilitation centres for the care, maintenance and rehabilitation of beggars.

61 of 1968, s. 22.
Cap. 58.

156. (*Repealed by L.N. 41/1970, Sch.*).

Payments of money in connexion with employment of magistrates, etc.
L.N. 634/1963,
L.N. 34/1965,
31 of 1971. Sch.

157. Every municipal council, county or town council shall, subject to the consent of the Minister, have power—

- (a) to pay the Government such sums of money as are from time to time incurred or expended by the Government on or in connexion with the employment of a magistrate; and
- (b) to erect and maintain a courthouse and employ such court staff as is required for a magistrate, where such municipal, county or town council has paid or agreed to pay to the Government such sums of money as are incurred or expended by the Government on or in connexion with the employment of the magistrate.

Freemen.
L.N. 634/1963,
L.N. 34/1965,
9 of 1968, Sch.

158. (1) A municipal council may, by resolution passed by not less than two-thirds of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object, and with the approval of the Minister, admit to be honorary freemen of the municipality persons of distinction and any persons who have rendered eminent service to the municipality.

(2) The town clerk of every municipal council shall keep a list, called the honorary freemen's roll, of all persons admitted to be honorary freemen of the municipality.

Shops in rural areas.

159. (1) Subject to any other written law relating thereto, every county council shall have power to prohibit and control shops in rural areas:

Provided that no county council shall exercise such power in any area to which the Land Planning Act has been applied.

Cap. 303.

(2) For the purposes of this section—

“shop” means a building or part of a building in which retail trade is carried on;

“rural area” means an area which is so defined in any by-law made by a county council under this Act.

PART XI—CERTAIN POWERS, DUTIES AND PROVISIONS RELATING TO MUNICIPALITIES TOWNSHIPS AND COUNTY DIVISIONS

160. Every municipal council and, except in regard to matters contained in paragraphs (a) and (h), every town council and every urban council shall have power—

Miscellaneous functions of local authorities other than county councils and local councils.
L.N. 634/1963,
L.N. 34/1965,
11 of 1967, s. 8,
L.N. 41/1970,
31 of 1971, Sch.,
11 of 1984, Sch.

(a) to establish and maintain sanitary services for the removal and destruction of, or otherwise dealing with, all kinds of refuse and effluent and, where any such service is established, to compel the use of such service by persons to whom the service is available;

Sanitary services.

(b) to establish and maintain public lavatories, closets and urinals within its area, and where such lavatories, closets and urinals are established, the local authority shall maintain them in good order and repair;

Public lavatories.

(c) to acquire and maintain one or more ambulances;

Ambulances.

(d) to establish and maintain cold storage works and depots for the inspection of meat, subject to the Kenya Meat Commission Act and the Public Health Act and any rules made thereunder;

Cold storage works.
Cap. 363,
Cap. 242.

(e) subject to the Kenya Meat Commission Act and the Pig Industry Act and any rules made thereunder, to establish and maintain slaughterhouses for the slaughter of animals and

Slaughterhouses.
Cap. 363,
Cap. 361.

	poultry, whether within or without its area; and to control slaughterhouses within its area;
By-products.	(f) to establish and maintain plants for the manufacture of by-products and to purchase animals for the purpose of conversion into by-products and to sell by-products resulting from the carrying on of any works which such local authority is authorised to carry on;
Milk. Cap. 336.	(g) subject to the Dairy Industry Act, to establish and maintain depots for the inspection, treatment, distribution, purchase and sale of milk or milk products, and may, subject as aforesaid, distribute, buy and sell milk or milk products;
Rats and vermin.	(h) to take measures for the destruction and suppression of rats and vermin within its area, and to set traps or take other measures necessary for the purpose on any land whether within or, with the consent of the local authority concerned, without its area;
Naming of streets.	(i) subject to the prior approval of the Minister, to name and number and, where necessary or desirable in its opinion, to rename or renumber any street in the municipality or in any urban area under its jurisdiction (such name to be affixed in a conspicuous place in the street) and to cause all buildings in any such street to be numbered in such manner as it may determine;
Aerodromes.	(j) subject to any written law relating, thereto, to establish and maintain aerodromes;
Fire brigades.	(k) to establish and maintain one or more fire brigades and to take all necessary steps for the prevention and extinguishing of fires and to compensate the owners of property demolished or damaged for the purpose of preventing or extinguishing fires;
Registration of births, etc.	(l) subject to the consent of the Minister, to undertake either as agents of the Government or otherwise, the registration of births, deaths and marriages occurring in its area;
Open spaces.	(m) to lay out and adorn any square or open space belonging to it by any architectural Scheme or ornamentation, including the erection of Statues, fountains and other structures;
Buildings for public purposes.	(n) with the consent of the Minister, to erect and maintain on any public place, buildings for public purposes, and, with

the like consent, to set apart any such place or any portion thereof for any purpose which the local authority may from time to time think fit;

(o) to plant, trim or remove trees, flowers and shrubs in or on any public place; to regulate the planting and preserving of trees, flowers and shrubs; to prohibit or regulate the planting of trees and shrubs in public places; to require or provide for the maintenance, cutting or removing of any such trees or shrubs; and to prevent the removal or injury thereof;

Planting of trees, etc.

(p) (i) to arrange for the lighting of, or itself to light, streets and other public places and to arrange for the erection and maintenance of, or itself to erect and maintain, lamps for that purpose;

Lighting of streets, etc.

(ii) to enter into any contract with an authorised distributor as defined in the Electric Power Act, for the collection by the local authority of all charges and other sums due to such distributor by the inhabitants, of the whole or part of its area in respect of the supply of electricity by such distributor, together with a reasonable charge to cover the expenses of collecting such charges and such other sums;

Cap. 314.

(q) to establish pounds, and from time to time to make provision for all or any of the following purposes—

Pounds.

(i) for the management of pounds;

(ii) prescribing the circumstances in which any article or vehicle which is found abandoned or apparently abandoned, or any animal or bird, may be impounded;

(iii) fixing the charges payable by the owner of any impounded article, vehicle, animal or bird;

(iv) prescribing the circumstances in which and the conditions under which any impounded article, vehicle, animal or bird may be sold; and

(v) as to the transfer of the property in any impounded article, vehicle, animal or bird on such sale.

161. Every municipal council or town council and every urban council shall have power—

Miscellaneous functions and powers of control.
L.N. 634/1963,

31 of 1971, Sch.,
11 of 1984, Sch.

Cemeteries and
crematoria.
Cap. 242.

(a) to establish cemeteries at sites appointed under, and maintain cemeteries authorised under, the Public Health Act, to conduct funerals; to establish and maintain mortuaries and crematoria within or without its area; to prohibit the disposal of human bodies within its area otherwise than by interment or cremation in or at any such cemetery or crematorium established or approved by it; and to control undertakers and regulate the conveyance and disposal of dead bodies;

Washing of clothes.

(b) (i) to establish and maintain places for the washing of clothes;

(ii) to control or prohibit the washing of clothes on public premises and to supervise and license persons engaged in washing and laundry work;

Lodging-houses.

(c) to establish, maintain and let lodging-houses and boarding-houses; and to control lodging-houses and boarding-houses and lodging-house and boarding-house keepers;

Restaurants, etc.

(d) subject to any written law relating thereto—

(i) to establish, maintain and let tea-rooms, cafe's, restaurants, houses, snack bars, shops, stalls and stands;

(ii) to control tea-rooms, cafes, restaurants, hotels, eating-houses, snack bars, bake houses, butchers' shops, grocers' shops and all factories and places where articles of food or drink are manufactured or prepared for sale or use, or are stored or sold whether for consumption on or off the premises;

Footways.

(e) to construct footways along the side of any road or street, and to pave or surface any such footway with concrete blocks or stones or in any other way, and to recover from the owners of land abutting upon such footways the whole or any part of the expenses incurred in such construction, surfacing or paving where such construction, surfacing or paving was requested by such owners; and to control the construction, surfacing and paving of footways, where such works are carried out by any such owner.

Miscellaneous
powers of control.

162. Every municipal council and, except in regard to the matters contained in paragraphs (a) and (j), every town council or urban council

shall have power—

9 of 1966, s. 71,
21 of 1966, Sch.,
L.N. 35/1970,
L.N. 41/1970,
31 of 1971, Sch.,
11 of 1984, Sch.

(a) to compel occupiers or, in the case of vacant premises, owners, to keep their premises free from offensive or unwholesome matter;

Unwholesome matter.

(b) to prohibit or control the keeping of animals, birds and bees so that their keeping shall not be a public nuisance or injurious to health;

Animals, birds, etc.

(c) to take or require the taking of such steps and measures as may be necessary or desirable for securing the prevention and destruction of insects, fungi and any other, pests which attack timber in buildings and felled timber and for preventing and eradicating the infestation of any such timber at the cost of the owner;

Insects and pests.

(d) to prohibit or control the playing of musical instruments or the singing or performing for profit, in or on any public place;

Musical instruments.

(e) without prejudice to the exercise of any powers and duties conferred or imposed by the Ferries Act and subject to section 186 of this Act, to control ferry boats, to regulate the conduct of persons using ferry boats and the embarkation and disembarkation of persons, animals, goods and vehicles and to control the use of the landing places, approaches and ramps maintained in connection with any service of ferry boats;

Ferry boats.
Cap. 410.

(f) to control or prohibit fetes, traveling exhibitions, public amusements and entertainments, circuses and to prohibit or control the public exhibition of monstrosities, freaks of nature, or any abnormal person or animal:

Public amusements.

Provided that this paragraph shall not confer a power to permit the provision of amusements with prizes otherwise than at entertainments held by commercial undertakings with the principal object of promoting trade or business and limited, in respect of any one such undertaking, to one or more periods not exceeding in the aggregate fourteen days in any one period of twelve months;

(g) subject to any written law relating thereto, to control or prohibit the subdivision or cutting up of land or the

Subdivision of land.

subdivision of existing building lots into smaller areas; to provide that no transfer of any such sub division of land shall be registered in any land titles registry unless and until a certificate under the hand of the clerk of the local authority, or such other person as the local authority may appoint for the purpose, has been produced to the registration officer, who shall register the same against the title to such land at the cost of the applicant for such subdivision, to the effect that the local authority has approved of such subdivision, and to prevent the withdrawal, cancellation or alteration, except with the consent of the local authority, of any sub divisional plan which has been approved by the local authority;

Bicycles.

- (h) to control bicycles and tricycles normally kept in its area, and to register and provide for the identification of such bicycles and tricycles:

Provided that this paragraph shall not confer a power to require the licensing of any bicycle or tricycle during the currency of any licence granted by any other local authority in respect thereof under the powers conferred by this paragraph;

Common pasture.

- (i) to provide for the due and proper care of the common pasture or other land of such local authority, and, in municipalities, townships and urban areas within county divisions, to control the keeping of livestock in such area or areas;

Swimming baths.

- (j) to control swimming baths, and bathing establishments, and to control or prohibit bathing in any open piece of water within its area;

Protection of works.

- (k) to take such steps as may be desirable for the protection from damage or interference of all works and property of such local authority situated or being in, under or over any public or other place within or without its area;

Advertisements.

- (l) to prohibit or control the display of advertisements and advertising devices in or in view of any street or other public place or in such places or in such manner or by such means as would, in the opinion of the local authority, be likely to affect injuriously the amenities of or to disfigure any neighbourhood; and to prohibit and control the use and passage of advertising vans, sandwich boards, lanterns, flags, screens or other moveable advertising devices, and the distribution of handbills in or along any street or other public place;

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|--|--|
| (m) to control street decorations, and to prohibit or control the erection and removal of temporary platforms, seats and other structures for the use of the public at any meeting or entertainment or for the accommodation of spectators at any procession, exhibition, ceremony or spectacular display of any kind; | Street decorations. |
| (n) to control music halls, public halls, concert rooms, public billiard rooms and other places of public amusement, public recreation or public resort which are not required to be licensed under the Films and Stage Plays Act. | Places of public amusement.
Cap. 222. |
| 163. Every municipal council and, except in regard to the matters contained in paragraph (g), every town council and urban council shall subject to any other written law relating thereto, have power— | Powers to control trades and occupations.
L.N. 634/1963,
21 of 1966,
L.N. 21/1970,
31 of 1971, Sch.,
11 of 1984, Sch. |
| (a) to prohibit or control peddling, hawking and street trading and to control peddlers, hawkers and street traders; | Hawking. |
| (b) to control barbers and hairdressers and barbers' and hairdressers' shops; | Barbers. |
| (c) to control the trade, business or occupation, and the business premises, of dealers in second-hand goods, including bottles, sacks, bones and tins; | Second-hand goods dealers. |
| (d) to prohibit or control the work or trade of manufacturing flock from rags and persons engaged therein; and to prohibit the sale and use, for the purpose of manufacture, of articles of unclean flock manufactured from rags; | Rag and flock manufacture. |
| (e) to control or prohibit all businesses, factories and workshops which, by reason of smoke, fumes, chemicals, gases, dust, smell, noise, vibration or other cause, may be or become a source of danger, discomfort or annoyance to the neighbourhood, and to prescribe the conditions subject to which such businesses, factories and workshops shall be carried on; | Noxious industries. |
| (f) to prohibit or control the carrying on of the work or trade of a knacker or of blood-boiling or cleaning, tallow melting, fat melting or fat extraction, fellmongering, skin storing, | Offensive traders. |

skin curing, blood drying, gut scraping, fish mongering, fish frying, leather dressing, tanning, glue making, size making, charcoal burning, brick burning, lime burning, stone crushing, manure making, manure storing, bone storing, or any other work or trade of an offensive nature which such local authority may, with the sanction of the Minister, declare to be an offensive trade for the purposes of this paragraph;

Other trades and occupations.

(ff) to prohibit, control and regulate such other trades, occupations and premises as the Minister may, from time to time, by notice in the Gazette, prescribe;

Disinfestations.

(g) to prohibit or control the work or trade of disinfection or fumigation by cyanide or other means and to penalize persons who, after due notice, refuse without reasonable ground to vacate any room or rooms occupied by them on the same floor or on any floor above that of any building where fumigation is being carried out.

Business permits.
5 of 1998, s. 45,
9 of 2000, s. 80,
11 of 2000, s. 84,
7 of 2002, s. 50,
17 of 2006, s. 18.

163A. (1) A local authority may on receipt of an application under this Act grant a business permit to allow the conduct of a business or trade, including a profession or occupation, within its area:

Provided that in the case of a business, trade, profession or occupation regulated by the provisions of any other written law, a person shall prior to the submission of an application for a business permit pursuant to this subsection, satisfy all the requirements of that other written law.

(2) The fees charged by a local authority for the grant of a business permit under subsection (1) shall be—

(a) in the case of a consolidated permit, an amount equal to the sum of fees due in respect of each of the business activities covered under such permit for which the supplicant would otherwise require a separate permit; and

(b) in the case of a single business permit, the amount due in respect of the class of trade or business covered under such permit.

(3) Notwithstanding any other provision of this act or any by-laws made thereunder, a penalty of three percent of any fees or charges payable under this section which remain unpaid beyond the period prescribed for such payment shall be payable by the licensee for every month or part thereof during which such fees or charges remain unpaid.

(4) A local authority shall issue such type of business permit, either single or consolidated, as it deems appropriate for the conduct of business within its area, but shall not issue both types of business permit for such area.

(5) Notwithstanding subsection (1), a local authority shall not refuse to grant or renew a business permit unless—

- (a) the applicant has not supplied all the information required for such grant or renewal; or
- (b) the applicant has not paid the required business permit fee or any other fees or charges due to the local authority at the time of the application.

(6) A local authority may cancel a business permit where, upon receipt of a written report from an inspector appointed under this Act or any other written law, it finds that the business or trade to which it relates endangers the health or safety of the persons residing in the neighbourhood.

(7) An applicant for a business permit under subsection (1) shall, in the application, elect whether to be issued with a permit for a period of either one year or two years.

(8) Where a person is issued with a business permit by one local authority to distribute goods or provide services within the area of that local authority, such permit shall be valid for the distribution of goods or provision of services within the area of any other local authority

164. (1) A local authority shall have power to summon any applicant for, or any objector to, the grant of a licence, to give evidence or to produce books or documents at any sitting of the local authority or a committee thereof held for the purpose, of hearing the application for such licence, and any such person refusing or omitting without sufficient cause to attend and give evidence or to produce books or documents in his possession or under his control as required by such summons shall be guilty of an offence:

Applications for
licences.

Provided that every person summoned under this section to give evidence or produce books or documents shall be entitled to all the privileges to which a witness summoned to give evidence or produce books or documents before the High Court is entitled.

(2) Any witness giving evidence before a local authority or a committee thereof at the hearing of an application for any such licence

may be required to give evidence on oath which the person presiding at such hearing is hereby empowered to administer.

Powers to refuse
to grant or renew
licences and to cancel
licences.

165. (1) A local authority may refuse to grant or renew any licence which it is empowered under this Act or any other written law to grant on any such grounds as it may, by by-law, specify and in addition upon any of the following grounds whether specified in such by-laws or not—

- (a) with respect to any licence whether relating to a trade, business or occupation, or to premises or otherwise—
 - (i) that the premises in or at which the applicant intends to carry on his trade, business or occupation do not conform to the requirements of any by-laws in force in the area of such local authority, whether made under this Act or any other written law;
 - (ii) that sufficient provision for the needs of the area of such local authority already exists;
 - (iii) that the granting of such licence or the renewal hereof, as the case may be, would be contrary to the public interest; and
- (b) additionally, with respect to any licence relating to the use of premises as a theatre, music hall, concert room or other place of amusement, or as a restaurant or eating house—
 - (i) that the applicant has failed to produce satisfactory evidence of good character;
 - (ii) that the premises in respect of which the licence is sought or any adjacent premises owned or occupied by the applicant are frequented by persons of bad character;
 - (iii) that the granting of such licence or the renewal thereof would be calculated to cause nuisance or annoyance to persons residing in the neighbourhood; and
- (c) additionally, with respect to any licence for the carrying on of any work or trade specified in section 163 or under paragraph
- (f) thereof declared to be an offensive trade—
 - (i) that the premises used or proposed to be used therefor by the applicant are unsuitable for the purpose;

- (ii) that the method adopted or proposed to be adopted by the applicant for preventing noxious or offensive vapours, gases or smells arising from such work or trade are not efficient.

(2) A local authority may cancel any licence granted by it on any such grounds as it may, by by-law, specify and, in addition, on any of the following grounds, whether specified in such by-law or not—

- (a) with respect to any licence, that it is contrary to the public interest for such licence to remain in force; and
- (b) additionally, with respect to any licence specified in subsection (1) (b)—
 - (i) that the premises to which the licence relates or any adjacent premises owned or occupied by the holder of the licence are frequented by persons of bad character;
 - (ii) that the continuation of such licence in force would be calculated to cause nuisance or annoyance to persons residing in the neighbourhood; and
- (c) additionally, with respect to any licence for the carrying on of any work or trade specified in section 163 or under paragraph
- (f) thereof declared to be an offensive trade—
 - (i) that the premises used by the holder of the licence have become unsuitable for the purpose;
 - (ii) that the methods adopted by the applicant for preventing noxious or offensive vapours, gases or smells arising from the work or trade to which such licence relates are not efficient.

(3) Any applicant for the grant or the renewal of a licence or a business permit; whose application has been refused, and any person whose licence or business permit has been cancelled by a local authority under this section, may appeal against such refusal or cancellation to a subordinate court of the first class within whose jurisdiction the premises in or at which the applicant intended to conduct or was conducting his trade, business, or occupation is situate, and in the event of the appellant satisfying the court that the licence or business permit or renewal thereof was refused or, as the case may be, that the licence or

5 of 1998, s. 44.

business permit was cancelled on insufficient grounds, the court may order such local authority to grant such licence or business permit or a renewal thereof or, as the case may be, the court may declare that the cancellation was invalid.

5 of 1998, s. 44.

(4) Where the court orders a local authority to grant such licence or business permit or renewal thereof, then, subject to subsection (5), such licence or business permit or a renewal thereof shall be granted accordingly; and where the court declares that the cancellation of a licence or business permit was invalid, then subject to subsection (5), the licence or business permit which the local authority purported to cancel shall remain in force as if no such purported cancellation had been made.

(5) The appellant or the local authority concerned in any appeal under subsection (3) may appeal to the High Court against any such order or declaration of the subordinate court and the decision of the High Court thereon shall be final.

Planning.

31 of 1971, Sch.

166. Every municipal council, county council or town council may, subject to any other written law relating thereto, prohibit and control the development and use of land and buildings in the interest of the proper and orderly development of its area.

Burials.

LN. 634/1963,

31 of 1971, Sch.,

11 of 1984, Sch.

167. (1) It shall be the duty of every municipal council, town council or urban council, to provide for the burial of all destitute persons who die within its area:

Provided that in respect of persons—

- (i) who die in hospital, and who immediately prior to their admission to hospital, had not lived within such local authority's area for a period of at least three consecutive months; or
- (ii) who die in gaol,

the local authority shall be entitled to recover the reasonable cost of burial from the Government.

(2) If any person brought into the area of any such council by any other person carrying on the business of recruiting labour, shall die in such area within one month after his arrival, such council may recover from such other person or his employer or principal such burial charges as may be fixed by by-laws relating to cemeteries or otherwise.

(3) It shall be the duty of every municipal council, town council

and urban and area council, to ensure that in its area there are adequate and suitable arrangements for the burial or cremation of the dead.

168. *(Repealed by 8 of 2002, s. 111.).*

169. *(Repealed by 8 of 2002, s. 111.).*

170. *(Repealed by 8 of 2002, s. 111.).*

171. *(Repealed by 8 of 2002, s. 111.).*

172. *(Repealed by 8 of 2002, s. 111.).*

173. *(Repealed by 8 of 2002, s. 111.).*

174. *(Repealed by 8 of 2002, s. 111.).*

175. *(Repealed by 8 of 2002, s. 111.).*

176. *(Repealed by 8 of 2002, s. 111.).*

Housing

177. (1) A municipal council, town council or an urban council may, subject to any written law relating thereto—

- (a) lay out building plots or otherwise subdivide any land acquired or appropriated by it, whether within or without its area, for the purpose of housing schemes for the inhabitants of its area;
- (b) erect and maintain dwelling-houses with their appurtenant outbuildings on such plots or subdivisions of land;
- (c) convert buildings into dwelling-houses and alter, enlarge, repair and improve the same;
- (d) let any dwelling-house erected or provided by it and charge such reasonable rent for the tenancy or occupation thereof as it may determine;
- (e) sell any such dwelling-house to a person undertaking to reside therein and recover the purchase price thereof by such instalments as it may determine;
- (f) sell, let or otherwise dispose of any plot or subdivision of land referred to in paragraph (a) of this subsection to any

Housing and
advances for housing.
31 of 1971, Sch.,
11 of 1984, Sch.

person for the purpose and under the condition that that person will erect and maintain thereon a dwelling-house for occupation by him;

- (g) sell, let or otherwise dispose of land acquired or appropriated by such local authority, to any person for the purpose and under the condition that that person will erect and maintain thereon such number of houses as may be determined by such local authority in accordance with plans approved by it.

(2) Nothing in subsection (1) shall authorise the disposal of land by a local authority, whether by sale, lease or otherwise, in breach of any trust, covenant or agreement binding upon the local authority.

(3) Subject to such conditions as may be prescribed by the Minister, a local authority may advance money to any person—

- (a) to enable him to repair, reconstruct, enlarge or improve a dwelling-house occupied or intended to be occupied by him; or
- (b) to enable him to reconstruct, whether on land provided by such local authority or otherwise, a dwelling-house for occupation by him; or
- (c) to enable him to acquire for occupation by him any dwelling-house.

(4) The Minister may make rules regulating the making of advances under subsection (3) and in particular—

- (a) for prescribing the nature of the security to be taken by the local authority in respect of any advance;
- (b) for requiring a valuation to be made of the property the subject of any such advance;
- (c) for prescribing the maximum proportion of the value of any property which may be advanced under the said subsection on the security thereof;
- (d) for prescribing the rate of interest to be paid on such advances;
- (e) for prescribing the method of repayment of such advances;

- (f) for enabling such advances to be made by instalments paid from time to time as the work of construction repair, reconstruction, enlargement or improvement of the dwelling-house proceeds.

Water Supply

178. (1) A municipal council, town council, or an urban or area council may undertake the supply of, and establish, acquire and maintain works for the supply of water within its area, and with the consent of any other local authority within the area of that local authority.

Water supply.
L.N. 634/1963,
L.N. 34/1965,
31 of 1971, Sch.

(2) Without prejudice to its power to make by-laws under this Act, a municipal council, town council or an urban or area council, may make by-laws under this Act in respect of and matter upon which, and to the extent to which, a water undertaker may make regulations under the Water Act.

Cap. 372.

(3) If any person shall require a supply of water from a local authority to premises occupied or about to be occupied by him and shall have previously quitted other premises at which water has been supplied by the local authority without paying all charges for water and all sums due to the local authority in respect of the supply thereof, the local authority may refuse such a person a supply of water, or if such supply has already been provided may forthwith cut off such supply, and for that purpose may cut or disconnect any pipe or other work through which the water may be supplied, and may until such charges or other sums together with the cost (if any) incurred by the local authority in cutting off such supply of water, is fully paid, but no longer, discontinue the supply thereof to such person.

(4) Any officer appointed thereto by the Minister may at all reasonable times enter any premises to which water is or has been supplied by the local authority, in order to inspect the pipes, meter, fittings, works and apparatus for the supply of water, or for the purpose of ascertaining the quantity of water consumed or supplied, or whenever the supply of water is no longer required, or whenever the local authority is authorised, to cut off the supply of water from such premises, or for the purpose of removing any pipes, meters, fittings, works or apparatus belonging to the local authority.

179. A municipal council, town council, or an urban or area council may, subject to the Water Act, and any rules made thereunder, divert, straighten, define, and canalise the course of any stream or watercourse after giving notice and making compensation to any owner or occupier of land, and to any person entitled to any rights or easements attached to land, abutting on such stream or watercourse.

Diversion and
canalisation of
streams, etc.
31 of 1971, Sch.
Cap. 372.

(2) In arriving at the amount of any compensation payable under this section regard shall be had to the enhanced or improved value, immediate or prospective, which shall or may accrue to any such land by reason of the carrying out of the aforesaid purposes or any of them.

(3) The amount of any such compensation as aforesaid shall, in default of agreement, be determined by arbitration.

Additional powers
relating to water.
Cap. 372.

180. Every local authority, whether or not such local authority is a water undertaker under the Water Act, shall have power to compel the provision of a proper and sufficient water supply for every dwelling-house, school, store, shop, factory or workshop, if the local authority considers that the provision of such supply is necessary, practicable and reasonable.

Electricity Supply

Works of the supply
of electricity, light,
heat and power.
L.N. 634/1963.
Cap. 372.

181. (1) Subject to the Electric Power Act and to any other written law relating thereto, a local authority may undertake the supply of, and may establish, acquire and maintain works for the supply of electricity, light, heat or power within its area, or with the consent of any other local authority, within the area of that local authority; and without prejudice to the generality of the foregoing, a local authority may sell (including sale against payment by instalments) electric lines, fittings, and appliances to private consumers.

Cap. 314.

(2) With prejudice to any power conferred by or under the Electric Power Act upon a licensee, subsections (3) and (4) of section 178 of this Act shall supply *mutatis mutandis* to and in relation to the supply of electricity by a local authority.

PART XII—CERTAIN POWERS, DUTIES AND PROVISIONS RELATING TO ROAD AND FERRIES

Control and vesting
of public streets in
municipalities and
townships.
31 of 1971, Sch.

182. (1) Every municipal council or town council shall have the general control and care of all public streets which are situated within its area, and the same are hereby vested in such local authority in trust to keep and maintain the same for the use and benefit of the public.

(2) A municipal council or town council may make, construct, alter, and repair and for any such purpose temporarily close or divert, any such street, and may make new streets.

(3) A municipal council or town council may, subject to any law relating to road traffic, by order, prohibit the driving of vehicles on any specified road otherwise than in a specified direction:

Provided that no such order shall be made unless notice of the intention to make the same shall be published in the Gazette at least fourteen days before the date on which it is intended to make such order, and, before making such order, there shall be taken into consideration—

- (i) any objections which may have been made to the making thereof; and
- (ii) the existence of alternative routes suitable for the traffic which would or might be affected by the order.

183. (*Repealed by L.N. 35/1970.*)

184. (1) Subject to the Mining Act, a local authority, by its agents and officers, for the purpose of the construction and maintenance of roads or the carrying out of any works which it is empowered under this Act or under any agreement, direction, delegation or transfer entered into, given or made under this Act to carry out, may enter upon any land within its area and remove therefrom any clay (other than kaolin), country rock, gravel, murram, lime, sand, shale, shingle, slate or surface soil, and may carry across any land, by a route to be agreed between the owner or occupier thereof and the local authority, such material removed from other land, and may provide in connection with such functions labour or other camps, works buildings, access roads, and space for stockpiling, and may erect machinery and other gear for the purpose of quarrying any such material.

Powers of local authorities to take materials for roads and works.
L.N. 634/1963,
L.N. 34/196.
Cap. 306.

(2) Before entering upon any land for the purpose of exercising any of the powers conferred by subsection (1), the local authority shall give not less than one month's notice by personal service or by registered post to the last known address of the owner or occupier of such land, of the intention to enter upon such land, the powers which it proposes to exercise, and the area of such land to which it will confine its activities.

(3) If the owner or occupier of such land is aggrieved by the proposed exercise by the local authority of the powers conferred by this section or by the proposed exercise of the powers in the area specified in the notice, he may, within one month from the service upon him of the notice under subsection (2), make representations to the Minister thereon and shall within the same period inform the local authority concerned of the nature of such representations.

(4) Where representations are made to the Minister under subsection (3), the Minister may, after consulting the local authority

concerned, give such direction to the local authority thereon as he thinks fit.

(5) Compensation shall be payable by a local authority to the owner or occupier of any land for any damage done to buildings, roads or crops, or otherwise, in the exercise by it of any of the powers conferred upon it by this section, and for any interference with the rights of occupancy of such land, and the amount of such compensation shall, in default of agreement, be determined by arbitration.

(6) If, as a result of the exercise of any of the powers conferred by this section, a danger to persons (other than employees of the local authority or of their agents) or to domestic animals is created, the local authority shall, at the request of the owner or occupier of the land, carry out fencing at its own expense to such an extent as adequately to guard against such danger.

(7) The sites for any labour or other camps to be provided by the local authority and the alignment of any roads of access shall be determined by the local authority only after consultation with the owner and occupier of the land on which the same are to be situate.

(8) Any pit or quarry made in exercise of any of the powers conferred by this section shall, at the request of the owner or occupier of the land, be filled up or, in the discretion of the local authority, fenced, at the expense of the local authority, when the local authority abandons such pit or quarry.

Cap. 385.

(9) This section shall be subject to the Forests Act and any rules made thereunder, and to the extent of any inconsistency between this section and that Act and any rules thereunder, the latter shall prevail.

Cap. 283.

(10) For the purpose of this section, the expression “owner or occupier” means in respect of Government land, the Commissioner of Lands, in respect of Trust land (other than land the title to which is registered under the Land Consolidation Act) means the county council or other local authority having jurisdiction over the area in question under section 115 of the Constitution, and in respect of forest areas, means the Chief Conservator of Forests.

Power respecting the permanent closure, etc., of streets and roads.

L.N. 35/1970.

185.(1) Subject to this section, a municipal council may permanently close or divert or alter the line of any street or road vested in it under this Act.

(2) Before any such closing or diversion or alteration is carried out, the municipal council shall—

- (a) prepare a plan showing the nature thereof; and
- (b) not less than one month before the proposed commencement of the work, give notice in the Gazette and in one or more newspapers (if any) circulating in its area, as well as by a sufficient number of placards posted on or near the street or road which it is proposed to close, divert or alter, of the proposed work and of a place where the said plan may be inspected at all reasonable hours; and
- (c) serve a copy of the said notice on the owners or reputed owners, lessees or reputed lessees, and occupiers of all property abutting upon the said street or road or appropriate part thereof and, where it is proposed to divert or alter the line of such street or road, of all property which will abut upon the street or road if diverted or altered as aforesaid, whose address can after reasonable inquiry be ascertained; and
- (d) if the proposed closure, diversion or alteration will affect land not vested in the municipal council, serve a copy of the said notice on the Commissioner of Lands; and
- (e) in the case of a proposal to close a road, serve a copy of such notice upon the Minister for the time being responsible for town planning.

(3) If the Commissioner of Lands or any person interested as owner, lessee or occupier in any property abutting on the street or road which it is proposed to close, divert or alter under this section, or any other person aggrieved by such proposed closure, diversion or alteration, shall at any time within the period of one month from publication of the notice in the Gazette and in one or more newspapers (if any) as aforesaid, or, where such notice is published on different dates, within the month from the last date of publication, serve written notice on the municipal council of any objection to such closure, diversion or alteration, then, unless such objection is withdrawn, such closure, diversion or alteration shall not be carried out without the sanction of the Minister who may, on the application of the municipal council and after such inquiry (if any) as he may deem necessary, make an order disallowing or allowing the proposed work or allowing it with such modifications as he may deem necessary.

(4) On completion of any work to which this section applies the municipal council shall give notice thereof to the Minister and shall forward a plan thereof, prepared by a registered land surveyor or by some other person approved in writing by the Commissioner of Lands, to the Commissioner of Lands, showing all details of such closure, diversion or

alteration, and the Commissioner of Lands shall cause such amendments as may be necessary to be made in his plan (if any) of the area.

186. (1) A local authority may, with the approval of the Minister—

(a) without prejudice to the exercise of any powers or duties conferred or imposed by the Ferries Act, establish and maintain toll bridges and services of ferry boats, together with landing places, approaches, ramps and other essential appurtenances, for the passage or carriage of passengers, animals, goods and vehicles using any road vested in such local authority under this Act; and

(b) enter into an agreement with any person for the establishment and maintenance by such person of any toll bridge or service of ferry boats which such local authority is under paragraph (a) itself authorised to establish and maintain, and for providing to such person such financial assistance in connection therewith as the Minister may approve.

(2) Whenever any toll bridge or service of ferry boats is established and maintained by a local authority under this section, or by any person under an agreement entered into between such person and a local authority under subsection (1) (b), such local authority may, with the approval the Minister, by order, prohibit any person (other than a person with whom the local authority has entered into an agreement as aforesaid) except with the written consent of and subject to such conditions as may be imposed by, the local authority, from operating a toll bridge or carrying on a ferry boat service within the area of such local authority or any part thereof, and within such hours, as may be specified in such order:

Provided that the right of any person to ply for hire within the area of such local authority with any ferry boat for the unexpired period of any licence granted under any law in force in Kenya and issued to him prior to the date of the coming into force of such order of prohibition, and the right of any person to carry for hire or reward any passengers departing to or arriving from any place outside the limits of any prohibited area, shall not be affected.

(3) Before making an order of prohibition under subsection (2), the local authority shall cause notice of its intention to introduce and pass a resolution for the purpose to be published in the Gazette and in at least one newspaper circulating in the area, and such notice shall be given once in each week for four succeeding weeks.

Powers relating
to ferries and toll
bridges.
L.N. 35/1970.

Cap. 410.

(4) Any objections received by the local authority to the making of such an order of prohibition shall be laid before the local authority at a meeting appointed to consider the resolution referred to in subsection (3), and copies of such objection and of the resolution, together with a notification of the adoption of such resolution shall be forwarded by the local authority to the Minister.

(5) If and when the Minister, after considering the objections (if any) and the resolution of the local authority, approves the making of the order, such order shall be made under the hand of the clerk or such other person authorised in its behalf by the local authority and shall be published in the Gazette and in at least one newspaper (if any) circulating in the area of the local authority, and shall come into operation on such day as may be specified in such order.

(6) A local authority may by order revoke an order of prohibition made by it under this section and may, in like manner, vary any such order by extending or reducing the period of the operation thereof or by extending or reducing the area or areas to which it applies.

(7) The making of an order of revocation or variation under this section shall be subject to the procedure prescribed in subsections (3), (4) and (5) as if such order were an order being made under subsection (2).

(8) Save as is provided in subsection (2), any person other than a person with whom the local authority has entered into an agreement under subsection (1) (b) who, without the written consent of the local authority signified in writing under the hand of the clerk or of such other person as may be authorised in its behalf by the local authority, or in contravention of any condition under subsection (2), operates or carries on within a prohibited area any toll bridge or service of ferry boats, or who plies for hire or reward any ferry boat within a prohibited area, shall be guilty of an offence and shall be liable to a fine not exceeding two thousand shillings or to imprisonment for a period not exceeding two months, and, in addition, to a fine not exceeding two hundred shillings in respect of each and every day upon which he operates or carries on such toll bridge or service of ferry boats or plies for hire or reward such ferry boats as aforesaid.

(9) The Minister shall, before he gives any approval required under this section, consult the Minister for the time being responsible for communications.

(10) For the purposes of the application of this section to the Municipality of Mombasa, the term “ferry boat” means any floating vessel, propelled by any means whatsoever plying for hire within the

municipality for the purpose of carrying passengers, animals, goods or vehicles between any two points one of which is a point on the Island of Mombasa and the other of which is a point on the coast mainland within a radial distance of one mile from the Island of Mombasa:

Provided that the said term shall not include any such floating vessel which is not capable of carrying more than three passengers and three hundred pounds in weight of goods.

187. (*Repealed by L.N. 35/1970.*).

188. (*Repealed by L.N. 749/1963.*).

189. (*Repealed by L.N. 35/1970.*).

190. (*Repealed by L.N. 13/1968, s. 3.*).

191. (*Repealed by L.N. 35/1970.*).

Definition of vesting

192. For the purposes of this Part, “vesting”, in relation to a road, means the transfer of the possession of the surface of the land concerned for use as a road and such material below and space above the surface as may be necessary, together with the possession of the rights of a highway authority, but shall not mean the transfer of the ownership of the land.

Saving in respect
of national and
international roads.
L.N. 634/1963.

192A. Nothing in this Part shall apply to any road declared by the Minister under any written law to be a national or international trunk road.

PART XIII—CERTAIN PROVISIONS RELATING TO ADDITIONAL POWERS AND TRANSFERS AND DELEGATIONS OF POWER

Delegation of
functions relating to
trunk roads.
L.N. 35/1970.

193. The authority for the time responsible for any trunk road, may, by agreement with a municipal council, delegate to such council as agent for and at the cost of such authority, the execution of the whole or any part of the functions of that authority with regard to such trunk road.

Transfer of road
functions to road
authority and
arrangements for
discharge of such
functions.
L.N. 35/1970.

194. A municipal council may, if so requested by any road authority, and shall, if so directed by the Minister, transfer to such road authority all or any of the functions conferred or imposed upon such municipal council by this Act relating to roads or to any class of roads or to any specified road or roads in the area of such municipal council and the road authority may thereupon make such arrangements for the carrying out by the Minister responsible for works or otherwise, as to it seems fit, of such functions in respect of the said roads, class of roads

or specified road or roads, as the case may be:

Provided that if the municipal council so requests, the Minister shall order an inquiry under section 245 into the transfer or proposed transfer and the surrounding circumstances.

195. (*Repealed by L.N. 35/1970.*)

196. (1) Subject to any written law relating thereto, a county council or town council may, with the consent of the Minister, delegate to the council of any county division within county with or without restrictions the discharge within the area of such county division of any of its functions.

Power of county councils or town councils to delegate functions.
31 of 1971, Sch.,
11 of 1984, Sch.

(2) The council of a county division may make representations to the council of the county in which such division is situate with a view to the county council delegating to it under this section the exercise of any of its functions in the area of the county division.

(3) Where, after any representations have been made, the county council refuses to delegate to the council making representations any of the functions the subject of such representations, the council making the representations may apply to the Minister to exercise his powers under subsection (4).

(4) On receipt of an application under subsection (3), the Minister may, in his discretion refuse to exercise any of his powers under this subsection or, after giving the county council and the council of the county division an opportunity to make representations to him on the application, he may by notice in the Gazette, confer upon the council of the county division making the application, with or without restrictions or conditions, all or any of the functions for which application was made and thereupon the council of the county division shall be deemed to possess that function or functions by delegation from the county council.

(5) Where any function has been delegated or deemed to have been delegated to an urban or area council under this section, that urban council shall alone be entitled to discharge such function within the county division, and in the discharge of such function shall act as agent of the county council.

(6) Where any function is delegated or deemed to have been delegated under this section, the general financial arrangements arising from the discharge of such function by the urban or area council shall be agreed between the county council and the urban council or, in default of agreement, be determined by the Minister.

Relinquishment of
functions by urban
councils.
11 of 1984, Sch.

197. (1) The council of any county division for the time being responsible for the discharge of any function conferred upon it by this or any other written law may at any time, with the consent of the council of the county in which the county division is situate, relinquish such function, and as from the date of relinquishment such function may be discharged within the county division by such county council as if it had been conferred upon the county council in respect of such county division by this Act.

(2) The county council may make representations to the council of any county division within the county with a view to the council of the county division relinquishing any of its functions under subsection (1).

(3) Where, after any such representations have been made, the council of the county division refuses to relinquish any of its functions the subject of such representations, the county council may apply to the Minister to exercise his powers under subsection (4).

(4) On receipt of an application under subsection (3), the Minister may, in his discretion, refuse to exercise any of his powers under this subsection or, after giving the county council and the council of the county division an opportunity to make representations to him on the application, he may, by notice in the Gazette, confer upon the county council making the application, with or without restrictions or conditions, all or any of the functions for which application was made and thereupon the council of the county division shall be deemed to have relinquished such function or functions.

(5) Where any function is relinquished or deemed to have been relinquished under this section, the general financial arrangements arising from the discharge of such function by the county council in the county division shall be agreed between the county council and the council of the county division relinquishing the function or, in default of agreement be determined by the Minister.

198. (*Repealed by 11 of 1984, s. 25.*)

Powers of county
council where there
is no county division.

199. In any area of a county where there is no county division, the county council shall have and may exercise all the functions of a council of a county division as prescribed or provided for in this or any other written law.

200. (*Repealed by L.N. 634 of 1963.*)

PART XIV — BY-LAWS

201. (1) Subject to section 202, a local authority may from time to time make by-laws in respect of all such matters as are necessary or desirable for the maintenance of the health, safety and well-being of the inhabitants of its area or any part thereof and for the good rule and government of such area or any part thereof and for the prevention and suppression of nuisances therein and, more particularly, but without prejudice to the generality of the foregoing—

Power to make
by-laws.
L.N. 22/1984, ,
6 of 2006, s. 73.

- (a) for controlling any of the things which it is empowered by or under this Act to do, establish, maintain or carry on; and
- (b) for controlling or regulating any of the things which, and any of the persons whom, it is empowered by or under this Act to control or regulate; and
- (c) for prohibiting or preventing by prohibition any of the things which it is empowered by or under this Act to prohibit; and
- (d) for requiring or compelling the doing of any of the things which it is empowered by or under this Act to require or compel.

(2) A local authority may, by by-law, prescribe all or any of the following penalties which may be imposed for breach of any by-law made by it under this Act, that is to say—

- (a) a fine not exceeding two thousand shillings in respect of a first offence and not exceeding three thousand shillings in respect of a second or subsequent offence, or imprisonment for a period not exceeding six months in respect of a first offence and not exceeding nine months in respect of a second or subsequent offence, or both such fines and such periods of imprisonment; and
- (b) in addition to the penalty provided in the preceding paragraph, in the case of continuing breach of any such by-law, a fine not exceeding twenty shillings for every day during which the offence continues:

Provided that any by-law which under this paragraph prescribes a fine for each day during which an offence continues shall also provide that the aggregate of any such fines imposed shall not, in the case of any one continuing breach of the by-law in question, exceed two thousand shillings;

and a local authority may, by by-law, further prescribe that, in addition to any such penalty as aforesaid, any expenses incurred by the local authority in consequence of the breach of any by-law made by it under this Act or in the execution of any work directed by any such by-law to be executed by any person and not executed by him, shall be paid by the person committing such breach or failing to execute such work.

(3) Any by-law made by a local authority under this Act may—

(a) require acts or things to be performed or done to the satisfaction of a specified person, and may empower a specified person to issue orders to any person requiring acts or things to be performed or done, imposing conditions and prescribing periods and dates upon, within or before which such acts or things shall be performed or done or such conditions shall be fulfilled; and

(b) confer on the officers of such local authority such powers of inspection, inquiry and execution of works as may be reasonably necessary for the proper carrying out or enforcement thereof.

(4) Where a local authority is empowered to make by-laws controlling the doing of any act, and such by-laws require any person to obtain a licence from a specified authority before the doing of such act, such by-laws may require the deposit of such sum or the execution of a bond with or without sureties, as may be prescribed in such by-laws, in addition to any fee which may be prescribed, such sum to be refunded or such bond to be void, as the case may be, if the person to whom such licence is granted complies with all the conditions of such licence.

6 of 2006, s. 73.

(5) By-laws which affect any cultural or natural heritage declared or deemed to have been declared as such by the Minister may only be made after consultation with the National Museums of Kenya.

Restrictions on
making by-laws.
11 of 1984, Sch.

202. (1) A local authority shall not, in exercise of the general power conferred by subsection (1) of section 201 to make by-laws for the maintenance of the health, safety and well-being of the inhabitants or for good rule and government or for the prevention and suppression of nuisances, make any by-law under that subsection as respects its area of jurisdiction or any part thereof, if such by-law could be made as respects the same area or such part thereof under any written law other than this Act whether by that local authority or any other local authority.

(2) Where any inconsistency or repugnancy exists between

any by-law made under this Act by the council of a county as respects any county division or any part thereof and any by-law made under this Act by the council of that county division as respects the county division or such part thereof, then as respects that county division or part thereof and to the extent of such inconsistency or repugnancy, the by-law which first came into operation, or where both such by-laws came into operation on the same day, the by-law made by the council of the county shall prevail.

(3) Nothing in this Act contained shall be deemed to empower a local authority to make by-laws overriding or derogating from the provisions of any other written law for the time being in force in Kenya.

203. (1) At least fourteen days before the making by any local authority of any by-laws under this Act, notice of the intention to make such by-laws and of the general purport thereof shall be given in one or more local newspapers circulating in the area to which the by-laws are intended to apply:

Procedure for making
by-laws.
31 of 1971, Sch.

Provided that a town council, a county council, or a council of a county division, with the consent of the Minister and in lieu of compliance with the foregoing provisions of this subsection may, before making any by-laws under this Act, give such length of notice in such manner of the intention to make such by-laws and of the general purport thereof as the Minister may direct, or in the absence of any such direction, as it thinks reasonable, for bringing the notice to the attention of the inhabitants of the area to be affected by such by-laws.

(2) For at least fourteen days before the making of any by-laws under this Act a copy of the proposed by-laws shall be deposited at the offices of the local authority which intends to make the by-laws and shall at all reasonable hours be open to public inspection without payment, and the local authority shall on application by any person furnish to such person a copy of such proposed by-laws for which in its discretion, the local authority may make a charge of such amount, not exceeding fifty cents for every hundred words thereof, as it may determine.

(3) Any objection to the proposed by-laws shall be lodged in writing with the local authority within twelve days after the date on which the notice, or the latest notice where there is more than one, of the intention to make such by-laws was given under subsection (1) or within such longer period as may be specified in such notice:

Provided that where a longer period is specified in the notice such by-laws shall not be made until at least two clear days have elapsed after the expiration of such longer period.

Submission of
by-laws for approval.

204. (1) After any by-law has been made by a local authority under this Act it shall be submitted to the Minister for his approval.

(2) Every by-law submitted for approval under subsection (1) of this section shall be accompanied by—

- (a) a certified copy of the minutes of the meeting of the local authority at which the by-law was adopted;
- (b) a certificate by the clerk that section 203 of this Act has been complied with; and
- (c) copies of any objection to the adoption of the by-law which has been lodged in writing with the local authority, or, if no such objection has been lodged, a statement to that effect.

(3) The Minister may approve, with or without alteration or reject any such by-law.

(4) No by-law made under this Act shall have the force of law until it has been approved, whether with or without alteration, by the Minister, and published, or notice thereof published, in the manner provided by section 205 (1) or, in the case of any by-law exempted under the proviso to section 205 (1), until it has been communicated to the inhabitants pursuant to section 205 (3).

Publication,
communication
and coming into
operation of by-laws,
etc.

31 of 1971, Sch.

205. (1) Upon the signification of the approval of the Minister of any by-law, the clerk of the local authority which made such by-law shall cause the by-law, or a notice stating that the by-law has been approved, to be published in the Gazette:

Provided that the Minister may exempt any town council, county council or council of a county division from compliance with the requirements of the foregoing provisions of this subsection in respect of its by-laws generally or in respect of any class of by-laws or any particular by-laws.

(2) Subject to any other written law (including the other provisions of this Act) every by-law shall have the full force of law within the area to which it applies on the date of publication of the by-law or of the notice, as the case may be, or, in the case of a by-law exempted from publication in the Gazette, on the date on which it is communicated to the inhabitants under subsection (3) or, in either case, on such other day as may be expressed in the by-law as being the date on which the same is to come into operation and, if another date is so expressed, the notice, where a notice is published under subsection (1), shall so state,

or, in the case of a by-law exempted as aforesaid, such date shall be communicated to the inhabitants of the area affected thereby in like manner as for the substance and effect thereof.

(3) The substance and effect of all by-laws which have been duly approved shall be communicated by the local authority which made them to the inhabitants of its area in such manner as the Minister may direct or, in the absence of any such direction in such manner as the local authority shall determine, and in the case of any such communication which is made otherwise than by publication in the Gazette, the clerk of the council which made the by-law shall notify the Minister when such communication has been made and of the date thereof.

206. (1) A copy of every by-law which has been approved by the Minister, signed or purporting to be signed by the clerk of the local authority which made it and approved by the Minister, shall be kept by the clerk and shall be admissible in evidence without further proof and shall be evidence of the due making of such by-law and of the contents thereof.

Admissibility in evidence of signed copy of by-laws and certificates of clerks. L.N. 634/1963, L.N. 34/1965.

(2) The production of a printed copy of any by-laws purporting to be made by a local authority upon which is endorsed a certificate purporting to be signed by the clerk of the local authority stating—

- (a) that the by-laws were made by that local authority;
- (b) that the copy is a true copy of the by-laws;
- (c) that on a specified date the by-laws were approved by the Minister; and
- (d) the date from which the by-laws have effect,

shall be prima facie evidence of the facts stated in the certificate without proof of the handwriting or official position of the person purporting to sign the certificate.

207. A copy of every by-law which has been approved by the Minister shall be deposited at the offices of the local authority which made the by-law and shall at all reasonable hours be open to public inspection without payment, and the local authority shall on application of any person furnish to such person a copy thereof for which, in its discretion, the local authority may make a charge of such amount not exceeding five shillings, as it may determine.

Deposit, inspection and supply of copies of by-laws.

208. All offences against any by-law made under this Act and in force in any part of the area of a local authority shall be deemed to be

Prosecution for contravention of

by-laws.

offences against this Act, and in any prosecution for contravention of any such by-law, it shall be sufficient to allege that the accused is guilty of contravening a by-law, the number and title of which shall be stated, of the local authority concerned and to allege the act constituting such contravention.

Order to affix to premises notice of conviction for sale, etc., of unsound food.

209. (1) Where any person is convicted a second or subsequent time within a period of twelve months of having contravened any by-law by selling or exposing for sale or depositing for the purpose of sale or preparation for sale, or of having in his possession, any animal or article (whether solid) intended for human consumption which is diseased or unwholesome or unfit for human consumption, the court, if it finds that such person knowingly or wilfully committed both or all the offences, may, in addition to inflicting any other punishment, order that a notice of the facts be affixed, in such form and manner and for such period, not exceeding twenty-one days as may be specified in the order, to any premises occupied by such person, and may further order such person to pay the costs of such affixing.

(2) If any person obstructs the fixing of any such notice, or removes, defaces or conceals such notice while affixed during the said period, he shall be guilty of an offence and shall, for each such offence, be liable to a fine not exceeding two hundred shillings.

Power to make adoptive by-laws.

210. (1) The Minister may by order—

- (a) make adoptive by-laws in respect of any matter concerning which a local authority has power to make by-laws under this Act or any other written law; and
- (b) specify the extent to which those by-laws may be adopted by any local authority, or class of local authorities.

(2) Subject to this section and any order made under subsection (1), a local authority may adopt any such by-laws as aforesaid which relate to any of its functions.

(3) Before adopting any such by-laws, the local authority shall give notice of its intention so to do, and section 203 (1) shall apply in respect of such notice as the same applies in respect of the notice under that section.

(4) The adoption of any such by-laws by a local authority shall be by resolution of the local authority, which resolution shall, in addition, state the date of the coming into operation thereof.

(5) The resolution of a local authority adopting any by-law under

this section shall be published in the Gazette:

Provided that the Minister may exempt any county council or council of county division from compliance with the foregoing provisions of this subsection generally in respect of all by-laws adopted by it or in respect of any class of by-laws or particular by-laws so adopted.

(6) Section 205 (3) shall apply with respect to by-laws adopted by a local authority under this section in like manner as respects by-laws referred to in that section.

(7) By-laws adopted by a local authority under this section shall come into operation on the date of publication in the Gazette of the resolution adopting the same or where the local authority concerned is exempted from publishing the resolution, on the date on which the clerk of the local authority notifies the Minister that the adopted by-laws have been communicated to the inhabitants under subsection (6) or, in either case, on such other day as may be expressed in the resolution adopting the by-laws as being the date on which the by-laws are to come into operation.

(8) By-laws adopted by a local authority under this section—

- (a) shall have the same force and effect as if made by the local authority;
- (b) may be revoked by resolution of the local authority, to which resolution subsection (5) shall, *mutatis mutandis*, apply, and the substance and effect of any such resolution shall be communicated to the inhabitants in like manner as is provided in section 205 (3) and such revocation shall take effect from the date of publication of the resolution in the Gazette or, if the local authority is exempted from so publishing the resolution, from the date on which the clerk of the local authority notifies the Minister that the resolution has been communicated to the inhabitants as aforesaid; and
- (c) may be amended by the adoption of an amendment made to them by the Minister, but unless the local authority concerned adopts any such amendment under this section, such amendment shall not be effective within its area.

210A. At the commencement of this section, all by-laws, licences, fees, permits and other charges imposed by every local authority shall be resubmitted to the Minister for new approval notwithstanding that an approval may have been given by the Minister in respect of such by-

Licences, etc., to be resubmitted for new approvals.
17 of 2006, s. 19.

laws, licences, fees, permits or other charges prior to the commencement of this section.

Councils of county divisions may enforce by-laws of county councils.

211. The council of a county division shall have power to enforce by-laws made by the council of the county in which such county division is situate, which are for the time being in force in such county division or any part thereof.

PART XV—FINANCIAL PROVISIONS

Annual and supplementary estimates.
L.N. 634/1963,
L.N. 191/1964,
11 of 1984, Sch.

212. (1) Not less than fourteen days before the commencement of every financial year, the finance committee of every local authority shall present to the local authority detailed estimates of its income and expenditure during the forthcoming financial year, and the local authority, that is not a municipality, shall approve the same with or without amendments; in the case of a municipality the council shall either approve the same without amendments, or shall remit the estimates to the finance committee, for resubmission thereto by that committee:

Provided that in the case of the City Council of Nairobi—

- (i) the estimates shall be passed at a meeting of the council especially convened for the purpose, by a majority;
- (ii) the estimates shall not be amended without prior consultation with the finance committee in reference to the proposed amendments.

(2) As soon as may be after its approval of its estimates, but not later than such date (if any) as may be determined by the local authority to which it is hereby required to forward its estimates—

- (a) the council of every county division shall forward its estimates to the council of the county in which such county division is situate;
- (b) } *(Deleted by 11 of 1984, Sch.).*
- (c) }
- (3)

(4) As soon as may be after approval of its own estimates, but not later than such date (if any) as the Minister may fix as the last date for the submission of estimates of any particular local authority or class of local authorities, every municipal council and county council shall submit copies of its own estimates to the Minister and, in the case of a county council, at the same time submit copies of all estimates forwarded to it under subsection (2) (a) together with its recommendations thereon.

(5) Every municipal council and county council shall submit to the Provincial Commissioner of the Province copies of any estimates submitted to the Minister under subsection (4) and the Provincial Commissioner may thereupon make any recommendations to the Minister with respect to such estimates.

(6) Where in any financial year it appears to a local authority that—

(a) expenditure for a special purpose is desirable; and

(b) no or insufficient provision has been made for it in the annual estimates for that year,

such local authority may prepare or cause to be prepared, and may approve, supplementary estimates, and subsections (2), (3) and (4) shall apply *mutatis mutandis* thereto and in respect thereof.

(7) All annual, revised and supplementary estimates shall be prepared in such form and contain such detailed information as the Minister may require.

(8) A summary of all estimates prepared by the local authority may be published by the local authority in a local newspaper (if any) circulating in its area, or in such other manner as the local authority may direct.

(9) The clerk of every local authority shall, on application made not earlier than twenty-one days before the meeting of the local authority to consider its annual or supplementary estimates for the purpose of approval thereof, deliver to any inhabitant of the area of jurisdiction of such local authority a copy of such estimates on payment of such fee, if any, as may be prescribed by resolution of such local authority.

213. (1) The Minister shall within sixty days consider the annual or supplementary estimates as submitted and may either approve or disallow them as a whole or disallow one or more of the items contained therein, and may make such modifications or conditions as he thinks fit.

Minister's powers
respecting estimates.
L.N. 191/1964,
9 of 2000, s. 81,
11 of 2000, s. 85.

(2) Where the Minister approves any estimates or any item or items in any estimates subject to any condition, then, until such condition is satisfied by the local authority concerned, those estimates or that item or items, as the case may be, shall for the purposes of this section be deemed to be disallowed.

(3) The Minister may from time to time exempt any local authority or class of local authorities from the requirement to obtain his approval of their estimates.

(4) A summary of all estimates approved by the Minister under this section, and of all estimates which did not require such approval, shall be recorded in the minutes of the local authority which prepared them or caused them to be prepared.

(5) For the purposes of this Act the expression “approved estimates” means—

(a) in the case of a local authority which is exempt under this section from the requirement to obtain the Minister’s approval of its estimates, the estimates of such local authority; and

(b) in the case of all other local authorities, the estimates (other than any estimates for the time being deemed to be disallowed by virtue of subsection (2) approved by the Minister under this section with such modifications (if any) subject to which such approval was given but excluding from such estimates such parts (if any), and any item or items, disallowed by the Minister, and any item or items for the time being deemed to be disallowed under subsection (2).

Expenditure to be in accordance with estimates.

L.N. 191/1964,
13 of 1970, s. 8.

214. (1) Subject to subsection (2), no local authority shall incur any expenditure which is not included in the approved estimates of such local authority:

Provided that the Minister’s approval under section 222 of the raising of any loan for any specified capital expenditure shall be deemed to include approval of that capital expenditure.

(2) If the annual estimates of a local authority are not approved or disallowed by the Minister before the commencement of the financial year for which they are prepared, such local authority may, until the approval or disallowance, continue to incur expenditure on—

(a) personal emoluments, excluding special emoluments;

(b) other recurrent charges,

at monthly rates not exceeding those provided in the approved estimates of the preceding financial year.

General and special expenses.

215. (1) The expenses incurred by every local authority in the discharge of its functions shall be divided into general expenses and

special expenses.

L.N. 191/1964.

(2) All expenses incurred by a local authority not declared by the Minister to be special expenses shall be general expenses.

(3) The Minister, on the application of a local authority which has incurred, or proposes to incur, for the purposes of any of its functions, expenses in respect of some particular area or areas within its area of jurisdiction over and above expenditure common to the whole of the area of jurisdiction of such local authority, may declare such expenses to be special expenses separately chargeable on such area or areas as the Minister may specify (in this Act referred to as contributory places) and, if the said expenses are declared to be chargeable on more than one contributory place, the Minister may apportion the expenses amongst the contributory places.

(4) The Minister may, before declaring any expenses to be special expenses, require that such conditions as he may, in all the circumstances of the case, see fit to impose shall first be satisfied.

216. (1) There shall be a fund, to be known as the general rate fund, for each and every municipality, and a fund, to be known as the county fund, for each and every county, and a fund, to be known as the township rate fund, for each and every township.

General rate fund,
county fund and
township rate fund.
L.N. 634/1963,
31 of 1971, Sch.,
11 of 1984, Sch.

(2) All receipts, including the rents and profits of all land owned by a municipal council, a county council or a town council shall be carried to the general rate fund, or the county fund, or the township rate fund, as the case may be, and all liabilities falling to be discharged by each of the said local authorities shall be discharged out of the general rate fund, or the county fund or the township rate fund, as the case may be.

(3) For the purposes of this section—

(a) *(Deleted by 11 of 1984, Sch.)*

(b) the receipts and liabilities of a county council shall include the receipts and liabilities of—

(i) the county council; and

(ii) the council of any county division situate within that county.

(4) Separate accounts shall be kept of all receipts carried to and payments made out of the general rate fund or the county fund

or the township rate fund, as the case may be, for the purposes of the functions of each separate local authority, including each council of a county division—

- (a) in respect of general expenses; and
- (b) in respect of each class of special expenses, except that where, as respects any two or more classes of special expenses, the contributory place is the same, one separate account may be kept as respects all expenses of both or all those classes.

Payments to and out of funds.
31 of 1971, Sch.,
11 of 1984, Sch.

217. (1) All payments to and out of the general rate fund or the county fund or the township rate fund shall be made by the chief financial officer.

(2) Every municipal council, county council or town council shall make standing orders regulating the making of payments out of the general rate fund or the county fund or township rate fund, as the case may be, in respect of—

- (a) its own general and special expenses; and
- (b) in the case of county councils the general and special expenses of the council of every county division within the county.

General reserve funds.
L.N. 634/1963,
L.N. 191/1964.

218. (1) Every local authority shall create an adequate general reserve fund for the purpose of providing a sufficient working balance and for meeting unforeseen contingencies.

(2) Every local authority may from time to time, and shall, if so directed by the Minister, make provision, in levying any rate, for increasing the amount of its general reserve fund.

(3) For the purpose of section 216, any direction given by the Minister under subsection (2) shall be a liability falling to be discharged out of the general rate fund, the county fund or the township rate fund, as the case may be, for which provision is not otherwise made.

(4) The surplus balance, or the deficit on the general revenue account of a local authority at the end of the financial year shall be transferred to, or met from the general reserve fund, as the case may be.

(5) The moneys in the general reserve fund shall, in so far as they are not immediately required as a working balance or for contingencies,

be temporarily invested or deposited at interest in such manner as the Minister may from time to time approve for local authorities generally, or for particular classes of local authorities, or for a particular local authority.

219. (1) A local authority may and, if so directed by the Minister, shall, create adequate renewals funds to provide for the entire or partial replacement of some or all of its assets, which, owing to depreciation or other cause, will require at some future date to be replaced.

Renewals funds.
L.N. 191/1964.

(2) Every such local authority shall pay annually into the renewals funds (if any) created by it under subsection (1), such contributions as may be necessary, and, except as is permitted by subsection (4), no such moneys or any part thereof shall be used either permanently or temporarily for any purpose other than the purposes for which they have contributed.

(3) All interest or other sums derived from any such renewals fund shall be paid into and become part of such fund.

(4) Pending the application of moneys in any renewals fund to the purposes for which such fund has been established the moneys in the fund shall (unless applied in any manner authorised by any written law) be invested in trustee securities or in such manner as may be approved by the Minister.

220. (1) A municipal council, county council or town council may, in accordance with rules made by it with the approval of the Minister, establish a capital fund for the purpose of defraying capital expenditure and reducing outstanding debts.

Capital funds.
L.N. 191/1964,
31 of 1971, Sch.

(2) Rules made under subsection (1) may make provision for any matters incidental to the establishment and administration of such a capital fund.

(3) Every council which has established a capital fund shall keep a separate account of the transactions relating to that fund, and Part XVII shall apply to every such account.

221. (1) A municipal council, county council or town council may, in accordance with rules made by it with the approval of the Minister, establish a consolidated loans fund for the purpose of centralising all or part of its loan transactions.

Consolidated loans
funds.
L.N. 191/1964,
31 of 1971, Sch.

(2) Rules made under subsection (1) may make provision for any matter incidental to the establishment and administration of such a consolidated loans fund.

(3) Notwithstanding anything contained in any written law a council may pay into the consolidated loans fund established by it under this section any moneys forming part of any provident, superannuation, reserve, capital, capital reserve, renewals, repairs, depreciation, insurance, contingency or other fund of such council (hereinafter referred to as “the lending fund”) and not for the time being required, and such moneys shall be deemed to be moneys borrowed by such local authority and may be used accordingly subject to the following conditions—

- (a) the moneys so paid into the consolidated loans fund shall be repaid to the lending fund as and when required for meeting the obligations for which the lending fund was established; and
- (b) there shall be paid out of the consolidated loans fund to the lending fund an amount equal to the interest on any moneys so paid into the consolidated loans fund and for the time being not repaid, at such rate per centum per annum as may be determined by such council to be equal as nearly as may be to the average rate of interest payable by such council on its current borrowings.

(4) Every council shall keep a separate account of the transactions of the consolidated loans fund established by it under this section and Part XVII shall apply to every such account.

PART XVI—LOANS OF LOCAL AUTHORITIES

Borrowing powers.
L.N. 86/1964.

222. (1) A local authority may from time to time, by a majority of the members of such local authority present at a meeting at which the majority voting shall not be less than a majority of the whole local authority, raise loans for such purposes relating to its functions, from such sources, in such amounts, and on such conditions, as the Minister may approve.

(2) Such loans shall be charged indifferently on all rates and revenues of such local authority and all securities therefor shall rank equally without any priority:

Provided that nothing in this subsection contained shall affect any priority existing at, or any right to priority conferred by a security created before, the date of commencement of this Act.

Issues of stocks or
bonds.

223. (1) A municipal council, county council or town council may borrow by means of issues of bonds or stock or both, and may for

that purpose create, issue, redeem and deal with stocks and bonds in such manner as may be prescribed by rules made under this section. L.N. 634/1963, 31 of 1971, Sch.

(2) The Minister for the time being responsible for Finance may make rules for the matters specified in the preceding subsection, and without prejudice to the generality of the foregoing, and notwithstanding the provisions of any other written law, such rules may provide for the redemption of any loan so raised, the exemption from stamp duty of any document given, executed or issued in connection with any of the matters specified in the preceding subsection, and for the disposal of unclaimed dividends.

(3) Every loan raised by means of the issue of stock or bonds or both shall be redeemed within a period of fifty years or such lesser period as the Minister for the time being responsible for Finance may, by rules under this section, prescribe.

(4) Every municipal, county council or town council which raises a loan by means of the issue of stock or bonds or both shall establish a sinking fund to which it shall make annual contributions at such rates as may be determined from time to time by the Minister for the time being responsible for Finance.

224. (1) If at any time any principal money or interest due under any loan raised by a local authority remains unpaid for a period of two months after demand therefor in writing has been lodged with the clerk of the local authority by the person entitled thereto or by his duly authorised representative, the person entitled thereto or his representative may, without prejudice to any other remedy, apply to the High Court for the appointment of a receiver of the rates and revenues of such local authority, or in the case of the City Council of Nairobi, the land and revenues on which the loan is secured.

Appointment of receiver.
L.N. 634/1963.

(2) On the hearing of any such application the Court may make such order and give such directions as under the circumstances shall seem expedient for the raising and payment of the moneys due and, in particular, the Court may order that a rate or rates of such amount or amounts as it may fix be levied upon all property within the area of such local authority in respect of which such local authority is empowered to levy a rate, and such rate so ordered shall have the same incidence as any rate imposed by such local authority and may be enforced in like manner, and the proceeds thereof shall be paid into Court or otherwise as the Court shall direct.

(3) In the case of a loan made to a local authority by the Local Government Loans Authority under the Local Government Loans Act, the powers exercisable under this section shall be in addition to and Cap. 270.

not in substitution for or in derogation of the powers conferred by that Act in respect of the non-payment of any such loan or interest thereon or money due on account thereof.

Temporary
borrowing.
L.N. 86/1964.

225. (1) A local authority may, from time to time, with the consent of the Minister, borrow by way of temporary loan or overdraft from the Government, a registered bank or from any other source, any sums which it may temporarily require—

(a) for the purpose of defraying, pending the raising of a loan under section 222 which the local authority has been authorised to raise, expenses intended to be defrayed by means of the loan; or

(b) any sums which it may temporarily require for the proper carrying out of the provisions of this Act.

(2) All moneys so advanced, and the interest thereon (if any), shall constitute a liability of the local authority concerned and shall be charged on the rates and revenues of such local authority; and the provisions of section 222 for the security of such advances and for the recovery thereof shall apply in all respects as if such advances were loans raised under that section.

(3) Where money is borrowed pursuant to subsection (1) (a) and subsequently such a loan as is mentioned in that paragraph is raised, then for the purpose for the provisions of this Act regulating the repayment of that loan, the loan shall, to the extent of the sum borrowed under subsection (1) (a), be deemed to have been raised at the time when the borrowing under the paragraph took place.

Lenders relieved
from certain inquiries

226. A person lending money to a local authority shall not be bound to inquire whether the borrowing of the money is or was legal or regular or whether the money raised was properly applied, and shall not be prejudiced by any illegality or irregularity in the matters aforesaid or by the misapplication or non-application of any such money.

PART XVII—ACCOUNTS AND AUDIT

Financial year.
18 of 1986, Sch.

227. The financial year of every local authority shall be the year commencing on the first day of July and ending on the thirtieth day of June in the following year.

Accounts.
L.N. 634/1963,
r. 4,
L.N. 148/1964,

228. (1) Every local authority shall cause proper books and accounts to be kept and true and regular records to be entered therein of all transactions of the local authority.

(2) Such accounts shall be kept so as to secure that sums raised by rates or otherwise or other sums received by the local authority are not applied to purposes to which such sums are not properly applicable or that sums so raised or received for specific purposes are not applied to other purposes, and the capital moneys are not applied to any other than a purpose to which capital moneys are properly applicable. 31 of 1971, Sch.

(3) Every local authority shall cause its accounts (including those relating to funds or property held by the local authority in trust) to be kept in such manner as to show in respect of the financial year to which accounts relate—

(a) all receipts and payments of the local authority during the year; and

(b) any capital moneys due but not paid to or by the local authority in that year,

and, where the local authority is a municipal council, county council or town council, it shall cause such accounts to be kept in such manner as to show, in addition, in respect of the said financial year, any revenue and expenditure relating to revenue in respect of that year not received or paid in that year.

(4) The Minister may from time to time make rules for the keeping of accounts by any local authority or class of local authority.

229. The accounts required to be kept by a local authority shall be balanced for any financial year not later than 31st December in the year following the year of account or such later date as in any particular case the Minister may determine. Balancing of accounts.
L.N. 634/1963, r. 4,
L.N. 148/1964,
L.N. 36/1970, Sch.,
18 of 1986, Sch.,
12 of 2003, 3rd Sch.

230. As soon as may be after the receipt by a local authority of a report on the examination and audit of the accounts of the local authority under the Public Audit Act, 2003, such report, together with copies of the accounts to which such report relates— Audit report.
L.N. 22 /1984.,
12 of 2003, 3rd Sch.
Cap. 412.

(a) shall be laid before, and considered by the local authority at its first convenient ordinary meeting; and

(b) shall be made available for supply to any inhabitant of the area of the local authority who makes application therefor and who pays in respect thereof such fee, if any, as may be prescribed by the Minister.

Appointment of
inspectors.
L.N. 36/1970, Sch.

231. (1) The Minister may from time to time appoint one or more persons as Local Government Inspectors to conduct extraordinary inspections and examinations of the accounts and records of local authorities and an inspector so appointed may institute such inspection or examination (hereinafter referred to as an extraordinary inspection) into any aspect of the accounts and records of any local authority that he deems necessary.

(2) Where an inspector institutes an extraordinary inspection he shall notify the local authority concerned and the Controller and Auditor-General of the institution of such inspection.

(3) At the conclusion of an extraordinary inspection, the inspector shall prepare and sign a report of his findings and furnish one copy to the Controller and Auditor-General and one copy to the Minister who shall report to the local authority on any matter which in his opinion should be drawn to their attention to enable them to comply with any law or lawful instruction or to enable the administration of the local authority to be carried out in a secure and efficient manner.

232. (*Repealed by L.N. 36/1970.*).

233. (*Repealed by L.N. 36/1970.*).

Powers of Minister.
L.N. 36/1970, Sch.,
L.N. 22/1984,
12 of 2003, 3rd Sch.,
Cap. 412.

234. (1) The Minister may issue to any local authority such instructions as he may think fit arising out of a report under the Public Audit Act, 2003, and it shall be the duty of such local authority to comply with any such instructions.

(2) Whenever it appears to the Minister that the accounts of a local authority have not been prepared in such a manner as to admit of their proper audit under the Public Audit Act, 2003, he may appoint any person to assist the local authority in the due preparation of the accounts for that purpose, and the local authority shall pay to the Minister such fee as the Minister may determine in respect of the services of the persons so appointed.

235. (*Repealed by L.N. 36/1970.*).

Powers and duties
respecting surcharge.
13 of 1970,
L.N. 36/1970, Sch.

236. (1) It shall be the duty of an inspector, upon any extraordinary inspection—

(a) to disallow every item of account which is contrary to the law or to any direction lawfully given to a local authority;

(b) to surcharge the amount of any expenditure so disallowed

upon the person authorising the expenditure;

- (c) to surcharge any sum which has not been duly brought to account upon the person by whom that sum ought to have been brought into account;
- (d) to surcharge the amount of any loss or deficiency upon any person by whose negligence or misconduct the loss or deficiency has been incurred; and
- (e) to certify the amount due from any person upon whom he has made any such surcharge:

Provided that no item of expenditure by a local authority shall be so disallowed if such expenditure has been lawfully sanctioned by the Minister prior to the commencement of the audit of accounts for the financial year in which such expenditure arose.

(2) Any loss represented by a charge for interest or any loss of interest shall be deemed to be a loss within the meaning of this section, if it arises from failure through wilful neglect or wilful default to levy or collect such rates as are necessary to cover the expenditure of the local authority for any financial year (including any expenditure incurred in any previous year and not covered by rates previously levied), or to collect other revenues.

(3) For the purposes of this Part of this Act, a member of a local authority is deemed to be responsible for incurring or authorising expenditure if, being present when the resolution of the local authority or committee thereof incurring or authorising the expenditure was passed—

- (a) he voted in favour of it; or
- (b) he did not cause his vote against the resolution to be recorded in the minutes.

(4) No person shall be freed from liability to surcharge under this section by reason only of the fact that, in the matter giving rise to such liability, he acted in pursuance of any order or resolution of the local authority, or of any committee thereof, if such order or resolution was contrary to law.

237. The inspector shall, on the application of any person who is aggrieved by a disallowance or surcharge made by the inspector, state in writing the reasons for his decision.

Application for written reasons for inspector's decision.
L.N. 36/1970, Sch.

Appeals against
decision of inspector.
L.N. 634/1963,
r. 4,
L.N. 148/1964,
L.N. 36/1970, Sch.

238. (1) Any person who is aggrieved by a disallowance or surcharge made by an inspector, may, within thirty days of that disallowance or surcharge, where the disallowance or surcharge relates to an amount exceeding ten thousand shillings, appeal to the High Court, and may in any other case within the like period appeal either to the High Court or to the Minister.

(2) The Court or the Minister on such an appeal shall have power to confirm, vary or quash the decision of the inspector, and to remit the case to the inspector with such directions as the Court or Minister thinks fit for giving effect to the decision on appeal, and if the decision of the inspector is quashed or is varied so as to reduce the amount of the surcharge to one thousand shillings or less, the appellant shall not be subject in respect of that surcharge to the disqualification imposed by paragraph 3 (c) of the Fifth Schedule.

(3) Where an appeal is made to the Minister under this section he may at any stage of the proceedings, and shall, if so directed by the High Court, state in the form of a special case for the opinion of the High Court any question of law arising in course of the appeal, but save as aforesaid the decision of the Minister shall be final.

(4) Where an appeal is made to the Minister the appellant shall be entitled to a personal hearing by a person appointed by the Minister for that purpose.

Applications for
relief.
L.N. 634/1964,
L.N. 148/1964,
L.N. 36/1970, Sch.

239. (1) In the case of a surcharge, the person surcharged may, whether or not he appeals under section 238, apply to the Court or the Minister to whom he appeals, or, if he does not appeal, to the Minister, for a declaration that in relation to the subject matter of the surcharge he acted reasonably or in the belief that his action was authorised by law, and the Court or Minister, if satisfied that there is proper ground for doing so, may make a declaration to that effect.

(2) Where such a declaration is made the person surcharged, if by reason of the surcharge he is subject to the disqualification imposed by paragraph 3 (c) of the Fifth Schedule, shall not be subject to that disqualification, and the Court or Minister may, if satisfied that the person surcharged ought fairly to be excused, relieve him either wholly or in part from personal liability in respect of the surcharge, and the decision of the Court or Minister under this section shall be final.

Payment and
recovery of sums
certified to be due.

240. (1) Every sum certified by an inspector to be due from a person shall be paid by that person to the local authority within thirty days after it has been so certified, or, if an appeal or application with respect to that sum has been made, within fourteen days after the appeal or application is finally disposed of, abandoned or fails by reason of the

non-prosecution thereof.

(2) The inspector shall take all necessary steps to recover from the person surcharged in any competent court any such sum as aforesaid which is not so paid.

(3) In any proceedings for the recovery of any such sum the inspector's certificate shall be conclusive evidence that the sum is due and payable by the person charged.

(4) On the production of such certificate the Court shall give a decree for the sum sued for, and every such decree shall have the effect of a decree under the Civil Procedure Act and any rules made thereunder.

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241. (1) Any expenses incurred by an inspector in the defence of any allowance, disallowance or surcharge made by him shall, so far as not recovered from any other party and except as may otherwise be ordered by the High Court or the Minister, as the case may be, be reimbursed to him out of the fund to which the accounts subject to his inspection relates, and the High Court or Minister may make such order as may seem fit in regard to the payment out that fund of the expenses incurred by the appellant or applicant or any other party to the proceedings.

Expenses of
inspector.
L.N. 634/1963,
L.N. 148/1964,
L.N. 36/1970.

(2) The costs and expenses incurred by an inspector in any legal proceedings taken by him under section 240 (2) shall, so far as not recovered from any other source, be paid out of the fund to which the accounts subject to his inspection relates.

242. (1) For the purposes of his powers and duties under this Part the inspector may hear and receive evidence and examine witnesses upon oath or affirmation (which oath or affirmation the inspector is hereby empowered to administer), and may, by summons under his hand, require all such persons as he may think fit to appear personally before him at a time and place to be stated in such summons and to produce all such books and papers (including the minutes of the proceedings of the local authority or of any committee thereof) as he may deem necessary for such examination.

Power of inspector to
take evidence.
13 of 1970, s. 10.

(2) Any person so required who, without reasonable excuse—

(a) neglects or refuses to comply with such summons; or

(b) having appeared, refuses to be examined on oath or affirmation or to take such oath or affirmation; or

- (c) having taken such oath or affirmation, refuses to answer fully and satisfactorily, to the best of his knowledge and belief, all questions put to him; or
- (d) knowingly and wilfully gives any evidence which is untrue in any material particular,

shall be guilty of an offence and shall be liable, for every such neglect or refusal, to a fine not exceeding two thousand shillings or to imprisonment for a term not exceeding two months.

9 of 1967.

242A. (*Repealed by L.N. 36 of 1970.*)

PART XVIII—REPORTS, RETURNS AND INQUIRIES

Reports to be rendered by certain local authorities. L.N. 634/1963, L.N. 148/1964, 31 of 1971, Sch.

243. (1) It shall be the duty of every municipal council, county council and town council to render to the Minister not later than 31st March in each year, or such later date as the Minister may agree, a report of its work and of the local government affairs of its area for the preceding financial year.

(2) Such report shall be rendered in such form as may be directed by the Minister, and shall, be accompanied by such statistics as the Minister may require.

(3) A copy of such report shall be delivered by the clerk of the local authority rendering the report—

- (a) free of charge to every councillor of such local authority; and
- (b) to any inhabitant of the area of such local authority, on application and on payment of the fee (if any) prescribed by resolution of such local authority.

Minutes, etc., to be furnished to Minister. L.N. 634/1963, r. 4, L.N. 148/1964, 31 of 1971, Sch.

244. (1) It shall be the duty of every municipal council, county council and town council and of any other local authority which is required by the Minister so to do, to furnish to the Minister and to such other persons as the Minister may specify a certified copy of any records or minutes of its proceedings and of the proceedings of any committee appointed by it, and of a record of any of its accounts, and such reports, statistics and documents as the Minister may from time to time require.

(2) The minutes of the proceedings of each meeting of a local authority or of any committee thereof which are required to be furnished to the Minister as aforesaid shall be forwarded as soon as possible after

the same have been confirmed as required by or under this Act.

245. (1) The Minister may at any time appoint any public officer to conduct such investigations, researches and inquiries as the Minister may deem necessary for any purpose of this Act or for assisting any local authority in the carrying out of its functions under this Act or any other written law and generally for promoting the efficiency of local government; and all necessary facilities shall be given by local authorities to any officer conducting any such investigation, research or inquiry.

Investigations,
researches and
inquiries.
L.N. 634/1963,
L.N. 148/1964.

(2) For the purpose of any such investigation, research or inquiry, the person appointed to conduct the same may by summons require any person to attend, at such time and place as is set forth in the summons, to give evidence or to produce any books, plans and documents in his custody or under his control which relate to any matter in question in such investigation, research or inquiry, and may take evidence on oath, and for that purpose administer oaths, or may instead of administering an oath, require the person examined to make and subscribe a declaration of the truth of the matter respecting which he is examined:

Provided that no person shall be required, in obedience to such a summons, to go more than ten miles from his place of residence, unless the necessary expenses of his attendance are paid or tendered to him.

(3) Every person who refuses or wilfully neglects to attend in obedience to a summons issued under subsection (2) or to give evidence, or to answer fully and satisfactorily, to the best of his knowledge and belief all questions put to him by the person appointed under subsection (1) or who wilfully alters, suppresses, conceals, destroys, or refuses to produce, any book, plan or other document which he may be required to produce for the purposes of this section, shall be guilty of an offence and liable to a fine not exceeding one thousand shillings or to imprisonment for a period not exceeding one month or to both such fine and such imprisonment.

(4) The costs and expenses of any investigation, research or inquiry conducted under this section (including expenses paid to any person referred to in the proviso to subsection (2) or such proportion thereof as the Minister may determine, shall, if the Minister so directs, be paid by such local authority or local authorities being a local authority or local authorities respecting which or any function of which such investigation, research or inquiry was conducted, as the Minister shall determine and, where there is more than one such local authority, in such proportions as the Minister shall specify, and any amount directed under this subsection to be paid by a local authority shall be a civil debt recoverable summarily.

245A. (*Inserted by L.N. 105/1965 and Repealed by 21 of 1966, Sch.*).

PART XIX—POWERS ARISING ON DEFAULT OF LOCAL
AUTHORITIES

Power to direct
performance of
duties and in default
to perform same.
11 of 1984, Sch.,

246. (1) The Minister may, after giving reasonable notice of his intention so to do, direct any local authority to perform within such time and in such manner as he shall specify, any of the duties imposed upon it by or under this Act or any other written law, and if the local authority fails to comply the Minister may himself perform the duties in question, and shall be entitled to recover from the local authority, the expenses incurred by him in so doing; and for defraying such expenses the Minister may also levy a rate under the Rating Act as if he were a rating authority or local authority for the purposes of that Act.

(2) The council of a county shall, in respect of the council of every county division in such county, have all and may exercise any of the powers of the Minister under subsection (1) and, in exercise of any such power by a local authority that that subsection shall be construed as if there were substituted for the reference to the Minister therein a reference to the local authority exercising such power.

(3) An urban council may appeal to the Minister against any notice of direction given to, or the exercise of any other power contained in subsection (2) against it by the council of the county, and upon any such appeal the Minister may—

- (a) confirm with or without modifications, or cancel, the notice or direction appealed against;
- (b) direct the council of the county to specify, before any or any further powers contained in subsection (1) are exercised by it, what action or further action it proposes to take in exercise of such powers in the event of default to comply with the direction given or to be given by it to the local authority appealing, and the proposed manner in which such is to be taken;
- (c) either confirm the taking of such action in the manner specified or in such other manner as the Minister may direct, or direct that such action shall not be exercised, or shall be taken or exercised only under the supervision, and subject to the directions, of the Minister or such other person as the Minister may specify; and

(d) such other directions as in his opinion the justice of the case requires,

and any such confirmation, cancellation and direction shall be final and binding on both local authorities concerned.

247. (1) The Minister may require any local authority to submit to him proposals for the exercise by it of any power conferred on it by law.

Power to require submission of proposals, and exercise by Minister of powers in default.

(2) If the proposals, or the proposals with agreed modifications, are acceptable to the Minister, he may by order require the local authority to exercise the power in question in the manner described in the proposals or in the proposal as modified, as the case may be.

(3) If the local authority fails to make proposals, or if the local authority does not agree to its proposals being modified in the manner required by the Minister, the Minister may by order require the local authority to exercise the power in such manner and in such time as he shall therein prescribe.

(4) If the local authority fails to comply with an order made under subsection (2) or subsection (3), the Minister may himself exercise the power in such manner as he thinks fit and shall be entitled to recover from the local authority the expenses incurred by him in so doing, and for defraying such expenses the Minister may also levy a rate under the Rating Act, as if he were a rating authority or a local authority for the purpose of that Act.

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(5) Section 34 of the Interpretation and General Provisions Act shall apply to an order made under this section as though it were a rule or regulation within the meaning of that section.

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248. The Minister may give to any local authority such directions as he thinks necessary as a result of investigations, researches or inquiries under section 245.

Power to give directions to local authorities.

249. (1) If at any time it appears to the Minister that the revenues of the council of a county, township or municipality are not being properly used in the best interests of the county, township or municipality, as the case may be, as a whole, or that the administration of the affairs of such a council is wasteful or inefficient, or that such a council has failed to act in conformity with the provisions of this Act, the Minister may, after such inquiry (at which inquiry the council shall be entitled to be heard) as he may deem necessary, reduce any contribution or other grant payable by the Government for the next succeeding financial year by such amount as he shall determine.

Power to reduce grants.
L.N. 634/1963,
L.N. 34/1965,
31 of 1971, Sch.

(2) Any such reduction as aforesaid shall be notified to the council concerned not later than one month after the commencement of the financial year in respect of which such grant is payable.

Default powers to reduce grants or transfer functions respecting county divisions and local council areas.
L.N. 634 of 1963,
L.N. 34/1965,
11 of 1984, s. 26.

250. (1) If it appears to the Minister, upon representations made to him by a county council or otherwise, that the revenues of an urban council in that county are not being properly used in the best interests of the county division, or that the administration of the affairs of the council concerned is wasteful or inefficient, or that the council concerned has failed to act in accordance with the provisions of this Act, the Minister may, after such inquiry as he may deem necessary, at which inquiry the council concerned shall be entitled to be heard—

- (a) reduce any contribution or other grant payable to or for that council;
- (b) transfer to the county council all or any of the functions of the urban council either for a definite period or until he may otherwise direct.

(2) Where any functions are transferred under subsection (1), the expenses incurred by the council to which the functions are transferred shall, except in so far as they may be met by any grant made by such council, be a debt due to such council from the council from which the functions are transferred, and shall be defrayed as general expenses of the council from which the functions were transferred or as special expenses of such council or partly as general expenses and partly as such special expenses as the council to which such functions are transferred may direct.

Recovery by deduction from grants of debts due from local authorities.
L.N. 634/1963,
L.N. 34/1965,
8 of 1997.

251. Where the Minister is satisfied that a decree for the payment of money has been made by a competent court against any local authority in favour of the Government or any person, or that for other good and sufficient reason money is due from and payable by a local authority to the Government or any person, and the local authority refuses or fails to make due payment, the Minister may order that such payment be made from funds of the local authority and if the local authority continues to refuse to make due payment he may deduct from any contribution or other grant payable to or for such local authority the amount of the sum due and payable and pay the same to the Government or such person.

Recovery of debts due under loans provided or guaranteed by Government, etc.

251A. (1) Where a local authority fails to make payment of any money due and payable under a loan for financing an income generating facility, the Minister for Finance in consultation with the Minister, may, where—

- (a) such loan is provided or guaranteed by the Government;
or

8 of 1997.

- (b) where the loan agreement so provides,

appoint a collection agent to receive such payment as may be made by the area residents for the services provided by the facility and to remit the monies so received to the Government in satisfaction of the amount due and payable under the said loan.

(2) The Minister for Finance may, in regulations prescribe—

- (a) the requirements for appointment of collection agents under subsection (1); and

- (b) the terms and conditions of service of such agents.

(3) In this section, the expression “income-generating facility” means any facility, including water or sewerage works, the provision of the services for which the local authority receives payment.

252. (1) If at any time it appears to the Minister that—

- (a) a period of three months or more has elapsed between one meeting of a municipal council and the next or a period of six months or more has elapsed between one meeting of any other local authority and the next; or
- (b) any local authority is unlikely to be able to meet its financial commitments; or
- (c) any local authority is in the opinion of the Minister failing to exercise its functions in such manner as would best serve the interests of the inhabitants of its area of jurisdiction,

Removal of members, appointment of commission and winding-up of local authorities for certain reasons.
L.N. 634/1963,
L.N. 105/1965,
11 of 1967, s. 10,
22 of 1987, Sch.

the Minister may by order—

- (i) remove from office all the members of such local authority who shall thereupon, notwithstanding anything to the contrary in this Act or any other written law, cease to be members thereof; and
- (ii) in place of such members and for the area of such local authority appoint not less than three persons to form a commission for the purpose of carrying on the affairs of the local authority, and shall appoint one such person to be the chairman of the commission; or

- (iii) in place of, or in addition to, the removal of members and the appointment of a commission as provided in paragraphs (i) and (ii), direct, subject to subsection (5), that any local authority shall be wound up on any of the grounds specified above which shall be specified in the order.

(2) A commission appointed under subsection (1) shall have and may exercise all the powers of, and be subject to, and liable to discharge all the duties of, the local authority whose members have been removed from office whether such powers and duties are conferred or imposed by this Act or any other written law, and for such purpose any reference in this Act or any other written law to a local authority shall, where a commission is appointed under this section in place of the members of such local authority, be deemed to refer to such commission.

(3) A commission appointed under subsection (1) shall exercise the powers and perform the duties of a local authority for such period, not exceeding two years from the date of its appointment, as is specified in the order, and the Minister shall, unless the local authority is being wound up, take such steps as may be necessary to ensure that the local authority is reconstituted before the expiration of that period and is able to hold a meeting within a reasonable time after such expiration:

Provided that such period of two years may be extended—

- (i) by the Minister by order, by a further period not exceeding one year;
- (ii) thereafter by the Minister, by order made with authority of a resolution of the National Assembly, for an additional period or additional periods.

(4) Prior to the exercise of any power conferred by subsection (1), the Minister may direct such inquiry to be held as he may think necessary and, for the purposes of such an inquiry, shall appoint a person to hold the inquiry and may confer upon him all or any of the powers vested in a commission under the Commissions of Inquiry Act; and at any inquiry directed under this subsection, the local authority in question and any member thereof shall be entitled to be heard.

(5) Before an order is made under subsection (1) (iii)—

- (a) notice of the intention to make, and of the purport of, such order shall be published in the Gazette and in at least one newspaper (if any) circulating in the area of the local

authority in question; and

- (b) after the expiry of a period of not less than fourteen days from the date of publication of such notice in the Gazette, a draft of the order shall be laid before the National Assembly; and no such order shall have effect unless notice thereof is published as aforesaid and the National Assembly has, by resolution (of which at least twenty-eight days' notice has been given to the National Assembly), approved the draft.

253. (1) Upon any order being made under section 252 with respect to a local authority, such local authority shall until dissolved by declaration under section 255, continue in existence for the purpose only of winding-up, and to that end the members of the local authority shall, or where by order under section 252 a commission is or has been appointed in place of such members, then, such commission shall, without delay, take such steps as may be necessary to wind up the affairs of the local authority, and in particular shall do such acts as may be required by any order made by the Minister under sub-section (2).

Procedure on winding-up.
L.N. 634/1963,
L.N. 105/1965,
11 of 1984, Sch.

(2) In order to facilitate any such winding-up, the Minister may, by notice in the Gazette, make such orders as he deems necessary or desirable, and particularly, but without prejudice to the generality of the foregoing, to ensure—

- (a) that all or any property, movable or immovable, vested or belonging to such local authority or to which the local authority is entitled and all or any assets and claims to which the local authority is entitled shall be transferred to and vested in such other authority or authorities as exist or may be established for the area for which the local authority being wound up was established;
- (b) that all or any contracts of service, appointments made or powers conferred shall be deemed respectively to have been entered into, made or conferred by or to such other authority or authorities as aforesaid;
- (c) that all or any works, undertakings, rights, liabilities, contracts and engagements of the local authority, and all actions, suits and legal proceedings by or against the local authority shall be transferred to, vested in and be enforced, carried on and prosecuted by or against such other authority or authorities as aforesaid;
- (d) that all or any licences or registrations issued, made or granted by the local authority shall continue in force for the

period for which they were issued, made or granted, and shall be deemed to have been issued, made or granted by such other authority or authorities as aforesaid;

- (e) that all or any by-laws or other rules made by the local authority shall be deemed to be the by-laws or rules of such other authority or authorities as aforesaid, and shall continue in full force and effect for such period as the Minister may determine.

Preparatory
Commission.
11 of 1967, s. 14.

253A. (1) Where any local authority has been wound up in accordance with sections 252 and 253, the Minister may by order—

- (a) establish for the area for which that local authority was established, or for any part thereof, such other local authority or local authorities as he may consider desirable; and
- (b) appoint a preparatory commission to facilitate the constitution of any local authority so established and for the discharge of its functions.

(2) A preparatory commission shall consist of such members as the Minister may from time to time appoint, and shall have power to—

- (a) prepare and arrange for elections to the local authority;
- (b) summon meetings of the local authority;
- (c) provide such assistance as the local authority may require until its own officers have assumed office;
- (d) incur on behalf of the local authority the necessary expenditure in the discharge of the foregoing functions;
- (e) receive, on behalf of the local authority, sums from a winding-up commission to be expended in the discharge of the foregoing functions.

Winding-up of other
local authorities
where desirable.
L.N. 634/1963,
L.N. 105/1965,
31 of 1971, Sch.,
11 of 1984, Sch.

254. (1) If at any time it appears to the Minister, either upon representations made to him by the council of a township, county or municipality or without any such representations, that it is necessary or desirable that any council of a township or county division should be wound up, the Minister may, by order, direct that such council shall be wound up.

- (2) Before any order is made under subsection (1), the Minister

may, in accordance with section 245, appoint a person to conduct an inquiry, and at any inquiry directed under this subsection the local authority in question and the council of the township, county or municipality of the area and any other local authority concerned shall be entitled to be heard.

255. On the Minister being satisfied that the winding-up of a local authority is completed, he shall, by notice in the Gazette, declare it to be dissolved with effect from such date as shall be specified in such notice, and such local authority shall with effect from such date be dissolved and shall cease to exist.

Dissolution under sections 252 and 254. L.N. 155/1965.

PART XX—LEGAL PROCEEDINGS

256. Where any matter is by this Act directed to be determined by arbitration, such matter shall, except as may be otherwise provided, be determined by arbitration in accordance with the Arbitration Act.

Arbitration.

Cap. 49.

257. Every person who is guilty of an offence under this Act shall, for every such offence, be liable to the penalty expressly prescribed by or under this Act, or if no such penalty be prescribed, to a fine not exceeding two thousand shillings or to imprisonment for a period not exceeding two months or to both.

General penalties

258. (1) Subject to subsection (2), all fines imposed and recovered by a competent court other than by such a magistrate as is referred to in subsection (2), in respect of contraventions of any of the provisions of this Act or of any by-laws made under this Act or any other written law, other than the fines referred to in subsection (2), shall be paid—

Appropriation of penalties. L.N. 634/1963, L.N. 749/1963, 31 of 1971, Sch.

(a) in the case of a contravention of any of the provisions of this Act, as to one-half into the revenues of the municipal council, county council or town council having jurisdiction in the area in which such contravention occurred;

(b) in the case of a contravention of any such by-law, as to one-half into the revenues of the local authority which made or is deemed to have made such by-laws,

and in each such case, the other half shall be paid into the general revenues of Kenya.

(2) Where a local authority has paid or agreed to pay to the Government the sums of money referred to in section 157 (a) in respect of a magistrate, the Minister for the time being responsible for Justice may direct that the whole or a specified proportion of all fines imposed by that magistrate in respect of particular offences shall be payable

to the local authority, and in such cases such fines, or the specified proportion thereof, as the case may be, shall be paid into the revenues of the local authority.

Powers of arrest

259. Any police officer may arrest, without a warrant, any person whom he suspects upon reasonable grounds of having committed any offence under this Act or any by-laws made under this Act or any other written law, and any officer of a local authority who at the time is in uniform or is wearing a visible badge of office and authorised thereto in writing by the local authority, may arrest, without warrant, any person who in his presence commits any such offence and may detain such person until he can be delivered into the custody of a police officer to be dealt with according to law:

Provided that no person shall be arrested or detained without warrant unless reasonable grounds exist for believing that, except by the arrest of such person, he may not be found or made answerable to justice without unreasonable delay, trouble or expense.

Conduct of
prosecutions.
4 of 1974, Sch.

260. (1) The clerk or any other person authorised thereto in writing by a local authority, may, subject to the general or special directions of the Attorney-General, prosecute, in subordinate courts, for all offences under this Act or any by-law made by such local authority whether under this Act or otherwise, and shall for that purpose, have all the powers conferred on a public prosecutor by the Criminal Procedure Code.

Cap. 75.

(2) For the purposes of section 171 (4) of the Criminal Procedure Code, a local authority shall be deemed to be a public authority.

Books of local
authorities as
evidence.

261. The books and registers of a local authority and any extracts therefrom certified by the clerk of the local authority or any other officer authorised in that behalf by such local authority shall, in any proceedings for the recovery of any rates or charges for any service, be *prima facie* evidence of the amounts so due.

Offences by
corporations,
societies, etc.

262. Where any offence under this Act or under any rules made thereunder is committed by any company, or other body corporate, or any society, partnership, association or body of persons, every person charged with, or concerned or acting in, the control or management of the affairs or activities of such company, body corporate, society, partnership, association or body of persons shall be guilty of that offence and liable to be punished accordingly, unless it is proved by such person that through no act or omission on his part, he was not aware that the offence was being or was intended or about to be committed, or that he took all reasonable steps to prevent its commission.

263. (1) Where a local authority deems it expedient for the promotion or protection of the interests of the inhabitants of its area, it may prosecute or defend any legal proceedings.

Actions by and against local authorities.
5 of 1979, s. 11,
14 of 1991.

(2) (*Repealed by 5 of 1974, s. 11.*)

(3) All costs, charges and expenses to which a local authority may be put or with which a local authority may become chargeable by reason of the prosecution or defence of any such action or under the judgment of any court shall be paid out of the revenues of such local authority.

263A. Notwithstanding anything to the contrary in any law—

Execution of process against local authority.
14 of 1991, Sch.

(a) where any judgment or order has been obtained against a local authority, no execution or attachment or process in the nature thereof shall be issued against the local authority or against the immovable property of the local authority or its vehicles or its other operating equipment, machinery, fixtures or fittings, but the clerk of the local authority shall, without delay, cause to be paid out of the revenue of the local authority such amounts as may, by the judgment or order, be awarded against the local authority to the person entitled thereto;

(b) no immovable property of the local authority or any of its vehicles or its other operating equipment, machinery, fixture or fittings shall be seized or taken by any person having by law power to attach or distrain property without the previous written permission of the clerk of the local authority.

264. (1) All charges due for sewerage, sanitary and refuse removal shall be recoverable jointly and severally from the owner and occupier of the premises in respect of which the services were rendered.

Recovery of charges for sanitary and refuse removal.
L.N. 634/1963.

(2) When any such charges as are mentioned in subsection (1) have remained unpaid for a period of six weeks from the date on which written notice has been given by a council to the owner or occupier of his indebtedness, the council may at any time within twelve months from such date take proceedings against such owner or occupier or both for the recovery of such charges together with interest thereon at such rate, not exceeding one per centum per month or part thereof, as the council shall fix.

(3) Where any such charges are recovered from—

(a) the owner, he shall in the absence of any agreement to the

contrary, be entitled to recover from the occupier for the time being any sum paid by him as charges in respect of any period during which such premises were in occupation of such occupier;

- (b) the occupier, he shall be entitled to deduct from any rent or other sum payable by him to the owner of the premises any portion of such charges which he could not lawfully have been required by the owner to pay, and the production of any receipt for such portion shall to the extent of the amount thereof be a good and sufficient discharge for the payment of the rent or other sum.

(4) Where charges which are normally recorded by a local authority from the occupier of the premises in respect of which the services were rendered remain unpaid for a period of six weeks the local authority shall notify in writing the owner that such charges have so remained unpaid.

PART XXI—MISCELLANEOUS

Powers of entry.

265. (1) Subject to this section, any officer of a local authority duly authorised in writing shall, on producing, if so required, some duly authenticated document showing his authority, have a right to enter any premises at all reasonable hours—

- (a) for the purpose of ascertaining whether there is, or has been, on, or in connection with, the premises, any contravention of this Act or of any by-laws, whether made under this Act or any other written law, being provisions which it is the duty of the local authority to enforce;
- (b) for the purpose of ascertaining whether or not circumstances exist which would authorise or require the local authority to take any action, or execute any work, under this Act or any such by-laws;
- (c) for the purpose of taking any action, or executing any work, authorised or required by this Act or any such by-laws, or any order made under this Act, to be taken or executed, by the local authority;
- (d) generally, for the purpose of the performance by the local authority of its functions under this Act or any such by-laws:

Provided that admission to any premises not being a factory, workshop or workplace, shall not be demanded as of right unless twenty-

four hours' notice of the intended entry has been given to the occupier.

(2) If it is shown to the satisfaction of a subordinate court having jurisdiction in the area of the premises in question, on sworn information in writing—

(a) that admission to any premises has been refused, or that refusal is apprehended or that the premises are unoccupied or the occupier is temporarily absent, or that the case is one of urgency, or that an application for admission would defeat the object of the entry; and

(b) that there is reasonable ground for entry into the premises for any purpose as is specified in subsection (1),

the Court may by warrant in writing authorise the local authority by any duly authorised officer to enter the premises, if need be by force:

Provided that such a warrant shall not be issued unless the court is satisfied either that notice of the intention to apply for a warrant has been given to the occupier, or that the premises are unoccupied, or that the occupier is temporarily absent, or that the case is one of urgency, or that the giving of such notice would defeat the object of the entry.

(3) An authorised officer entering any premises by virtue of this section, or of a warrant issued thereunder, may take with him such other persons as may be necessary, and on leaving any unoccupied premises which he has entered by virtue of such warrant shall leave them as effectively secured against trespassers as he found them.

(4) Every warrant granted under this section shall continue in force until the purpose for which the entry is necessary has been satisfied.

(5) If any person who in compliance with this section or of a warrant issued thereunder is admitted into a factory, workshop or workplace discloses to any person any information obtained by him in the factory, workshop or workplace with regard to any manufacturing process or trade secret, he shall, unless such disclosure was made in the performance of his duty, be guilty of an offence and liable to a fine not exceeding three thousand shillings or to imprisonment for a period not exceeding three months, or to both.

266. (1) Any person who—

(a) wilfully obstructs any officer of a local authority in the execution of his duty as such; or

Penalties for
obstruction.

- (b) being the occupier of premises, prevents the owner of such premises from executing any work which he is by or under this Act or any other written law required to execute, or otherwise prevents the owner of such premises from complying with any of the requirements of a local authority; or
- (c) being the occupier of premises, on demand refuses or wilfully mis-states the name of the owner of such premises,

shall be guilty of an offence and liable to a fine not exceeding one thousand shillings or to imprisonment for a term not exceeding one month or to both.

(2) If on a complaint made by the owner of any premises, it appears to a subordinate court that the occupier of those premises prevents the owner from executing any work which he is by or under this Act or any other written law required to execute, or otherwise prevents the owner of such premises from complying with any of the requirements of a local authority, the court may, without prejudice to the prosecution of the occupier in respect thereof, order the occupier to permit the execution of the work or, as the case may be, permit the owner to comply with any such requirements as aforesaid.

Service of
documents.

267. Any notice, order or other document required or authorised by this Act or by any by-law made under this Act or any other written law to be served on any person (whether the expression “serve” or “give” or “send” or “deliver” or any other expression is used), then, unless a contrary intention appears therein, such notice, order or other document may be served, and shall be deemed to have been effectively served if served—

- (a) personally upon the person on whom it is required or authorised to be served, or, if such person cannot reasonably be found, personally upon any agent of such person empowered to accept service on his behalf or personally upon any adult member of the family of such person who is residing with him; or
- (b) by post; or
- (c) by affixing a copy of the same on some conspicuous part of any premises or land to which it relates or in connexion with which it is required or authorised to be served; or
- (d) where from any cause whatsoever, it is not possible to

effect service of the notice, order or other document in any of the manners specified in paragraphs (a), (b) and (c) by publication of a copy thereof in the Gazette and in at least one newspaper circulating in the area of the local authority.

268. Where, under this Act, the Minister is empowered to exercise any powers or perform any duties, he may by order, depute any person, including a municipal council, county council or town council, by name or the person for the time being holding the office designated by it to exercise such powers or perform such duties on its behalf, subject to such conditions, exceptions and qualifications as the Minister may prescribe, and thereupon or from the date specified by the Minister, the person so deputed shall have and exercise such powers and perform such duties subject as aforesaid.

Delegation of powers.
L.N. 634 of 1963,
L.N. 34/1965,
31 of 1971, Sch.

269. (1) If at any time the whole of any local government area under the jurisdiction of a local authority becomes a local government area under the jurisdiction of a local authority of another class in place of such first-mentioned local authority or is included in the area of jurisdiction of another local authority, whether of the same class or not as such first-mentioned local authority, hereinafter called the replacing local authority, the following provisions shall thereupon have effect—

Succession of rights and liabilities, etc., on a local authority being replaced.
L.N. 383/1963,
31 of 1971, Sch.,
11 of 1984, Sch.

(a) all subsidiary legislation then in force made by the first-mentioned local authority shall, to the extent that the replacing local authority has itself the power to make such by-laws, be deemed to be by-laws made by the replacing local authority in exercise of such power and shall continue to be of full force and effect within the area to which it applies until altered or revoked by the replacing authority;

(b) any other such subsidiary legislation shall, to the extent that the replacing local authority has not itself the power to make the same, lapse, and for the purposes of section 23 of the Interpretation and General Provisions Act, shall be deemed to have been revoked in its application as aforesaid;

Cap. 2.

(c) all appointments made, powers conferred, and notifications served or published to or by the first-mentioned local authority shall, to the extent that the same can be made, conferred, served or published to or by the replacing local authority, be deemed respectively to have been made, conferred, served and published to or by the replacing local authority;

(d) all works and undertakings of the first-mentioned local

authority of a kind authorised to be executed by both the first-mentioned local authority and the replacing local authority, all existing rights, liabilities and engagements of the first-mentioned local authority and all actions, suits and legal proceedings by or against the first-mentioned local authority shall vest in, attach to, and be enforced, carried on and prosecuted by or against the replacing local authority, and no such action, suit or proceedings shall abate or be discontinued or prejudicially affected by the replacement of such first-mentioned local authority;

- (e) all rates, fees, charges, debts of whatever description then due or payable to or recoverable by the first-mentioned local authority shall be payable to and recoverable by the replacing local authority;
- (f) all property, movable and immovable, vested in or belonging to the first-mentioned local authority or to which such local authority was entitled, and all assets and claims to which such local authority was entitled, shall vest in and belong to the replacing local authority;
- (g) all creditors of the first-mentioned local authority shall have the same rights and liabilities against the replacing local authority as they had against the first-mentioned local authority; and
- (h) all licences, registrations and permits issued, made or granted by the first-mentioned local authority shall continue in force for the period, if any, specified in such licences, registrations or permits, unless the same are sooner lawfully suspended or cancelled.

(2) For the purpose of this section each of the following shall constitute a separate class of local authorities—

- (a) city councils;
- (b) municipal councils;
- (c) county councils;
- (d) town councils;
- (e) urban councils.

jurisdiction of a local authority becomes a local government area under the jurisdiction of another local authority, then—

liabilities, where part of area is replaced.

- (a) with respect to by-laws in force in such area or any part thereof, paragraph (a) and paragraph (b) of section 269 (1) shall apply:

Provided that any by-laws which, under this section are continued by virtue of paragraph (a) of section 269 (1) shall, unless sooner altered or revoked, continue for a period of two years from that date when such part came under the jurisdiction of the second-mentioned local authority, and shall then lapse, and for the purposes of section 23 of the Interpretation and General Provisions Act, shall be deemed to have been revoked;

Cap. 2.

- (b) with respect to the matters mentioned in paragraphs (c) to (h) of section 269 (1), those paragraphs shall apply and have effect so far as is reasonable and practicable only as respects the aforementioned part of the area of the first-mentioned local authority, and any apportionment of rights, liabilities, property, assets or any other of the matters or things mentioned in those paragraphs shall be made between the several local authorities concerned on a fair and equitable basis, either as agreed between them or, in default of agreement, as directed by the Minister.

271. The Minister may from time to time make rules—

Power to make rules.

- (a) for the better carrying out of the purposes and provisions of this Act, and any such rules may be made with regard to all local authorities generally or with regard to any particular local authority or class of local authorities;
- (b) applicable in the area of any township authority in respect of any of the matters for which a council of a county division may make by-laws.

FIRST SCHEDULE

9 of 1968, Sch.

FORM A (ss. 18, 32 (4))

DECLARATION OF ACCEPTANCE OF OFFICE

I*having been elected to the office of†.....hereby solemnly declare that I take the said office upon myself, and will duly and faithfully fulfil the duties thereof without fear, favour or partiality according to the best of my judgment and ability.

Dated this..... day of , 19

.....
Signature

This declaration was made and subscribed before me.
.....
Clerk

Notes—

- * Insert full name.
- † Insert description of office (Mayor/Deputy Mayor/Chairman/ Vice-Chairman).

FORM B (s.62)

DECLARATION BY COUNCILLORS

I* having been elected/nominated/appointed† to the office of councillor hereby solemnly declare that I have read section 62 of the Local Government Act, and that none of the disqualifications for office specified in that section apply to me. Further I state that I am qualified under the Act and accept office as councillor. I further solemnly declare that I will faithfully perform the duties of the office to the best of my judgment and ability.

Dated this..... day of , 19

.....
Signature

This declaration was made and subscribed before me.
.....
Clerk

Notes—

- * Insert full name.
- † Delete as necessary.

SECOND SCHEDULE

(s. 85)

STANDING ORDERS

11 of 1984, s. 27.

In this Schedule, except where the context otherwise requires, the terms “chairman”, “vice-chairman” and “clerk” shall, in respect of a municipal council, be deemed to refer, respectively, to the mayor, deputy mayor and town clerk.

Part I—Obligatory Orders

1. Any power or duty assigned to the chairman in relation to the conduct of meetings may be exercised by the person presiding at the meeting, and in these Standing Orders “the chairman” shall be construed as including any such person presiding at the meeting. Chairman of meetings.

2. (1) Except where the Council, on the grounds of urgency, varies the order of business under paragraph (2) of this standing order, the order of business at every meeting of the Council shall be— Order of business.

(a) to choose a person to preside if the chairman and vice-chairman be absent;

(b) any business required by written law to be done before any other business;

(c) to read and confirm the minutes of the last meeting of the Council (unless such minutes have been confirmed at the meeting of the proceedings of which they are the minutes):

Provided that, if a copy of the minutes has been circulated to each member of the Council not later than the date of issue of the notice of the meeting, under section 76 of the Act, they shall be taken as read;

(d) to deal with business expressly required by written law to be done;

(e) to receive such communications as the chairman may desire to lay before the Council;

(f) questions (if any);

(g) to dispose of business (if any) remaining from the last meeting;

(h) to receive and consider reports or minutes of committees;

(i) to receive and consider reports from officers of the Council;

(j) to authorize the sealing of documents, so far as the Council’s authority is required by statute or these Standing Orders;

(k) to authorize the signing of orders for payment where there is no

finance committee; and

- (l) to consider motions in the order in which notice thereof has been received.

(2) The Council may, at any meeting, vary the order of business so as to give precedence to any business which, in the opinion of the chairman, is of a special urgency, but such a variation shall not displace business falling under items (a) and (b) of paragraph (1) of this standing order.

Notices of motion.

3. (1) Except as provided by standing order 8 of these Standing Orders, every notice of motion shall be in writing, signed by the member or members of the Council giving the notice and delivered, in the case of a municipal council, at least four clear days before the next meeting of the Council, and in the case of any other local authority, at least ten days before the next meeting of the Council, at the office of the clerk by whom it shall be dated, numbered in the order in which it is received and entered in a book which shall be open to the inspection of every member of the Council.

(2) The Clerk shall insert in the notice of every meeting of the Council all notices of motion duly given in the order in which they have been received, unless the member giving such a notice has, when giving it, intimated in writing that he proposes to move it at some later meeting or has withdrawn it in writing.

(3) If a motion, notice of which has been duly given be not moved at that meeting it shall, unless postponed by consent of the Council, be treated as abandoned and shall not be moved without fresh notice.

(4) Motions for which notice has been duly given, the subject matter of which comes within the province of any committee or committees, shall, upon being moved and seconded, stand referred without discussion to such committee or committees, or to such other committee or committees as the Council may determine, for consideration and report:

Provided that the chairman may, if he considers it convenient and conducive to the despatch of business, allow such motion to be dealt with at the meeting at which it is brought forward.

(5) Every notice of motion shall be relevant to some function of the Council.

Motions without notice.

4. The following motions may be moved without notice—

- (a) appointment of a chairman of a meeting at which the motion is made;
- (b) motions relating to the accuracy of the minutes, closure, adjournment, order of business or next business;
- (c) reference to a committee;

- (d) that the Council do resolve itself into committee;
- (e) appointment of committee or members thereof, so far as arising from an item mentioned in the notice of the meeting;
- (f) adoption of reports and recommendations of committees or officers and any consequent resolutions;
- (g) that leave be given to withdraw a motion;
- (h) amendments to motions;
- (i) authorizing the sealing of documents;
- (j) extending the time limit for speeches;
- (k) that an item of business specified in the notice of the meeting have precedence;
- (l) that a member named under standing order 8 of these Standing Orders be not further heard or do leave the meeting;
- (m) giving consent of the Council where the consent of the Council is required by these Standing Orders;
- (n) any motion referred to in paragraph 16 of standing order 6 of these Standing Orders; and
- (o) a motion suspending standing orders in accordance with standing order 39.

5. (1) Minutes of the proceedings of every meeting of the Council shall include the names of members present and shall be drawn up and printed or typewritten. Minutes.

(2) As soon as the minutes have been read, or if they are, under standing order 2 of these Standing Orders, taken as read, the chairman shall put the question that the minutes of the meeting of the Council held on the day of be confirmed and signed as a true record.

(3) No motion or discussion shall take place upon the minutes, except upon their accuracy and any question of their accuracy shall be raised by motion; if no such question is raised, or if it is raised, then as soon as it has been disposed of, the chairman shall sign the minutes.

6. (1) A motion or amendment shall not be discussed unless it has been proposed and seconded, and, unless notice has already been given in accordance with standing order 3 of these Standing Orders, it shall, if required by the chairman, be reduced to writing and handed to the chairman before it is further discussed or put to the meeting. Rules of debate.

(2) A member when seconding a motion or amendment may, if he then

declare his intention to do so, reserve his speech until a later period of the debate.

(3) A member shall stand when speaking, and shall address the chairman; and if two or more members rise, the chairman shall call on one to speak.

(4) A member shall direct his speech to the question under discussion or to an explanation or to a question of order.

(5) No speech shall, without the consent of the Council, exceed five minutes in length, or ten minutes in length in the case of a proposer of a motion or a reply to an amendment, and upon a motion for an extension of this limit no discussion shall be allowed.

(6) An amendment shall be either—

(a) to leave out words; or

(b) to leave out words and insert or add others; or

(c) to insert or add words,

but such omission or insertion of words shall not have the effect of introducing a new proposal into or of negating the motion before the Council.

(7) If an amendment be rejected, other amendments may be moved on the original motion.

(8) If an amendment be carried, the motion as amended shall take the place of the original motion and shall become the motion upon which any further amendment may be moved.

(9) A further amendment shall not be moved until the Council has disposed of every amendment previously moved.

(10) A member shall not speak more than once on any motion, except in the exercise of the right to reply given by standing order 10 of these Standing Orders, or on a point of order, or by way of personal explanation, or to move in so many words “That the question be now put”. An amendment to a motion shall be treated as a fresh motion.

(11) A member may at the conclusion of a speech of another member move without comment, “That the question be now put”, “That the debate be now adjourned”, “That the Council proceed to the next business”, or “That the Council do now adjourn”, on the seconding of which the chairman, if in his opinion the question before the meeting has been sufficiently discussed, shall put that motion to the vote, and if it is carried, the question before the meeting, subject to the right of reply given by standing order 10 of these Standing Orders, shall be put to the vote or the subject of debate shall be deemed to be disposed of for that day or the meeting shall stand adjourned, as the case may be.

(12) A member may rise to a point of order or in personal explanation,

but a personal explanation shall be confined to some material part of a former speech by him at the same meeting which may have been misunderstood; and a member rising to a point of order shall be entitled to be heard forthwith.

(13) The ruling of the chairman on a point of order or on the admissibility of a personal explanation shall not be open to discussion.

(14) Whenever the chairman rises during a debate a member then speaking or standing shall resume his seat and the members shall be silent.

(15) A motion or amendment may be withdrawn by the proposer with the concurrence of the seconder and the consent of the Council, which shall be signified without discussion, and it shall not be competent for any member to speak upon it after the proposer has asked permission for its withdrawal, unless such permission has been refused.

(16) When a motion is under debate no other motion shall be moved except the following—

- (a) to amend the motion;
- (b) to postpone consideration of the motion;
- (c) to adjourn the meeting;
- (d) to adjourn the debate;
- (e) to proceed to the next business;
- (f) that the question be now put;
- (g) that a member be not further heard;
- (h) that a member do leave the meeting;
- (i) that the subject of debate be referred back to a committee.

(17) No member shall read his speech but he may read short extracts from written and printed papers in support of his argument and may refresh his memory by reference to notes.

(18) It shall be out of order to anticipate the discussion of a motion of which notice has been given.

(19) It shall be out of order to use offensive or insulting language whether in respect of members of the Council or other persons.

(20) A member shall be responsible for the accuracy of any facts which he alleges to be true and may be required to substantiate any such facts or to withdraw any such allegation.

(21) The chairman after having called attention to the conduct of a

member who persists in irrelevance or tedious repetition either of his own arguments or the arguments used by other members in debate, may, after having first warned him, direct him to discontinue his speech.

Rules for members
not speaking.

7. A member—

- (a) shall enter into the chamber with decorum;
- (b) shall not read any newspaper, book or letters save such as relates to the matter in hand;
- (c) shall not interrupt a speaker; and
- (d) shall not do any other act disrespectful to the chair or the Council.

Disorderly conduct.

8. If at a meeting any member of the Council, in the opinion of the chairman notified to the Council, misconducts himself by persistently disregarding the ruling of the chair, or by behaving irregularly, improperly, or offensively, or by wilfully obstructing the business of the Council, or by disregarding any rule for members not speaking specified in standing order 7 of these Standing Orders, it shall be competent for a member to move “That the member named be not further heard”, or “That the member named do leave the meeting” and the motion if seconded shall be put and determined without discussion.

Suspension of sitting.

9. If after a motion under standing order 8 of these Standing Orders has been carried, the misconduct or obstruction is continued and, in the opinion of the chairman, renders the due and orderly dispatch of business impossible, the chairman in addition to any other powers vested in him, may without question put, adjourn or suspend the sitting of the Council for such period as he in his discretion considers expedient.

Right of reply.

10. (1) The proposer of a motion shall have a right to reply at the close of the debate upon such motion, immediately before it is put to the vote.

(2) If an amendment is proposed, the proposer of the original motion shall be entitled to reply at the close of the debate upon the amendment.

(3) A member exercising a right of reply shall not introduce a new matter.

(4) After every reply to which this standing order refers a decision shall be taken without further discussion.

Alteration of motion.

11. A member may with the consent of his seconder and of the Council, signified without discussion, alter a motion which he has proposed or of which notice has been given if the alteration is one which could have been moved as an amendment thereto.

Rescission of
preceding resolution.

12. (1) No motion to rescind any resolution passed within the preceding six months, and no motion or amendment to the same effect as one which has

been negatived within the preceding six months, shall be proposed unless the notice thereof given in pursuance of standing order 3 of these Standing Orders bears the names of at least one-third of the members of the Council.

(2) When any such motion has been disposed of by the Council, it shall not be open to any member to propose a similar motion within a further period of six months.

(3) This standing order shall not apply to motions moved in pursuance of the report or recommendation of a committee.

13. (1) Every question, save as otherwise provided by the Act or any other written law, shall be determined by show of hands and decided by a majority of votes of the members present. Voting.

(2) On the requisition of any member supported by five other members who signify their support by rising in their places the voting on any question shall be recorded so as to show how each member present and voting gave his vote.

14. The Council may resolve itself into a committee of the whole Council. Power to resolve into committee.

15. If any question arises at a meeting of the Council as to the appointment, promotion, dismissal, salary or conditions of service, or as to the conduct, of any person employed by the Council, it shall be considered by the whole Council in Committee. Motions affecting persons employed by the council.

16. Any motion which is moved otherwise than in pursuance of a recommendation or report of the finance committee or of another committee after the said recommendation or report has been approved by the finance committee, and which if carried would materially increase the expenditure upon any service which is under the management of or reduce the revenue under the management of any committee, or would involve capital expenditure, shall when proposed and seconded stand adjourned without discussion to the next ordinary meeting of the Council and any committee affected by such motion shall consider whether it desires to report thereon; and the finance committee shall report on the financial aspect of the proposal. Motions of expenditure.

17. If any member of the public or the press present at a meeting of the Council interrupts the proceedings, the chairman may, after warning, order his removal from the Council Chamber. Removal of member of the public or the Press.

18. (1) Canvassing of members of the Council or of any committee of the Council, directly or indirectly, for any appointment under the Council shall disqualify the candidate for such appointment. Canvassing.

(2) The purport of paragraph (1) of this standing order shall be included in every advertisement inviting applications for appointments or in the form of application.

(3) A member of the Council shall not solicit for any person any

appointment under the Council, or recommend any person for such appointment or for promotion; but this paragraph of this standing order shall not preclude a member from giving a written, testimonial of a candidate's ability, experience or character, for submission to the Council with an application for appointment.

Relatives of members
or officers.
L.N. 634/1963

19. (1) Candidates for any appointment under the Council shall when making application disclose in writing to the clerk whether to their knowledge they are related to any member of the Council or to the holder of any senior officer under the Council; and a candidate who fails so to do shall be disqualified for such appointment and if appointed shall, subject to section 127 of the Act, be liable to dismissal without notice.

(2) Every member and senior officer of the Council shall disclose to the Council any relationship known to him to exist between himself and a candidate for an appointment of which he is aware.

(3) It shall be the duty of the clerk to report to the Council or to the appropriate committee any such disclosure made to him.

(4) Where relationship to a member of the Council is disclosed, such member shall, unless the Council invites him to remain, withdraw from the meeting of the Council whilst any question as to the appointment of application for appointment of the candidate to whom he is related is being discussed or is under consideration by the Council.

(5) For the purpose of this standing order "senior office" and "senior officer" mean those designated as such by the Minister, and persons shall be deemed to be related if they are husband and wife or if either of them or the spouse of either of them is the son or daughter or grandson or granddaughter or brother or sister or nephew or niece of the other, or of the spouse of the other.

(6) The purport of this standing order shall be stated either in the advertisement inviting applications for appointment or in any form of application supplied for use by candidates.

Inspection of
documents.

20. (1) A member of the Council may for purposes of his duty as such member but not otherwise inspect any document which has been considered by a committee or by the Council, and if copies are available shall on request be supplied for the like purposes with a copy of such documents:

Provided that—

- (i) a member shall not knowingly inspect and shall not call for a copy of any document relating to a matter in which he is professionally interested or in which he has directly or indirectly any pecuniary interest within the meaning of section 89 of the Act; and
- (ii) this standing order shall not preclude the clerk or the advocate to the Council from declining to allow inspection of any document which is or in the event of legal proceedings would be protected by privilege arising from the relationship of advocate

and client.

(2) All minutes kept by any committee shall be open for the inspection of any member of the Council during office hours.

21. *(Deleted by 11 of 1984, s. 27.)*

22. The Council shall at the annual meeting appoint such statutory and standing committees, and may at any time appoint such other committees, as are necessary to carry out the work of the Council but, subject to any statutory provision in that behalf—

Appointment of committees.

(a) shall not appoint any member of a committee so as to hold office later than the next annual meeting of the Council;

(b) may at any time dissolve or alter the membership of a committee.

23. A member of a committee (including the Council in committee) shall not disclose a matter dealt with by or brought before the committee without its permission until the committee has reported to the Council or has otherwise concluded action on that matter.

Proceedings in committee.

24. (1) The chairman of a committee or the chairman of the Council may, by notice in writing, summon a special meeting of the committee at any time.

Special meetings of committees.

(2) A special meeting shall also be summoned by notice in writing on the requisition in writing of at least one quarter of the members of the committee.

(3) The notice of a special meeting shall set out the business to be considered at the special meeting, and no business other than that set out shall be considered at that meeting.

25. (1) Every committee appointed by the Council may appoint subcommittees for purposes to be specified by the committee.

Subcommittees.

(2) Except where powers or duties are delegated to a subcommittee, no act of a subcommittee shall have effect until approved by the committee.

26. (1) Business shall not be transacted at a meeting of any committee unless at least one-quarter of the whole number of the committee, or such larger proportion as the committee may determine, is present:

Quorums of committees and subcommittees.

Provided that in no case shall the quorum of a committee be less than three members.

(2) Business shall not be transacted at a meeting of any subcommittee unless at least two members are present.

27. All questions in committee shall be determined by show of hands by a majority of the members of the committee present and voting.

Voting in committee.

Opinion of officers.

28. An officer who is present at a meeting of a committee of the Council, being a chief officer or an officer instructed by a chief officer to attend such meeting, shall have the right to require his opinion to be recorded in the minutes if the committee arrive at a decision, which in the officer's opinion is contrary to his advice.

Members may attend committee meetings.

29. A member of the Council who has proposed a motion which has been referred to any committee shall have notice of the meeting of the committee at which it is proposed to consider the motion and if he attends shall have an opportunity of explaining it.

Women on health committees.
L.N. 41/1970.

30. At least two women shall be appointed to serve on each committee of a municipal council dealing with public health matters.

All contracts to comply with standing orders 31 to 38.

31. (1) Every contract whether made by the Council or by a committee to which the power of making contracts has been delegated shall comply with section 143 of the Act and standing orders 31 to 38 of these Standing Orders, and no exception from any of the provisions of the said standing orders shall be made otherwise than by direction of the Council or the Finance Committee in accordance with section 143 (6) of the Act.

(2) Every exception made by a committee to which the power of making contracts has been delegated or by the Finance Committee shall be reported to the Council and the report shall specify the emergency by which the exception has been justified.

(3) Express note of any exception as aforesaid and of the emergency (if any) by which the exception has been justified shall, unless recorded in the report of a committee which is laid before the Council, be made in the minutes of the Council.

Prior estimate of expenses to be obtained before entering into contracts.

32. Before entering into a contract for the execution of any work the Council shall obtain from the appropriate officer or other person an estimate in writing of the probable expense of executing the work in a suitable manner and of the annual expenses of maintaining the same.

Contents of invitation for tenders and opening tenders.

33. (1) Where in pursuance of section 143 (4) (a) of the Act public invitation to tender is required, every notice of such invitation shall state that no tender will be received except in a plain sealed envelope which may bear the word "Tender"—followed by the subject to which it relates, but shall not bear any name or mark indicating the sender, and such envelopes shall remain in the custody of the clerk until the time appointed for their opening.

(2) Tenders shall be opened at one time and only in the presence of—

(a) such member or members of the Council as may have been designated for the purpose by the Council or by the committee to which the power of making the contract to which the tenders relate has been delegated;

(b) the clerk or an official of the Council designated by him; and

(c) representatives (if any) of the persons tendering, if they have made a prior request to attend, to the clerk.

34. A tender other than the lowest tender if payment is to be made by the Council, or the highest tender if payment is to be received by the Council, shall not be accepted until the Council has considered a written report from the appropriate officer or other person, and has obtained the consent of the Minister in writing. Council to consider certain tenders before acceptance.

35. Every contract which exceeds two thousand shillings in value or amount shall be in writing. Certain contracts to be in writing.

36. (1) Every written contract shall specify—

Obligatory provisions in contracts.

(a) the work, materials, matters, or things, to be furnished, had, or done;

(b) the price to be paid with a statement of discounts or other deductions; and

(c) the time or times within which the contract is to be performed.

(2) Every contract which exceeds ten thousand shillings in value or amount and is either for the execution of works or for the supply of goods or materials otherwise than at one time shall provide for some pecuniary penalty to be paid by the contractor in case the terms of the contract are not duly performed, and the Council shall require and take sufficient security for the due performance of every such contract.

37. There shall be inserted in every written contract a clause empowering the Council to cancel the contract and to recover from the contractor the amount of any loss resulting from such cancellation— Obligatory cancellation clause.

(a) if the contractor shall have offered or given or agreed to give to any person any gift or consideration of any kind as an inducement or reward for doing or forbearing to do or for having done or forborne to do any action in relation to the obtaining or execution of the contract or any other contract with the Council, or for showing or forbearing to show favour or disfavour to any person in relation to the contract or any other contract with the Council; or

(b) if the like acts shall have been done by any person employed by such contractor or acting on his behalf (whether with or without the knowledge of the contractor); or

(c) if in relation to any contract with the Council the contractor or any person employed by him or acting on his behalf shall have committed any offence under the Prevention of Corruption Act.

Cap. 65.

38. In every written contract for the execution of work or the supply of Obligatory clause

as to rates, wages,
hours, etc.

goods or materials, the following clause shall be inserted—

“The contractor shall, in respect of all persons employed anywhere by him in the execution of the contract, and further in respect of all persons employed by him otherwise than in the execution of the contract in every factory, workshop or place occupied or used by him for the execution of the contract, observe and fulfil the following conditions—

- (a) the contractor shall pay rates of wages and observe hours and conditions of labour not less favourable than those established for the trade or industry in the district where the work is carried out by machinery of negotiation or arbitration to which the parties are organizations of employers and trade unions representative respectively of substantial proportions of the employers and workers engaged, in the trade or industry in the district;
- (b) in the absence of any rates of wages, hours or conditions of labour so established the contractor shall pay rates of wages and observe hours and conditions of labour which are not less favourable than the general level of wages, hours and conditions observed by other employers whose general circumstances in the trade or industry in which the contractor is engaged are similar;
- (c) where the absence of established rates of wages, hours and conditions of labour or the dissimilarity of the general circumstances in the trade or industry in which the contractor is engaged prevent the contractor observing rates of wages, hours and conditions of labour ascertained under condition (a) or (b) of this clause, the contractor in fixing the rates of wages, hours and conditions of labour of his employees shall be guided by the advice of the Labour Department of the Ministry of Labour;
- (d) the contractor shall recognise the freedom of his employees to be members of trade unions.
- (e) the contractor shall maintain records in English of the time worked by, and the wages paid to, his employees adequate to show that he is complying with the requirements of this clause;
- (f) the contractor shall at all times during the continuance of the contract display, for the information of his employees in every factory, workshop or place occupied or used by him for the execution of the contract, a copy of this clause, together with a notice setting out the general rates of wages, hours and conditions of labour of his employees;
- (g) the contractor shall be responsible for observance of this clause by subcontractors employed in the execution of the contract and shall, if required, notify the Council of the names and addresses of all such subcontractors;
- (h) in the event of default being made in payment of any money in

respect of fair wages of any workman employed on the contract and if a claim is made to the Labour Commissioner and proof thereof satisfactory to the Commissioner is furnished, the Council may, failing payment by the contractor, arrange for the payment of such claim as certified by the Labour Commissioner, to be made out of the moneys at any time payable under the said contract and the amount so paid shall be deemed payments to the contractor;

- (i) the contractor shall furnish the Labour Commissioner if called upon so to do such particulars of the rates of wages, hours and conditions of labour referred to above as the Labour Commissioner may direct.”

39. (1) Except as provided in paragraph (2) of this standing order a Council shall not have power to suspend any of the standing orders 1 to 39 (inclusive) of these Standing Orders. Orders not to be suspended.

(2) In special circumstances or in an emergency which shall be determined by the chairman, standing orders 3 and 6 of these Standing Orders may be suspended so far as regards any business at the meeting where their suspension is moved, but except upon notice of motion duly given in pursuance of standing order 3 of these Standing Orders, shall not be suspended unless there are present at least one-half of the whole membership of the Council.

40. When any member has disclosed a pecuniary interest in any contract, proposed contract or other matter in accordance with section 89 of the Act, he shall be excluded from the meeting of every committee and subcommittee whilst any such contract, proposed contract or the matter in which he has such an interest as aforesaid is under consideration at such meeting of the committee or subcommittee, as the case may be. Exclusion of members.
L.N. 634/1963.

Part II—Optional Orders

41. (1) A member of the Council may ask the chairman of a committee any question upon the proceedings of the committee then before the Council if the question is put before the Council's consideration of those proceedings is concluded. Questions.

(2) A member of the Council may—

- (a) if two days' notice in writing has been given to the clerk, ask the chairman or the chairman of any committee any question relating to the business of the Council, other than a matter specifically referred to and awaiting a report from a committee; and
- (b) with the permission of the chairman put to him or to the chairman of any committee questions relating to urgent business, of which such notice has not been given, but a copy of any such question, shall, if possible, be sent to the clerk not later than 9.00 o'clock in the morning of the day of the meeting.

(3) Every question shall be put and answered without discussion, but the

person to whom a question has been put may decline to answer it.

(4) Where a written question is addressed to the chairman or to the chairman of a committee and the desired information is contained in any of the Council's publications, it shall be deemed sufficient reply if the publication containing the information is indicated.

(5) Where the reply to any question cannot conveniently be given orally, it shall be deemed a sufficient reply if the answer is circulated to members of the Council with the minutes of the meeting at which the question has been asked.

Personal accusations.

42. (1) No member of the Council shall make personal accusations against nor impute improper motives to any other member or members of the Council in any meeting of the Council.

(2) Any such accusations or imputations shall be made in writing and forwarded to the clerk who shall refer the same to the next meeting of the appropriate committee of the Council for investigation.

Standing Orders to
apply to committees.

43. The Standing Orders of the Council as to rules of debate at Council Meetings shall *mutatis mutandis* apply to committee and subcommittee meetings, except those parts of standing order 6 of these Standing Orders which relate to standing, speaking more than once, and to length of speeches.

Voting on
appointments.

44. Subject to the Act and any other written law, where there are more than two persons nominated for any position to be filled by the Council, and of the votes given there is not a majority in favour of one person, the name of the person having the least number of votes shall be struck off the list and a fresh vote shall be taken, and so on until a majority of votes is given in favour of one person.

Custody of the seal.

45. The common seal of the Council shall be kept in some safe place and shall be secured by two different locks, the keys of which shall be kept respectively by the chairman and the clerk:

Provided that the chairman may entrust his key temporarily to another member of the Council with a written authority to such member to exercise his powers, and similarly the clerk may entrust his key temporarily to the deputy clerk (if such deputy has been appointed by the Council) or to another chief officer of the Council.

Sealing of
documents.

46. (1) The common seal of the Council shall not be affixed to any document unless the sealing has been authorized by a resolution of the Council or of a committee to which the Council has delegated its powers in this behalf, but a resolution of the Council (or of a committee where that committee has the power) authorizing the acceptance of any tender, the purchase, sale, letting, or taking of any property, the issue of any stock, the presentation of any petition, memorial, or address, the making of any rate or contract, or any other matter or thing, shall be a sufficient authority for sealing any document necessary to give effect to the resolution.

(2) The seal shall be attested by one at least of the following present at the sealing, namely, the chairman or vice-chairman, or the clerk or deputy clerk, and an entry of every sealing of a document shall be made and consecutively numbered in a book to be provided for the purpose and shall be signed by the person or by persons who attest the seal.

47. The consideration of all plans which in virtue of any building by-law in force in the Council's area require approval or disapproval by the Council shall stand referred without motions or debate to the (Towns Planning) Committee and it shall be the duty of that committee to consider them accordingly and to meet so often as will ensure exercising the said power within the period prescribed by law: Approval of plans.

48. A member of the Council may attend any meeting of a committee thereof, but not of a subcommittee, but, subject to standing order 29 of these Standing Orders, he shall not have the right to join in any discussion unless he has obtained the consent of the chairman of the committee so to do prior to the commencement of the meeting: Right to attend meetings.

Provided that a member shall not be entitled to claim travelling and other expenses incurred in attending a meeting of a committee of which he is not a member except where under standing order 29 of these Standing Orders he has or should have received notice of the meeting of the committee.

THIRD SCHEDULE

(ss. 129, 130) 11 of 1984, Sch.,
L.N. 83/2000.

STATUTES, POWERS, DUTIES AND RESPONSIBILITIES OF CERTAIN OFFICERS

Part I—Town Clerk and Clerk (s. 129)

1. He shall be responsible for convening all meetings of the local authority and its committees and subcommittees and for the preparation of agenda, minutes and reports of such local authorities and their committees and subcommittees.

2. (1) He shall advise the local authority and its committees and subcommittees on all matters upon which his advice is necessary, including the standing orders thereof and local government legislation.

(2) (*Deleted by 11 of 1984, s. 28.*)

3. He shall, either personally or by his nominee, attend all meetings of the local authority and of its committees and subcommittees.

4. He shall advise the mayor or chairman of the local authority, as the case may be, on all matters appertaining to those offices.

5. Subject to any general directions which the local authority may give, he shall have the charge and custody of, and be responsible for, all charters, deeds, records and other documents belonging to the local authority which shall

be kept as the local authority may direct.

6. He shall have the duty of ensuring that the business of the local authority is carried out with order, regularity and expedition in accordance with the by-laws, regulations, resolutions and standing orders of the local authority.

7. He shall have the responsibility for the general correspondence of the local authority.

8. Where any document will be a necessary step in legal proceedings on behalf of the local authority, he shall sign such document unless any written law otherwise requires or authorizes, or the local authority shall have given the necessary authority to some other person for the purpose of such proceedings.

9. He shall have the conduct of such negotiations on behalf of the local authority as the local authority may require.

10. He shall have the responsibility for conveying decisions of the local authority to officers of the local authority relating to their work and conduct.

11. He shall, where legally qualified so to do, give general legal advice to the local authority, and, whether legally qualified or not, to officers of the local authority on questions arising with regard to their official duties and obligations.

12. He shall be responsible for conducting all ballots and all proceedings necessary for determining any question by lot.

Part II—Chief Financial Officer

(s. 130)

1. He shall be the accountant, paymaster and collector and financial adviser of the local authority.

2. He shall advise the local authority and its committees and subcommittees on all matters on which his advice is necessary, including financial orders or regulations and the standing orders and local government legislation so far as financial matters are concerned.

3. He shall attend, either personally or by his nominee, all meetings of the finance committee of the local authority and other committees where business with financial implications may be transacted.

4. He shall be responsible for the organisation of the finance department and for the organization of the financial arrangements in all other departments of the local authority.

5. He shall be responsible to the local authority for the maintenance of the local authority's accounting system and for the supervision of all the financial records of the local authority, wherever kept.

6. He shall prepare and submit to the finance committee of the local authority and to the inspector the accounts of the local authority as required by Part XVII of this Act.

7. The chief financial officer of a municipal council or county council shall be responsible for printing or reproducing an annual abstract of accounts of the local authority.

8. He shall be responsible for the preparation of all financial returns required by Government departments.

9. He shall supply promptly, in conjunction with other departments where necessary, to the local authority, its committees and departments any financial data they require for management of the local authority's business.

10. He shall establish an Internal Audit Unit independent from the Treasurer. The Internal Auditor shall be responsible therefor and shall promptly report to the committee concerned and to the Finance Committee any irregularities discovered in such course of the internal audit. L.N. 83/2000.

11. He shall, subject to the provisions of the Act, make arrangements for the verification of all accounts for payment and for making all payments, including salaries, wages and pensions.

12. He shall obtain from the chief officers concerned all the information necessary for the proper examination of claims for payment due from the local authority arising from any contract.

13. In accordance with the instructions of the local authority, he shall make arrangements for the collection and recovery of moneys due to the local authority and the handling, custody, security and banking of cash.

14. He shall be responsible for the ordering, control and issue of, and for supplying all departments with, all official receipt forms, books, tickets, stores requisitions and other documents representing money or money's worth.

15. He shall be responsible for compiling, in conjunction with the departments, the estimates of the local authority and for submitting summaries thereof and reports thereon to the finance committee.

16. He shall report to the appropriate committee any overspending and any unauthorized expenditure, and shall draw attention to any irregularity in respect of any proposed expenditure.

17. He shall manage, subject to the instructions of the finance committee and the local authority, all funds of the local authority.

18. He shall ensure that monies not required for the time being are suitably invested.

19. He shall advise the finance committee on the raising of capital funds.

20. He shall be responsible for all rating matters of the local authority and for the collection of rates due to the local authority.

21. He shall direct and supervise the financial transactions of the local authority with their bankers.

22. He shall carry out financial negotiations on behalf of the local authority and assist in other negotiations when financial aspects are involved.

23. He shall give such financial evidence, where appropriate, as may be required on behalf of the local authority.

24. He shall effect insurances for all departments of the local authority and make claims on insurance companies and recommend settlements.

25. He shall be responsible for the keeping of true accounts of all monies received and receivable and paid and payable by the local authority for any charitable purpose of which the local authority may assume the charge.

26. He shall, if required by the local authority, be responsible for the custody and control of the stores of the local authority, and, if not so required, shall be responsible for prescribing the stores accounting procedure of the local authority.

27. He shall prepare and submit to the finance committee of the local authority a report on all proposals involving capital expenditure and on other expenditure not provided for in the estimates of the current financial year of the local authority and on any proposals involving a variation in the income of the local authority.

28. Where the chief financial officer to any local authority is a financial adviser, either seconded from the public service or directly appointed by the local authority, he shall have power to delegate in writing any of his functions as contained in this Schedule to a treasurer in the employment of the local authority.

FOURTH SCHEDULE

(Spent.)

FIFTH SCHEDULE

(ss. 53, 53A, 53B)

LOCAL AUTHORITIES ELECTION

1. Subject to the provisions of paragraphs 2 and 3 of this Schedule a person shall be qualified to be registered as a voter in elections to local authorities if, and shall not be so qualified unless, at the date of his application to be registered, he—

(a) is a Kenya citizen and has attained the age of 18 years; and

L.N. 634/1963,
4th Schedule,
L.N. 749/1963,
L.N. 105/1965,
L.N. 107/1966,
L.N. 11/1967,
13 of 1970,
4 of 1974,
11 of 1984, s. 29.
Qualification for
registration as voters.

(b) possesses any of the following qualifications, that is to say—

L.N. 107/1966,
4 of 1974, Sch.,
10 of 1997, Sch.

(i) is, in the current valuation roll, assessment roll, area roll or rate roll of a local authority having jurisdiction over the place in which he applies to be registered, named as the rateable owner or rateable occupier of rateable property included in that roll and has paid all rates in respect of that property due from him in the year ending with the 31st December next before the date on which he so applies; or

(ii) has, in respect of each year in the period of three years ending with the 31st December next before the date on which he applies to be registered, paid to a local authority having jurisdiction at the date of such payment over the place in which he so applies a rate or tax (by whatever name called) levied by that authority for general purposes; or

(iii) has, for a period of, or periods amounting in aggregate to, not less than five years in the seven years immediately preceding the date of his application to be registered, ordinarily resided in an area that at that date is within a local authority area that includes the place in which he so applies; or

(iv) is the spouse of any person falling within subparagraph (b) (i), subparagraph (b) (ii) or subparagraph (b) (iii) of this paragraph.

2. No person shall be qualified to be registered as a voter in elections to local authorities—

Disqualification
for registration as a
voter.
11 of 1967, s. 11.

(a) if, under any law in force in Kenya, he is adjudged or otherwise declared to be of unsound mind; or

(b) if he is an undischarged bankrupt, having been adjudged or otherwise declared bankrupt under a law in force in Kenya; or

(c) if he is under sentence of death imposed on him by any court in Kenya or is serving a sentence of imprisonment (by whatever name called) of or exceeding three months imposed on him by such a court or substituted by competent authority for some other sentence imposed on him by such a court; or

(d) if he is disqualified therefrom by any rules made by the Electoral Commission in respect of the place in which he applies to be registered on the grounds of his having been convicted of an offence connected with elections or on the grounds of his having been reported guilty of such an offence by the court trying an election petition.

3. (1) A person shall not be qualified to be elected, nominated, appointed or otherwise selected as a councillor of a local authority if, at the date of his nomination for election or at the date of his nomination, appointment or other

Disqualification for
councilor.
L.N. 107/1966,

11 of 1967, s. 11,
13 of 1970,
11 of 1984, s. 29.

selection, as the case may be—

- (a) he holds or is acting in any office on the staff of that authority or of any other local authority whose area of jurisdiction includes or is included in the area of jurisdiction of that authority; or
- (b) he holds any paid office or other place of profit (other than that of mayor or chairman) wholly or partly in the gift or disposal of any local authority or of any committee thereof; or
- (c) he has within five years before the day of his election or since his election been surcharged under section 236 of the Act in respect of an amount exceeding one thousand shillings by an inspector; or
- (d) he has within twelve months next before the day of his election been convicted of any criminal offence, whether in Kenya or elsewhere, and has been sentenced to imprisonment for a period of not less than three years and has not received a free pardon:

Provided that the Electoral Commission may by order in any particular case remove such disqualification; or

- (e) he cannot read, write and speak the official language, or at least one of the official languages, if there is more than one official language, of the local authority:

Provided that the Electoral Commission may direct that such disqualification need not apply to the members of local authorities generally or of any particular class or group of local authorities or of any particular local authority; or

- (f) he is disqualified from being elected or from being a councillor or member of that authority under or by virtue of any of the provisions of the Election Offences Act; or

- (g) he has within three years from the date of his election or nomination or since his election or nomination been convicted of an offence under section 86A or 89 of the Act.

4. (*Deleted by 13 of 1970, s. 11.*)

Determination of
qualification.

5. Any question whether a person is qualified for registration as a voter in elections to local authorities shall be determined in such manner as may be prescribed by rules made by the Electoral Commission.

Multiple
qualification.

6. A person who is qualified to be registered in more than one place as a voter in elections to local authorities may apply to be registered in any or all of the places in which he is so qualified whether those places fall within the same local authority area or within different local authority areas, but a person who is qualified to be registered in two or more places as a voter in elections to local authorities shall, on the final compilation of the register of voters in elections to any one authority, be registered only once in each electoral area

for that authority.

7. For the purposes of paragraph 2 (c) of this Schedule—

Interpretation.

- (a) two or more sentences that are required to be served consecutively shall be regarded as separate sentences if none of them amounts to or exceeds three months, but if any one of them amounts to or exceeds three months they shall be regarded as one sentence; and
- (b) no account shall be taken of a sentence of imprisonment imposed as an alternative to, or in default of, the payment of a fine.

[Subsidiary]

SUBSIDIARY LEGISLATION

Rules under sections 53 and 72

THE LOCAL GOVERNMENT ELECTION RULES

ARRANGEMENT OF RULES

PART I—PRELIMINARY

Rule

- 1—Citation.
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 L.N. 209 / 1974,
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 L.N. 319 /1987,
 L.N. 512 / 1990,
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 L.N. 399 / 1992,
 L.N. 101 / 1998,
 L.N. 171/2002,
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THE LOCAL GOVERNMENT ELECTIONS RULES**PART I—PRELIMINARY**

Citation.

L.N. 399/1992.

1. These Rules may be cited as the Local Government Elections Rules.

Interpretation.

L.N. 512/1990,
 L.N. 319/1973,
 L.N. 252/1992,
 L.N. 399/1992,
 L.N. 171/2002,
 L.N. 179/2007.

2. In these Rules, unless the context otherwise requires —

“candidate” in respect of elections, means a person seeking nomination or duly nominated as a candidate for election thereat;

“close of nominations” means four o’clock in the afternoon on nomination day;

“copy of electoral roll” means a copy of the register of electors or the part thereof, supplied to a polling station under paragraph (3) (c) of rule 22;

“councillor” means an elected member of a local authority;

“counting agent” means an agent of a candidate duly authorized in accordance with paragraph (2) of rule 35 to be present at the counting of votes in an election;

“Director of elections” means an officer appointed under section 3 of the National Assembly and Presidential Elections Act;

“election” means an election, held in accordance with the provisions of these Rules, in an electoral area for the purpose of returning councillors to a local authority;

“election officer” means a returning officer, a presiding officer, any other person appointed by the Electoral Commission to assist in the conduct of election under this Act;

“elector” means a person whose name is included in a current electoral roll;

“electoral area” means an electoral area duly established in the area of a local authority, whether by division of that area or otherwise, for the purpose

of returning one councillor to that local authority;

“electoral roll” means a current register of electors for that local authority;

“elector’s card” means an elector’s card issued under the Registration Regulations and indicating thereon the holder’s entitlement to vote in an election;

“Form” means a form which is substantially the same as the appropriately numbered form in the Schedule;

“nomination day” in respect of an election, means the day fixed by a notice under the Act or these Rules as the day for the nomination of candidates for that election;

“nomination paper” means a nomination paper delivered to the appropriate officer by or on behalf of a person wishing to stand as a candidate at an election;

“police officer” means any member of the Kenya Police Force or of the Administration Police or any other person assigned, by the Electoral Commission, the duties that are performed by a police officer under these rules;

“poll clerk” means a person appointed as such under paragraph (1) of rule 13 and includes a counting clerk;

“polling area” means one of the areas into which an electoral area is divided under paragraph (1) (a) of rule 10 or, where the returning officer has declared the electoral area to be one polling area under that paragraph, that electoral area;

“polling station” means any room, place, vehicle or vessel set apart and equipped for the casting of votes by electors at an election;

“presiding officer” means a person appointed under rule 13 to preside at a polling station;

“publish in the approved manner”, in relation to any notice to be published by any person under these Rules, means publication by that person in such manner as may be approved by the Electoral Commission, including posting up in conspicuous places, as appears to the Electoral Commission necessary and sufficient to bring the contents of such notice to the attention of persons affected thereby;

“Registration Regulations” means any regulations for the time being in force under the National Assembly and Presidential Elections Act, relating to the registration of voters, and the preparation of registers of electors, for the election of members of the National Assembly;

Cap. 7.

“rejected ballot papers” means a ballot paper which is void and not to be counted by virtue of any of the provisions of these Rules;

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“returning officer” means a person appointed as such under rule 8;

“spoilt ballot paper” means a ballot paper delivered to a presiding officer under rule 31 and accepted by him as a spoilt ballot paper;

“subscriber”, in relation to a nomination paper, means a proposer, seconder and any supporter whose name appeared on such paper;

PART II—REGISTRATION OF ELECTORS

A register of electors.
L.N. 209/1974,
L.N. 252/1992,
L.N.179/2007

3. (1) Wherever the Electoral Commission, by order, so directs, a roll of persons entitled to vote in elections shall be prepared in respect of all electoral areas or in respect of such electoral area or areas as may be specified in the order.

(2) Whenever a new electoral area is created, or an existing electoral area is varied, a register of electors shall be prepared in respect of the new or varied electoral area or areas.

(3) The provisions for the time being applicable to the registration of voters for elections to the National Assembly shall, subject to such modifications as may be necessary, apply for the purpose of registration of voters for elections to the local authorities.

(4) The forms for the time being relating to the registration of voters for elections to the National Assembly shall, for the purpose of registration of voters for elections to local authorities, be read with such amendments or modifications as may be necessary.

Compilation and
revision of register of
electors.
L.N. 209/1974,
L.N. 179/2007

4. (1) Where a registration officer prepares a register of electors under the Registration Regulations for a registration unit, he shall record therein the names of persons entitled to vote in elections to the local authorities within such registration unit, and where an elector’s card is issued to any person under those Regulations the registration officer shall, where appropriate, specify thereon the entitlement of that person to vote in elections to such local authorities.

(2) Where registers of electors are compiled a register of electors for each electoral area shall be similarly prepared.

(3) Where a register of electors is revised under the law pertaining to elections to the National Assembly, any register of electors or rolls having effect in the area covered by such register shall be similarly revised.

(4) In each local authority area there shall be established an individual electoral area for every councillor to be elected in that local authority.

A register of electors’
not to be amended on
polling day.
L.N. 179/2007.

5. Notwithstanding anything contained in the Registration Regulations, no correction or amendment shall be made to any register of electors on any day on which polling is taking, or is to take, place in the electoral area to which such roll relates.

PART III—APPOINTMENT OF OFFICERS

6. (*Deleted by L.N. 171/2002.*).

7. The Electoral Commission may, by notice in the Gazette, appoint such election officers for all or any of the districts as it may deem necessary to assist it in the discharge of its functions under the Constitution and these Rules.

Election Officers.
L.N. 209/1974,
L.N. 399/1992,
L.N. 179/2007.

8 (1) The Electoral Commission shall appoint a returning officer for each electoral area and may appoint such deputy returning officers for such electoral areas as it may consider necessary.

Returning officers
and deputies.
L.N. 171/2002,
L.N. 179/2007

(2) Persons appointed under this rule may be appointed for more than one electoral area and for one or more specified elections or generally in respect of all elections which may be held in the electoral area or areas to which they are appointed.

(3) Every appointment under this rule shall be published in the Gazette and in such other manner, if any, as the Electoral Commission may deem necessary in order to bring it to the attention of persons who may be affected thereby.

(4) A deputy returning officer shall, subject to the general direction and control of the returning officer to whom he is a deputy, have all the powers and may perform all the duties of such returning officer under these Rules.

PART IV—MATTERS PRELIMINARY TO ELECTIONS

9. The distinctive colour and distinctive symbol allotted to a political party by the Electoral Commission for use by that party at elections to the National Assembly shall be used by that party at elections in accordance with these Rules, and in these Rules “party symbol” means a distinctive symbol.

Party symbols.
L.N. 179/2007.

10. (1) For each electoral area, the Electoral Commission shall

(a) divide the electoral area into polling areas, or, if the Electoral Commission thinks fit, declare the electoral area to be one polling area;

Polling areas and
polling stations.
L.N. 171/2002,
L.N. 179/2007.

(b) assign to each polling area a distinguishing number or letter or a combination of number and letter;

(c) appoint a place or places, vehicle or vehicles, or vessel or vessels at which the polling station or stations for each polling area shall be established; and

(d) publish a notice specifying—

(i) The polling areas established for the electoral area, which may

[Subsidiary]

be specified by reference to the registration units which they respectively comprise;

(ii) The distinguishing number or letter, or combination thereof, assigned to each polling area; and

(iii) The place or places, vehicle or vehicles, or vessel or vessels appointed for the establishment of a polling station or polling stations for each polling area.

(2) In determining the boundaries of any polling area, the Electoral Commission shall have regard to geographical considerations, population and any other factors affecting the facility of communication between various places within the polling area.

(3) Subject to paragraph (2), the Electoral Commission may alter any division, assignment or appointment made under paragraph (1), and shall thereupon publish details of the alteration.

Use of schools and public rooms.
L.N. 171/2002,
L.N. 179/2007.

11. (1) The Electoral Commission use, free of charge, for the purposes of a polling station or for the counting of votes—

Cap. 211.

(a) a room or rooms in any public school as defined in the Education Act;

(b) local authority facilities;

(c) any room the expense of maintaining which is payable out of any public funds.

(2) Where, as a result of the use of any facility under this rule, any damage is done to, or any expense is unavoidably incurred by any person having control over, the facility, the Electoral Commission shall make good the damage, or repay such expense to such person, as the case may be.

(3) No church, temple or other place of public worship shall be used for any purpose of an election.

Publications of particulars of election.
L.N. 399/1992,
L.N. 101/1998,
L.N. 179/2007.

12. (1) Within fourteen days of the occurrence of any casual vacancy among the elected councillors of the local authority, the local authority shall notify the Electoral Commission of the existence of the vacancy and a similar notice shall be given to the Minister in the same period.

(2) Not later than ten days from the date when the terms of office of the existing councillors expire, or within fourteen days of the receipt by him of a notification under paragraph (1) of this rule, the returning officer shall publish in the Gazette and in each electoral area a notice in respect of the electoral area or areas in which an election is to be held:

[Subsidiary]

Provided that the Electoral Commission may direct that such notice may be published at a date later than that which would otherwise be applicable under this paragraph.

(3) A notice under paragraph (2) shall be in Form 1 and shall specify—

- (a) the day or days upon which each political party shall nominate candidates to contest the civic elections in accordance with its constitution or Rules, which shall not be more than twenty-one days after the date of the publication of such notice;
- (b) the place at which, and the times during which, nomination papers for an election may be obtained;
- (c) the dates on which, and the place at which, nominations for an election may be handed to the returning officer, which date shall not be less than ten days after the date fixed as the date of such notice;
- (d) the day or days upon which an election shall be held, which shall not be less than fourteen days after the nomination day.

(4) Where more than one election is to be held, a notice under paragraph (2) may form part of a composite notice.

13. (1) Whenever an election is to be held in an electoral area, the returning officer in consultation with the Electoral Commission shall appoint a presiding officer to preside at each polling station, and such poll clerks as may be necessary for the purposes of the election:

Presiding officers and
poll clerks.
L.N. 171/2002.

Provided that no person shall be so appointed if he has been employed by or on behalf of, or has in any manner whatsoever assisted, any of the candidates in or about such election or any election connected therewith.

(2) A returning officer may, if he thinks fit, preside at a polling station and in any such case he shall, for the purposes of any of the provisions of these Rules, be deemed to be a presiding officer of such station.

(3) Subject to the general or special directions given by the presiding officer, a poll clerk may perform any act (including the asking of questions) which his presiding officer is required or authorized to perform by these Rules:

Provided that no polling clerk shall have power to order the arrest of any person or the exclusion or removal of any person from a polling station.

(4) The returning officer shall require every presiding officer and poll clerk, as soon as he has made the oath of secrecy prescribed by the Election Offences Act, to make before the returning officer a declaration that the person making the declaration understands that he must not prompt any elector whom he is empowered by these Rules to assist, and must strictly follow the provisions of these Rules, and any instructions which may lawfully be given to him, relating

Cap. 66.

[Subsidiary]

to the election concerned.

PART V — NOMINATION OF CANDIDATES FOR ELECTIONS

14. No person shall put himself forward as a candidate at an election unless—

Qualification of candidates.

L.N. 209/1974,
L.N. 204/1983,
L.N. 101/1998,
L.N. 179/2007.

- (a) he is qualified in all respects, other than the qualification of having been successful in such an election, to be a councillor, and is not disqualified therefrom;
- (b) he proves he has been nominated by the political party to be a candidate for Local Government election;
- (c) (*Deleted by L.N. 204/1983.*);
- (d) he is qualified under, and has complied with the provisions of the constitution or rules of that political party relating to its members who wish to stand as candidates at elections.

Nomination of candidates.

L.N. 101/1998,
L.N. 171/2002,
L.N. 179/2007.

15. (1) For the purposes of nomination for candidature at an election, every candidate shall be—

- (a) proposed and seconded;
- (b) supported by not less than five and not more than seven registered electors other than the proposer and seconder; and
- (c) nominated by the delivery by the candidate or his duly appointed agent to the returning officer for the electoral area, between the hours of eight o'clock in the morning and one o'clock in the afternoon and between the hours of two o'clock and four o'clock in the afternoon on the nomination day for that election, of a nomination paper in Form 2.

(2) There shall be delivered to the returning officer with a nomination paper—

- (a) a statutory declaration in Form 3 made not earlier than one month before the nomination day;
- (b) nomination fee of one thousand shillings in cash or banker's draft; and
- (c) a copy of the constitution and rules of nomination of candidates of the political party nominating the candidate.

(3) The subscribers to a nomination paper shall all be persons who are registered as electors for the electoral area concerned and who are members of the political party whose endorsement the candidate is seeking.

(4) If a person stands nominated as a candidate for more than one election

[Subsidiary]

all such nominations of that person shall be declared void.

16. (1) A nomination paper under this Part shall—

Nomination papers.
L.N. 179/2007.

- (a) contain such description of the candidate as is, in the opinion of the returning officer, sufficient adequately to identify the candidate;
- (b) contain the candidate's name as it appears in the register of electors; and
- (c) show the electoral number of each of the subscribers thereto.

(2) Where a nomination paper bears the signatures of more than the required or permitted number of persons as proposing, seconding or supporting the candidate, the signature or signatures, up to the required or permitted number, appearing first on the paper in each category shall be taken into account to the exclusion of all others in that category.

(3) No person shall be a subscriber to more than one nomination paper in respect of the same election, and if any person subscribes to more than one such paper his subscription shall be inoperative on all such papers other than the one first delivered to the returning officer:

Provided that this paragraph shall not apply to the subscription of any person by reason only of his having subscribed a nomination paper of a candidate who has died or who has withdrawn his candidature before a second nomination paper subscribed by such person has been delivered to the returning officer.

(4) A returning officer shall, on request made at such place and during such times as are notified under rule 12, supply to any elector a form of nomination paper, and shall, at the request of an elector prepare a nomination paper for signature, but it shall not be necessary for a nomination paper to be on a form so supplied so long as it otherwise complies with the requirements of these Rules.

17. (1) Except for the purpose of assisting the returning officer, and at his request, no person shall be entitled to attend the proceedings taking place during the time fixed for the delivery of nomination papers unless he is a candidate or the agent, proposer or seconder of a candidate:

Attendance
at delivery of
nomination papers.

Provided that only two such persons shall be entitled so to attend at any one time in respect of any one candidate, whether one of those two is the candidate himself or not.

(2) Where a person is nominated by more than one nomination paper, only the persons subscribing as proposer and seconder to such one of those papers as he may select or, in default of such selection, that one of such papers which is first delivered, shall be entitled to attend under this rule.

(3) A person entitled to attend proceedings under this rule shall also be entitled to inspect, and to object to the validity of, any nomination paper

[Subsidiary]

delivered in his presence.

Attendance of media
and observers.

L.N. 171/2007,

L.N. 179/2007.

17A. Notwithstanding rule 17 (1) accredited representatives of the media and accredited election observers may attend the proceedings taking place during the time fixed for the delivery of nomination papers.

Validity of
nomination papers.

L.N. 171/2002,

L.N. 179/2007.

18. (1) Where a nomination paper, together with the statutory declaration referred to in paragraph (2) of rule 15, has been delivered to the returning officer, but not otherwise, a nomination paper shall be deemed to be valid, and the candidate named therein to stand validly nominated for the election concerned, unless and until the returning officer decides otherwise or until proof is given, to the satisfaction of the returning officer, of the death of the candidate, or the candidate withdraws his candidature as hereinafter provided.

(2) A returning officer, before accepting the delivery of a nomination paper, may require the candidates named therein to satisfy the returning officer that he is not disqualified from election, and may require such verification as he may think fit of any of the matters stated in the declaration under paragraph (2) of rule 15.

(3) A returning officer shall be entitled to hold a nomination paper invalid on any of the following grounds, but not otherwise, that is to say—

- (a) that the particulars of the candidate or subscribers contained in the nomination paper are not as required by these Rules;
- (b) that the paper is not subscribed as required by these Rules;
- (c) that the candidate is not qualified, or is disqualified, by these Rules or any other written law for being nominated or for being elected as a councillor;
- (d) that the proposer or seconder, or so many of the subscribers as would reduce the number of qualified subscribers to less than five, are not qualified to be subscribers.
- (e) that the political party that nominated the candidate under section 53 (5) (c) of the Act has already nominated another candidate whose nomination paper has previously been received and which has not been held invalid;
- (f) that the nomination paper was presented after the time for delivering nomination papers;
- (g) that the nomination fee was not paid.

(3A.) Notwithstanding paragraph (3) (e), if two nomination papers are presented in which the same political party appears to have nominated different candidates, the returning officer may investigate the matter and determine which nomination paper to hold invalid, provided that where the political party

[Subsidiary]

in question has submitted a composite list of candidates duly signed by two national officials of the party accredited for that purpose, the returning officers shall confirm the validly nominated candidate by referring to such a list.

(4) A returning officer shall give his decision or an objection to a nomination paper as soon as practicable after such objection is made.

(5) Where a returning officer decides that a nomination paper is invalid he shall record that decision and the reasons therefor on the paper and add his signature thereto and shall return the paper to the candidate or the person who delivered the paper.

19. At any time before the close of nominations, but not later, a candidate whose nomination paper has been delivered to the returning officer may, by notice in writing signed by him and witnessed by one other person and delivered to the returning officer, withdraw his candidature.

Withdrawal of
candidates.

L.N. 171/2002.

20. (1) If, after the close of nominations for an elections, the number of nominated candidates does not exceed the number of councillors to be elected, or if no candidate is nominated, the returning officer shall forthwith—

Procedure after close
of nominations.

L.N. 179/2007.

(a) declare the candidate or candidates (if any) to be elected and shall publish in the approved manner a notice giving the result and countermanding the holding of the election;

(b) deliver to the Electoral Commission a certificate in Form 6.

(2) If, after the close of nominations for an election, no candidate is nominated, or the number of candidates nominated is less than the number of councillors to be elected, a casual vacancy or vacancies shall be deemed to exist in respect of the electoral area concerned with effect from the nomination day and the provisions of these Rules shall apply thereto accordingly.

(3) If, after the close of nomination for an election, the number of persons standing validly nominated exceeds the number of councillors to be elected, the returning officer shall publish in the approved manner a notice in Form 4 stating—

(a) the number of candidates to be elected;

(b) the names of the candidates in alphabetical order of surnames, or, if there are two or more candidates with the same surname, of their other names, their addresses and occupations as given in their nomination papers;

(c) the names of subscribers to the nomination papers;

(d) (*Deleted by L.N. 95/1982.*);

(e) (*Deleted by L.N. 512/1990.*);

[Subsidiary]

- (f) the polling stations at which polling will take place and the portion of the electoral area allotted to each polling station, and the voters allotted to each polling station; and
- (g) the distinguishing number or letter, or combination thereof, allotted to each polling station.
- (h) the day or days upon which, and the hours during which, the poll shall be taken.

Death, etc., of
candidate.
L.N. 171/2002,
L.N. 179/2007.

20 A. If, after the close of nominations but before polling is commenced in that election, proof is given to the satisfaction of the returning officer that a person is not validly nominated under this Part or has died, the returning officer shall forthwith inform the Electoral Commission and countermand the election and issue a fresh notice under rule 12, and the provisions of these Rules shall apply accordingly.

Provided that no fresh nomination shall be necessary in the case of a person already duly nominated for the countermanded election whose nomination shall remain valid.

PART VI—PROVISIONS RELATING TO ELECTIONS

Election procedure.

21. (1) Every election shall be by secret ballot wherein the votes of electors shall consist of ballot papers, and shall be held in accordance with the provisions of these Rules applicable to the class of election concerned.

(2) No person shall vote in any electoral area other than that in respect of which he is registered as an elector.

(3) Save as otherwise expressly provided by these Rules, no person shall be issued with more than one ballot paper at any election.

Equipment of polling
stations.
L.N. 179/2007.

22. (1) The returning officer shall provide each presiding officer with such number of ballot boxes and ballot papers as the returning officer considers necessary for the effective carrying out of the provisions of these Rules relating to the election concerned.

(2) Every ballot box shall be constructed—

- (a) with an aperture which is large enough to receive a ballot paper but which is not larger;
- (b) so as to be capable of being sealed so that ballot papers cannot be taken out of the box so long as the seal is unbroken.

(3) The returning officer shall provide each polling station with—

- (a) materials to enable electors to mark their ballot papers in elections where such marking is necessary;

[Subsidiary]

- (b) instruments for stamping the official mark on ballot papers;
- (c) a copy of the register of electors or of such part thereof as contains the names of the electors allotted to the polling station;
- (d) furniture, notices, forms and stationery as may be necessary and sufficient for the proper conduct of the election.
- (e) a sufficient number of compartments in which electors can mark their votes screened from observation.

23. (1) The presiding officer shall regulate the number of electors to be admitted to the polling station at the same time and shall exclude all other persons except—

Admission to polling stations.
L.N. 171/2002,
L.N. 179/2007.

- (a) the candidates and their agents;
- (b) election officers on duty;
- (c) police officers on duty;
- (d) persons necessarily assisting blind or incapacitated electors or assisting electors under rule 30;
- (e) accredited representatives of the media and accredited election observers;
- (f) members of the Electoral Commission;

(2) The presiding officer shall admit to the polling station not more than two agents for each candidate, but he may refuse to admit a person claiming to be an agent for a candidate if that person does not produce a letter of appointment as an agent signed by that candidate:

Provided that a presiding officer may refuse admission to any person claiming to be an agent for a candidate if such person does not produce a letter of appointment as agent signed by that candidate.

(3) No person shall be admitted to vote at any polling station other than that allotted to him under rule 20.

24. (1) It shall be the duty of the presiding officer to keep order at his polling station.

Keeping order at polling station.
L.N. 171/2002.

(2) If any person misconducts himself in a polling station, or fails to obey the lawful instructions or orders of the presiding officer, he may immediately be removed, by order of the presiding officer, from the polling station by a police officer, and a person so removed shall not re-enter the polling station during the continuance of the poll without the permission of the presiding officer.

(3) Any person removed from a polling station under paragraph (2)

[Subsidiary]

of this rule may, if charged with the commission of an offence in the polling station, be dealt with as a person taken into custody for an offence by a police officer without a warrant.

(4) The presiding officer may order the dispersal of any gathering of persons which appears to him to be preventing free ingress to, or egress from, the polling station, or to be intimidating or interfering with electors, and any such order shall be sufficient authority for a police officer or any other person authorized by the order to effect such dispersal.

(4A) An order under paragraph (4) may be made in relation to a gathering of persons at the polling station or within 400 metres of the center of the polling station.

(5) The powers conferred by this rule shall not be exercised so as to prevent an elector who is entitled to vote at the polling station from having an opportunity of peaceably voting thereat.

Postponement, etc.,
of polling.
L.N. 179/2007.

25. (1) Notwithstanding the terms of any notice under these Rules, a presiding officer may, in his discretion, postpone or adjourn the proceedings at his polling station where they are interrupted, or are in his opinion likely to be interrupted, by riot, open violence, flood, natural catastrophe or other cause, but where he does so he shall start or restart the proceedings at the earliest practicable moment.

(2) The discretionary power of a presiding officer under paragraph (1) shall include a power, in the circumstances there mentioned, to transfer the proceedings to another polling station within the same electoral area, and where he does so—

- (a) he shall advertise the fact in such manner as he thinks sufficient to bring it to the notice of electors; and
- (b) the polling area for the polling station from which the proceedings are transferred shall, for all the purposes of these Rules, be deemed to be part of the polling area for the polling station to which the proceedings are transferred.

(3) A presiding officer may extend the hours of polling at his polling station where polling has been interrupted or for other good cause, and shall, where polling in that polling station has started late, extend the hours of polling by the amount of time which was lost in so starting late.

Communication with
electors at polling
station.
L.N. 171/2002.

26. No person other than an election officer, or police officer, on duty shall, except with the authority of the presiding officer, have any communications whatsoever with an elector who is in, or in the immediate precincts of a polling station for the purpose of voting, and any person who contravenes this rule shall be guilty of an offence and liable to a fine of three thousand shillings:

Provided that this rule shall not prevent the companion of a blind or incapacitated elector or a person assisting an elector under rule 30 from

[Subsidiary]

communicating with that elector.

27. (1) Immediately before the commencement of the poll, the presiding officer shall show the ballot box or ballot boxes to such persons as are lawfully present in the polling station, and shall allow such of the candidates and their agents as may wish to do so to ascertain that the box or boxes are empty, and shall thereupon close the box or boxes and affix the Electoral Commission seal thereon in such a manner that the box or boxes may not be opened without breaking the seal.

Sealing of ballot boxes.
L.N. 179/2007.

(2) After a ballot box is sealed under paragraph (1), the presiding officer shall cause it to be placed in the polling station ready for receipt of ballot papers where it shall, at all times, be in the view of the presiding officer or a deputy presiding officer and of the candidates and their agents.

(3) On any adjournment of the poll in a polling station to another day, or on the close of the poll at one station with a view to transferring a ballot box to another station, and at any other time when a ballot box is not in use for the purpose of receiving ballot papers, the presiding officer shall close up the aperture used for the insertion of ballot papers into the box and place his seal on it in such a manner as to prevent the insertion of ballot papers without breaking the seal.

(4) After a box has been sealed under paragraph (3) the seal shall not be broken or the aperture opened until broken or opened in the presence of those persons lawfully present in the polling station where polling is about to commence.

(5) Where a presiding officer affixes his seal on a ballot box or aperture thereof under this rule he shall permit any candidate or agent of a candidate who so wishes to affix his seal to such box or aperture.

27A. (1) The persons validly nominated under rule 18 and whose names appear in the notice issued pursuant to rule 20 (3), and no others, shall have their names inserted in the ballot papers for an election in the same order as they appear in the notice.

Ballot papers.
L.N. 171/2002.

(2) Every ballot paper for use at an election shall—

- (a) be in Form 7;
- (b) contain the names and party symbols of the persons entitled to have their names inserted therein;
- (c) be capable of being folded up;
- (d) have a number, or combination of letter and number, printed on the front; and
- (e) have attached a counterfoil with the same number or combination printed thereon.

[Subsidiary]

Challenge of persons
voting.

28. (1) If, at the time a person applies for a ballot paper for the purpose of voting in person or thereafter before he has left the polling station, a candidate or the agent of a candidate declares to the presiding officer that he has reasonable cause to believe that the applicant has committed the offence of personation and undertakes in writing to substantiate the charge in a court, the presiding officer may order a police officer to arrest the applicant and to deal with him according to law, and such order shall be sufficient authority for the police officer so to do.

(2) A person against whom a declaration is made under this rule shall not, by reason only thereof, be prevented from voting.

General voting
procedure.

L.N. 171/2002,
L.N. 179/2007.

29. (1) Before the delivery of a ballot paper to an elector—

- (a) the ballot paper shall be stamped with the official mark of the Electoral Commission;
- (b) the number and name of the elector, as stated in the register of electors, shall be called out;
- (c) the electoral number of the elector shall be marked on the counterfoil of the ballot paper; and
- (d) the name of the elector who has voted shall be struck through, in the register of electors, in ink in such a manner as to leave the name of the elector legible, but the electoral number of the elector shall be retained as proof that a ballot paper has been delivered.

(2) Upon receiving a ballot paper, an elector shall submit his elector's card to be impressed with the seal of the Electoral Commission leaving a permanent impression on the card.

(3) After receiving a ballot paper an elector—

- (a) shall cast his vote in accordance with rule 29A without undue delay;
- (b) shall submit to having a particular one of his fingers immersed or dipped in ink of a distinctive colour which, so far as is possible, sufficiently indelible to leave a mark for the period of the election; and
- (c) shall then immediately leave the polling station.

(4) Any person who knowingly fails to place a ballot paper issued to him (not being a spoilt ballot paper) into a ballot box before leaving the place where such box is situated shall be guilty of an offence and liable to a fine of one thousand shillings.

(5) If the election is held together with elections under the National

[Subsidiary]

Assembly and Presidential Elections Act, the elector shall, if he so requests, be supplied with a ballot paper under this rule at the same time as he is supplied with ballot papers under the National Assembly and Presidential Elections Act.

29A. (1) An elector shall, upon receiving a ballot paper under rule 29— Method of voting.
L.N. 171/2002.

(a) go immediately into one of the compartments of the polling station and there secretly mark his ballot paper by putting a cross, tick or any other mark in the box and column provided for that purpose against the name and party symbol of the candidate for whom he wishes to vote; and

(b) fold his ballot paper up so as to conceal his vote,

and shall put the ballot paper into the ballot box in the presence of the presiding officer and in full view of the agents.

(2) No person other than a person acting under rule 30 shall be present in a compartment of a polling station while an elector is therein for the purpose of marking his ballot paper, and any person who contravenes this paragraph shall be guilty of an offence and liable to a fine not exceeding five thousand shillings.

30. (1) On the application of an elector who declares that he is unable to read or write, or who is incapacitated by reason of blindness or other physical cause from voting in the manner prescribed in these Rules, the presiding officer shall permit the elector to be assisted by a person of the elector's own free choice. Assisted electors.
L.N. 209/1974,
L.N. 171/2002,
L.N. 179/2007.

(2) No person other than the person chosen by the elector shall enter the compartment while the elector is casting his vote.

(3) The person chosen by the elector is not required to be qualified to vote but is required to have reached the age of majority.

(4) The following shall apply with respect to a person who assists an elector under this rule—

(a) the person shall, before assisting the elector, make an oath of secrecy before the presiding officer in the form specified by the Electoral Commission;

(b) the person shall assist only one elector at that election;

(c) if the person makes an oath of secrecy for the purpose of assisting an elector under the National Assembly and Presidential Elections Act, the person shall be deemed to have made an oath of secrecy under subparagraph (a); and

(d) if the person breaches his oath he shall be guilty of an offence.

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(5) The presiding officer may make such inquiries as he may deem necessary in order to establish that the elector and his chosen assistant satisfy the provisions of this rule.

(6) Where a presiding officer grants the request of an elector under this rule, the presiding officer shall record in the register of electors against the name of the elector, the fact that elector was assisted and the reason for the assistance.

Spoilt ballot papers.

31. An elector who has inadvertently dealt with a ballot paper in such a manner that it cannot conveniently be used as a ballot paper may, on delivering it to the presiding officer and proving to the satisfaction of such officer the fact of the inadvertence, obtain another ballot paper in the place of the paper so delivered, and the spoilt ballot paper shall be immediately cancelled and the counterfoil marked accordingly.

Evidence of identity and record of certain votes.

L.N. 171/2002,
L.N. 179/2007,
Cap. 179.

32. (1) A presiding officer shall require a person applying for a ballot paper to produce his identity card issued under the Registration of Persons Act or a valid Kenya passport and the elector's card issued by the Electoral Commission;

Hours of poll.
L.N. 171/2002,
L.N. 179/2007.

33. Unless the Electoral Commission otherwise directs, the poll at any election shall commence and end at the time specified in the notice published under Rule 20:

Provided that a person who, at the close of the poll, is present in the polling station for the purpose of voting shall be entitled to cast his vote, and any reference in these Rules to the close of the poll shall be construed, where applicable, as a reference to the time when the last such person has cast his vote and left the polling station.

Procedure on close of poll.
L.N. 171/2002,
L.N. 179/2007.

34. (1) Immediately after the close of the poll at his polling station, the presiding officer shall, in the presence of such candidates or their agents as are then present—

(a) seal each of the ballot boxes in use at the polling station, with his own seal and the seal of the Electoral Commission, in such a manner as to prevent the introduction of any matter into the boxes before the votes are counted; and

(b) allow any candidate or agent who may so desire to also affix his seal to the ballot boxes.

(2) Immediately after complying with paragraph (1), the presiding officer shall make a written statement of —

(a) the number of ballot papers issued to him under paragraph (1) of rule 22;

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- (b) the number of ballot paper, other than spoilt ballot papers, issued;
- (c) the number of spoilt ballot papers;
- (d) the number of ballot papers remaining unused.

(3) Immediately after preparing the statement under paragraph (2), the presiding officer shall, in the presence of such candidates or their agents as are then present—

- (a) make up into separate packets—
 - (i) the spoilt ballot papers, if any;
 - (ii) the marked register of electors;
 - (iii) the counterfoils of the used ballot papers;
 - (iv) the statement under paragraph (2) and any statement recorded under paragraph (2) or rule 32; and
- (b) seal each packet with his own seal and with the seal of the Electoral Commission and allow such candidate or agent who may so desire to affix his seal to any such packet.

35. (1) Immediately after complying with the provisions of rule 34, the presiding officer shall, in the presence of the candidates or their counting agents, proceed to count the votes for that polling station.

Procedure on close
of poll.
L.N. 171/2002,
L.N. 179/2007.

(2) No agent of a candidate shall be deemed to be a counting agent unless, at least thirty-six hours before the close of the poll in the election concerned, the name and address of such agent and his appointment by the candidate as a counting agent has been transmitted to the presiding officer, and a presiding officer shall not allow any person whose name, address and appointment has not been so transmitted to attend at a counting of votes as a counting agent notwithstanding that the appointment as such is otherwise in order.

(3) (*Deleted by L.N. 171/2002.*).

(4) Notwithstanding the foregoing provisions of this rule, a presiding officer shall not be obliged to admit more than two counting agents of any one candidate to the counting of votes.

(5) The Electoral Commission shall permit accredited representatives of the media and accredited observers to attend the proceeding at the counting of votes.

(6) If a vehicle or vessel is appointed for a polling station and weather conditions exist, immediately after the presiding officer complies with the provisions of rule 34, that may interfere with the counting of votes, the presiding officer may allow the vehicle or vessel to be moved to a place where the votes

[Subsidiary]

can be counted.

Procedure for
counting of votes.
L.N. 171/2002.

35A. (1) In the pursuance of the provisions of rule 35, the presiding officer shall, in the presence of the candidates or their agents as shall be present—

(a) open each ballot box and empty its contents onto the counting table or any other facility provided for the purpose and, with the assistance of polling clerks, proceed to count the votes polled by each candidate; and

(b) record the total number of votes cast in favour of each candidate.

(2) Each ballot paper shall be counted as follows—

(a) the presiding officer shall in respect of every ballot paper, announce the candidate in whose favour the vote was cast;

(b) the presiding officer shall display to the candidates or their agents the ballot paper sufficiently for them to ascertain the vote; and

(c) the presiding officer shall put the ballot paper at the place on the counting table, or other facility provided for that purpose, set for the candidate in whose favour it was cast.

(3) A candidate or his agent shall have a right to—

(a) dispute the inclusion in the count of a ballot paper; or

(b) object to the rejection of a ballot paper.

(4) The presiding officer and the candidates or their agents shall then sign the declaration in Form 8 which shall state —

(a) the name of the polling station;

(b) the total number of registered electors for the polling station;

(c) the total number of valid votes cast;

(d) the number of valid votes cast in favour of each candidate;

(e) the number of votes that were rejected; and

(f) the number of disputed votes

(5) The presiding officer shall —

(a) immediately announce the results of the voting at that polling station before communicating them to the returning officer;

(b) request each of the candidates and in the absence of a candidate,

[Subsidiary]

such of his agents then present, to append his signature or write down reasons for the refusal to sign the declaration of the results of the count of the votes at the polling station;

(c) provide each candidate or agent with a copy of the declaration of the results; and

(d) affix a copy of the declaration of the results at the public entrance to the polling station or at any other place convenient and accessible to the public at the polling station.

(6) Where a candidate or his agent refuses or fails to sign the declaration form, the candidate or agent shall record the reasons for the refusal or failure to sign.

(7) Where a candidate or his agent refuses or fails to record the reasons for the refusal or failure to sign the declaration form the presiding officer shall record the fact of their refusal or failure to sign the form.

(8) Where a candidate or his agent is absent, the presiding officer shall record the fact of their absence.

(9) The refusal or failure of a candidate or agent to sign a declaration form under paragraph (4) or to record the reasons for their refusal to sign as required under paragraph (6) shall not by itself invalidate the results announced under paragraph (5).

(10) The absence of a candidate or an agent at the signing of a declaration form or the announcement of results shall not by itself invalidate the results announced.

36. (1) At the counting of votes at an election, any ballot paper —

Count of votes.
L.N. 171/2002.

(a) which does not bear the official mark; or

(b) on which votes are given for more than the number of candidates than there are councillors to be elected; or

(c) on which anything is written or marked, other than the printed number on the front, by which an elector casting the vote can be identified; or

(d) which is unmarked or which is so marked as to be uncertain for whom the vote has been cast,

shall subject to paragraph (2), be void and shall not be counted.

(2) A ballot paper on which the vote is marked —

(a) elsewhere than in the proper place;

(b) (*Deleted by L.N. 171/2002.*).

[Subsidiary]

(c) by more than one mark;

shall not by reason only thereof be void if the intention that the vote shall be for one or other of the candidates clearly appears, and the manner in which the paper is marked does not of itself identify the elector and it is not shown that the elector can be identified thereby.

(3) *(Deleted by L.N. 171/2002.)*

(4) A presiding officer shall, so far as practicable, proceed continuously with the counting of votes.

(5) A presiding officer shall not commence to count votes unless he is of opinion that he can conveniently complete the count, and any recount if such appears to him to be likely, without a break, but having commenced the count he may, if he considers it desirable and after consultation with such of the candidates or their counting agents as are present, exclude the hours between seven o'clock in the evening and nine o'clock in the following morning, or any of the said hours.

(6) During any time excluded under paragraph (3), the presiding officer shall place the ballot papers and other documents relating to the election under the seal of the Electoral Commission and the seals of such of the candidates and their counting agents as may desire to affix their seals, and shall otherwise take all due and proper precautions for the security of such papers and documents.

Recount.

37. (1) A candidate or counting agent, if lawfully present when the counting or recounting of votes is completed, may require the presiding officer to have the votes rechecked and recounted, or the presiding officer may on his own initiative, have the votes recounted:

Provided that the votes shall not be recounted more than twice.

(2) No steps shall be taken on the completion of a count or recount of votes until the candidates and counting agents present at such completion have been given a reasonable opportunity to exercise the rights given by this rule.

Rejected ballot
papers.
L.N. 171/2002.

38.(1) Every rejected ballot paper shall be marked with the word "rejected" by the presiding officer, and, if objection is made by a candidate or counting agent to the rejection, the presiding officer shall add the words "rejection objected to".

(1A) The presiding officer shall mark every ballot paper which he counted but whose validity has been disputed or questioned by a candidate or an agent with the word "disputed" but such ballot paper shall be treated as valid for the purpose of the declaration of the election results at the polling station.

(2) After the counting of votes is finally concluded, the presiding officer shall draw up a statement showing the number of rejected ballot papers under such of the following heads of rejection as may be applicable—

- (a) want of official mark;
- (b) voting for more than the number of candidates to be elected;
- (c) (*Deleted by L.N. 95/1982.*);
- (d) writing or mark by which the elector might be identified;
- (e) unmarked or void for uncertainty,

and any candidate or counting agent shall, if he so desires, be allowed to copy such statement.

39. Upon the completion of the count (including any recount), the presiding officer shall seal in separate packets—

Sealing of ballot papers.

L.N. 171/2002,

L.N. 179/2007.

- (a) the counted ballot papers which are not disputed;
- (b) the rejected ballot papers together with the statement relating thereto; and
- (c) the disputed ballot papers.
- (d) rejection objected to ballot papers.

(2) The presiding officer shall allow such candidate or agent who is then present to affix his seal to any packet under paragraph (1).

(3) The presiding officer shall put the three packets and the declaration under rule 35A in the used ballot box after first demonstrating to the candidates or their counting agents present that it is empty, then seal the ballot box with the seal of the Electoral Commission and let the candidates or their counting agents present or any of them affix their own seals to the ballot box if they so wish.

(4) The presiding officer shall as soon as is practicable deliver to the returning officer for the electoral area the ballot box containing the items required under paragraph (3).

39A. (1) Immediately after the results of the poll for all polling stations in an electoral area have been received by the returning officer, he shall, in the presence of the candidates or their agents present—

Announcement of election results.

L.N. 171/2002,

L.N. 179/2007.

- (a) tally the results from the polling stations for each candidate without recounting the ballots that were not in dispute;
- (b) examine the ballot papers marked “rejection objected to” and “disputed” and confirm or vary the decisions of the presiding officers with regard to the validity of these ballot papers;
- (c) publicly announce to the persons present the total number of valid votes cast for each:

[Subsidiary]

Provided where the valid votes for a polling station exceed the number of registered electors in that polling station, the returning officer shall disregard the results of that count in that polling station in the announcement of election results and shall make a statement to that effect;

- (d) publicly declare to the persons present the candidate who has won the election for the electoral area;
- (e) complete, sign and date Form 9 in which he shall declare —
 - (i) the name of the electoral area;
 - (ii) the total number of registered electors;
 - (iii) the number of valid votes cast for each candidate in each polling station;
 - (iv) the number of rejected votes in each polling station;
 - (v) the aggregate number of valid votes cast in the electoral area; and
 - (vi) the aggregate number of rejected votes; and
- (f) give a copy of Form 9 to any candidate or candidate's agent present.

(2) After complying with paragraph (1), the returning officer shall deliver to the Electoral Commission the original of Form 9 together with any statement made under paragraph (1) and the declarations under rule 35A.

(3) The decisions of the returning officer on the validity or otherwise of a ballot paper or a vote under this rule shall be final unless challenged in an application to court.

(4) The returning officer shall publish a notice of the results of the election in the manner and form approved by the Electoral Commission and shall send a copy of the notice to the Electoral Commission and to the clerk of the local authority concerned.

Tied elections.
L.N. 171/2002.

39B. (1) Where an election results in a tie for any seat or seats, a fresh election shall be held in respect of the seat or seats in accordance with a new notice under rule 12 and the provisions of these Rules shall apply accordingly.

(2) Only the candidates who tied may be candidates at a fresh election under paragraph (1).

Petition to Electoral
Commission about
count.

39C. Where a dispute arises over the counting or tally of the votes, a candidate may within twenty-four hours petition the Electoral Commission which shall have the power to order and supervise a count or tally as is

[Subsidiary]

appropriate provided that the decision of the Electoral Commission shall be made within forty-eight hours of such a petition.

L.N. 171/2002.

40. (1) All documents relating to an election shall be retained in safe custody by the returning officer for a period of six months after the results of such election have been declared and shall then, unless the Electoral Commission or the High Court otherwise directs, be destroyed.

Retention and public inspection of documents.

L.N. 171/2002,

L.N. 179/2007.

(2) Any person may apply to the resident magistrate's court, with notice to all the candidates in the election concerned for authority to inspect documents retained under these rules, other than ballot papers and their counterfoils.

(3) For the purpose of any inspection under paragraph (2), the returning officer shall unseal the documents concerned in the presence of the persons mentioned as parties in the court order obtained under paragraph (2) if present, and the parties shall keep the documents under their scrutiny until they are resealed by the returning officer, in the presence of the witness, after the inspection is completed.

(4) A returning officer shall, on request, supply copies of, or extracts from any document open to public inspection under this rule on payment of such fees as may be sanctioned by the Treasury and subject to such conditions as the Electoral Commission may approve.

(5) The following shall apply if the results of an election are challenged in court—

(a) no documents relating to the election shall be destroyed under this rule; and

(b) no document relating to the election shall be made available for inspection by members of the public under this rule except as authorized by a court order.

41. The Electoral Commission may make special provisions for the voting of patients in hospitals, persons admitted in sanatoria or homes for the aged and similar institutions, persons who lead nomadic life on account of vagaries of climate, physically disabled persons and expectant mothers.

Voting of patients, pastrolists, etc.

L.N. 171/2002.

PART VII—MISCELLANEOUS

42. (1) The Electoral Commission may, at any election, accredit any individual, association, organization or institution who or which is manifestly non-partisan to act as an election observer.

Accreditation of election observers.

L.N. 171/2002,

L.N. 179/2007.

(2) The Electoral Commission shall issue guidelines for election observers, consistent with internationally accepted standards for fair elections, which shall be binding on election observers upon accreditation to the Electoral Commission.

(3) Without prejudice to the generality of paragraph (2), the guidelines issued thereunder may specify the procedures for the accreditation of election

[Subsidiary]

observers.

(4) The Electoral Commission may revoke the accreditation it has granted to an election observer where it is satisfied that the election observer is partisan.

(5) No person, association, organization or institution shall observe any election unless the person, association, organization or institution has been accredited by the Electoral Commission.

(6) All the accredited election observers shall submit to the Electoral Commission a written report of their individual or group observations not later than six months after the date of the announcement of the election results in respect of the election observed.

(7) The Electoral Commission may at any election, accredit the media or representatives of the media to access and cover the electoral process.

(8) The Electoral Commission shall issue guidelines consistent with internationally accepted standards for free and fair elections which guidelines shall be binding on media representatives.

Attendance of agents.
L.N. 171/2002.

43. Where in these Rules expressions are used requiring, authorizing, or implying that any act or thing is to be done in the presence of the candidates or their polling or counting agents, those expressions shall be regarded as reference to the presence of such candidates or agents as may be authorized to attend and have in fact attended at the time and place where the act or thing is being done and the mere non-attendance of any candidate or agent at that time and place shall not, if any act or thing is otherwise lawfully done, invalidate that act or thing.

Breach of duty.
L.N. 179/2007.

44. An officer, clerk or other person who, having a duty to perform under these Rules, without reasonable cause, breaches such duty by any act or omission, shall be guilty of an offence and liable to the penalty specified under section 4 of the Election Offences Act.

[Subsidiary]

SCHEDULE

(r.2)

L.N. 179/2007.

FORM 1

(r. 12 (3))

NOTICE OF ELECTION

An election is to be held to determine the councillors to serve in
theCouncil ofin
respect of the following vacant seats in the undermentioned electoral areas:

*Electoral Area**Number of Vacant Seats*

.....

.....

The election will be held on the

....., 20.....

Nomination papers for the election may be delivered by candidates to
the returning officer at between the hours of eight o'clock in
the morning and one o'clock in the afternoon and between the hours of two
o'clock and four o'clock in the afternoon , 20

Forms of nomination for the election may be obtained at
..... on any day between the hours of eight o'clock
in the morning and one o'clock in the afternoon and between the hours of two
o'clock and four o'clock in the afternoon. The returning officer will prepare a
nomination paper for signature at the request of an elector.

If the election is contested the poll will take place on
....., 20

Dated the , 20

.....

Returning Officer

FORM 2

NOMINATION PAPER

Election for the..... Electoral Area.

We, the undersigned, being registered electors for the electoral area
and members of the..... (political party) nominate the

[Subsidiary]

undermentioned person as a candidate at the election—

<i>Candidate's Name in Full</i>	<i>Place of Residence</i>	<i>Occupation or Designation</i>
<i>Signatures</i>		<i>Electoral Numbers</i>
<i>Proposer.....</i>		<i>.....</i>
<i>Seconder.....</i>		<i>.....</i>

We, the undersigned, being registered as electors for the electoral area and members of Political Party, support the foregoing nomination.

1.....
2.....
3.....
4.....
5.....
6.....
7.....

NOTES

1. The attention of candidates and persons subscribing to this paper is drawn to the provisions of Part V of the Local Government Elections Rules.
2. No person may subscribe to more than one nomination paper for the election.

FORM 3

(r. 15 (2))

STATUTORY DECLARATION FOR PURPOSES OF NOMINATION AT A
ELECTION

I*,of
....., do solemnly and
sincerely declare as follows:

1. I do hereby consent to my nomination as a candidate at an election to be held in the Electoral Area.

2. I am duly qualified and am not disqualified by law for election as a councillor of a local authority.

3. I am qualified under, and have complied with, the provisions of the constitutions/rules of the political party relating to members wishing to stand as candidates at elections.

4. I have, prior to this declaration, paid the sum of one thousand shillings in respect of this nomination.

And I make this declaration conscientiously believing the same to be true and according to the Oaths and Statutory Declarations Act.

Declared at

this..... day

of, 20.....

.....
Signature of Declarant

Before me,

.....
*A Magistrate/Commissioner
for Oaths*

The declarant's names must be written in the order in which he wishes them to appear on the nomination statement and the surname must be underlined.

FORM 4

(r. 20 (3))

STATEMENTS OF PERSONS NOMINATED

The following persons have been and now stand nominated for
the election for the..... Electoral Area.

[Subsidiary]

1. Name of candidate
Address
Occupation and description
Names of subscribers to nomination paper—
.....
.....

2. Name of candidate
Address
Occupation or Description
Names of subscribers to nomination paper—
.....
.....

The electors belonging to the polling areas specified in the first column hereunder may vote only at the polling stations specified in the second and third columns hereunder, and the days and hours for polling at those polling stations shall be those specified in the fourth column hereunder: —

<i>Polling Areas</i>	<i>Polling Stations</i>	<i>Distinguishing Numbers of Polling Stations</i>	<i>Days and Hours of Polling</i>

Dated this day of..... , 20.....

.....

Returning Officer

FORM 5

(r. 50 (1))

Deleted by L.N. 101/1998.

FORM 6

(r. 20 (1) (b))

CERTIFICATE THAT NUMBER OF PERSONS NOMINATED FOR ELECCCTION
DOES NOT EXCEED THE NUMBER OF VACANCIES

I, , the returning officer for the
.....Electoral Area, certify that—

- (a) no person/the following person(s) has/have been duly nominated as a candidate/candidates for the election for the above electoral area;
- (b) the number of duly nominated candidates does not exceed the number of councillors to be elected;
- (c) the following person(s) is/are therefore elected as councillor(s) for theCouncil.

Electoral Area	Registration Unit No.	Name of Candidate	Place of Residence	Occupation	Date of Nomination

Dated the

.....

Returning Officer

[Subsidiary]

FORM 7

(r. 27A (2) (a))

BALLOT PAPER

ELECTION TO THE..... COUNCIL
IN THE..... ELECTORAL AREA

Counterfoil No. Electoral Area Elector's Serial No. on Electoral Roll	Candidate's Name	Party Symbol	Elector's Mark

INSTRUCTIONS TO ELECTOR

- 1. Mark the paper by placing a mark against the name of the candidate and party you wish to be elected.
- 2. Do NOT place a mark against the name of more than candidate(s).
- 3. Make no other mark whatsoever on the paper.
- 4. Fold the paper through the centre, from right to left, so as to conceal your vote.

FORM 8

(r. 35A(4))

DECLARATION OF ELECTION RESULTS

AT POLLING STATIONELECTORAL AREA

- 1. Total number of registered voters:

[Subsidiary]

2. Total number of valid votes cast:
3. Number of votes that were rejected:
4. Number of disputed votes.
5. Number of valid votes cast in favor of each candidate:

<u>Name of candidate</u>	<u>Number of valid votes cast</u>
(a)	
(b)	
(c)	
(d)	
(e)	
(f)	
(g)	
(i)	
(j)	
(k)	
(l)	
(m)	

6. Declaration

We, the undersigned, being present when the results of the count were announced, do hereby declare that the results shown above are a true and accurate count of the ballots in polling station, electoral area.

Presiding officer:

Name:

Signature:

Candidates or candidates' agents

NameSignatureReasons for refusal to sign

7. Presiding officer's statutory comments:

[Subsidiary]

[illegible]

[Subsidiary]

AGGREGATE RESULTS			
NO.	NAME OF THE CANDIDATE	VALID VOTES IN FIGURES	VALID VOTES IN WORDS
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			

SIGNATURES

NO.	PARTY NAME	CANDIDATE/AGENT	ID No.	SIGNATURE	DATE
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					

Number of Registered Voters:.....
Voter Turnout Percentage:.....

.....
Returning Officer
.....
Electoral Area

Dated the.....

Electoral Commission

.....
Chairman

.....
Secretary

[Subsidiary]

Rules under section 151

These Rules are not reproduced, being of local application only. They are: —

L.N. 96/1976.	The Local Government (County Council of Kilifi) (Gratuity) Rules, 1976.
L.N. 130/1976.	The Local Government (County Council of Meru) (Gratuity) Rules, 1976.
L.N. 135/1976.	The Local Government (County Council of Kitui) (Gratuity) Rules, 1976.
L.N. 136/1976.	The Local Government (County Council of Embu) (Gratuity) Rules, 1976.
L.N. 139/1976.	The Local Government (County Council of Taita/Taveta) (Gratuity) Rules, 1976.
L.N. 144/1976.	The Local Government (County Council of Narok) (Gratuity) Rules, 1976.
L.N. 145/1976.	The Local Government (Town Council of Nanyuki) (Gratuity) Rules, 1976.
L.N. 146/1976.	The Local Government (Municipal Council of Thika) (Gratuity) Rules, 1976.
L.N. 156/1976.	The Local Government (County Council of Keiyo/Marakwet) (Gratuity) Rules, 1976.
L.N. 157/1976.	The Local Government (Municipal Council of Eldoret) (Gratuity) Rules, 1976.
L.N. 193/1976.	The Local Government (Municipal Council of Busia) (Gratuity) Rules, 1976.
L.N. 194/1976.	The Local Government (County Council of Kirinyaga) (Gratuity) Rules, 1976.
L.N. 195/1976.	The Municipal Council of Meru (Provident Fund) Rules, 1976.
L.N. 196/1976.	The Local Government (County Council of Kakamega) (Gratuity) Rules, 1976.
L.N. 204/1976.	The Local Government (County Council of Mandera) (Gratuity) Rules, 1976.

[Subsidiary]

The Local Government (County Council of Samburu) (Gratuity) Rules, 1976.	L.N. 205/1976.
The Local Government (Town Council of Karatina) (Gratuity) Rules, 1976.	L.N. 206/1976.
The Local Government (County Council of Masaku) (Gratuity) Rules, 1976.	L.N. 213/1976.
The Local Government (County Council of Kericho) (Gratuity) Rules, 1976.	L.N. 231/1976.
The Local Government (County Council of Olkejuado) (Gratuity) Rules, 1976.	L.N. 246/1976.
The Local Government (County Council of Murang'a) (Gratuity) Rules, 1976.	L.N. 261/1976.
The Local Government (County Council of Kipsigis) (Gratuity) Rules, 1977.	L.N. 69/1977.
The Town Council of Kiambu (Provident Fund) Rules, 1977.	L.N. 36/1977.
The Local Government (County Council of Siaya) (Gratuity) Rules, 1977.	L.N. 85/1977.
The Local Government (County Council of Gusii) (Gratuity) Rules, 1977.	L.N. 136/1977.
The Local Government (Municipal Council of Nyeri) (Gratuity) Rules, 1977.	L.N. 188/1977.
The Local Government (County Council of Bungoma) (Gratuity) Rules, 1977.	L.N. 214/1977.
The Local Government (County Council of Kiambu) (Gratuity) Rules, 1977.	L.N. 288 of 1977.
The Local Government (Town Council of Nyahururu) (Gratuity) Rules, 1977.	L.N. 290/1977.
The Local Government (County Council of Kwale) (Gratuity) Rules, 1978.	L.N. 99/1978.
The Local Government (County Council of Meru) (Gratuity) Rules, 1978.	L.N. 22/1978.
The Local Government (County Council of Nzoia) (Gratuity) Rules, 1978.	L.N. 112/1978

[Subsidiary]

L.N. 113/1978.	The Local Government (Municipal Council of Kakamega) (Gratuity) Rules, 1978.
L.N. 131/1978.	The Local Government (Town Council of Murang'a) (Gratuity) Rules, 1978.
L.N. 141/1978.	The Local Government (County Council of Nandi) (Gratuity) Rules, 1978.
L.N. 236/1978.	The Local Government (County Council of Wareng) (Gratuity) Rules, 1978.
L.N. 125/1979.	The Local Government (Town Council of Bungoma) (Gratuity) Rules, 1979.
L.N. 167/1979.	The Local Government (Municipal Council of Nakuru) (Gratuity) Rules, 1979.
L.N. 274/1979.	The Local Government (Town Council of Machakos) (Gratuity) Rules, 1979.
L.N. 12/1980.	The Local Government (County Council of Baringo) (Gratuity) Rules, 1980.
L.N. 15/1980.	The Local Government (Municipal Council of Embu) (Gratuity) Rules, 1980.
L.N. 77/1981.	The Local Government (County Council of Isiolo) (Gratuity) Rules, 1981.
L.N. 174/1981.	The Local Government (County Council of Nyandarua) (Gratuity) Rules, 1981.
L.N. 100/1982.	The Local Government (County Council of Marsabit) (Gratuity) Rules, 1982.
L.N. 35/1983.	The Local Government (County Council of Pokot) (Gratuity) Rules, 1983.
L.N. 88/1983.	The Local Government (County Council of Kisumu) (Gratuity) Rules, 1983.
L.N. 99/1984.	The Local Government (County Council of Nyeri) (Gratuity) Rules, 1984.

By-laws under sections 145, 147, 154, 155, 160, 161, 163, 168, 176, 199 and 201 are not reproduced, being of local application only.

Orders under section 210

These Orders are not reproduced, since they contain model By-laws only.

Orders under section 252

These Orders are not reproduced, being of temporary effect only.

[Subsidiary]

L.N. 200/1963.

**KENYA (LOCAL GOVERNMENT) (PENSIONS)
REGULATIONS, 1963**

1. These Regulations may be cited as the Kenya (Local Government) (Pensions) Regulations, 1963, and shall come into operation on 1st April, 1963.

2. In these Regulations—

G.N. 99/1950.

“the Fund” means the Fund established by the Nairobi Municipality (Superannuation Fund) Rules, 1950, as amended; adjusted in respect of debts owing to or from that Fund immediately before the commencement of these Regulations;

“the new fund” means the property representing the balance of the Fund after deducting from the Fund—

(a) such proportion of the Fund as is attributable to the contributors or pensioners who do not, in accordance with the Scheme, opt to receive their pensions or benefits due after 1st April, 1963, from a pensions fund to be administered by the Public Trustee; and

(b) such amount as the Commissioner of Income Tax and the City Council of Nairobi agree to be the amount of income tax which should be paid for the year 1963 as a result of the transfer of property hereinafter provided for (which amount shall be paid to the income tax authorities);

“the Public Trustee” means the Public Trustee of England and Wales;

“the Scheme” means the Scheme for the Protection of Local Government Officers issued by the Ministry of Local Government.

3. The Minister shall, as soon as practicable after the commencement of these Regulations, by deed appoint the Public Trustee to be trustee of the new fund as from 1st April, 1963, and the appointment shall be irrevocable.

4. As soon as he has made the appointment provided for in regulation 3 of these Regulations, the Minister shall, in writing, direct the City Council of Nairobi and all other necessary persons to transfer the investments, money and other assets comprising the new fund to the Public Trustee, and thereupon the City Council of Nairobi and all other persons so directed shall forthwith execute or direct to be executed such deeds, transfers and other documents, and do such other acts and things, as are necessary or requisite for vesting those investments.

5. Every local authority employing a person who is a selected officer for the purposes of the Scheme shall transmit monthly to the Public Trustee all sums of money required by rules made under regulation 7 of these Regulations to be paid into the new fund and shall disclose to the Public Trustee such information

[Subsidiary]

regarding a member of the Scheme as he shall require.

6. The Public Trustee shall hold the new fund and the property for the time being representing the same, and all sums of money transmitted to him under regulation 5 of these Regulations, upon the trusts and with the powers contained in rules made under regulation 7 of these Regulations.

7. The Minister shall make rules—

- (a) prescribing the trusts, for the benefit of members of the new fund, and the powers upon and with which the Public Trustee shall hold the new fund and all sums transmitted to him as aforesaid;
- (b) providing for the contribution by local authorities and officers towards, and grant of pensions and other benefits to persons interested in the new fund,

and such rules shall be construed according to and be governed in all respects by the law of England and shall prevail over the Nairobi Municipality (Superannuation Fund) Rules, 1950 (as amended), and any rules made under regulation 8 of these Regulations.

8. The Minister shall make rules providing for the establishment, maintenance and management as from the commencement of these Regulations of a pension fund, to be called the Kenya Local Government Officers' Superannuation Fund, and for contribution thereto by local authorities and their employees, and such rules shall be construed according to and be governed in all respects by the law of Kenya.

[Subsidiary]

L.N. 122/2006,
L.N. 13/2007,
L.N. 14/2007,
L.N. 16/2007,
L.N. 17/2007,
L.N. 24/2007,
L.N. 29/2007,
L.N. 49/2007.

**LOCAL GOVERNMENT (ELECTORAL AREAS)
ORDER, 2006**

1. This Order may be cited as the Local Government (Electoral Areas) Order, 2006.

2. The Local Authorities specified in the first column of the First Schedule hereto shall be divided into the electoral areas whose names and descriptions appear respectively in the second and third columns of the Schedule.

3. The boundaries of each electoral area will be delineated in a map which shall be signed and deposited at the offices of the Electoral Commission of Kenya, Nairobi and a copy of which may be inspected at the offices of the respective District Elections Co-ordinator of each administrative district.

4. The Local Government Orders specified in the Second Schedule to this Order shall be revoked upon the dissolution of local authorities for purposes of the next general elections whereupon this Order shall come into effect

[Subsidiary]

L.N. 13/2007,
L.N. 14/2007,
L.N. 17/2007,
L.N. 24/2007,
L.N. 29/2007,
L.N. 40/2007.

FIRST SCHEDULE

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(1) THE CITY OF NAIROBI	NAIROBI SOUTH	Comprises Nairobi South location, of Makadara Division.
	VIWANDANI	Comprises Viwandani sub-location of Viwandani location, Makadara division.
	LANDI MAWE	Comprises Landi Mawe sub-location of Viwandani Location, Makadara Division.
	MAKONGENI	Comprises Makongeni Location of Makadara Division.
	OFafa	Comprises Ofafa Sub-Location of Maringo Location of Makadara Division.
	MBOTELA	Comprises Mbotela Sub-Location of Maringo Location of Makadara Division.
	HAMZA/LUMUMBA	Comprises Hamza and Lumumba Sub-Locations of Makadara Location of Makadara Division.
	HARAMBEE	Comprises Harambee Sub-Location of Makadara Location of Makadara Division.
	MUTHURWA/ SHAURI MOYO	Comprises Kamukunji Location of Pumwani Division.
	PUMWANI	Comprises Pumwani Location of Pumwani Division.
	EASTLEIGH NORTH	Comprises Eastleigh North sub-location of Eastleigh North Location of Pumwani Division.
	AIRBASE	Comprises Airbase sub-location of Eastleigh North location of Pumwani Division.
	EASTLEIGH SOUTH	Comprises Eastleigh South Location of Pumwani Division.
	KIMATHI	Comprises Kimathi Sub-Location of Bahati Location of Pumwani Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	UHURU	Comprises Uhuru Sub-Location of Bahati Location of Pumwani Division.
	NGARA WEST	Comprises Ngara West sub-location of Ngara location, Central Division.
	KARIOKOR	Comprises Kariokor Location of Central Division.
	CENTRAL	Comprises Starehe Location of Central Division.
	MATHARE	Comprises Mathare sub-location of Mathare location, Central Division.
	HURUMA	Comprises Huruma sub-location of Huruma location, Central Division.
	KIAMAIKO	Comprises Kiamaiko sub-location of Huruma location of Central division.
	KAREN	Comprises Karen Location of Kibera Division.
	MUGUMOINI	Comprises Mugumoini Location of Kibera Division.
	NAIROBI WEST	Comprises Nairobi West Location of Kibera Division.
	MAKINA	Comprises Makina sub-location of Kibera Location of Kibera Division.
	LINDI	Comprises Lindi sub-location of Kibera Location of Kibera Division.
	SARA NG'OMBE	Comprises Sara Ng'ombe Location of Kibera Division.
	LAINI SHABAA	Comprises Laini Shabaa Location of Kibera Division.
	KENYATTA GOLF COURSE	Comprises Kenyatta Hospital and Golf Course sub-locations of Kenyatta Golf Course Location, Dagoretti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	EMBAKASI	Comprises Embakasi sub-location of Embakasi Location of Embakasi Division.
	IMARA DAIMA	Comprises Imara Daima sub-location of Mukuru location, Embakasi Division.
	KWA NJENGA	Comprises Kwa Njenga sub-location of Mukuru location, Embakasi Division.
	UMOJA 1	Comprises that part of Umoja sub-location which is to the West of the powerline.
	UMOJA 2	Comprises that part of Umoja sub-location which is to the East of the powerline.
	SAVANNAH	Comprises Savannah Sub-Location of Umoja Location, Embakasi Division
	KOMAROCK	Comprises Komarock Sub-Location of Kayole Location of Embakasi Division.
	KAYOLE NORTH	Comprises that part of Kayole sub-location, (to the North of Tushauriane Road) Kayole location, Embakasi Division.
	KAYOLE SOUTH	Comprises that part of Kayole sub-location, (to the South of Tushauriane Road) Kayole Location, Embakasi Division.
	DANDORA AREA ONE	Comprises Dandora Phase I of Dandora “A” sub-location of Dandora location, Embakasi division.
	DANDORA AREA TWO	Comprises Dandora Phase II of Dandora “A” sub-location of Dandora location, Embakasi division.
	DANDORA AREA THREE	Comprises Dandora Phase III of Dandora “B” sub-location of Dandora location, Embakasi division.
	DANDORA AREA FOUR	Comprises Dandora Phases IV and V of Dandora “B” sub-location of Dandora location, Embakasi division.
	NJIRU	Comprises Njiru Location of Embakasi Division.
	KARIOBANGI SOUTH	Comprises Kariobangi South Location of Embakasi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	RUAI	Comprises Ruai Location of Embakasi Division.
	BABA DOGO	Comprises Baba Dogo sub-location of Ruaraka Location of Kasarani Division.
	UTALII	Comprises Mathare 4 'A' and Utalii Sub-Locations of Ruaraka Location, Kasarani Division.
	MATHARE NORTH	Comprises Mathare North Sub-Location of Ruaraka Location, Kasarani Division.
	KASARANI	Comprises Kasarani sub-location of Kasarani location, Kasarani Division.
	KARIOBANGI NORTH	Comprises Kariobangi Location of Kasarani Division.
	KOROGOCHO	Comprises Korogocho Location of Kasarani Division.
	ROYSAMBU	Comprises Roysambu Location of Kasarani Division.
	KAHAWA	Comprises Kahawa Location of Kasarani Division.
	GITHURAI	Comprises Githurai Location of Kasarani Division.
	KILIMANI	Comprises Kilimani Location of Westlands Division.
	KILELESHWA	Comprises Kileleshwa location of Westlands Division.
	KITISURU	Comprises Kitisuru Location of Westlands Division.
	PARKLANDS	Comprises Parklands Location of Westlands Division.
	HIGHRIDGE	Comprises Highridge Location of Westlands Division.
	KANGEMI	Comprises Kangemi sub-location of Kangemi Location, Westlands Division.
	MOUNTAIN VIEW	Comprises Mountain View and Gichagi sub-locations of Kangemi Location of Westlands Division.
	UTHIRU/RUTHIMITU	Comprises Uthiru/Ruthimitu Location of Dagoretti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	WAITHAKA	Comprises Waithaka Location of Dagoretti Division.
	MUTUINI	Comprises Mutuini Location of Dagoretti Division.
	RIRUTA	Comprises Riruta sub-location of Riruta location, Waithaka division.
	NGANDO	Comprises Ngando sub-location of Riruta location, Waithaka Division.
	KAWANGWARE	Comprises Kawangware sub-location of Kawangware location, Dagoretti Division.
	GATINA	Comprises Gatina sub-location of Kawangware location, Dagoretti Division.
	MABATINI	Comprises Mabatini sub-location of Mathare location, Central Division.
	NGARA EAST	Comprises Ngara East sub-location of Ngara location, Central Division.
	LANG'ATA	Comprises Lang'ata Location of Kibera Division.
	WOODLEY	Comprises Woodley Sub-location of Kenyatta Golf Course Location, Dagoretti Division.
	MWIKI	Comprises Mwiki Sub-location of Kasarani Location, Kasarani Division.
	MIHANG'O	Comprises Mihang'o sub-location of Embakasi Location, Embakasi Division.
(2) MUNICIPALITY OF MOMBASA	TUDOR FOUR	Comprises Tudor Four Sub-Location of Tudor Location, Island Division.
	TUDOR ESTATE	Comprises Tudor Estate Sub-Location of Tudor Location, Island Division.
	KIPEVU	Comprises Chaani Location of Changamwe Division.
	PORT REITZ NORTH	Comprises that part of Port Reitz Location of Changamwe Division which is to the north of Airport Drive.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	WAYANI	Comprises that part of Port Reitz Location of Changamwe Division which is to the south of Airport Drive.
	CHANGAMWE	Comprises Changamwe Location of Changamwe Division.
	MIKINDANI	Comprises Mikindani Location of Changamwe Division.
	JOMVU KUU	Comprises Jomvu Kuu Sub-Location of Miritini Location, Changamwe Division.
	MIRITINI	Comprises Miritini Sub-Location of Miritini Location, Changamwe Division.
	MWAKIRUNGE	Comprises Mwakirunge and Maugunja Sub-Locations of Bamburi Location, Kisauni Division.
	BAMBURI ESTATE	Comprises Bamburi, Mwembe Legeza sub-locations of Bamburi Location Kisauni division.
	SHANZU	Comprises Shanzu Sub-Locations of Bamburi Location, Kisauni Division.
	FRERE TOWN	Comprises Kisauni Sub-Location of Kisauni Location, Kisauni Division.
	JUNDA	Comprises Junda Sub-location of Kisauni Location, Kisauni Division.
	MJAMBERE	Comprises Magongoni Sub-Location of Kisauni Location, Kisauni Division.
	MJI WA KALE/ MAKADARA	Comprises Old Town Location of Island Division.
	NYALI/MKONGANI	Comprises that part of Kongowea Sub-Location which is to the east of Nyari Road.
	KONGOWEA	Comprises that part of Kongowea Sub-Location which is to the west of Nyari Road.
	MAWENI	Comprises Maweni Sub-Location of Kongowea location, Kisauni Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIZINGO	Comprises Kizingo Sub-Location of Ganjoni Location, Island Division.
	GANJONI	Comprises Ganjoni Sub-Location of Ganjoni Location, Island Division.
	MTONGWE	Comprises Mtongwe Location of Likoni Division.
	BOFU	Comprises Bofu sub-location of Likoni Location of likoni Division.
	LIKONI	Comprises Likoni sub-location of Likoni Location, Likoni Division.
	TIMBWANI	Comprises Timbwani sub-location of Likoni Location, Likoni Division.
	SHIKA ADABU	Comprises Shika Adabu Location of Likoni Division.
	BONDENI	Comprises Bondeni Sub-Location of Tononoka Location, Island Division.
	TONONOKA	Comprises Tononoka Sub-Location of Tononoka Location, Island Division.
	MAJENGO	Comprises Majengo Sub-Location of Majengo Location, Island Division.
	KING'ORANI	Comprises King'orani Sub-Location of Majengo Location, Island Division.
	MWEMBE-TAYARI	Comprises Mwembe-Tayari Location of Island Division.
	SHIMANZI	Comprises Shimanzi (Railway) Location of Island Division.
(3) COUNTY OF KWALE	MACKINNON ROAD	Comprises Mackinnon Road Location of Samburu Division.
	TARU	Comprises Taru Location of Samburu Division.
	SAMBURU	Comprises Samburu Location of Samburu Division.
	MAKAMINI	Comprises Makamini Location of Samburu Division.
	MWAVUMBO	Comprises Mwavumbo Location of Samburu Division.
	KASEMENI	Comprises Kasemeni Location of Samburu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	VIGURUNGANI	Comprises Vigurungani Location of Kinango Division.
	PUMA	Comprises Puma Location of Kinango Division.
	MTAA	Comprises Mtaa Location of Kinango Division.
	GANDINI	Comprises Gandini Location of Kinango Division.
	KINANGO	Comprises Kinango Location of Kinango Division.
	NDAVAYA	Comprises Ndavaya Location of Kinango Division.
	MBUGUNI/ NG'OMBENI	Comprises Mbuguni and Ng'ombeni Locations of Matuga Division.
	WAA	Comprises Waa Location of Matuga Division.
	TIWI	Comprises Tiwi Location of Matuga Division.
	MWALUPHAMBA PART	Comprises Kizibe and part of Mlafyeni Sub-locations of Mwaluphamba Location of Kubo Division.
	KUBO SOUTH	Comprises Lukore, Maluvanga and Majimboni Locations of Kubo Division.
	MKONGANI	Comprises Mkongani Location of Kubo Division.
	UKUNDA	Comprises Ukunda sub-location of Diani location, Msambweni Division.
	GOMBATO/BONGWE	Comprises Bongwe and Gombato sub-locations of Diani Location, Msambweni Division.
	KINONDO	Comprises Kinondo Location of Msambweni Division.
	MIVUMONI	Comprises Mivumoni Location of Msambweni Division.
	PONGWE/KIDIMU	Comprises Pongwe/Kidimu Location of Msambweni Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KINGWENDE/ SHIRAZI	Comprises Kingwende/Shirazi Location of Msambweni Division.
	KIKONENI	Comprises Kikoneni Location of Lunga Lunga Division.
	DZOMBO	Comprises Dzombo Location of Lunga Lunga Division
	MWENA	Comprises Mwena sub-location of Mwereni Location of Lunga Lunga Division.
	KILIMANGODO	Comprises Kilimangodo sub-location of Mwereni location, Lunga Lunga Division.
	KASEMENI/SEGA	Comprises Lunga Lunga Location of Lunga Lunga Division.
	VANGA	Comprises Vanga Location of Lunga Lunga Division.
	CHENGONI	Comprises Chengoni Location of Samburu Division.
	MANGAWANI	Comprises Mangawani Location of Kubo Division.
	MWATATE	Comprises Mwatate Location of Samburu Division.
	MSAMBWENI	Comprises Msambweni Location of Msambweni Division.
TOWNSHIP OF KWALE	GOLINI/ VYONGWANI	Comprises part of Golini Sub-Location of Golini Location of Matuga Division.
	ZIWANI	Comprises part of Golini Location of Matuga Division and Part of Mlafyeni Sub-Location of Mwaluphamba Location of Kubo Division.
	KWALE	Comprises part of Golini Location of Matuga Division and part of Mlafyeni Sub-Location of Mwaluphamba Location of Kubo Division.
	MWAMGUNGA	Comprises part of Kundutsi Sub-Location of Tsimba Location of Matuga Division and part of Mlafyeni Sub-Location of Mwaluphamba Location of Kubo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(4) COUNTY OF KILIFI	VUGA	Comprises part of Kundutsi sub-location of Tsimba Location of Matuga Division.
	MAZUMALUME	Comprises Mazumalume sub-location of Tsimba Location of Matuga Division.
	ROKA	Comprises Roka location of Bahari Division.
	MATSANGONI	Comprises Matsangoni location of Bahari Division.
	NGERENYA	Comprises Ngerenya location of Bahari Division.
	CHASIMBA	Comprises Chasimba location of Chonyi Division.
	MWARAKAYA	Comprises Mwarakaya and Bandara-Salama locations of Chonyi Division.
	ZIANI	Comprises Ziani location of Chonyi Division.
	SHIMO-LA-TEWA	Comprises Shimo-La-Tewa/Mtwapa sub-location of Mtwapa location of Kikambala Division.
	JUNJU NORTH	Comprises Kuruwitu/Kapecha/Chodari and Vipingo/Gongoni/Mikaoni sub-locations of Junju location, Kikambala Division.
	JUNJU SOUTH	Comprises Bomani/Junju/Mtomkuu sub-location of Junju location, Kikambala Division.
	MTEPENI	Comprises Kidutani/Mawamba and Kijipwa sub-locations of Mtwapa location of Kikambala Division.
	KANAMAI	Comprises Kanamai sub-location of Mtwapa location of Kikambala Division.
	MWANAMWINGA	Comprises Mwanamwinga location of Kaloleni Division.
	KAYAFUNGO	Comprises Kayafungo Location of Kaloleni Division.
	KALOLENI NORTH	Comprises Birini/Mwamleka, Chalani/Mihingoni and Mikiriani sub-locations of Kaloleni Location, Kaloleni Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KALOLENI SOUTH	Comprises Makombani/Kinani and Kaloleni/Vishakani sub-locations of Kaloleni location of Kaloleni Division.
	JIBANA	Comprises Jibana location of Kaloleni Division.
	RURUMA	Comprises Ruruma location of Kaloleni Division.
	MWAWESA	Comprises Mwawesa location of Kaloleni Division.
	KAMBE	Comprises Kambe location of Kaloleni Division.
	RABAI (PART)	Comprises Mwele/Kisrutini and part of Buni/Chesimani Sub-locations of Rabai location of Kaloleni Division.
	MWAHERA	Comprises Mwaheha location of Vitengeni Division.
	VITENGENI	Comprises Vitengeni location of Vitengeni Division.
	MRIMA WA NDEGE	Comprises Mrima Wa Ndege location of Vitengeni Division.
	SOKOKE	Comprises Sokoke location of Vitengeni Division.
	NDIGIRIA/BANDARI	Comprises Ndigiria and Bandari locations of Bamba Division.
	BAMBA	Comprises Bamba location of Bamba Division.
	MITANGANI	Comprises Mitangani location of Bamba Division.
	DUNGICHA/GANZE	Comprises Dungicha and Ganze locations of Ganze Division.
	PALAKUMI	Comprises Palakumi location of Ganze Division.
	RIBE	Comprises Ribe location of Kaloleni Division.
	KAUMA/JARIBUNI	Comprises Kauma and Jaribuni locations of Ganze Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF KILIFI	KIBARANI	Comprises Kibarani Sub-location of Tezo Location and Konjora; sub-location of Kilifi Township Location of Bahari Division.
	NGALA	Comprises Mtondia/Majaoni Sub-location of Tezo location of Bahari Division.
	HOSPITAL/SOKONI	Comprises Sokoni and Hospital Sub-locations of Kilifi Township location of Bahari Division.
	MNARANI	Comprises Mnarani Sub-location of Kilifi Township location of Bahari Division.
	MAVUENI/ MKONGANI	Comprises Mavueni/Majajani and Kiriba/Wangwani Sub-locations of Mavueni/Takaungu Location of Kikambala Division.
	SHAURI MOYO/ TAKAUNGU	Comprises Takaungu and Mkomani/Mkwajuni Sub-locations of Mavueni/Takaungu location of Kikambala Division.
TOWNSHIP OF MARIAKANI	TSANGATSINI	Comprises Tsangatsini location of Kaloleni Division.
	MARIAKANI	Comprises part of Mariakani/Mitangoni sub-location of Mariakani location of Kaloleni Division.
	KAWALA	Comprises Kawala/Kadzonzo and part of Mariakani/Mitangoni sub-locations of Mariakani location of Kaloleni Division.
	KALIANG'OMBE	Comprises Kaliang'ombe/Jimba sub-location of Rabai location of Kaloleni Division.
	MUGUMO-WA-PATSA	Comprises Mazeras/Mugumo-wa-Patsa Sub-location and Part of the Buni/Chesimani Sub-location of Rabai Location, Kaloleni Division.
(5) COUNTY OF MALINDI	JILORE	Comprises Jilore location of Malindi Division.
	LANGO MBAYA	Comprises Lango Mbaya location of Malindi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MALINDI	CHAKAMA	Comprises Chakama location of Malindi Division.
	BUNGALE	Comprises Bungale/Baricho Location of Marafa Division.
	MARAFI	Comprises Marafa Location of Marafa Division.
	GARASHI	Comprises Garashi Location of Marafa Division.
	DAGAMRA	Comprises Dagamra Location of Marafa Division.
	MAGARINI EAST	Comprises Mambrui and Marikebuni sub-locations of Magirini Location, Magarini division.
	MAGARINI WEST	Comprises Bomani and Pumwani sub-locations of Magarini location, Magarini division.
	FUNDI-ISSA	Comprises Fundi Issa sub-location of Fundi Issa location, Magarini Division.
	MARERENI	Comprises Marereni sub-location of Fundi Issa location, Magarini Division.
	ADU	Comprises Adu location of Marafa Division.
	GONGONI	Comprises Gongoni location of Magarini Division.
	MADUNGUNI	Comprises Paziani, Kakuyuni and Maduguni/Buramagongoloni Mongotini Sub-locations of Goshi Location of Malindi Division.
	MALIMO	Comprises Malimo Sub-location of Goshi Location of Malindi Division.
	GANDA/MKAUMOTO	Comprises Ganda location of Malindi Division.
	MALINDI NORTH	Comprises Sabaki sub-location of Malindi location of Malindi Division.
	MALINDI CENTRAL	Comprises Central sub-location of Malindi location of Malindi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(6) COUNTY OF TANA RIVER	BARANI	Comprises Barani Sub-location of Malindi location of Malindi Division.
	SHELA	Comprises that part of Shella sub-location (East of Malindi Hospital Road) of Malindi location, Malindi Division.
	MAWENI	Comprises that part of Shella Sub-location (West of Malindi Hospital Road) of Malindi location, Malindi Division.
	KIJIWETANGA	Comprises Kijiwetanga Sub-location of Malindi location of Malindi Division.
	GEDE SOUTH	Comprises Dabaso and Mida Majaoni sub-locations of Gede location, Malindi Division.
	GEDE NORTH	Comprises Mjombani and Mkenge sub-location of Gede location, Malindi Division.
	GEDE	Comprises Barakachembe, Chembe, Kibabamche and sub-locations of Watamu Location, Malindi Division.
	WATAMU TOWN	Comprises Jimba and Watamu Sub-locations of Watamu location, Malindi Division.
	MBALAMBALA	Comprises Mbalambala and Buwa Locations of Bangale Division.
	KAMAGURU	Comprises Kamaguru Location of Bagale Division.
	BANGALE	Comprises Bangale Location of Bangale Division.
	SAKA	Comprises Saka Location of Madogo Division.
	MADOGO SOUTH	Comprises, Madogo and Mororo Locations of Madogo Division.
	NANIGHI	Comprises Nanighi Location of Bura Division.
	SALA	Comprises Sala Location of Madogo Division.
	CHEWELE	Comprises Chewele Location of Bura Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	BURA	Comprises Bura Location of Bura Division.
	MILALULU	Comprises Milalulu, Makere and Masabubu Locations of Galole Division.
	ZUBAKI/MIKINDUNI	Comprises Zubaki and Mikinduni Locations of Galole Division.
	CHIFIRI	Comprises Chifiri Location of Galole Division.
	CHEWANI/ KIARUKUNGU	Comprises Chewani and Kiarukungu Locations of Galole Division.
	WAYU	Comprises Wayu and Kalkacha Locations of Galole Division.
	WALDEN A	Comprises Waldena Location of Galole Division.
	NDURA	Comprises Ndura and Mazuni Locations of Wenje Division.
	GWANO	Comprises Gwano Location of Wenje Division.
	ASSA	Comprises Assa Location of Garsen Division.
	NDERA	Comprises Ndera Location of Garsen Division.
	SALAMA/MWINA	Comprises Salama and Mwina Locations of Garsen Division.
	GARSEN CENTRAL	Comprises Galili and Kipao Locations of Garsen Division.
	BILISA	Comprises Bilisa Location of Garsen Division.
	GARSEN SOUTH	Comprises Ngao and Wachu Oda Locations of Garsen Division.
	SHIRIKISHO	Comprises Shirikisho Location of Garsen Division.
	KINAKOMBA	Comprises Kinakomba and Jamhuri Locations of Wenje Division
	KIPINI EAST	Comprises Kipini, Kilelengwani and Kone Masa Locations of Kipini Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(7) COUNTY OF LAMU	KIPINI WEST	Comprises Ozi and Chara Locations of Kipini Division.
	HIRIMANI	Comprises Hirimani Location of Bura Division.
	KIUNGA	Comprises Kiunga Location of Kiunga Division.
	BASUBA	Comprises Basuba Location of Kiunga Division.
	FAZA/TCHUNDWA	Comprises Faza and Tchundwa locations of Faza division.
	KIZINGITINI WEST	Comprises Mbwajumwali and Kizingitini Locations of Kizingitini Division.
	NDAU	Comprises Ndaui Location of Kizingitini Division.
	SIYU/PATE	Comprises Siyu and Pate Locations of Faza Division.
	LANGONI	Comprises Langoni Location of Amu Division.
	SHELLA MANDA	Comprises Shella/Manda Location of Amu Division.
	MKOMANI/ MATONDONI	Comprises Mkomani and Matondoni Locations of Amu division.
	MOKOWE	Comprises Mokowe Location of Hindi division.
	HINDI/MAGOGONI	Comprises Hindi/Magogoni Location of Hindi division.
	MKUNUMBI	Comprises Mkunumbi and Ndambwe locations of Mpeketoni division.
	KIONGWE	Comprises Kiongwe sub-location of Mpeketoni location, Mpeketoni division.
	CENTRAL	Comprises Central sub-location of Mpeketoni location, Mpeketoni division.
	MAPENYA	Comprises Mapenya location of Mpeketoni division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(8) COUNTY OF TAITA TAVETA	BAHARINI	Comprises Baharini location of Mpeketoni division.
	HONGWE	Comprises Hongwe location of Mpeketoni division.
	WITU	Comprises Witu location of Witu division.
	DIDE WARIDE	Comprises Dide Waride location of Witu division.
	WUNDANYI	Comprises Wundanyi location of Wundanyi Division.
	MBALE	Comprises Mbale location of Wundanyi Division.
	WERUGHA	Comprises Werugha location of Wundanyi Division.
	MWANDA/ MGHANGE	Comprises Mwanda and Mghange locations of Wundanyi Division.
	WUMINGU/ KISHUSHE	Comprises Wumingu and Kishushe locations of Wundanyi Division.
	MWAKITAU	Comprises Mwakitau location of Mwatate Division.
	BURA	Comprises Bura location of Mwatate Division.
	CHAWIA/KISHAMBA	Comprises Chawia, Kishamba and Kidaya/Ngerenyi locations of Mwatate Division.
	MWATATE	Comprises Mwatate location of Mwatate Division.
	MWACHABO	Comprises Mwachabo location of Mwatate Division.
	RONG'E (PART)	Comprises Msau/Raghai, Kigombo/Marumbenyi Sub-Locations of Rong'e location of Tausa Division.
	RONG'E JUU	Comprises Rong'e Juu location of Mwambirwa Division.
	NGOLIA	Comprises Ngolia Location of Tausa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF VOI	MBOLOLO	Comprises parts of Tausa and Mraru sub-locations of Mbololo location of Tausa Division.
	SAGALLA	Comprises Sagalla location of Voi Division.
	MARUNGU	Comprises Marungu location of Voi Division.
	KASIGAU	Comprises Kasigau location of Voi Division.
	KIRUTAI	Comprises parts of Tausa and Mraru sub-locations of Mbololo Location of Tausa Division.
	VOI NORTH EAST	Comprises parts of Mwangea and Kaloleni Sub-locations of Voi location, Voi Division.
	VOI WEST	Comprises parts of Mwangea and Kaloleni Sub-locations of Voi location, Voi Division.
	KIGHONONYI	Comprises Rong'e Nyika Sub-Location of Rong'e location of Tausa Division.
	VOI CENTRAL	Comprises part of Kaloleni sub-location of Voi location of Voi Division.
TOWNSHIP OF TAVETA	VOI SOUTH	Comprises part of Kaloleni Sub-location of Voi location of Voi Division.
	CHALA/NJUKINI	Comprises Chala and Njukini locations of Taveta Division.
	MBOGHONI	Comprises Kimala sub-location of Jipe location and part of Mboghoni Sub-location of Bomani location, Taveta Division.
	MATA	Comprises Mata sub-location of Jipe location, Taveta Division.
	KITOBO/KIMORIGHO	Comprises Kimorigho location of Taveta Division.
	MAHOO	Comprises Mahoo Sub-location of Bomani Location, Taveta Division.
	TAVETA NORTH	Comprises Mjini sub-location of Bomani location, Taveta Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(9) COUNTY OF GARISSA	TAVETA SOUTH	Comprises part of Mboghoni Sub-location of Bomani Location, Taveta Division.
	DANYERE	Comprises Danyere, Sikley and Libahalo locations of Danyere Division.
	JARAJARA	Comprises Jarajara Location of Balambala Division.
	BALAMBALA	Comprises Balambala and Dujis Locations of Balambala Division.
	SAKA	Comprises Saka Location Sankuri Division.
	SHIMBIRI	Comprises Shimbiri Location of Sankuri Division.
	KORAKORA	Comprises Korakora Location of Central Division.
	BORALGI	Comprises Boralgi Location and parts of Iftin and Waberi Locations of Central Division.
	BENANE	Comprises Eldera, Tokojo and Benane Locations of Benane Division.
	MODOGASHE	Comprises Modogashe Location of Madogashe Division.
	GARUFA	Comprises Garufa and Baraki Locations of Shant-Abak Division.
	SANKURI/ RAYA	Comprises Sankuri and Raya Locations of Sankuri Division.
	GOREALE	Comprises Goreale Location of Shant-Abak Division.
	ALANGO ARBA	Comprises Dertu and Alango Arba Locations of Dadaab Division.
	DADAAB	Comprises Dadaab Location of Dadaab Division.
	LIBOI	Comprises Kulan and Liboi Locations of Liboi Division.
	DAGAHALEY	Comprises Dagahaley Location of Dadaab Division.
	LABISIGALE	Comprises Labisigale Location of Dadaab Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	DAMAJALE	Comprises Damajale Location of Liboi Division.
	ABAKAILE	Comprises Kumahumato and Abakaile Locations of Dadaab Division.
	WELMERER	Comprises Welmerer Location of Jara Jila Division.
	DHAGAR DERA	Comprises Dhagar Dera Location of Jara Jila Division.
	JARA JILA	Comprises Jara Jila Location of Jara Jila Division.
	FAFI	Comprises Fafi Location of Jara Jila Division.
	GALMAGALA	Comprises Gubis Location and Galmagala sub-location of Galmagala Location.
	NANIGHI	Comprises Kamuthe and Nanighi Locations of Bura Division.
	BURA	Comprises Bura Location of Bura Division.
	MASABUBU	Comprises Masabubu and Garasweno Locations of Bura Division.
	BULLAGOLOL	Comprises Bullagolol Location of Hulugho Division.
	MAALAMIN	Comprises Maalamin and Ilan Locations of Madogashe Division.
	YUMBIS	Comprises Yumbis Location of Jara Jila Division.
MUNICIPALITY OF GARISSA	BULLA	Comprises Medina sub-location and parts of Galbet and Township sub-locations of Township Location of Central Division.
	STADIUM	Comprises parts of Iftin and Waberi Sub-Locations of Iftin and Waberi Locations, of Central division
	JAMHURI	Comprises Part of Galbet Sub-Location of Township location of Central Division.
	MARKET	Comprises Parts of Iftin and Galbet sub-locations of Township Location of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(10) COUNTY COUNCIL OF IJARA	BIASHARA	Comprises Part of Township Sub-Location of Township Location of Central division
	MASHAMBANI	Comprises Part of Iftin Sub-Location of Iftin Location of Central division.
	HULUGHO	Comprises Hulugho Location of Hulugho Division.
	HADARO	Comprises Hadaro Location of Sangailu Division
	SANGAILU	Comprises Sangailu Location of Sangailu Division.
	IJARA SOUTH	Comprises Jalish and Bullagolol Locations of Ijara Division.
	IJARA	Comprises Ijara Location of Ijara Division.
	KORISA	Comprises Hara and Korisa Locations of Masalani Division.
	KOTILE	Comprises Kotile Location of Masalani Division.
	MASALANI	Comprises Masalani Location of Masalani Division.
(11) COUNTY OF WAJIR	HADI	Comprises Hadi Location and Kora-Hindi sub-location of Galmagalla Location, Hulugho Division.
	SANGOLE	Comprises Bodhai and Sangole Locations of Ijara Division.
	RUGHA	Comprises of Rugha and Gerille Locations of Ijara Division.
	JOGBARU	Comprises Jogbaru Location of Central Division.
	BARWAGO	Comprises Barwago Location of Central Division.
	TOWNSHIP	Comprises Township and Hodhan locations of Central Division.
	WAGBERI	Comprises Wagberi Location of Central Division.
	LEFALEY	Comprises Dashega and Lefaley Locations of Kotulo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	WARGADUD	Comprises Wargadud and Kotulo Locations of Kotulo Division.
	ELBEN	Comprises Mansa, Ogorale and Elben Locations of Tarbaj Division.
	SARMAN	Comprises Duntoi and Sarman Locations of Tarbaj Division.
	TARBAJ	Comprises part of Tarbaj Location, Tarbaj Division.
	KHOROF HARAR	Comprises Khorof Harar and Abakfin Locations of Wajir Bor Division.
	WAJIR BOR	Comprises Riba and Wajir Bor Locations of Wajir Bor Division.
	KULAALEY	Comprises Kulaaley Location of Central Division.
	HABASWEIN TOWNSHIP	Comprises Kiwanja Ndege and Habaswein Locations of Habaswein Division.
	ABAKORE	Comprises Abakore Location of Habaswein Division.
	DILMANYALE	Comprises Dilmanyale Location of Habaswein Division.
	SABULE	Comprises Sabule, Shimbir Buul and Dagahaley Locations of Sabule Division.
	LAGBOGOL SOUTH	Comprises Lagbogol South, Tesore, Macheza and Korsen Locations of Habaswein Division.
	BENANE	Comprises Benane and Sarif Locations of Sabule Division.
	IBRAHIM URE	Comprises Ibrahim Ure and Gerille Locations of Dif Division.
	DIF	Comprises Dif and Dadaja-Bulla Locations of Dif Division.
	BURDER	Comprises Burder Location of Dif Division.
	GODOMA	Comprises Godoma and Dugo Locations of Bute Division.
	BUTE	Comprises Bute and Ogorji Locations of Bute Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	GURAR	Comprises Gurar Location of Gurar Division.
	AJAWA	Comprises Ajawa Location of Gurar Division.
	LENSAYU	Comprises Lensayu and Lakole North Locations of Buna Division.
	KORONDILE	Comprises Korondile Location of Buna Division
	BUNA	Comprises Buna, Ingirir and Mulka Gufu Locations of Buna Division.
	BATALU	Comprises Batalu Location of Buna Division.
	DELA	Comprises Kilkiley and Dela Locations of El Das Division.
	ELDAS	Comprises Eldas location of Eldas division.
	LAKOLE SOUTH	Comprises Lakole South Location of EL Das Division.
	BASIR	Comprises Basir Location of Griftu Division.
	ARBAJAHAN	Comprises Arbajahan Location of Griftu Division.
	BOJI/GARSE	Comprises Boji Heri Location of Griftu Division.
	GRIFTU	Comprises Griftu Location of Griftu Division.
	EL NUR	Comprises EL Nur Location of Griftu Division.
	TULA TULA	Comprises Tula Tula Location of Griftu Division.
	WAGALLA	Comprises Wagalla Location of Griftu Division.
	GANYURE	Comprises Ganyure and Kukala Locations of Griftu Division.
	HADADO	Comprises Adhibohol, Hadado North and Lolkuta North Locations of Hadado Division.
	ADAMSAJIDE	Comprises Adamsajide, Lolkuta South and Hadado South Locations of Hadado Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(12) COUNTY OF MANDERA	LAGBOGHOL NORTH	Comprises Lagboghhol North Location of Hadado Division.
	DAMBAS	Comprises parts of Dambas and Tarbaj Locations of Tarbaj Division.
	DADAJA-BULLA	Comprises Dadaja-Bulla Location of Diff Division.
	DANABA	Comprises Quadama and Danaba Locations of Gurrar Division.
	ADHIBOHOL	Comprises Adhibohol Location of Hadado Division.
	KIBILAI	Comprises of Kibilai Location (i.e. habaswein Primary School, Habaswein Girls Secondary School and Udhole Centre) of Habaswein Division.
	BASIR	Comprises of Basir Location of Griftu Division.
	MALKAMARI	Comprises Malkamari, Malkaruqa and Hullo Location of Malkamari Division.
	GUBA	Comprises Guba location of Malkamari Division.
	BANISSA	Comprises Banissa location of Banissa division.
	LULIS/EYEMOLE	Comprises Lulis and Eyemole Locations of Banissa Division.
	DERKALE	Comprises Darkale Location of Banissa Division.
	KILIWERI	Comprises Kiliweri Location of Banissa Division.
	DANDU	Comprises Iresteno and Dandu Locations of Dandu Division.
	GITHER	Comprises Gither Location of Dandu Division.
	TAKABA NORTH	Comprises Takaba and Darwed Locations of Takaba Division.
	TAKABA SOUTH	Comprises Didkuro, Dudubule and Wangai Dahan Locations of Takaba Division.
	KUTULO SOUTH	Comprises Kutulo, El-Ramu and Garsesala Locations of Kutulo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KUTULO NORTH	Comprises Daba City, Bore Hole Eleven and Kutayu Locations of Kutulo Division.
	EL-WAK SOUTH	Comprises El-Wak Town and El-Wak South Locations of El-Wak Division.
	EL-WAK NORTH	Comprises Dasheg Wante, Wante and Bulla Afya Locations of El-Wak Division.
	SHIMBIRI FATUMA	Comprises Shimbiri Fatuma, Burmayo North and Burmayo South and Fincharo Locations of Shimbiri Fatuma Division.
	WARGADUD	Comprises Wargadud, Wargadud East and Quramathow Locations of Wargadud Division.
	OLLA	Comprises Sarman and Olla locations of As-Habito Division.
	GUTICHA	Comprises Guticha and Shirshir Locations of As-Habito Division.
	MAROTHILE	Comprises Marothile and Kubionile Locations of As-Habito Division.
	AS-HABITO	Comprises Ogarwein and As-Habito Locations of As-Habito Division.
	RHAMU DIMITU	Comprises Rhamu Dimtu, Garsey, Mado and Yabicho Locations of Rhamu Dimtu Division.
	RHAMU	Comprises Shantoley Location of Rhamu Division.
	GIRISSA	Comprises of Girissa and Rhamu Locations of Rhamu Division.
	LAFEY	Comprises Lafey, Lafey South, Damasa, Kabo and Kamora Liban Locations of Lafey Division.
	WARANQARA	Comprises Gari, Waranqara and Bambo Locations of Waranqara Division.
	FINO	Comprises Fino Location of Fino Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	ARABIA	Comprises Arabia and Omar Jillow Locations of Fino Division.
	LIBEHIA	Comprises Libehia/Kula Deer and Oda locations of Libehia Division.
	HARERI	Comprises Sala, Gumbisu and Hareri Locations of Hareri Division.
	KALALIYO WEST	Comprises Kalaliyo and Gududiye Locations of Kalaliyo Division.
	KALALIYO EAST	Comprises Karo, and Garba Qoley location of Kalaliyo Division.
	ALANGO GOF	Comprises Alango Gof Location of Lafey Division.
	BUR ABOR/BULA HAJI	Comprises Bur Abor and Bula Haji Locations, Kalaliyo Division.
	FINCHARO	Comprises Fincharo location of Shimbir Fatuma Division.
	KALALIYOCENTRAL	Comprises Gingo and Bela Locations of Kalaliyo Division.
	HARIRE HOSLEY	Comprises Harire Hosley Location of Kalaliyo Division.
	ARESA	Comprises Aresa Location of Hareri division, Sarohindi and Farey locations of Libehia Division.
TOWNSHIP OF MANDERA	NEBOI	Comprises Neboi Location of Central Division.
	SHAFSHAFEY	Comprises Shafshafey Location of Central Division.
	BARWAKO	Comprises Bulla Barwako Location of Central Division.
	BULLA MPYA	Comprises Bulla Mpya location of Central Division.
	BULLA JAMHURIA	Comprises Bulla Jamhuria Location of Central Division.
	BORDER POINT ONE	Comprises Border Point One Location of Mandera Central Division.
	TOWNSHIP/ KAMORO	Comprises of Township and Kamoro locations of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(13) COUNTY OF MARSABIT	ILLERET	Comprises Illeret location of North Horr division.
	NORTH HERR	Comprises North Horr location of North Horr division
	DUKANA	Comprises Dukana location of North Horr division.
	BALESA RIRIBA	Comprises Balesa Rirba location of North Horr division.
	KALACHA	Comprises Kalacha location of Maikona division.
	MAIKONA	Comprises Maikona location of Maikona division.
	HURRI HILLS	Comprises Hurri Hill location of Maikona division.
	BUBISA	Comprises Bubisa Location of Turbi division.
	SAGANTE	Comprises Sagante location of Gadhamoji division.
	DIRIB GOMBO	Comprises Jaldessa and Dirib Gombo locations of Gadhamoji division.
	DAKABARICHA	Comprises Mata Arba and in place thereof Dakabaricha sub-location of Dakabaricha location, Central division.
	JIRIME	Comprises Jirime sublocation of Dakabaricha location, central division.
	MOUNTAIN	Comprises Mountain location of Central division.
	NAGAYO	Comprises Nagayo location of Central division.
	KARARE	Comprises Karare and Songa locations of Central Division.
	LAISAMIS	Comprises Laisamis location of Laisamis division.
	MERILLE	Comprises Merille location of Laisamis division.
	LOGOLOGO	Comprises Logologo location of Laisamis division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(14) COUNTY OF MOYALE	KORR	Comprises Korr location of Laisamis division.
	NGURUNIT	Comprises Ngurunit location of Laisamis division.
	SOUTH HERR	Comprises South Horr and Kargi locations of Loiyangalani division.
	MT. KULAL	Comprises Mt. Kulal location of Loiyangalani division.
	LOIYANGALANI	Comprises Loiyangalani location of Loiyangalani division.
	GALAS	Comprises Galas Location of North Horr Division.
	TURBI	Comprises Turbi Location of Turbi Division.
	QILTA	Comprises Qilta Location of Gadhamonji Division.
	URAN	Comprises Uran location of Uran division.
	WALDA/RAWANA	Comprises Walda and Rawana locations of Uran division.
	SOLOLO	Comprises Sololo and Waye locations of Obbu division.
	SOLOLO MAKUTANO	Comprises Sololo Makutano and Hambalo locations of Obbu division.
	DAMBALA FACHANA	Comprises Dambala Fachana Location of Obbu Division.
	BORI	Comprises Bori Location of Central Division.
	ODDA	Comprises Odda location of Golbo division.
	BUTIYE	Comprises Butiye and Somare location of Central division.
	MOYALE	Comprises Township and Sessi sub-locations, of Moyale location Central Division.
	GURUMESSA	Comprise Gurumessa sub-location of Moyale Location of Central division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(15) COUNTY OF ISIOLO	GURUMESSA	Comprise Township sub-locations of Moyale location of Central Division.
	MANYATTA	Comprises Manyatta location of Central division.
	NANA	Comprises Nana location of Golbo division.
	GODOMA	Comprises Godoma location of Golbo division.
	DABEL	Comprises Dabel location of Golbo division.
	GOLOLE	Comprises Golole location of Uran division.
	HEILU	Comprises Heilu and Kirisa locations of Central division.
	BULLA PESA	Comprises Bulla Pesa sub-location of Isiolo Central Location of Central Division.
	ODHA	Comprises Kambi Odha sub-location of Central location of Central Division.
	WABERA	Comprises Wabera sub-location of Isiolo East Location of Central Division.
	KIWANJANI	Comprises Kiwanjani sub-location of Isiolo East location of Central Division.
	BURAT	Comprises Burat sub-location of Isiolo West Location of Central Division.
	KILIMANI	Comprises Isiolo West sub-location of Isiolo West location of Central Division.
	NGARE MARA	Comprises Ngare Mara Location of Central Division.
	KIPSING	Comprises Kipsing Location of Oldo-Nyiro Division.
	OLDO-NYIRO	Comprises Oldo-Nyiro Location of Oldo-Nyiro Division.
	BISAN BILIQO	Comprises Bisan Biliqo Location of Merti Division.
	BULESA	Comprises Bulesa Location of Merti Division.
	MERTI	Comprises Merti Location of Merti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KORBESA	Comprises Korbessa Location of Merti Division.
	MALKAGALLA	Comprises Malkagalla Location of Merti Division.
	YAMICHA	Comprises Yamicha Location of Merti Division.
	SERICHO	Comprises Sericho Location of Sericho Division.
	MADOGASHE	Comprises Madogashe and Eldera Locations of Sericho Division.
	ERESABORU	Comprises Eresaboru Location of Sericho Division.
	GARFARSA	Comprises Garfarsa Location of Garba Tula Division.
	MALKADAKA	Comprises Malkadaka Location of Garba Tula Division.
	GARBA TULLA	Comprises Garba Tulla Location of Garba Tulla Division.
	KULA MAWE	Comprises Kula Mawe Location of Kinna Division.
	KINNA	Comprises Kinna Location of Kinna Division.
	RAPSU	Comprises Rapsu Location of Kinna Division.
(16) COUNTY OF MERU NORTH	NJIA (PART)	Comprises Njia, parts of Muringene and Antubeiga Locations of Igembe North Division.
	KANGETA	Comprises Kangeta, Nkinyanga and Mukululu Locations of Igembe North Division.
	KIEGOI	Comprises Kiegoi and Kanthiari Locations of Igembe Central Division.
	GITERETU/ ANCHENGE	Comprises Giteretu sub-locations of Luluma location and Anchenge Sub-location of Antubochiu location of Igembe Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	IGEMBE EAST	Comprises Miori, Ngujuju and part of Kiengu Locations of Igembe East Division.
	IGEMBE SOUTH EAST	Comprises Athiru Gaiti, Kindani and part of Kirimampio Locations of Igembe South East Division.
	IGEMBE SOUTH	Comprises Kabuline, Kanuni and Kiguru Locations of Igembe South Division.
	IGEMBE SOUTH WEST	Comprises Akachiu, Athi, Nduguto and Giika Locations of Igembe South West Division.
	NAATHU	Comprises Naathu Location of Mutuati Division.
	AMWATHI I	Comprises Amwathi I sub-location of Kabachi Location of Mutuati Division.
	AMWATHI II	Comprises Amwathi II sub-location of Kabachi location Mutuati division.
	ANTUAMBUI	Comprises Antuambui Location of Laare Division.
	NTUNENE	Comprises Ntunene Location of Laare Division.
	AKIRANG'ONDU	Comprises Akirang'onde Location of Laare Division.
	ANTUBETWE KIONGO	Comprises Antubetwe Kiongo and Luciuti Locations of Ndoleli Division.
	ATHIRU RUNJINE	Comprises Athiru Runjine Location of Ndoleli Division.
	KAWIRU	Comprises Kawiru Location of Ndoleli Division.
	MITUNTU	Comprises Mituntu Location of Tigania West Division.
	ATHWANA/RWANDA	Comprises Athwana and Rwanda sub-locations of Akithi Division.
	THINYAINE/ NCHORO	Comprises Thinyaine and Nchoro location of Akithi division.
	KITHEO	Comprises Kitheo Location of Akithi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIANJAI	Comprises Miathene and Kianjai Locations of Tigania West Division.
	NKOMO	Comprises Nkomo and Kimachia Locations of Uringu Division.
	MBEU	Comprises Mbeu and Kiorimba Locations of Uringu Division.
	KARAMA	Comprises Antuanduru and Karama Locations of Tigania North Division.
	MUTHARA	Comprises Muthara Location of Tigania North Division.
	BUURI	Comprises Buuri location of Tigania North division.
	KIGUCWA	Comprises Miciimukuru and Kigucwa Locations of Tigania Central Division.
	MIKINDURI EAST	Comprises Mikinduri East Location of Tigania Central Division.
	MIKINDURI WEST	Comprises Mikinduri West Location of Tigania Central Division.
	THANGATHA	Comprises Thangatha Location of Tigania Central Division.
	NKAMIA	Comprises Nkamia location of Tigania East division.
MUNICIPALITY OF MAUA	MAILLO TATU	Comprises Thura Sub-Location of Muringene Location and part of Antubeiga Locations of Igembe North Division.
	STADIUM	Comprises part of Kaibu Sub-Location of Maua Location of Igembe Central Division.
	MAUA SOUTH	Comprises Buri Maria and Makiri Sub-Locations of Antubochiu and Luluma Locations of Igembe Central Division.
	MAUA NORTH	Comprises of Kithetu Location of Igembe Central Division and part of Antubetwe Sub-Location of Kiengu Location of Igembe East Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(17) COUNTY OF MERU SOUTH	MAUA EAST	Comprises Amwathi, Gitura and part of Kaibu Sub-Locations of Maua Location of Igembe Central Division and part of Bwethaa sub-location of Kirimampio Location of Igembe South East Division.
	KIERA	Comprises Kiera Location of Mwimbi Division.
	MAARA	Comprises Maara Location of Mwimbi Division.
	GANGA	Comprises Ganga Location of Mwimbi Division.
	MITHERU	Comprises Mitheru Location of Muthambi Division.
	MUTHAMBI	Comprises Muthambi Location of Muthambi division.
	GITIJE	Comprises Gitije location of Muthambi division.
	KITHANGANI/ MARIANI	Comprises Kithangani Location and Mariani Sub-Location of Karingani Location of Chuka Division.
	GITARENE	Comprises Gitarene Location of Chuka Division.
	MWONGE	Comprises Mwonge, Kabuboni and Rubate Locations of Magumoni Division.
	THUITA	Comprises Thuita and Magumoni Locations of Magumoni Division.
	MUKUUNI	Comprises Mukuuni location of Magumoni division.
	KAMWIMBI	Comprises Itugururu and Kamwimbi Locations of Igambangombe Division.
	KAJUKI	Comprises Mutino, Kamaindi and Kajuki Locations of Igambangombe Division.
MUNICIPALITY OF CHUKA	KIANG'ONDU	Comprises Chuka Towship, Mucwa and Kiang'onde of Kiang'onde location, Chuka Division.
	CHUKA EAST	Comprises Jaina, Ndagani and Rukindu Sub-Locations of Karingani location of Chuka Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MUIRU EAST	Comprises Karongone Sub-Location of Karingani Location of Chuka Division.
	MUIRU WEST	Comprises Muiru Location of Chuka Division.
	MUGIRIRWA WEST	Comprises Kirege Sub-Location of Mugwe Location of Chuka Division.
	MUGIRIRWA EAST	Comprises Mugirirwa Sub-Location of Mugwe Location of Chuka Division.
TOWNSHIP OF CHOGORIA	CHOGORIA	Comprises Gianchuku and Chogoria sub-locations of Chogoria Location of Mwimbi Division.
	KIRARO	Comprises Kiraro and Mukwego sub-locations of Chogoria Location of Mwimbi Division.
	MURUGI WEST	Comprises Gitombani, Gantaraki, Part of Kianjagi and part of Kiriani sub-locations of Murugi Location of Mwimbi Division.
	MURUGI EAST	Comprises Part of Kianjagi, Part of Kiriani, Kithare and Munga Sub-Locations of Murugi Location of Mwimbi Division.
(18) COUNTY OF MERU CENTRAL	ONTULILI	Comprises Ontulili Location of Timau Division.
	KIRIMARA	Comprises Kirimara and Ngusishi locations of Timau Division.
	KISIMA	Comprises Kisima and Ntirimiti Locations of Timau Division.
	KIIRUA	Comprises Kiirua Location of Buuri Division.
	NAARI	Comprises Naari Location of Buuri Division.
	RUIRI	Comprises Ruiri and Rwarera Locations of Buuri Division
	CHUGU	Comprises Chugu and Munithu Locations of Miriga Mieru East Division.
	THUURA	Comprises Thuura, Nkabune and Mukua Locations and Njoka Sub-Location of Mulathankari Location of Miriga Mieru East Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	GIAKI	Comprises Giaki and Kaburine Locations of Miriga Mieru East Division.
	NTAKIRA (PART)	Comprises Igoki Location, Ncaure/Kirugua, Ngonyi and Gitugu Sub-Locations of Ntakira Location, Miriga Mieru West Division.
	NTHIMBIRI (PART)	Comprises Nthimbiri, Kainginyo and part of Mpuri Sub-Locations of Nthimbiri Location, Miriga Mieru West Division.
	KIBIRICHIA	Comprises Kiamiogo and Kimbirichia Locations of Abothuguchi West Division.
	KIAMIOGA	Comprises Kiamioga and Ntumbiri locations of Abothuguchi West division.
	KATHERI	Comprises Katheri East, Katheri Central and Katheri West Locations of Abothuguchi West Division.
	KIBARANYAKI	Comprises Kibaranyaki and Marathi Locations of Abothuguchi West Division.
	KITHIRUNE	Comprises Kithirune East and Kithirune West Locations of Abothuguchi West Division.
	GATIMBI	Comprises Gatimbi and Mariene Locations of Abothuguchi Central Division.
	KARIENE	Comprises Kariene and Karia Locations of Abothuguchi Central Division.
	MWANGATHIA	Comprises Gaitu, Nduruma and Mwangathia Locations of Abothuguchi East Division.
	KIAGU	Comprises Kiagu, Makandune and Kiija Locations of Abothuguchi East Division.
	MITUNGUU	Comprises Mitunguu Location of Nkuene Division.
	URUKU	Comprises Uruku Location of Nkuene Division.
	KATHERA	Comprises of Kathera Location of Nkuene Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MERU	MIKUMBUNE	Comprises Mikumbune Location of Nkuene Division.
	IGOKI	Comprises Igoki Location of Abogeta Division.
	ABOGETA	Comprises Abogeta Location of Abogeta Division.
	KANYAKINE	Comprises Kanyakine, Kiringa and Nkachie Locations of Abogeta Division.
	KINORO/KIANJOGU	Comprises Kinoro and Kianjogu Locations of Igoji Division.
	MWERU	Comprises Mweru Location of Igoji Division.
	IGOJI	Comprises Igoji Location of Igoji Division.
	KARIA	Comprises Karia Location of Igoji Division.
	KITHANGARI	Comprises Kithangari Location of Abogeta Division.
	CATHEDRAL	Comprises part of Township Sub-Location of Meru Municipality Location of Miriga Mieru West Division.
	HOSPITAL	Comprises part of Township sub-location of Meru Municipality Location of Miriga Mieru West Division.
	COMMERCIAL	Comprises part of Township sub-location of Meru Municipality Location of Miriga Mieru West Division.
	MILIMANI	Comprises part of Tuntu Sub-location of Ntima Location of Miriga Mieru West Division.
	CENTRAL	Comprises part of Tuntu sub-location of Ntima Location of Miriga Mieru West Division.
	MWENDANTU	Comprises part of Tuntu sub-location of Ntima Location of Miriga Mieru West Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(19) COUNTY OF THARAKA	KAAGA	Comprises Kaaga Municipality sub-location of Meru Municipality Location and Kaaga Mulathankari Sub-location of Mulathankari Location of Miriga Mieru West Division and part of Kithoka Sub-location of Chugu Location of Miriga Mieru East Division.
	STADIUM	Comprises Upper Igoki Sub-location of Ntima Location of part of Mpuri Sub-location of Nthibiri Location and Magundu Sub-location of Ntakira Location, of Miriga Mieru West Division.
	GAKOROMONE	Comprises Gakoromone sub-location of Meru Municipality Location of Miriga Mieru West Division.
	TUNYAI	Comprises Tunyai Location of Tharaka South Division.
	CHIAKARIGA	Comprises Chiakariga and Nkarini Locations of Tharaka South Division.
	KAMARANDI/ KAMANYAKI	Comprises Kamarandi and Kamanyaki Locations of Tharaka South Division.
	NTUGI	Comprises Ntugi and Gituma Locations of Tharaka Central Division.
	MARIMANTI	Comprises Marimanti Location of Tharaka Central Division.
	TURIMA	Comprises Turima and Karocho Locations of Tharaka Central Division.
	NKONDI	Comprises Nkondi and Matakiri Locations of Tharaka Central Division.
	MWANYANI	Comprises Mwanyani location of Tharaka Central Division.
	GIKINGO	Comprises Gikingo Location of Tharaka North Division.
	THITI	Comprises Thiti location of Tharaka North Division.
	KANJORO	Comprises Kanjoro and Ntoroni Locations of Tharaka North Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(20) COUNTY OF EMBU	KATHANGACHINI	Comprises Kathangachini Location of Tharaka North Division.
	GATUE	Comprises Gatue Location of Tharaka North Division.
	MARAGWA	Comprises Maragwa Location of Tharaka North Division.
	GAKURUNGU	Comprises Gakurungu Location of Tharaka South Division.
	NGINDA	Comprises Nginda Location of Manyatta Division.
	NGANDORI	Comprises Ngandori Location of Manyatta Division.
	RUGURU	Comprises Ruguru Location of Manyatta Division.
	GATURI SOUTH	Comprises Gaturi South Location of Nembure Division.
	KITHIMU	Comprises Kithimu Location of Nembure Division.
	GATURI NORTH	Comprises Gaturi North and Makengi Locations of Manyatta and Nembure Divisions respectively.
	KYENI NORTH PART	Comprises Kiangungi and Kathari sub-locations of Kyeni North Location, Kyeni Division.
	KAGAARI NORTH EAST	Comprises Mikuuri and Kanja sub-locations of Kagaari North Location, Runyenjes Division.
	KAGAARI NORTH WEST	Comprises Kianjogoma and Mbuinjeru sub-locations of Kagaari North Location of Runyenjes Division.
	KARURUMO/KIGUMO	Comprises Karurumo Location and Kigumo Sub-location of Kyeni South Location, Kyeni Division.
MUNICIPALITY OF EMBU	NJUKIRI	Comprises Nthambo and part of Njukiri Sub-Locations of Embu Municipality Location, Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF RUNYENJES	BLUE VALLEY	Comprises parts of Dalas/Stadium, Kamiu and Njukiri sub-locations of Embu Municipality Location, Central Division.
	KANGARU	Comprises Kiangima and Gatituri Sub-Locations of Mbeti North Location, of Central Division.
	ITABUA	Comprises Itabua Sub-Location of Mbeti North Location, Central Division.
	KAMIU	Comprises part of Kamiu Sub-Location of Embu Municipality Location, Central Division.
	MATAKARI	Comprises Part of Dalas/Stadium Sub-Location of Embu Municipality Location, Central Division.
	MAJENGO	Comprises part of Dalas/Stadium Sub-Location of Embu Municipality Location, Central Division.
	KYENI URBAN	Comprises Rukuriri, Mufu, Kathanjure and Nyagari Sub-locations of Kyeni North Location of Kyeni Division.
	GICHERA	Comprises Gichera and Kiringa Sub-Locations of Kagaari South Location, Runyenjes Division.
	NTHAGAIYA	Comprises Nthagaiya and Kwanjara Sub-Locations of Kagaari South Location of Runyanjes Division.
	RUNYENJES CENTRAL	Comprises Kigaa, Gikuuri, Mbiruri, Gitare and Gichiche Sub-Locations of Runyenjes Town Location, Runyenjes Division.
(21) COUNTY OF MBEERE	KARABA	Comprises Karaba Location of Mwea Division.
	RIAKANAU	Comprises Riakanau Location of Mwea Division.
	MAKIMA	Comprises Makima Location of Mwea Division.
	MBETI SOUTH	Comprises Mbeti South Location of Gachoka Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(22) COUNTY OF KITUI	MAVURIA	Comprises Mavuria, Kithunthiri and Gichiche Locations of Gachoka Division.
	KIAMBERE	Comprises Kiambere and Mutuovare locations of Gachoka division.
	KIANJIRU	Comprises Kianjiru location of Gachoka division.
	MBITA	Comprises of Mbita location of Gachoka division.
	ISHIARA	Comprises Ishiara location of Evurore division.
	KANYUAMBORA	Comprises Kanyuambora location of Evurore division.
	KIANG'OMBE	Comprises Kiang'ombe location of Evurore division.
	NTHAWA	Comprises Nthawa location of Siakago division.
	GITIBURI	Comprises Gitiburi location of Siakago division.
	MUMINJI	Comprises Muminji and Mutitu locations of Siakago division.
	NDURUMORI	Comprises of Ndurumori Location of Evurore Division.
	KWA VONZA	Comprises Kwa Vonza Location of Yatta Division.
	YATTA/NTHONGONI	Comprises Yatta and Nthongoni Locations of Yatta Division.
	KANYANGI	Comprises Kanyangi Location of Yatta Division.
	KATUTU/MUTANDA	Comprises Katutu and Mutanda Locations of Mutonguni Division.
	KAKEANI/MUTONGUNI	Comprises Kakeani and Mutonguni Locations of Mutonguni Division.
	KIVANI/KAUWI	Comprises Kivani and Kauwi Locations of Mutonguni Division.
	MUSENGO/USIANI	Comprises Musengo and Usiani Locations of Mutonguni Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KWA MUTONGA/ KATHIVO	Comprises Kwa Mutonga, Kwa Mulungu and Kathivo locations of Matinyani Division.
	MIAMBANI	Comprises Miambani Location of Central Division.
	KISASI/ MBUSYANI	Comprises Kisasi, and Mbusyani Locations of Kyuluni Division.
	MBITINI	Comprises Mbitini location of Kyuluni division.
	MALIKU/ITOLEKA PART	Comprises Maluku Location and Kavuta Sub-Location of Itoleka Location, Central Division.
	MUTITU/ KALIKU	Comprises Mutitu and Kaliku Locations of Mutitu Division.
	ZOMBE (SOMBE)	Comprises Zombe (Sombe) Location of Mutitu Division.
	NZANGA/THUA/ ITHUMULA	Comprises Thua and Nzangathi Locations, Ithumula sub-location of Nzambani location of Kyuluni Division.
	MALALANI/ ENDAU	Comprises Malalani and Endau Locations of Mwitika Division.
	MWITIKA/ KYAMATU	Comprises Mwitika and Kyamatu Locations of Mwitika Division.
	VOO	Comprises Voo Location of Mutha Division.
	IKANGA	Comprises Ikanga Location of Mutomo Division.
	KYATUNE	Comprises of Kyatune location of Mutomo Division.
	MUTOMO/KIBWEA	Comprises Mutomo and Kibwea Locations of Mutomo Division.
	KANZIKO/ SIMISI	Comprises Kanziko and Simisi Locations of Mutha Division.
	MATHIMA	Comprises of Mathima Location of Mutha Division.
	IKUTHA/ KASALA	Comprises Ikutha and Kasala Locations of Ikutha Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KITUI	MALUMA/ KALIVU	Comprises Maluma and Kalivu Locations of Ikutha Division.
	ATHI	Comprises of Athi Location of Ikuta Division.
	KISEUNI	Comprises of Kiseuni and Kanyongonyo Locations of Yatta Division.
	MUTHA/NDAKANI	Comprises Mutha and Ndakani Locations of Mutha Division.
	KITHUMULA/ KAUMA	Comprises Kithumula and Kauma Locations of Matinyani Division.
	KALIMANI/MATINYANI/MUTULU	Comprises Kalimani, Matinyani and Mutulu Locations of Matinyani Division.
	KYANGWITHYA EAST (PART)	Comprises Museve/Ivaini, Mulundi and Misewani Sub-Locations of Kyangwithya East Location, Central Division.
	TOWNSHIP	Comprises Kitui Township Location of Central Division.
	KAVETA	Comprises of Kaveta and Mutune Sub-Locations of Kyangwithya East Location, Central Division.
	KYANGWITHYA WEST	Comprises Kyangwithya West Location of Central Division.
	ITOLEKA/ KATULANI	Comprises Itoleka Sub-Location of Itoleka Location and Katulani Location, Central Division.
	MULANGO	Comprises Mulango Location of Central Division.
	KYANIKA/ MALUMA	Comprises Kyanika and Maluma Sub-Locations of Nzambani Location, Kyuluni Division.
(23) COUNTY OF MWINGI	TSEIKURU/ MUSAVANI	Comprises Tseikuru and Musavani Locations of Tseikuru Division.
	MASYUNGWA	Comprises Masyungwa Location Tseikuru Division.
	MIVUKONI	Comprises and Mivukoni Location of Kyuso Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIMANGAU	Comprises Kimangau Location of Kyuso Division.
	KYUSO/ KAMUW'ONGO	Comprises Kyuso and Kamuw'ongo Locations of Kyuso Division.
	THARAKA	Comprises Tharaka Location of Mumoni Division.
	KATSE/MUTANDA/ NGUUKU	Comprises Katse, Mutanda and Nguku Locations of Mumoni Division.
	KAKUYU/ MUKONG'A	Comprises Mukong'a and Kakuyu Locations of Mumoni Division.
	NGUNI	Comprises Nguni Location of Nguni Division.
	WAITA/ENDUI	Comprises Waita and Endui Locations of Central Division.
	MITAMISYI	Comprises Mitamisyi Location of Ngomeni Division.
	NGOMENI	Comprises Ngomeni location of Ngomeni division.
	UKASI	Comprises Ukasi Location of Nguni Division.
	MBUVU	Comprises Mbuvu location of Nguni division.
	MUTYANGOME	Comprises Mutyangome Location of Nuu Division.
	WINGEMI	Comprises Wingemi location, Nuu Division.
	NUU	Comprises Nuu Location of Nuu Division.
	KALITINI	Comprises Kalitini Location of Mui Division.
	MUI	Comprises Mui Location of Mui division.
	KYOME	Comprises Kyome Location of Migwani Division.
	MIGWANI	Comprises Migwani Location of Migwani Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF MWINGI	NZAUNI	Comprises Nzauni Location of Migwani Division.
	NGUUTANI	Comprises Nguutani Location of Migwani Division.
	THITANI	Comprises Thitani and Thaana Nzau Locations of Migwani Division.
	KANTHUNGU	Comprises of Kanthungu Location of Mumoni Division.
	KYETHANI/ KIOMO	Comprises Kiomo and Kyethani Locations of Central Division.
	KAVUVWANI	Comprises Mwingi and Kavuvwani Sub-Locations of Mwingi Location of Central Division.
	KATALWA/ NZELUNI	Comprises Mumbuni and Nzeluni Locations of Central Division.
	KANZANZU	Comprises Kanzanzu Location of Central Division.
	MWINGI/ITHUMBI	Comprises Kyanika and Ithumbi sub-locations of Mwingi location of Central division.
	KIVOU/E-NZIU	Comprises Kivou, E-nziu and Kanzui sublocations of Mwingi location of Central division.
(24) COUNTY OF MASAKU	MUTHESYA	Comprises Muthesya Location of Ndithini Division.
	DITHINI/MANANJA	Comprises Ndithini and Mananja Locations of Ndithini Division.
	EKALAKALA/ IKAATINI	Comprises Ekalakala and Ikaatini Locations of Masinga Division.
	MASINGA	Comprises Masinga Location of Masinga Division.
	KIVAA	Comprises Kivaa Location of Masinga Division.
	KANGONDE	Comprises Kangonde Location of Masinga Division.
	NDALANI	Comprises Ndalani Location and the Western Part of Kithimani Sub Location of Kithimani Location of Yatta Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MAVOLONI	Comprises Mavoloni Location of Yatta Division.
	KINYAATA	Comprises Kinyaata Location of Katangi Division.
	KITHYOKO	Comprises Kithyoko location of Masinga Division.
	IKOMBE	Comprises Ikombe Location of Katangi Division.
	KATANGI	Comprises Katangi Location of Katangi Division.
	KATHAMA	Comprises Kathama Location of Mwala Division.
	MBIUNI	Comprises Mbiuni location of Mwala division.
	MAKUTANO/MANGO	Comprises Mango and Makutano Locations of Mwala Division.
	MWALA	Comprises Mwala Location of Mwala Division.
	MASII	Comprises Masii Location of Mwala Division.
	VULYA	Comprises Vulya Location of Mwala Division.
	WAMUNYU	Comprises Wamunyu Location of Yathui Division.
	YATHUI	Comprises Yathui Location of Yathui Division.
	MUTHETHENI	Comprises Muthetheni Location of Yathui Division.
	MIU	Comprises Miu Location of Yathui Division.
	KIBAUNI/IKALAASA	Comprises Kibauni and Ikalaasa Locations of Yathui Division.
	MITABONI	Comprises Mitaboni, Miumbuni and Kinyau sub-locations of Mitaboni Location of Kathiani Division.
	MATHUNYA	Comprises Mathunya, Thinu and Ngiiini sub-locations of Mitaboni location, Kathiani division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MACHAKOS	KATHIANI	Comprises Kathiani Location of Kathiani Division.
	KAWEA	Comprises of Kaewa Location of Kathiani Division.
	IVETI	Comprises Iveti, Kaliluni and Kombu sub-locations of Iveti Location, Kathiani Division.
	KAANI	Comprises Kaani and Kitunduni sub-locations of Iveti location, Kathiani division.
	KALAMA/ KYANGALA	Comprises Kalama and Kyangala locations of Kalama Division.
	MUUMANDU/KOLA	Comprises Lubwa and Kola Locations of Kalama Division.
	KYUA	Comprises Kyua Location of Katangi Division.
	NGELANI	Comprises Ngelani Location of Central Division.
	MUTITUNI	Comprises Mutituni Location of Central Division.
	MUA	Comprises Mua Location of Central Division.
	MUMBUNI NORTH	Comprises Kasinga, Mungala and Lower Kiandani Sub- Locations of Mumbuni Location of Central Division.
	MUMBUNI SOUTH	Comprises Upper Kiandani and Misakwani sub-locations of Mumbuni Location of Central Division.
	KIIMA KIMWE	Comprises Kiima Kimwe Location of Central Division.
	MUVUTI	Comprises Muvuti location of Central division.
	KIMUTWA	Comprises Kimutwa Location of Central Division.
	KATHEKA-KAI	Comprises Katheka-Kai Location of Central Division.
	MJINI	Comprises Mjini Sub-Location of Machakos Town Location of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MAVOKO	EASTLEIGH	Comprises Eastleigh Sub-Location of Machakos Town Location of Central Division.
	SOPHIA/KENYA MEAT	Comprises part of Athi River Town Sub-Location of Athi River Location of Athi River Division.
	MAKADARA	Comprises part of Athi River Town Sub-Location of Athi River Location of Athi River Division.
	ATHI RIVER NORTH	Comprises Athi River North Sub-Location of Athi River Location of Athi River Division.
	KATANI	Comprises Katani Location of Athi River Division.
	MUTHWANI	Comprises Muthwani Sub-Location of Lukenya Location of Athi River Division.
	KINANIE/ MATHATANI	Comprises Kinanie and Mathatani Sub-Locations of Lukenya Location of Athi River Division.
TOWNSHIP OF KANGUNDO	INDUSTRIAL STATION	Comprises part of Athi River Sub-Location of Athi River Location, Athi River Division.
	MATUNGULU NORTH	Comprises Kyeleni and Kyanzavi Locations of Matungulu Division.
	MATUNGULU WEST	Comprises Komorack, Nguluni and Kalandini Locations of Matungulu Division.
	MATUNGULU EAST	Comprises Tala and Matungulu Locations of Matungulu Division.
	KANGUNDO EAST	Comprises Kivaani Location of Kavilinguni and Kathome sub-locations of Kakuyuni Location, Kangundo Division.
	KANGUNDO NORTH	Comprises Kangundo and Kanzalu Locations of Kangundo Division.
TOWNSHIP OF MATUU	KANGUNDO WEST	Comprises Kawethei Location of Kakuyuni and Kyevaluki Sub-Locations of Kakuyuni Location of Kangundo Division.
	KATULANI/ KALULUINI	Comprises Katulani and Kaluluini Sub-Locations of Matuu Location of Yatta Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(25) COUNTY OF MAKUENI	KAKUUMINI/CENTRAL	Comprises Kakuumini and Matuu Sub-Locations of Matuu Location of Yatta Division.
	KITHENDU	Comprises Kithendu Sub-Location of Kithimani Location of Yatta Division.
	KITHIMANI	Comprises Kambi Ya Ndeke Sub-Location and part of Kithimani Sub-Location of Kithimani Location of Yatta Division.
	KALAWA	Comprises Kalawa and Athi Locations of Kalawa Division.
	KATANGINI	Comprises Katangini and Kathulumbi Locations of Kalawa Division.
	KISAU	Comprises Kisau Location of Kisau division.
	WAIA	Comprises Waia Location of Kisau division.
	KITETA	Comprises Kiteta Location of Kisau Division.
	TULIMANI	Comprises Tulimani and Itetani Locations of Tulimani Division.
	MUTITU/UTHIUNI	Comprises Mutitu and Uthiuni sub-locations of Mbooni Location of Mbooni Division
	KYUU/NZEVENI	Comprises Kyuu and Nzeveni sub-locations of Mbooni Location of Mbooni Division.
	KITHUNGO/KITUNDU	Comprises Kithungo, Utangwa and Kitundu Locations of Mbooni Division.
	KALANZONI/KIIMA KIU	Comprises Kalanzoni and Kiima Kiu Locations of Kilome Division.
	MUKAA	Comprises Mukaa location of Kolome division.
	KITAINGO	Comprises Kitaingo Locations of Kilome Division.
	KASIKEU/MUMELA	Comprises Kasikeu, Mumela location of Kasieku division.
	KIOU	Comprises Kiou Locations of Kasikeu Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	UKIA/IUANI	Comprises Ukia and Iuani Locations of Kaiti Division.
	WATEMA/KEE/ KIVANI	Comprises Watema location of Kilungu division, Kee and Kivani Locations of Kaiti Division.
	KITHEMBE	Comprises Kithembe Location of Kilungu Division.
	KIKOKO	Comprises Kikoko Location of Kilungu Division.
	KILUNGU/ILIMA	Comprises Ilima and Kilungu Locations of Kilungu Division.
	MULALA/EMALI	Comprises Mulala and Emali Locations of Mbitini Division.
	MBITINI	Comprises Mutyambua, Kakutha, Kyemundu and Kavuthu Locations of Mbitini Division.
	NZAU/KILILI	Comprises Kilili and Nzau Locations of Matiliku Division.
	KITHUMBA/ KALAMBA	Comprises Kithumba Location and Ikangavya and Kalamba Sub-Locations of Kalamba Location, Matiliku Division.
	NGUU	Comprises Nguu, Mweini and Wolwa, Locations of Nguu Division.
	KATHONZWENI	Comprises Kathonzwani location of Kathonzwani division.
	MBUVO/KITISE	Comprises Mbuvo and Kitise Locations of Kathonzwani Division.
	MAVINDINI	Comprises Mavindini location of Kathonzwani division.
	KANTHUNI/KITHUKI	Comprises Kanthuni and Kithuki Locations of Kathonzwani Division.
	TWAANDU/KIBOKO	Comprises Twaandu and Kiboko Locations of Makindu Division.
	MAKINDU	Comprises Makindu Location of Makindu Division.
	NGUUMO	Comprises Nguumo Location of Makindu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF MTITO ANDEI	KIKUMBULYU NORTH	Comprises Ngulu, Kathyaka and Ndetani sub-locations of Kikumbulyu Location of Kibwezi Division.
	KIKUMBULYU SOUTH	Comprises Ngandani, Mukuyuni, Mbui Nzau and Kilungu sub-locations of Kikumbulyu Location, Kibwezi Division.
	KINYAMBU	Comprises Utithi and Kinyambu Locations of Kibwezi Division.
	MASONGALENI	Comprises Masongaleni Location of Kibwezi Division.
	MTITO ANDEI WEST	Comprises part of Muthingiini Sub-Location of Nzambani location and part of Mang'elele Sub-Location of Nthongoni location, Mtito Andei Division.
	MTITO ANDEI EAST	Comprises Ngwata Location, Kitengei and Part of Kambu Sub-Locations of Kambu Location of part of Kathekani Location and part of Mtito Andei Sub-Location of Mtito Andei Location of Mtito Andei Division.
	KALAWANI	Comprises Kalawani and Yandue Locations of Tulimani Division.
	MASUMBA	Comprises Ithumba and Kikumini Locations of Nguu Division.
	KAMBU	Comprises part of Muthingiini Sub-Location of Nzambani Location, Mtito Andei Division.
	IVINGONI/ MANG'EL ETE	Comprises Mang'elele Sub-Location of Nthongoni Location, Mtito Andei Division.
TOWNSHIP OF WOTE	KATHEKANI/ DARAJ ANI	Comprises part of Kathekani Sub-Location of Kathekani Location, Mtito Andei Division.
	MTITO ANDEI	Comprises part of Mtito Andei Sub-Location of Mtito Andei Location, Mtito Andei Division.
	KAUMONI	Comprises Kilala, Kaumoni and Nthangu Sub-Locations of Kilala Location, Kaiti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(26) COUNTY OF NYANDARUA	KAKO	Comprises Kako Sub-Location of Kako Location, Kisau Division.
	WOTE	Comprises Unoa and Kamunyolo Sub-Locations of Wote Location, Wote Division.
	KIKUMINI	Comprises Kikumini (Wote) and Kampi Ya Mawe Sub-Locations of Wote Location of Wote Division.
	MUVAU	Comprises Muvau and Kitonyoni Sub-Locations of Wote Location, Wote Division.
	NZIU	Comprises Itaa and Mumbuni sub-locations of Wote Location, Wote Division and Nziu Sub-location of Kalamba Location, Matiliku Division.
	MAGUMU	Comprises Magumu Location of South Kinangop Division.
	NYAKIO	Comprises Nyakio Location of South Kinangop Division.
	NJABINI	Comprises Njabini and Kiburu sub-locations of Njabini location, South Kinangop Division.
	TULAGA/MUNYAKA	Comprises Tulaga and Munyaka sub-locations of Njabini Location, South Kinangop Division.
	MURUNGARU	Comprises Murungaru sub-location of Engineer location, North Kinangop Division.
	MURUAKI/GATHARA	Comprise Kahuru/Muruaki and Gathara sub-locations of Engineer Location of North Kinangop Division.
	MIKARO/NANDARA SI/MKUNGI	Comprises Mikaro, Nandara Si and Mkungi sub-locations of North Kinangop location, North Kinangop Division.
	KITIRI/KINJA	Comprises Kitiri and Kinja sub-locations of North Kinangop location, North Kinangop division.
	LERESHWA	Comprises Lereshwa Location of Kipipiri Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIPIPIRI	Comprises Kipipiri Location of Kipipiri Division.
	GETA	Comprises Geta Location of Kipipiri Division.
	MALEWA	Comprise Malewa Location of Kipipiri Division.
	WANJOHI	Comprise Wanjohi location of Kipipiri division.
	KANJUIRI RIDGE	Comprises Ngorika and Tumaini Locations of Ol Kalou Division.
	DUNDORI	Comprises Ruiru and Sabugo sub-locations of Dundori Location, Ol Kalou Division.
	MATINDIRI	Comprises Matindiri and Malangine sub-locations of Dundori Location of Ol Kalou Division.
	OL JORO OROK	Comprises Ol-Joro Orok location of Ol-Joro Orok division.
	WERU	Comprises Weru location of Ol-Joro Orok Division.
	GATHANJI	Comprises Gathanji Location of Ol Joro Orok Division.
	GATIMU	Comprises Gatimu location of Ol Joro Orok Division.
	KIRIITA	Comprises Kiriita Location of Ndaragwa Division.
	LESHAU PONDO	Comprises Mathingira and Leshau Locations of Ndaragwa Division.
	NDARAGWA	Comprises Kanyagia and Kahutha Locations of Ndaragwa Division.
	SHAMATA	Comprises Shamata Location of Ndaragwa Division.
TOWNSHIP OF OL KALOU	RURII	Comprises Rurii Sub Location of Rurii Location of Ol Kalou Division.
	OL KALOU CENTRAL	Comprises Passenga and Matura Sub-Locations of Rurii Location of Ol Kalou Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(27) COUNTY COUNCIL OF NYERI	KAIMBAGA	Comprises Kandutura Sub Location of Kaimbaga Location of Ol Kalou Division.
	GICHUNGO	Comprises Gichungo Sub Location of Kaimbaga Location of Ol Kalou Division.
	OL KALOU	Comprises Olkalou Location of Ol Kalou Division.
	MUHOYA	Comprises Muhoya location of Tetu Division.
	TETU	Comprises Tetu location of Tetu division.
	THIGINGI	Comprises Thigithi location of Tetu division.
	KARUNDU	Comprises Karundu location of Tetu division.
	AGUTHI	Comprises Aguthi location of Tetu division.
	GAAKI	Comprises Gaaki location of Tetu division.
	MUGUNDA	Comprises Mugunda location of Kieni West division.
	GATARAKWA	Comprises Gatarakwa location of Kieni West division.
	ENDARASHA	Comprises Endarasha location of Kieni West division
	MWEIGA	Comprises Mweiga location of Kieni West division.
	MWIYOGO	Comprises Mwiwogo location of Kieni West division.
	THEGU	Comprises Lusoi and Thungare sub locations of Thegu location of Kieni East division
	KABARU	Comprises Kabaru location of Kieni East division.
	NARO MORU	Comprises Naro Moru location of Kieni East division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIAMATHAGA	Comprises Kiamathaga location of Kieni East division.
	GAKAWA	Comprises Gakawa location of Kieni East division.
	NGORANO	Comprises Ngorano location of Mathira division.
	RUGURU	Comprises Ruguru location of Mathira division.
	MAGUTU	Comprises Magutu location of Mathira division.
	KIRIMUKUYU	Comprises Ngaini, Kiria, Mutathini and Thaithi sub-locations of Kirimukuyu location, Mathira division.
	NGANDU	Comprises Thiu, Mbogoini, Ngandu and Gachuiro sub-locations of Kirimukuyu location of Mathira division.
	KONYU	Comprises Gakuyu, Makore, Gachuku and Kirindugu sub-locations of Konyu location, Mathira division.
	ICHUGA	Comprises Ichuga, Baricho and Itiati sub-locations of Konyu location, Mathima Division.
	IRIA-INI EAST (MATHIRA)	Comprises Thigingi, Kiairia and Kiamwangi sub-locations of Iria-ini location of Mathira division.
	IRIA-INI WEST (MATHIRA)	Comprises Chehe, Kanguyu, Gatundu and Kiaguthu Sub-locations of Iria-ini Location.
	MAHIGA	Comprises Mahiga location of Othaya division.
	MUMWE	Comprises Mumwe location of Othaya division.
	IRIA - INI PART (OTHAYA)	Comprises Kairuthi, Ihuririo, Thunguri and Kiandemi sub locations of Iriani location of Othaya division.
	CHINGA	Comprises Chinga location of Othaya division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KARIMA	Comprises Gura, Witima and Itemeini sub-locations of Karima location, Othaya division.
	GAKINDU	Comprises Gakindu location Mukurweini division.
	MUHITO	Comprises Muhito location of Mukurweini division.
	GIKONDI	Comprises Gikoni location of Mukurweini divisions.
	GITHI	Comprises Githi location of Mukurweini division.
	GIATHUGU	Comprises Giathugu location of Mukurweini division.
	RUTUNE	Comprises Rutune location of Mukurweini division.
	MUKARO	Comprises Kinunga, Munungaini and Muthuaini sub locations of Mukaro location, Nyeri Municipality Division.
	THANU	Comprises Thanu location of Mukurweini division.
	CHANIA	Comprises part of Majengo sub location of Mukaro location, Nyeri Municipality Division.
MUNICIPALITY OF NYERI	NYERI CENTRAL	Comprises Part of Majengo sub location of Mukaro location, Nyeri Municipality division.
	GATITU	Comprises Ruringu, Gatitu, Thunguma and Riamukurwe sub locations of Mukaro location, Nyeri Municipality division.
	KAMAKWA	Comprises part of Mathari, Kihatha, Gitathini and Kamakwa sub locations of Mukaro location of Nyeri municipality division.
	NYARIBO	Comprises part of Mathari and Thunguma sub locations of Mukro location, Nyeri Municipality Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KARATINA	KIGANJO	Comprises Kiganjo and Nyaribo sub locations of Kiganjo location, Nyeri Municipality division
	KARIA	Comprises Karia and Chorongi sub-locations of Mukaro location, Nyeri Municipality Division.
	MURUGURU	Comprises Githiru, Muruguru and Marua sub-locations of Mukaro location, Nyeri Municipality division.
	KIRICHU	Comprises Kirichu and Gachika sub locations of Kiganjo location, Nyeri Municipality division.
	NGONDE	Comprises Maragima and Thirigitu sub-location of Thegu location, Kieni East division.
	MATHARI/KIHUYO	Comprises Kihuyo and part of Mathari Sub-locations of Mukaro Location, Nyeri Municipal Division.
	RESIDENTIAL	Comprises part of Muthua/Giakairu sub-locations of Karatima location, Mathira division.
	RAILWAY	Comprises part of Muthua Giakairu sub locations of Karatina location, Mathira division.
	COMMERCIAL	Comprises part of Kiharo/Biashara sub location of Karatina location, Mathira Division.
	MARKET	Comprises part of Kiharo/Biashara sub location of Karatina location, Mathira Division.
TOWNSHIP OF OTHAYA	STADIUM	Comprises part of Chegu/Kiangularu sub location of Karatina location, Mathira Division.
	HOSPITAL	Comprises part of Chegu/Kiangularu sub location of Karatina location, Mathira division.
	NYAMARI	Comprises Part of Gitundu sub location of Iriaini location, Othaya Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(28) COUNTY OF KIRINYAGA	KANYANGE	Comprises Part of Gitundu sub-location of Iriani location Othaya division.
	KIANGANDA	Comprises Kihugiru sub location of Karima location, Othaya division.
	NDUYE RIVER	Comprises Kiahagu sub location of Iriani location, Othaya division.
	THUTI	Comprises Thuti sub-location of Karima location, Othaya Division.
	MUKURE	Comprises Mukure Location of Ndia Division.
	KIINE	Comprises Kiine Location of Ndia Division.
	MWERUA	Comprises Mwerua Location (Excluding that Part of Githumbu Sub-Location in Sagana Town) of Mwerua Location, Ndia Division.
	KARITI	Comprises Nyangio, Mukui and parts of Thigirichi and Gacharu Sub-Locations of Kariti location, Ndia Division.
	INOI	Comprises Thaita and Mbeti Sub-locations of Inoi Location, parts of Kimandi and Kaguyu Sub-locations of Kerugoya Location of Central Division.
	MUTIRA	Comprises Mutira Location of Central Division.
	KANYEKI-INE	Comprises Kanyeki-ine Location of Central Division.
	KIRIMA	Comprises Kirima Location of Gichugu Division.
	KABARE	Comprises Kabare Location of Gichugu Division.
	KARUMANDI	Comprises Karumandi Location of Gichugu Division.
	BARAGWI	Comprises Baragwi Location of Gichugu Division.
	NGARIAMA	Comprises Ngariama Location of Gichugu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NJUKI-INI	Comprises Njuki-ini Location of Gichugu Division.
	KANGAI	Comprises Kangai Location of (excluding that part of Kithiga Sub-Location in the Municipality Kerugoya/Kutus Municipality) of Mwea Division.
	MUTITHI	Comprises Mutithi Location (excluding Kinyaga Sub-Location) of Mwea Division.
	THIBA	Comprises Wamumu sub-location of Thiba Location, Mwea Division.
	NGUKA	Comprises Nguka and Thiba sub-locations of Thiba Location, Mwea Division.
	TEBERE	Comprises Karukungu sub-location of Tebere Location, Mwea Division.
	GATHIGIRIRI	Comprises Gathigiriri and Mahigaini sub-locations of Tebere Location, Mwea Division.
	NYANGATI	Comprises Nyangati Location, Kangu, parts of Kithiriri and Kamiigua Sub-Locations of Kutus Location, Mwea Division.
	MURINDUKO	Comprises Murinduko Location of Mwea Division.
	MURUANA	Comprises Ngaru Sub-Location of Koroma location, Kariko and part of Ndimi Sub-locations of Inoi Location of Central Division.
MUNICIPALITY OF KERUGOYA/KUTUS	KUTUS CENTRAL	Comprises part of Kamiigua Sub-Location of Kutus Location, Mwea Division.
	KUTUS SOUTH	Comprises parts of Kithiriri and Kamiigua Sub-Locations of Kutus Location and part of Kathiga Sub-location of Kangai Location, Mwea Division.
	KERUGOYA NORTH	Comprises parts of Kaguyu and Kimandi Sub-Locations of Kerugoya Location, Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF SAGANA	KERUGOYA SOUTH	Comprises part of Ndimi Sub-Location of Inoi Location of Kaitheri and Part of Kaguyu sub-Location of Kerugoya Location of Central Division.
	NDUINI	Comprises Nduini and Karia Sub-Locations of Koroma Location, Central Division.
	KERUGOYA CENTRAL	Comprises part of Kaguyu Sub-Location of Kerugoya Location, Central Division.
	KATHAKA	Comprises part of Githumbu Sub-Location of Mwerua Location, Ndia Division.
	KINYAGA	Comprises Kinyaga Sub-Location of Mutithi Location, Mwea Division.
	GACHARU	Comprises parts of Gacharu and Sagana Sub-Locations of Kariti Location, Ndia Division.
(29) COUNTY OF MURANG'A	KARIMA	Comprises parts of Thigirichi and Sagana Sub-Locations of Kariti location of Ndia Division.
	NJUMBI	Comprises Njumbi Location of Mathioya Division.
	KAGUMOINI	Comprises Kora, Kanjama and Kagumoini sub-locations of Kiru Location, Mathioya Division.
	KANJAMA	Comprises Kiriaini, Kiamuthia and Kairo sub-locations of Kiru Location, Mathioya Division.
	KAMACHARIA	Comprises Kamacharia location of Mathioya Division.
	GITUGI	Comprises Gitugi, Runyeki and Kambaro sublocations of Gitugi location, Mathioya Division.
	KARUNGE	Comprises Ngutu, Mihuti, Karunge and Chui sub-locations of Gitugi location of Mathioya division.
	RWATHIA	Comprises Rwathia and Kiawambogo sub-locations of Rwathia (Kiriti) Location of Mathioya Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIRURI	Comprises Kiruri Location of Kangema Division.
	KANYENYAINI	Comprises Kanyenyaini Location of Kangema Division.
	IYEGO	Comprises Githunguri and Gikui sub-locations of Iyego Location of Kangema Division.
	WEITHAGA	Comprises Weithaga Location of Kahuro Division.
	KAHUHIA	Comprises of Kahuhia Location of Kiharu Division.
	MURARANDIA	Comprises Murarandia, Their and Gatuya sub-locations of Murarandia Location, Kahuro Division.
	GATHAITHI	Comprises Gathaithi and Kaganda sub-locations of Murarandia Location, Kahuro Division
	GATUNDU	Comprises Gatundu and Kahuro sub-locations of Mugoiri Location, Kahuro Division.
	MIRICHU	Comprises Mirichu and Kiria sub-locations of Mugoiri Location, Kahuro Division.
	MBIRI RURAL	Comprises Gikandu and Muchungucha Sub-Locations of Mbiri Location of Kiharu Division.
	GIKINDU	Comprises Gikindu Location of Kiharu Division.
	GATURI	Comprises Gaturi Location of Kiharu Division.
	KIMATHI	Comprises Kimathi location of Kiharu Division.
	GACHARAIGU	Comprises Gacharaigu and Nyakahura Sub-locations of Iyego Location.
	KIHOYA	Comprises Kihoya and Wanyerere Sub-locations of Rwathia Location.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MURANG'A	NJOGUINI	Comprises Njoguini Sub-Location of Murang'a Township Location, Kiharu Division.
	MARAGI	Comprises Maragi Sub-Location of Mbiri Location, Kiharu Division.
	HOSPITAL	Comprises part of Karuri Sub-Location of Murang'a Township Location, Kiharu Division.
	CENTRAL	Comprises part of Karuri Sub-Location of Murang'a Township Location, Kiharu Division.
	MUMBI	Comprises Northern Part of Mukuyu Sub-Location of Murang'a Township Location of Kiharu Division.
	MUKUYU	Comprises Southern Part of Mukuyu Sub-Location of Murang'a Township Location, Kiharu Division.
TOWNSHIP OF KANGEMA	GAKIRA	Comprises Gakira Sub-Location of Muguru Location, Kangema Division.
	WATUHA	Comprises Watuha Sub-Location of Muguru Location, Kangema Division.
	KIAIRATHE	Comprises Kiairathe Sub-Location of Muguru Location, Kangema Division.
	MURINGAINI	Comprises Kanorero Sub-Location of Muguru Location, Kangema Division.
(30) COUNTY OF MARAGWA	KINYONA	Comprises Kinyona Location of Kigumo Division.
	KANGARE	Comprises Kangare Location of Kigumo Division.
	KIGUMO EAST	Comprises Kirere and Githima sub-locations of Kigumo location, Kigumo Division.
	KIGUMO WEST	Comprises Gachocho, Ing'uini and Marumi sub-locations of Kigumo location, Kigumo Division.
	MUTHITHI	Comprises Muthithi location of Maragua division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KAHUMBU	Comprises Kahumbu location of Maragua division.
	NGINDA	Comprises Gathera, Itaaga, Kaharo and Irembu sub-locations of Nginda location and Gikomora sub-location of Ichagaki location, Maragua division.
	MARAGUA RIDGE	Comprises Maragua Ridge location of Maragua division.
	KAMAHUHA/ MARANJAU	Comprises Kamahuha location and Maranjau sub-location of Kambiti location, Makuyu Division.
	KIBAGE	Comprises Mukura/Gicharage and Kariua/Githaiti sub-locations of Ruchu Location of Kandara Division.
	GAICHANJIRU	Comprises Gaichanjiru Location of Kandara Division.
	KAGUNDUINI EAST	Comprises Gitura and Kabati sub-locations of Kagunduini Location of Kandara Division.
	KAGUNDUINI WEST	Comprises Kariti, Kagunduini and Githunguri sub-locations of Kagunduini Location of Kandara Division.
	MURUKA	Comprises Muruka Location of Kandara Division.
	NGARARIA	Comprises Ngararia Location of Kandara Division.
	KIBAGE	Comprises Mukuria/Gacharage and Kariua/Gathaiti sub-locations of Ruchu Location of Kandara Division.
	GITHUMU	Comprises Gitutr, Gichagini/Githumu and Mukangu/Mung'aria sub-locations of Ruchu Location of Kandara Division.
TOWNSHIP OF MARAGWA	GAKOIGO	Comprises Gakoigo sub-location of Nginda Location of Maragua Division.
	MBUGUA	Comprises Mbugua sub-location of Nginda Location of Maragua Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF MAKUYU	ICHAGAKI	Comprises Ichagaki and Kianjiruini sub-locations of Ichagaki location, Maragua division.
	SAMAR	Comprises Samar sub-location of Ichagaki location, Maragua Division.
	KAMBITI	Comprises Kambiti, Kariaini and Mihang'o sub-locations of Kambiti location, Makuyu Division.
	MAKUYU	Comprises Makuyu location of Makuyu division.
	WEMPA	Comprises Wempa sub-location of Mitubiri location, Kakuzi Division.
TOWNSHIP OF KANDARA	KIRIMIRI	Comprises Kirimiri Sub-location of Kakuzi location, Kakuzi division.
	GAKUI/ KARIMAMWARO	Comprises Karimamwaro/Gakui sub-location of Ithiru location, Kandara division.
	KAGUTHI/ GATHUYA	Comprises Gathuya and Kaguthi sub-locations of Ithiru location, Kandara Division.
	GATUNDU/ KIIRI/ KANDARA	Comprises Kiiri sub-location of Ithiru location, Kandara division.
	GATHUGU/ RUCHU/ GAKARARA	Comprises Gakarara sub-location of Ithiru location, Kandara division.
(31) COUNTY OF KIAMBU	KOMOTHAI	Comprises Komothai location of Githunguri division.
	KIRATINA	Comprises Kiratina location of Githunguri division.
	GITHUNGURI	Comprises Githunguri sub-location of Githunguri location Githunguri division.
	KANJAI/ KIAIRIA	Comprises Kanjai and Kiaria sub-locations of Githunguri location Githunguri division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	GITHIGA	Comprises Githiga Location of Githunguri Division.
	IKINU	Comprises Ikinu Location of Githunguri Division.
	NGEWA	Comprises Ngewa Location of Githunguri Division.
	CIANDA	Comprises Cianda Location of Kiambaa Division.
	TING'ANG'A	Comprises Ting'ang'a and Kamiti Location of Kiambaa Division.
	NGECHA	Comprises Rironi and Ngecha Locations of Limuru Division.
	NDEIYA	Comprises Ndeiya and Ndiuni Locations of Ndeiya Division.
	KARAI	Comprises Karai and Gikambura sub-locations of Karai Location, Kikuyu Division.
	NACHU	Comprises Nachu, Lusingetti and Renguti sub-locations of Karai Location, Kikuyu Division.
	KINALE	Comprises Kamae and Kinale Locations of Lari Division.
	KIJABE	Comprises Kijabe Location of Lari Division.
	KIRENGA	Comprises Kirenga Location of Lari Division.
	LARI	Comprises Gitithia and Lari Locations of Lari Division.
	NYANDUMA	Comprises Nyanduma Location of Lari Division.
	GATAMAIYU	Comprises Gatamaiyu and Kamburu Locations of Lari Division.
	THIGIO	Comprises Thigio Location of Ndeiya Division.
MUNICIPALITY OF KIAMBU	KANUNGA	Comprises Kanunga and Ngegu Sub-Locations of Waguthu Location of Kiambaa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NDUMBERI	Comprises Ndumberi Location of Kiambaa Division
	TECHNOLOGY	Comprises Thindigua and Kiamumbi Sub-Locations of Kiambaa Settled Area Location of Kiambaa Division.
	RIABAI	Comprises Riabai Sub-Location of Kiambaa location, Kiambaa Division.
	KIHINGO	Comprises Kihingo Sub-Location of Riabai Location, Kiambaa Division.
	TOWNSHIP	Comprises Kiambu Township Sub-Location of Kiambaa Settled Area location of Kiambaa Division.
MUNICIPALITY OF LIMURU	TIGONI	Comprises Tigoni Location of Limuru Division.
	LIMURU CENTRAL	Comprises Mabroukie Sub Location of Karambaini Location of Limuru Division.
	LIMURU EAST	Comprises Kiawaroga and Karambaini Sub-Locations of Karambaini Location, Limuru Division.
	BIBIRIONI	Comprises Bibirioni Sub-Location of Limuru Location of Limuru Division.
TOWNSHIP OF KIKUYU	KAMIRITHU	Comprises Kamirithu and Township Sub-Locations of Limuru Location Limuru Division.
	NYATHUNA	Comprises Nyathuna Location of Kikuyu Division.
	KABETE	Comprises Kabete Location of Kikuyu Division.
	KINOO	Comprises Kinoo Location of Kikuyu Division.
	KIKUYU	Comprises Kikuyu Location of Kikuyu Division.
	MUGUGA	Comprises Muguga Location of Kikuyu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF KARURI	KIHARA	Comprises Kihara Location of Kiambaa Division.
	NDENDERU	Comprises Ruaka Location of Kiambaa Division.
	MUCHATHA	Comprises Gathanga Sub-Location of Waguthun, Njoro and Muchatha Sub-Locations of Kiambaa Location, Kiambaa Division
	KIAMBAA	Comprises Kiambaa, Njiku and Karuri Sub-Locations of Kiambaa Location of Kiambaa Division.
(32) COUNTY OF THIKA	KARIARA	Comprises Kariara Location of Gatanga Division.
	KIGORO	Comprises Kigoro Location of Gatanga Division.
	MITUBIRI	Comprises Thuthua and Nanga Sub-Locations of Mitubiri (part) Location of Kakuzi Division.
	SAMURU	Comprises Samuru location of Kakuzi Division.
	KAKUZI	Comprises Kinyangi and Gituamba sub-locations of Kakuzi (part) Location of Kakuzi division.
	ITHANGA	Comprises Ithanga Location of Kakuzi Division.
	GITUAMBA	Comprises Gituamba Location of Kamwangi Division.
	KAMWANGI	Comprises Kamwangi, Ngorongo and Kairi sub-locations of Chania Location, Kamwangi Division.
	MAKWA	Comprises Makwa, Murigo and Ngunu sub-locations of Chania Location, Kamwangi Division.
	GITHOBOKONI	Comprises Githobokoni location of Kamwangi Division.
	GATHAITE	Comprises Gathaite location of Kamwangi Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MANG'U	Comprises Mang'u, Gatukuyu and Mukurwe sub-locations of Mang'u Location, Kamwangi Division.
	KARURI	Comprises Karuri, Miteero and Nyamangara sub-locations of Mang'u Location, Kamwangi Division.
	NDARUGU	Comprises Ndarugu Location of Gatundu Division.
	KIGANJO	Comprises Kiganjo, Gatitu and Kiamuoria sub-locations of Kiganjo Location, Gatundu Division.
	MUNDORO	Comprises Mundoro, Ndundu and Gachika sub-locations of Kiganjo Location, Gatundu Division.
	KIAMWANGI	Comprises Kiamwangi Location of Gatundu Division.
	KALIMONI	Comprises Kalimoni Sub-Location of Juja Location of Ruiru Division.
	NGENDA NORTH	Comprises Handege, Huru, Ritho and Wamwangi Sub-location of Ngenda location of Gatundu division.
	NGENDA SOUTH	Comprises Githunguchu, Kalunguini, Kiminyu and Kirangari Sub-location of Ngenda location of Gatundu Division.
	JUJA	Comprises Komo and Kiaora Sub-locations of Juja Location of Ruiru Division.
	GATUANYAGA	Comprises Gatuanyaga Location of Thika Division.
	KIHUMBUINI	Comprise Kihumbuini and Kiunyu/Gatuamba Sub-locations of Kihumbuini Location.
	MUKARARA	Comprise of Mukarara and Mukurwe/Thuita Sub-locations of Kihumbuini location.
	KIRIAINI	Comprise Kiriaini Sub-location of Kihumbuini location.
	GATANGA	Comprise Kirwara/Ohomo Sub-location of Gatanga Location.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF THIKA	MUGUMOINI	Comprise of Ithangarara, Kigio and Mugumoini Sub-locations of Gatanga Location.
	NDURURUMO	Comprises Kariminu and part of Biashara Sub-Locations of Thika Location of Thika Division.
	MUGUMOINI	Comprises part of Biashara Sub-Location of Thika Location of Thika Division.
	MARKET	Comprises parts of Majengo and Komu Sub-Locations of Thika Location of Thika Division.
	BIASHARA	Comprises parts of Biashara sub-location of Thika Location, Thika Division.
	MAJENGO	Comprises part of Majengo Sub-Location of Thika Location of Thika Division.
	KIGANDA	Comprises parts of Majengo and Komu Sub-Locations of Thika Location of Thika Division.
	HOSPITAL	Comprises part of Komu Sub-location of Thika Location of Thika Division.
	KAMENU	Comprises part of Komu Sub-location of Thika Location of Thika Division.
	MAKONGENI	Comprises part of Komu Sub-location of Thika location of Thika Division.
MUNICIPALITY OF RUIRU	MURERA	Comprises Theta and Mugutha Sub-Locations of Ruiru Location Ruiru Division.
	GITOTHUA	Comprises part of Ruiru Sub-Location of Ruiru Location of Ruiru Division.
	VIWANDA/ BIASHARA	Comprises part of Ruiru sub-location of Ruiru Location of Ruiru Division.
	KAHAWA SUKARI	Comprises part of Kiu Sub-Location of Ruiru Location of Ruiru Division.
	GATONG'ORA	Comprises part of Kiu Sub-Location of Ruiru Location of Ruiru Division.
	GITHURAI KIMBO	Comprises part of Kiu Sub-Location of Ruiru Location of Ruiru Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(33) COUNTY OF TURKANA	KIBISH	Comprises Kibish location of Kibish Division.
	NAITA	Comprises Naita and Natapar locations of Kibish Division.
	KAIKOR	Comprises Kaikor location of Kaaleng Division.
	YAPAKUNO	Comprises Yapakuno location of Kaaleng Division.
	LORUTH ESEKON	Comprises Loruth Esekon location of Kaaleng Division.
	KOKURO	Comprises Kokuro location of Lapur Division.
	KAREBUR	Comprises Karebur location of Lapur Division.
	MEYAN	Comprises Meyan location of Lapur Division.
	KAERIS	Comprises Kaeris location of Kaaleng Division.
	LOKITAUNG	Comprises Lokitaung Location of Lokitaung Division.
	RIOKOMOR	Comprises of Riokomor location of Lokitaung Division.
	NGISSIGER	Comprises Ngissiger location of Lokitaung Division.
	KATABOI	Comprises Kataboi location of Lokitaung Division.
	LORAU	Comprises Lorau location of Lokichoggio Division.
	SONGOT	Comprises Songot location of Lokichoggio Division.
	NANAAM/MOGILA	Comprises Nanaam and Mogila locations of Lokichoggio Division.
	LOKICHOGGIO	Comprises Lokichoggio Location of Lokichoggio Division
	LOTETELEIT	Comprises Loteteleit Location of Lokichoggio Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KAKUMA	Comprises Kakuma location of Kakuma Division.
	PELEKECH/ NAKALALE	Comprises Nakalale and Pelekech locations of Kakuma Division.
	KALOBYEI	Comprises Kalobeyei location of Oropoi Division.
	LORENG	Comprises Loreng and Letea locations of Oropoi Division.
	KALOKOL	Comprises Kalokol sub-location of Kalokol location, Kalokol Division.
	KAPUA/ NAMADAK	Comprises Kapua and Namadak sub-locations of Kalokol Location, Kalokol Division.
	KANGATOTHA	Comprises Namukuse and Kangatotha locations of Kalokol Division.
	KERIO	Comprises Loreng'elup and Kerio Location of Kerio Division
	KANG'IRISAE	Comprises Kangi'risae location of Kerio Division
	NADAPAL	Comprises Nadapal location of Turkwel Division.
	LOMEYAN	Comprises Lomeyan location of Turkwel Division.
	LOIMA	Comprises Loima location of Loima Division.
	LOKIRIAMA	Comprises Lokiriama Location of Loima Division.
	LORENGIPPI	Comprises Lorengippi location of Loima Division
	KOTARUK	Comprises Kotaruk location of Turkwel Division.
	LOBEI	Comprises Kalemnyang and Lobei sub-locations of Lorugum location of Turkwel Division.
	KALAPATA	Comprises Lochwangamatak and Kalapata locations of Lokichar Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	LOKICHAR	Comprises Lokichar location of Lokichar Division.
	KOCHODIN	Comprises Kochodin and Lochakula locations of Lokori Division.
	LOKORI	Comprises Lokori (Ngibilae) location of Lokori Division.
	LOBOKAT	Comprises Lobokat (Kainuk) location of Kainuk Division.
	KAPUTIR	Comprises Kaputir location of Kainuk Division.
	KATILU	Comprises Katilu location of Katilu Division.
	NAPEITOM	Comprises Napeitom and Kamuge locations of Lomelo Division.
	KAPEDO	Comprises Lomelo, Nadome and Kapedo locations of Lomelo Division.
	KATILIA	Comprises Katilia location of Lokori Division.
	LOBEI	Comprises Lobei and Kalemnyang Sub-locations of Lorigum location of Turkwel Division
MUNICIPALITY OF LODWAR	KENYATTA	Comprises Nakwamekwi and part of Lodwar Town Sub-locations of Lodwar location, Central Division.
	KAWALASE	Comprises part of Lodwar Town Sub-location of Lodwar location, Central Division.
	NAPETET	Comprises part of Napetet sub-location of Lodwar Location of Central Division.
	NAKWANGA	Comprises part of Napetet Sub-location of Lodwar location, Central Division.
	NAPUU	Comprises Nawaitorong Sub-location of Kanamkemer location, Central Division.
	KANAMKEMER	Comprises Kanamkemer Sub-location of Kanamkemer location of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(34) COUNTY OF POKOT	AKORET	Comprises Akoret location of Alale division.
	LOKITANYALA	Comprises Lokitanyala location of Alale division.
	KALAPATA	Comprises Kalapata and Alale locations of Alale division.
	CHEMORONGIT	Comprises Chemorongit location of Alale division.
	KASES	Comprises Kases location of Alale division.
	KIWAWA	Comprises Kiwawa location of Alale division.
	LOPET	Comprises Lopet and Kaptolomwo locations of Kasei division.
	KASEI	Comprises Kasei and Korpu locations of Kasei division.
	KODICH	Comprises Lokichar and Kodich Locations of Kacheliba division.
	KAPCHOK	Comprises Kapchok location of Kacheliba division.
	SUAM	Comprises Suam and Kopulio locations of Kacheliba division.
	PTOYO	Comprises Ptoyo location of Chepareria division.
	ENDUGH	Comprises Endugh location of Chepareria division.
	TAMUGH	Comprises Tamugh location of Chepareria division.
	NAKWIJIT	Comprises Nakwijit location of Chepareria division.
	CHEKOMOS	Comprises Chekomos location of Chepareria division.
	SOOK	Comprises Sook location of Chepareria Division.
	CHEPKOPEGH	Comprises Chepkopegh location of Chepareria division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KERINGET	Comprises Keringet location and part of Tartar sub-location of Mnagei location of Kapenguria division.
	KAPENGURIA NORTH	Comprises Chemochoi location, parts of Lityei, Kisiaunet and Sukut Sub-locations of Kisiaunet location and Kaprom Sub-location of Kapkoris location of Kapenguria division.
	RIWO	Comprises Riwo and Serewo locations of Kongelai division.
	KANYARKWAT	Comprises Kanyarkwat location of Kongelai division.
	MISKWONY	Comprises Miskwony location of Kongelai division.
	PORKOYU	Comprises Porkoyu location of Sigor division.
	SEKERR	Comprises Sekerr location of Sigor division.
	MASOL	Comprises Masol location of Sigor division.
	SEKEROT	Comprises Sekerot location of Chesegon division.
	LOMUT	Comprises Mosop and Lomut locations of Chesegon division.
	CHEPTULEL	Comprises Chepkokogh and Cheptulel locations of Chesegon division.
	WEIWEI	Comprises Weiwei location of Sigor division.
	KOPRO	Comprises Kopro location of Sigor division.
	MWINO	Comprises Mwino location of Sigor division.
	SONDANY	Comprises Sondany location of Tapach division.
	BATEI	Comprises Batei location of Chepareria division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KAPENGURIA	PARUA	Comprises Parua location of Chepareria division.
	TAPACH	Comprises Tapach and Chebon locations of Tapach division.
	KAPTABUK	Comprises Kaptabuk location of Lelan division.
	LELAN	Comprises Lelan location of Lelan division.
	KAPYONGEN	Comprises Kapyongen location of Lelan division.
	KERINGET/PSIGIRIO	Comprises Keringet, Psigirio and part of Tartar Sub-locations of Mnagei location of Kapenguria division.
	KISIAUNET	Comprises parts of Kisiaunet, Lityei and Sukut sub-locations of Kisiaunet location and part of Tartar Sub-location Mnagei location of Kapenguria division.
	CHEMWOCHOI	Comprises Tilak and Chemwochoi Sub-locations of Kapkoris location of Kapenguria division.
	SIYOI	Comprises Kaisakat location of Kapenguria division.
	TALAU	Comprises Talau location of Kapenguria division.
TOWNSHIP OF CHEPARERIA	KAPENGURIA	Comprises Kapenguria location of Kapenguria division
	KAIBOS	Comprises Kaibos location of Kapenguria division
	SENETWO	Comprises Senetwo location of Chepareria division.
	CHEPARERIA/ KOSULOL	Comprises part of Kipkomo location of Chepareria division.
	YWALATEKE	Comprises Propoi and Ywalateke Sub-locations of Ywalateke location of Chepareria division.
	KAPCHEMOGEN	Comprises Kapchemogen and Mongorion Sub-locations of Ywalateke location of Chepareria division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(35) COUNTY OF SAMBURU	NYIRO WEST	Comprises Parkati and Tuum Locations of Nyiro Division.
	NYIRO EAST	Comprises South Horr Location of Nyiro Division.
	NYIRO SOUTH	Comprises Uaso Rongai location of Nyiro Division.
	KAWAP	Comprises Kawap Location of Nyiro Division.
	ARSIM	Comprises Arsim Location of Nyiro Division.
	NDOTO	Comprises Ndoto Location of Baragoi Division.
	BARAGOI	Comprises Baragoi Location of Baragoi Division.
	NACHOLA	Comprises Nachola Location of Baragoi Division.
	EL-BARTA	Comprises El-Barta and Sulubei (Suyan) Locations of Baragoi Division.
	MARTI	Comprises Marti Location of Baragoi Division.
	PORO	Comprises Poro and Sirata Oirobi Locations of Kirisia Division.
	ANGATA NANYOKIE	Comprises Angata Nanyokie Location of Kirisia Division.
	BARSALOI	Comprises Barsaloi Location of Kirisia Division.
	OPIROI	Comprises Opiroi and Lbukoi Locations of Kirisia Division.
	LOOSUK	Comprises Loosuk Location of Kirisia Division.
	LODOKEJEK	Comprises Lodokejek and Kirimum Locations of Lorroki Division
	BAAWA	Comprises Baawa Location of Lorroki Division.
	SUGUTA MARMAR	Comprises Suguta Marmar Location of Lorroki Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	AMAIYA	Comprise Amaiya location of Lorroki Division
	NAIRIMIRIMO	Comprises Nairimirimo Location of Wamba Division.
	NGARE NAROK	Comprises Ngare Narok and Ngilai Central Locations of Wamba Division.
	NGILAI WEST	Comprises Ngilai West Location of Wamba Division.
	NGARONI	Comprises Nagaroni location of Wamba Division.
	LODUNGOKWE	Comprises Lodungokwe Location of Wamba Division.
	WAMBA	Comprises Wamba and Koiting Locations of Wamba Division.
	SERE-OLIPi	Comprises Ndonyo Wuasin and Sere-Olipi Locations of Waso Division.
	WASO EAST	Comprises Waso East Location of Waso Division.
	WASO WEST	Comprises Waso West Location of Waso Division.
	KISIMA	Comprises Kisima location of Lorroki Division.
	LATAKWENY	Comprises Latakweny Location of Baragoi Division.
TOWNSHIP OF MARALAL	LPARTUK	Comprises parts of Lpartuk and Milimani Sub-Locations of Maralal Urban Location of Kirisia Division.
	MILIMANI	Comprises parts of Lpartuk and Milimani sub-locations of Maralal Urban Location of Kirisia Division.
	BIASHARA	Comprises Maralal Town sub-location of Maralal Urban Location of Kirisia Division.
	LKORROTO	Comprises Lkorroto sub-location of Maralal Urban Location of Kirisia Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(36) COUNTY OF NZOIA	SHABAA	Comprises parts of Shabaa and Ng'ari Sub-Locations of Maralal Urban Location of Kirisia Division.
	NG'ARI	Comprises Ledero and parts of Milimani, Shabaa and Ng'ari Sub-Locations of Maralal Urban Location of Kirisia Division.
	CHEPCHOINA	Comprises Twiga and Kiptongot sub-locations of Chepchoina Location of Kwaza Division.
	MUMBERES	Comprises Mumberes sub-location of Kaibei Location of Kwanza Division.
	ENDEBESS	Comprises Endebess Location of Kwanza Division.
	KAPKOI	Comprises Kapkoi and Kolongolo sub-location of Kapomboi location, Kwanza Division.
	KAPOMBOI	Comprises Kapomboi and Kobos sub-location of Kapomboi location, Kwanza Division.
	KWANZA	Comprises Kwanza location, Kwanza Division.
	KEIYO	Comprises Keiyo sub-location of Kwanza Location, Kwanza division.
	KAISAGAT	Comprises Kaisagat Location of Kwanza Division.
	KAPSITWET	Comprises Namanjalala location of Central Division and Kapsitwet Sub-location of Kwanza location, Kwanza Division.
	MATISI	Comprises Matisi Location of Central Division.
	KINYORO	Comprises Kinyoro Location of Saboti Division.
	KISAWAI	Comprises Kisawai and Kiboraa Locations of Saboti Division.
	SABOTI	Comprises Saboti Location of Saboti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MACHEWA	Comprises Machewa location of Saboti division.
	SIKHENDU	Comprises Sikhendu location of Saboti Division.
	KIMININI	Comprises Kiminini sub-location of Kiminini location, Kiminini Division.
	NABISWA	Comprises Nabiswa sub-location of Kiminini location, Kiminini Division.
	WAITALUK	Comprises Kapkoi Sisal sub-location of Waitaluk location, Central Division.
	SIRENDE	Comprises Sirende sub-location of Waitaluk location Central division.
	KAPLAMAI	Comprises Kaplamai Location of Kaplamai Division.
	MAKUTANO	Comprises Makutano location of Kaplamani division.
	MOTOSIET	Comprises Motosiet location of Kaplamai division.
	SINYERERE	Comprises Sinyerere Location of Kaplamai Division.
	SITATUNGA	Comprises Sitatunga location of Kaplamai Division.
	CHERANGANI/ SUWERWA	Comprises Cherangani and Suwerwa locations of Cherangani division.
	KIPTOROR	Comprises Kiptoror and Milimani locations of Cherangani division.
	CHEPSIRO	Comprises Chepsiro location of Cherangani division.
	KAPTEGA	Comprises Kaptega Sub-location of Chepchoina Location, Endebess Division.
	MATUMBEI	Comprises Matumbei sub-location of Kaibei Location of Endebess Division.
MUNICIPALITY OF KITALE	MUMIA	Comprises Part of Bondeni Sub-Location of Kitale Township Location of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MASABA	Comprises Part of Bondeni Sub-Location of Kitale Township Location of Central Division.
	TUWANI	Comprises Tuwani Sub-Location of Kitale Township Location of Central Division.
	SOKONI	Comprises Part of Bondeni Sub-Location of Kitale Township Location of Central Division.
	KIPSONGO	Comprises Part of Kipsongo Sub-Location of Kitale Township Location of Central Division.
	MILIMANI	Comprises Part of Naisambu and Milimani Sub-Locations of Kibomet Location, Municipality Division.
	KIBOMET	Comprises Part of Naisambu and Milimani Sub-Locations of Kibomet Location , Municipality Division.
	HOSPITAL	Comprises Part of Bidii Sub-Location of Kibomet Location of Central Division.
	WEBUYE	Comprises Part of Bidii Sub-Location of Municipality Location of Central Division.
	LESSOS	Comprises Part of Bidii Sub-Location of Municipality Location of Central Division.
(37) COUTY OF WARENG	MOI'S BRIDGE NORTH	Comprises Moi's Bridge sub location of Moi's Bridge Location of Soy Division.
	MOI'S BRIDGE SOUTH	Comprises Matunda sub-location of Moi's Bridge Location of Soy Division.
	ZIWA	Comprises Sirikwa, Ziwa and Segero Locations of Soy Division.
	KOISAGAT	Comprises Koisagat and Barsombe Locations of Soy Division.
	KIPSOMBA	Comprises Kipsomba Location of Soy Division.
	SOY	Comprises Soy Location of Soy Division.
	KIPLOMBE	Comprises Kiplombe Location of Soy Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KAMAGUT	Comprises Kamagut Location of Turbo Division.
	SUGOI	Comprises Sugoi and Sosian Locations of Turbo Division.
	TAPSAGOI	Comprises Tapsagoi and Kaptebee Locations of Turbo Division.
	NGENYILEL	Comprises Ngenyilel Location of Turbo Division.
	KARUNA	Comprises Kaplolo and Karuna Locations of Moiben Division.
	MOIBEN	Comprises Moiben and Mumetet Locations of Moiben Division.
	SERGOIT	Comprises Sergoit location of Moiben Division.
	TEMBELIO	Comprises Tembelio, Koitoror and Kimoning Locations of Moiben Division.
	KAPTAGAT	Comprises Kaptagat and Kipsinende Locations and Kapsoya Sub-Location (Part) of Kapsoya Location, Ainabkoi Division.
	KIPKABUS	Comprises Chepkero, Plateau and Kipkabus Locations of Ainabkoi Division.
	AINABKOI	Comprises Ainabkoi and Kapngetuny Locations of Ainabkoi Division.
	SIMAT/ KAPSARET	Comprises Simat and Kapsaret Locations of Kapsaret Division.
	NGERIA	Comprises Ngeria Location of Kapsaret Division.
	MEGUN/ KESSES	Comprises Kesses and Megun Locations of Kesses Division.
	CHEPTIRET	Comprises Cheptiret and Kapkoi Locations of Kesses Division.
	TULWET/ CHUIYAT	Comprises Tulwet and Chuiyat Locations of Kesses Division.
	OLEINGUSE	Comprises Oleinguse Location of Kesses Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF ELDORET	TIMBOROA	Comprises Timboroa Location of Kesses Division.
	KIPCHAMO	Comprises Kipchamo Location of Kesses Division.
	MOIBEKI	Comprises Moibeki Location of Moiben Division.
	KAMUKUNJI	Comprises part of Kapsaos Sub-Location of Kapyemit Location, Turbo Division and parts of Kilimani and Kamukunji sub-locations of Kibulgen Location, Soy Division.
	KAPYEMIT	Comprises part of Kapsaos Sub-Location of Kapyemit Location of Turbo Division and part of Kilimani sub-location of Kibulgen Location of Soy Division.
	SHAURI YAKO	Comprises part of Huruma sub-location of Kapyemit location of Turbo division.
	MARKET	Comprises part of Huruma sub-location of Kapyemit Location, Turbo division.
	STADIUM/ INDUSTRIAL	Comprises parts of Kilimani and Kamukunji Sub-Locations of Kibulgen Location, Soy Division.
	KIDIWA/ KAPSUSWA	Comprises parts of Kamukunji and Kilimani Sub-Locations of Kibulgen Location, Soy Division.
	HOSPITAL	Comprises part of Sigot Sub-Location of Chepkoilel Location, Moiben Division and part of Kapsoya sub-location of Kapsoya Location, Ainabkoi Division.
	KAPSOYA	Comprises parts of Sigot and Kimumu Sub-Locations of Chepkoilel Location Moiben Division and part of Kapsoya Sub-Location of Kapsoya Location, Ainabkoi Division.
	KIMUMU/ SERGOIT	Comprises part of Sigot and Kimumu Sub-Locations of Chepkoilel Location of Moiben Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF BURNT FOREST	KIPKENYO	Comprises part of Langas sub-location of Pioneer Location, Kapsaret Division.
	ELDORET NORTH	Comprises part of Kamukunji sub-location of Kibulgen location, Soy Division.
	LANGAS	Comprises part of Langas Sub-Location of Pioneer Location, Kapsaret Division.
	RACECOURSE	Comprises part of Langas Sub-Location of Pioneer Location, Kapsaret Division.
	PIONEER/ ELGON VIEW	Comprises part of Langas Sub-Location of Pioneer Location, Kapsaret Division.
	TARAKWA	Comprises Tarakwa Sub-Location of Tarakwa Location, Kesses Division.
	SIMOTWA	Comprises Simotwa and Lingwai Sub-Locations of Tarakwa Location, Kesses Division.
	OLARE	Comprises Olare Location, of Ainabkoi Division.
(38) COUNTY OF KEIYO	CHEPNG'OROR	Comprises Chepng'oror Location of Ainabkoi Division.
	KAPCHEMUTWA	Comprises Kapchemutwa location of Kamariny Division.
	KOKWAO	Comprises Kokwao Location of Tambach Division.
	KAMOGICH	Comprises parts of Siroch, Anin, Rimoi and Kessup Sub-locations of Kamogich location of Tambach Division.
	KIPTUILONG	Comprises parts of Setek, Kapterik and Kipka Sub-locations of Kiptuilong location of Tambach Division.
	KEU	Comprises Keu location of Tambach Division.
	MUTEI	Comprises Mutei location of Kamariny Division
	CHEPSIGOT	Comprises Chepsigot and Epke locations of Soy Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIBARGOI	Comprises Kibargoi location of Soy Division.
	SOY	Comprises Soy location of Soy Division.
	CHEMOIBON	Comprises Chemoibon location of Soy Division.
	KOCHOLWO	Comprises Kocholwo location of Metkei Division.
	METKEI	Comprises Metkei and Kapkwony locations of Metkei Division.
	KAMWOSOR	Comprises Kamwosor location of Metkei Division.
	KAPTARAKWA	Comprises Kaptarakwa location of Chepkorio Division.
	MOSOP	Comprises Mosop location of Chepkorio Division.
	MARICHOR EAST	Comprises Cherota, Lelboinet Samich and Kamelil sub-locations of Marichor location, Chepkorio Division.
	MARICHOR WEST	Comprises Flax and Chepkorio sub-locations of Marichor location, Chepkorio Division.
	KABIEMIT	Comprises Kabiemit location of Chepkorio Division.
	NYARU	Comprises Nyaru location of Chepkorio Division.
	TUMEIYO	Comprises Tumeiyo location of Metkei Division.
	KITANY	Comprises Kitany location of Chepkorio Division.
	MAOI	Comprises Maoi Location of Metkei Division.
TOWNSHIP OF ITEN/ TAMBACH	IRONG	Comprises Chebokokwa and Kapkessum Sub-locations of Cheboror location and Kiptabus and part of Sergoit Sub-locations of Irong location, Kamariny Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(39) COUNTY OF MARAKWET	KAPKONGA	Comprises Kamoi location of Kamariny Division.
	CENTRAL	Comprises Mindililwo and Iten Township Sub-locations of Cheboror and Irong Locations respectively of Kamariny Division.
	SERGOIT	Comprises Kaplamai, Sergoit and Katalel Sub-locations of Irong location of Kamariny Division.
	KESSUP	Comprises parts of Anin, Siroch, Rimoi and Kessup Sub-locations of Kamogich location of Tambach Division.
	KAPTERIK	Comprises parts of Setek, Kapterik and Kipka Sub-locations of Kiptuilong location of Tambach Division.
	ENDO	Comprises Endo and Kaben locations of Tot Division.
	KOIBIRIR	Comprises Koibirir location of Tot Division.
	MOKORO	Comprises Mokoro location of Tot Division.
	MURKUTWO	Comprises Murkutwo location of Tot Division.
	MON	Comprises Mon and Kibaimwa locations of Tunyo Division.
	EMBOBUT	Comprises Embobut location of Tirap Division.
	EMBOLOT	Comprises Embolot location of Tirap Division.
	KIPKANER	Comprises Kipkaner location of Tirap Division.
	SAMBIRIR	Comprises Sambirir and Koibatek locations of Tirap Division.
	KAPYEGO	Comprises Kapyego location of Kapyego Division.
	KAPTICH	Comprises Kaptich location of Kapyego Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(40) COUNTY OF NANDI NORTH	LELAN	Comprises Lelan and Kapkochur locations of Kapcherop Division.
	SENGWER	Comprises Sengwer location of Kapcherop Division.
	KAMOI	Comprises Kapterit and Kamoi locations of Kapcherop Division.
	CHERANG'ANY	Comprises Cherang'any and Koisungur locations of Kapcherop Division.
	CHEBORORWA	Comprises Chebororwa location of Kapcherop Division.
	KUSERWO	Comprises Kuserwo location of Chebiemit Division.
	MOIBEN	Comprises Moiben location of Chebiemit Division.
	KAPSOWAR	Comprises Kapsowar location of Kapsowar Division.
	KIPSAIYA	Comprises Kipsaiya location of Kapsowar Division.
	KOIBARAK	Comprises Koibarak location of Kapsowar Division.
	ARROR	Comprises Arror location of Tunyo Division.
	CHESUMAN	Comprises Chesuman location of Tunyo Division.
	CHEPTERWAI	Comprises Chepterwai and Kamasai locations of Kipkaren Division.
	SURUNGAI	Comprises Kapkoimur, Surungai and Kipngoror locations of Kipkaren Division.
	KURGUNG	Comprises Kurgung and Kaptich locations of Kipkaren Division.
	KIPKAREN	Comprises Kipkaren Salient location of Kipkaren Division.
	NDALAT	Comprises Kabiemit and Ndalat locations of Kipkaren Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KABIYET	Comprises Lolkeringet, Kamasia and Kabiye locations of Kabiye Division.
	KABISAGA	Comprises Kabisaga location of Kabiye Division.
	SANGALO	Comprises Sangalo location of Kabiye Division.
	KEBULONIK	Comprises Kebulonik location of Kabiye Division.
	LELMOKWO	Comprises Lelmokwo, Itigo, Biribiriet and Sigot locations of Kosirai Division.
	MUTWOT/NGECHKEK	Comprises Mutwot, Kokwet and Ngechek locations of Kosirai Division.
	CHEPKUMIA	Comprises Chepkumia location of Kapsabet Division.
	KAMOIIWO	Comprises Kamoiywo location of Kapsabet Division.
	KAPSISIIWA	Comprises Kapsisiywa location of Kapsabet Division.
	KAPTEL	Comprises Kaptel location of Kapsabet Division.
	KIPTUIYA	Comprises Kiptuiya location of Kapsabet Division.
	KAPKANGANI	Comprises Kapkangani location of Kapsabet Division.
	KOSIRAI	Comprises Kosirai location of Kosirai Division.
	KILIBWONI NORTH	Comprises Kilibwoni, Terige, Tulon and Lolminigai locations of Kilibwoni Division.
	ARWOS	Comprises Kaplamai and Arwos locations of Kilibwoni Division.
MUNICIPALITY OF KAPSABET	CHEMUNDU/KAPTI LDIL	Comprises Chemundu location of Kapsabet Division.
	KAPSABET	Comprises Kapngentuny and Kapsabet Town Sub-locations of Kapsabet Location of Kapsabet Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(41) COUNTY OF NANDI	KAMOBO	Comprises Kamobo and Kamurguiwo Sub-locations of Kapsabet location of Kapsabet Division.
	KIMINDA	Comprises Meswo and Kiminda Sub-locations of Kapsabet location of Kapsabet Division.
	CHEPTERIT	Comprises Chepterit location of Kosirai Division.
	KIPTURE/ IRIMIS KIMAAM	Comprises Kipture location of Kilibwoni Division.
	KIPSIGAK/KIPSOTOI	Comprises Kipsigak location of Kilibwoni Division.
	KABIRIRSANG	Comprises Kabirirsang location of Kilibwoni Division.
	KABWARENG	Comprises Kemeloi and Bonjoge locations of Aldai Division.
	KEMELOI	Comprises Kamimei and Chebugundi sub-locations of Mugen Location, Aldai Division.
	KAPKEMICH	Comprises Kapkemich, Mugen and Tibing'ot sub-locations of Mugen location, Aldai Division.
	TERIK	Comprises Terik, Kapkerer and Kapkures locations of Aldai Division.
	MARABA	Comprises Maraba location of Aldai Division.
	KABWARENG/ CHEBILAT	Comprises Kabwareng and Chebilat locations of Aldai Division.
	NDURIO	Comprises Ndurio and Kapkolei locations of Aldai Division.
	CHEMASE	Comprises Chemase location of Aldai Division.
	KAPTUMO	Comprises Kaptumo location of Kaptumo Division.
	KOYO	Comprises Kapsaos and Koyo locations of Kaptumo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KABOI	Comprises' Kaboi location of Kaptumo Division.
	O'LESSOS	Comprises Lelwak, Chepkunyuk, Siwo and Kibabet locations of O'lessos Division.
	SOCHOI	Comprises Koilot and Sochoi locations of O'lessos Division.
	KAPCHORWA	Comprises Kapchorwa location of Nandi Hills Division.
	CHEMELIL	Comprises Chemelil location of Nandi Hills Division.
	KAPKOROS	Comprises Kapkoros and Ainapng'etuny locations of Tinderet Division.
	METEITEI	Comprises Meteitei, Tachasis and Kamelil locations of Tinderet Division.
	SONGHOR	Comprises Songhor and Kabirer locations of Tinderet Division.
	SOBA	Comprises Soba, Kapkitony, Kabutiei and Kamelilo locations of Tinderet Division.
	TINDERET	Comprises Tinderet, Chepkemel and Chemamul locations of Tinderet Division.
TOWNSHIP OF NANDI HILLS	KOSOIYWO	Comprises Chemomi and Kosoivywo locations of Nandi Hills Division.
	KAPNG'ETUNY	Comprises Cheptililik, Kipsebwo and Nandi Hills locations of Nandi Hills Division.
	KAPSIMOTWO	Comprises Kapsimotwo and Chepsire locations of Nandi Hills Division.
	CHEBARUS	Comprises Kaplelmet and Chebarus locations of Nandi Hills Division.
	SIRET	Comprises Siret and Taito locations of Nandi Hills Division.
	MOGOBICH	Comprises Tartar and Mogobich locations of Nandi Hills Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(42) COUNTY OF BARINGO	TIRIOKO	Comprises Tirioko and Ng'oron locations of Kolowa division.
	KOLOWA	Comprises Loiwat and Kolowa locations of Kolowa division.
	AKORET	Comprises Akoret location of Nginyang division.
	RIBKWO/KOSITEI	Comprises Ribkwo and Kositei locations of Nginyang division.
	LOIYAMOROK	Comprises Loiyamorok location of Nginyang division.
	SILALE	Comprises Silale location of Nginyang division.
	TANGULBEI	Comprises Tangulbei location of Tangulbei division.
	KOROSSI	Comprises Korossi location of Tangulbei division.
	CHURO	Comprises Churo and Kaptuya locations of Tangulbei division.
	NG'ORORA	Comprises Ng'orora and Kinyach locations of Bartabwa division.
	KABOSKEI/KIPKATA	Comprises Kaboskei location of Bartabwa division and Kipkata location of Kipsaraman Division.
	SIBILO	Comprises Sibilo location of Kipsaraman division.
	SAIMO NORTH	Comprises Kapteberewo location of Kipsaraman division.
	KABOSKEI KERIO	Comprises Kaboskei Kerio location of Barwessa division.
	LAWAN	Comprises Lawan location of Barwessa division.
	KABUTIEI	Comprises Kabutiei location of Barwessa division.
	KELYO	Comprises Kelyo location of Kabartonjo division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KATIORIN/SAIMO SOUTH	Comprises Saimo and Katorin locations of Kabartonjo division.
	BARTUM	Comprises Bartum location of Kabartonjo division.
	KABARNET SOI	Comprises Lelmen, Kabarnet Soi, Kapropita Soi and Kiboino locations of Salawa division.
	OROKWO	Comprises Orokwo location of Kabarnet division.
	TALAI/EWALEL	Comprises Talai location and Seretunin and Morop sub-locations of Ewalel location, Kabarnet division.
	NG'ET MOI	Comprises Kipkaech sub-location of Kituro location and Ng'et Moi location of Kabarnet division.
	KABASIS	Comprises Kabasis location of Sacho division.
	SACHO SOI	Comprises Sacho Soi and Chepkero Locations of Sacho Division.
	SACHO MOSOP	Comprises Sacho Mosop and Kiponjos locations of Sacho division.
	EMOM/KISONEI	Comprises Emom and Kisonei locations of Tenges division.
	EWALEL SOI/KIMONDIS	Comprises Ewalel Soi and Kimondis locations of Kabarnet Division.
	TENGES	Comprises Bekibon, Tuluongoi and Tenges Locations of Tenges division.
	KIMALEL	Comprises Kimalel location of Marigat division.
	MARIGAT	Comprises Marigat location of Marigat division.
	SALABANI	Comprises Salabani location of Marigat division.
	NG'AMBO	Comprises Ng'ambo location of Marigat division.
	ILCHAMUS	Comprises Ilchamus and Ilng'arua locations of Marigat division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KABARNET	LOBOI	Comprises Sandai, Kapkuikui and Lobo locations of Marigat division.
	MUKUTANI	Comprises Mukutani and Kiserian locations of Mukutani division.
	CHEBINYINY/ ARABAL	Comprises Chebinyiny and Arabal locations of Mochongoi division.
	MOCHONGOI	Comprises Mochongoi location of Mochongoi division.
	KIMORIOT	Comprises Kimoriot location of Mochongoi division.
	OSSEN	Comprises Ossen location of Kabartonjo Division.
	CHEBANO	Comprises Riwo and Chebano sub-locations of Ewalel and Kapropita locations respectively of Kabarnet division.
	KINYO	Comprises Kinyo sub-location of Kapropita location of Kabarnet division.
	KAPSOO/ BOROWONIN	Comprises Kapsoo/Borowonin sub-location of Kapropita location of Kabarnet division.
	SEGUTON	Comprises Seguton and Kewamoi sub-locations of Kabarnet Mosop Location of Kabarnet Division.
(43) COUNTY OF KOI BATEK	KAPROGONYA	Comprises Kaprogonya and Kapcherebet sub-locations of Kabarnet Mosop location of Kabarnet division.
	KITURO	Comprises Kituro and Kitumbei/Kaptorokwo sub-locations of Kituro location of Kabarnet division.
	CHEBEREN	Comprises Cheberen location of Kimng'orom Division
	KAKIMOR/ROSOGA	Comprises Kakimor and Rosoga locations of Emining Division.
	KIMNG'OROM/ SIRWA	Comprises Kimng'orom location of Kimng'orom Division and Sirwa location of Sirwa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KOIBOS SOI	Comprises Koibos Soi location of Emining Division.
	EMINING	Comprises Emining and Kimose locations of Emining Division.
	KAMAR	Comprises Koibos and Kamar locations of Mogotio Division.
	MUGURINY	Comprises Simotwe and Kapkechui locations of Mogotio Division.
	KISANANA	Comprises Kisanana, Ng'endalel and Oldebos locations of Kisanana Division.
	OL KOKWE	Comprises Ol Kokwe and Kapnosgei locations of Kisanana Division.
	SINENDE	Comprises Sinende and Kabuswo locations of Kisanana Division.
	LEMBUS KIPTOIM	Comprises Lembus Ngubereti location of Mogotio Division and Lembus Kiptoim location of Esageri Division.
	LEMBUS MOGOTIO	Comprises Lembus Mogotio location of Mogotio Division.
	LEMBUS TORONGO	Comprises Lembus Torongo and Tugumoi locations of Torongo Division.
	LEMBUS MOSOP	Comprises Lembus Mosop location of Mumberes Division.
	MUMBERES	Comprises Mumberes location of Mumberes Division.
	MAJI MAZURI	Comprises Maji Mazuri location of Eldama Ravine Division.
	KIPLOMBE	Comprises parts of Solian, Lebolos and Kirobon Sub-locations of Sabatia location and Kaplelach, Orinie and Kiplombe Sub-locations of Lembus Kiplombe location of Esageri Division.
	SIGORO	Comprises Kiptuno, Koisamo and Chemorgong locations of Eldama Ravine Division.
	SAOS/KIBIAS	Comprises Saos/Kibias location of Eldama Ravine Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF ELDAMA RAVINE	POROR	Comprises Lembus Central location of Eldama Ravine Division.
	RAVINE	Comprises part of Perkerra Sub-location of Perkerra location and Ravine Town Sub-location of Ravine location of Eldama Ravine Division.
	BENONIN	Comprises Kabyet location and part of Tuiyotich sub-location of Ravine Location, Eldama Ravine Division.
	PERKERRA	Comprises Toniok and part of Perkerra Sub-locations of Perkerra location and part of Tuiyotich sub-location of Ravine location of Eldama Ravine Division.
	KABIMOI	Comprises Lembus Kabimoi location of Esageri Division.
	SOLIAN	Comprises Kipkaber and parts of Solian, Kirobon and Lebolos Sub-locations of Sabatia Location of Esageri Division.
(44) COUNTY OF LAIKIPIA	OL MORAN	Comprises OL Moran Sub-location of Ol Moran Location, of Ol Moran Division.
	LONYIEK	Comprises Lonyiek and Magadi Sub-location of Ol Moran Location of Ol Moran Division.
	DIMKOM	Comprises Dimkom Sub-location of Sipili Location of Ng'arua Division.
	DONYOLOIP	Comprises Donyoloip Sub-Location of Sipili Location of Ng'arua Division.
	KINAMBA	Comprises Kinamba Location of Ng'arua Division.
	GITUAMBA	Comprises Gituamba Location of Ng'arua Division.
	MUHOTETU	Comprises Muhotetu and Karaba Locations of Ng'arua Division.
	MUTHENGERA	Comprises Muthengera Location of Rumuruti Division.
	MARMANET	Comprises of Oljabet and Siron Sub-locations of Marmanet Location, Rumuruti Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	SALAMA	Comprises Salama, Pesi and Muruku Sub-locations of Salama Location, Rumuruti Division.
	MUTARA	Comprises Mutara Location of Rumuruti Division.
	SOSIAN	Comprises Sosian and Kirimon Sub-locations of Sosian Location, of Rumuruti Division.
	IGWAMITI	Comprises part of Ngoru sub-location of Mutitu Location, Shamanei and part of Losogwa sub-locations of Igwamiti Location of Nyahururu Division.
	OLOIBORSOIT	Comprises Oloiborsoit and Ilmotiok Locations of Mukogodo Division.
	ILDIGIRI/ILPOLEI	Comprises Ildigiri and Ilpolei Locations of Mudogodo Division.
	MUMONYOT	Comprises Mumonyot Location of Mukogodo Division.
	MUKOGODO	Comprises Mukogodo and Sieku Locations of Mukogodo Division.
	MAKURIAN	Comprises Makurian Location of Mukogodo Division.
	ILINGWESI	Comprises Ilingwesi Location of Mukogodo Division.
	NAIBOR	Comprises Naibor Sub-Location of Daiga Location, Central Division.
	UMANDE	Comprises Umande Sub-Location of Daiga Location, Central Division.
	ETHI	Comprises Ethi Sub-Location of Daiga Location, Central Division.
	SEGERA	Comprises Segera Location of Central Division.
	NGOBIT	Comprises Ngobit Location of Lamuria Division.
	SIRMA	Comprises Sirma Location of Lamuria Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF NANYUKI	LAMURIA	Comprises Lamuria Location of Lamuria Division.
	TIGITHI	Comprises Tigithi Location of Lamuria Division.
	MASHAMBA	Comprises part of Thingithu and Marura Sub-Locations of Nanyuki and Marura Locations respectively, Central Division.
	HOSPITAL	Comprises parts of Majengo and Likii Sub-Locations of Nanyuki and Nturukuma Locations respectively, Central Division.
	BIASHARA	Comprises part of Majengo Sub-location of Nanyuki Location, Central Division.
	STADIUM	Comprises part of Majengo and part of Thingithu Sub Locations of Nanyuki Location, Central Division.
	NTURUKUMA	Comprises parts of Nturukuma and Likii Sub-Locations of Nturukuma Location Central Division.
MUNICIPALITY OF NYAHURURU	CENTRAL	Comprises part of Majengo Sub-location of Nanyuki Location, Central Division.
	UASO NAROK	Comprises part of Ngoru sub-location of Mutitu Location and part of Maina sub-location of Maina Location of Nyahururu Division.
	MAINA	Comprises part of Ngoru sub-location of Mutitu location and part of Maina sub-location of Maina location, Nyahururu Division.
	NDURURUMO/ HOSPITAL	Comprises part of Maina Sub-Location of Maina Location, Nyahururu Division.
	NDUNYU	Comprises part of Ndunyu and part of Losogwa Sub-locations of Nyahururu and Igwamiti Locations respectively, Nyahururu Division.
	KIGANDA	Comprises part of Ndunyu and Part of Manguo Sub-locations of Nyahururu Location, Nyahururu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF RUMURUTI	MANGUO	Comprises part of Manguo sub-location of Nyahururu Location, Nyahururu Division.
	AYAM	Comprises Maundu ni Meri Sub-Location of Sosian Location, Rumuruti Division.
	MANYATTA	Comprises Ndurumo and Rumuruti Sub-Locations of Rumuruti Location, Rumuruti Division.
	MELWA	Comprises Melwa Sub-Location of Marmanet Location, Rumuruti Division.
(45) COUNTY OF NAKURU	LORIAN	Comprises Lorian Sub-Location of Salama Location, Rumuruti Division.
	WESEGES	Comprises Weseges Location of Mbogoini Division.
	MAJI TAMU	Comprises Maji Matamu Location of Mbogoini Division.
	SUBUKIA	Comprises Subukia Location of Mbogoini Division.
	SOLAI	Comprises Arutani and Nyadundo Sub-Locations of Solai Location of Mbogoini Division.
	KABAZI	Comprises Kabazi and Rugongo sub-locations of Kabazi Location of Bahati Division.
	MUUANDA	Comprises Muuanda sub-location of Kabazi Location, Bahati Division.
	NDUNGIRI/KIRIMA	Comprises Ndungiri and Kirima Sub-Locations of Solai Location of Bahati Division.
	BAHATI	Comprises Bahati, Chania and Wendo sub-locations of Bahati location, Bahati Division.
	KIAMAINA	Comprises Kiamaina and Kabatini sub-locations of Bahati location, of Bahati division.
	DUNDORI	Comprises part of Lanet sub-location of Dundori location, Bahati Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	LANET	Comprises Lanet sub-location of Dundori Location, Bahati Division.
	MAKONGENI	Comprises Makongeni Location of Rongai Division.
	KAMPI YA MOTO	Comprises Kampi Ya Moto Location of Rongai Division.
	RONGAI	Comprises Rongai Location of Rongai Division.
	LENGINET	Comprises Lenginet location of Rongai division.
	BOROR	Comprises Boror Location of Rongai Division.
	NGATA	Comprises Ngata Location of Njoro Division.
	ELBURGON	Comprises Elburgon sub-location of Elburgon Location, Elburgon Division.
	MUTAMAIYU	Comprises Arimi and Muyamaiyu sub-locations of Elburgon Location, Elburgon Division.
	NJORO	Comprises Njoro sub-location of Njoro Location, Njoro Division.
	MUKUNGUGU	Comprises Mukungugu sub-location of Njoro Location, Njoro Division.
	KIHINGO	Comprises Kihingo Location of Njoro Division.
	MAUCHE	Comprises Teret, Kapkembu, Mauche and Tuiyotich Locations of Mauche Division.
	MAU NAROK	Comprises Mau Narok Location of Mau Narok Division.
	SURURU	Comprises Sururu Location of Mau Narok Division.
	LARE	Comprises Gichobo and Lare locations of Lare Division.
	NAISHI	Comprises Naishi and Bagaria Locations of Lare Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MARAISHONI	Comprises Maraishoni Location of Elburgon Division.
	NESSUIT	Comprises Nessuit Location of Njoro Division.
	KAMARA	Comprises Kamara and Mau Sub-Location of Kamara Location of Kamara Division.
	KURESOI	Comprises Kuresoi Location, Kuresoi Division.
	MKULIMA	Comprises Mkulima and Tulwet Locations of Kuresoi Division.
	KIPTORORO	Comprises Kiptororo Location Kuresoi Division.
	TEMOYETTA	Comprises Temoyetta Location of Keringet Division.
	CHEMANER	Comprises Chemaner location of Keringet Division.
	NYOTA	Comprises Nyota Location of Keringet Division.
	TINET	Comprises Tinet Location of Keringet Division.
	KERINGET	Comprises Kipsonoi and Keringet Locations of Keringet Division.
	KAPSIBEIYWO	Comprises Chebara, Kapsibeiwo and Silibwet Locations of Keringet Division.
	AMALO	Comprises Amalo Location of Olenguruone Division.
	KAPLAMAI	Comprises Kaplamai location of Olenguruone Division.
	KIPTANGICH	Comprises Kiptangich and Sinendet Locations of Olenguruone Division.
	CHEPTUECH	Comprises Cheptuech and Emitik Locations of Olenguruone Division.
	MITI MINGI	Comprises Miti Mingi Location of Gilgil Division.
	GILGIL	Comprises Gilgil sub-location of Gilgil Location, Gilgil Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MBARUK	Comprises Mbaruk and Eburru sub-locations of Gilgil Location, Gilgil Division.
	MURINDATI	Comprises Karunga Location of Gilgil Division.
	NDABIBI	Comprises Ndabibi and Moidabi Locations of Naivasha Division.
	MAIELLA	Comprises Maiella Location of Naivasha Division.
	LONGONOT	Comprises Longonot sub-location of Longonot Location of Naivasha Division.
	KIAMBOGO	Comprises Kiambogo Location of Naivasha Division.
	MAAI-MAHIU	Comprises Maai-Mahiu and Satellite Sub-locations of Longonot Location, Naivasha Division.
MUNICIPALITY OF NAKURU	NAKURU EAST	Comprises Part of Lanet Location, of Municipality Division.
	MENENGAI	Comprises Part of Lanet Location, Municipality Division.
	KIVUMBINI	Comprises Part of Lanet Location of Municipality Division.
	SHAURI YAKO	Comprises Part of Baharini Sub-Location of Bondeni Location Municipality Division.
	LAKE VIEW	Comprises Part of Baharini Sub-Location of Bondeni Location, Municipality Division.
	LANGA LANGA	Comprises Part of Baharini Sub-Location of Bondeni Location, Municipality Division.
	BONDENI	Comprises Part of Baharini Sub-Location of Central Location, Municipality Division.
	BIASHARA	Comprises Part of Afraha Sub-Location of Bondeni Location, Municipality Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF NAIVASHA	HOSPITAL	Comprises Part of Afraha Sub-Location of Bondeni Location, Municipality Division.
	VIWANDA	Comprises Part of Kaptembwa Location, Municipality Division.
	SHABAB	Comprises Part of Kaptembwa Location, Municipality Division.
	RHODA	Comprises Part of Kaptembwa Location, Municipality Division.
	KAPTEMBWA	Comprises Part of Kaptembwa Location, Municipality Division.
	BARUT WEST	Comprises Part of Barut Location, Municipality Division.
	BARUT EST	Comprises Part of Barut Location, Municipality Division.
	MALEWA WEST	Comprises Tarambete sub-location of Malewa Location and part of Sokoni Sub-location of Naivasha location, Naivasha Division.
	MALEWA EAST	Comprises Karati sub location of Malewa location and part of Sokoni sub location of Naivasha location, Naivasha division.
	NAIVASHA EAST	Comprises of Mununga Sub-Location of Naivasha East Location, Naivasha Division.
	MARAIGISHU	Comprises Part of Maraigishu Sub-Location (Missouri, Peponi, D. Car, Nyakairu and Mweka farms) of Naivasha East Location, Naivasha Division.
	MWICIRINGIRI	Comprises part of Maraigishu Sub-Location of Naivasha East Location and part of Mirera sub-location of Hell's Gate Location of Naivasha Division.
	HELL'S GATE	Comprises part of Mirera Sub-Location of Hell's Gate Location, Naivasha Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF MOLO	LAKE VIEW	Comprises Lake View Sub-Location of Naivasha Town Location, Naivasha Division.
	OLKARIA	Comprises Olkaria Sub-Location of Hell's Gate Location, Naivasha Division.
	BIASHARA	Comprises Part of Sokoni Sub-Location of Naivasha Town Location, Naivasha Division.
	VIWANDA	Comprises Part of Sokoni Sub-Location of Naivasha Town Location, Naivasha Division.
	KOIGE	Comprises Mau Summit Location and Sinendet Sub-Location of Kamara Location Kamara Division.
	SIRIKWA	Comprises Sirikwa location Kamara Division.
	KIAMBIRIRIA	Comprises Kiambiriria Sub-Location of Turi Location, Molo Division.
	TURI NORTH	Comprises part of Turi Sub-Location of Turi Location, Molo Division.
	TURI SOUTH	Comprises part of Turi Sub-Location of Turi Location, Molo Division.
	SACHANGWANI	Comprises Sachangwani Location of Molo Division.
(46) COUNTY OF NAROK	MOLO	Comprises Molo Location of Molo Division.
	OLPUSIMORU	Comprises Olpusimoru and Ololongoi Locations of Olokurto Division.
	OLOKURTO	Comprises Olokurto and Naituyapaki Locations of Olokurto Division.
	ENTIYANI	Comprises Entiyani Location of Olokurto Division.
	ENABELBEL	Comprises Enabelbel Location of Olokurto Division.
	OLORROPIL	Comprises Olorropil, Embatipat and Topoti Locations of Olokurto Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	OLCHORO	Comprises Olchoro Location of Mau Division.
	UPPER MELILI	Comprises Upper Melili Location of Mau Division.
	ENTONTOL	Comprises Entontol Location of Mau Division.
	ILDAMAT	Comprises Ildamat Location of Mau Division.
	ENOOSUPUKIA	Comprises Enosupukia Location of Mau Division.
	NTULELE	Comprises Ntulele Location of Mau Division.
	KEEKONYOKIE	Comprises Keekonyokie Location of Mau Division.
	ONGATA NAADO	Comprises Ongata Naado Location of Mau Division.
	MOSIRO	Comprises Mosiro Location of Mau Division.
	SUSWA	Comprises Suswa Location of Mau Division.
	OLETUKAT	Comprises Oletukat Location of Maul Division.
	MULOT	Comprises Mulot and Kuto sub-locations of Mulot Location, Mulot Division.
	ENELERAI	Comprises Eneleraï Location of Mulot Division.
	OLDERKESI	Comprises of Olderkesi Location of Mara Division.
	SIANA	Comprises Siana location of Mara Division.
	MARA	Comprises Aitong and Koiyaki locations of Mara Division.
	OLKINYEI	Comprises Olkinyei location of Mara Division.
	LEMEK	Comprises Lemek and Nkor Nkori Locations of Ololulung'a Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	LOLOLULUNG'A	Comprises Ololulung'a and Olopolos sub-location of Oldonyo Ngiri location of Ololulung'a Division
	OLKIRIANE	Comprises Olkiriane location of Ololulung'a Division.
	MELELO	Comprises Melelo, Olashapani and part of Oldonyo Ngiri locations of Ololulunga Division.
	SOGOO	Comprises Sogoo location of Mulot Division.
	SAGAMIAN	Comprises Sagamian location of Mulot Division.
	ILMOOTIOK	Comprises Ilmootiok location, Nkiito and Olchoro sub-locations of Mulot location, Mulot Division.
	NAROOSURA	Comprises Naroosura and Ntuka Locations of Osupuko Division.
	LOITA WEST	Comprises Ilkerin, Olorte and Olmesutie Locations of Loita Division.
	MORIJO LOITA	Comprises Morijo Loita and Entasekera Locations of Loita Division.
	ELANG'ATA ENTERIT	Comprises Elang'ata Enterit Location of Osupuko Division.
	MAJI MOTO	Comprises Maji Moto and Olenkuluo Locations of Osupuko Division.
	NAIKARRA	Comprises Naikarra Location of Mara Division.
	SIYIAPEI	Comprises Siyiapei location of Mau Division.
	LOLOPIRONITO	Comprises Ololpironito Location of Mau Division.
TOWNSHIP OF NAROK	MASIKONDE	Comprises Part of Narok Town Sub-Location of Narok Town Location, Central Division.
	STADIUM	Comprises Part of Narok Town Sub-Location of Narok Town Location, Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(47) COUNTY OF TRANS-MARA	OLOPITO	Comprises Olopito Sub-Location of Narok Town location, Central Division.
	NKARETA WEST	Comprises Nkobon and Ereteti Sub-Locations of Nkareta Location, Central Division.
	NAISOYA	Comprises Naisoya Sub-Location of Narok Town Location, Central Division.
	NKARETA EAST	Comprises part of Nkareta Sub-Location of Nkareta Location, Central Division.
	NKAIRAMIRAM	Comprises Part of Narok Town sub-location of Narok Town Location, Central Division.
	ILMASHARIAN/ MORIJO	Comprises Part of Narok Town Sub-Location of Narok Town Location, Central Division.
	OLELESHWA	Comprises Oleleshwa Sub-Location of Nkareta Location, Central Division.
	NKARETA NORTH	Comprises part of Nkareta Sub-Location of Nkareta Location, Central Division.
	SHANKOE	Comprises Shankoe location of Kilgoris division.
	OSINONI	Comprises Osinoni and Olalui locations of Kilgoris division.
	ENOSAEN	Comprises Isampin and Enosaen locations of Keiyan division.
	SIKAWA	Comprises Olontare and Sikawa locations of Keiyan division.
	NKARARO	Comprises Nkararo and Moita locations of Keiyan Division.
	MASURURA	Comprises Masurura location of Keiyan division.
	POROKO	Comprises Poroko, Oltanki and Osupuko locations of Kilgoris division.
	KAPUNE	Comprises Kapune and Meguara locations of Pirrar division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	OLOMISMIS	Comprises Olomismis and Oloiborsoito locations of Kilgoris division.
	SHARTUKA	Comprises Shartuka and Oronkai locations of Pirrar division.
	LOOLMASANI	Comprises Olmasani location of Pirrar division.
	NJIPISHIP	Comprises Njipiship location of Pirrar division.
	EMARTI	Comprises Ntulele and Emarti locations, of Kirindon Division.
	EMURUA DIKIRR	Comprises Kapsisian and Emurua Dikirr locations of Kirindon division.
	KIMINTET	Comprises Kimintet and Esoit-Naibor locations of Kirinodn Division.
	MOGONDO	Comprises Mogondo sub-location of Murgan location, Kirindon division.
	IKERIN	Comprises Ilkerin sub-location of Murgan location, Kirindon division.
	MOYOI	Comprises Moyoi location of Lolgorian division.
	OLOIRIEN	Comprises Oloirien location of Lolgorian division.
	ANG'ATA BARRIKOI	Comprises Ang'ata Barrikoi and Oldonyo Orok locations of Lolgorian division.
	OLONCHANI	Comprises Olonchani Location of Kilgoris Division.
(48) COUNTY OF OLKEJUADO	NORTH KEEKONYOKIE	Comprises North Keekonyokie and Intashat locations of Ngong Division.
	MOSIRO	Comprises Mosiro Location of Ngong Division.
	CENTRAL KEEKONYOKIE	Comprises Central Keekonyokie location of Ngong Division.
	SOUTH KEEKONYOKIE	Comprises South Keekonyokie location of Ngong Division.
	KITENGELA	Comprises Kitengela sub-location of Kitengela location, Isinya Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	OLOSILIKON/ CHOLINKE	Comprises Olasilikow and Cholinke sub-locations of Kitengela location, Isinya Division.
	KAPUTEI NORTH	Comprises Isinya and Olturoto locations of Isinya Division.
	OLKIRAMATIAN	Comprises Olkiramatian location of Magadi Division.
	MAGADI	Comprises Magadi location of Magadi Division.
	SHOMPOLE	Comprises Shompole location of Magadi Division.
	NGONG	Comprises Ngong location of Ngong Division.
	OLOLUA	Comprises Ololua location of Ngong Division.
	KISERIAN	Comprises Kiserian location of Ngong Division.
	KANDIS	Comprises Kandis and Empakasi sub-locations of Nkaimurunya location, Ngong Division.
	OLKERI	Comprises Olkeri sub-location of Nkaimurunya location, Ngong division.
	ONGATA RONGAI	Comprises of Ongata Rongai sub-location of Ongata Rongai location, Ngong Division.
	LEMELOPO	Comprises Lemelepo sub-location of Ongata Rongai location, Ngong Division.
	LOODOKILANI	Comprises Loodokilani location of Central Division.
	TOROSEI	Comprises Torosei location of Central Division.
	MATAPATO WEST	Comprises Ilbissel location of Namanga Division.
	PURKO	Comprises Enkaroni and Nkoile locations of Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	ILDAMAT	Comprises Ol Kiloriti, parts of Oloiyanikalani and Esukuta Sub-locations of Ildamat location of Central Division.
	NORTH DALALAKUTUK	Comprises Impiro, parts of Isajiloni, and Iseuri sub-locations of Isajiloni location of Central Division.
	SOUTH DALALAKUTUK	Comprises Olbelibel and Oloontulugum locations of Central Division.
	MATAPATO EAST	Comprises Osilalei and Maparasha locations of Mashuuru Division.
	KAPUTEI CENTRAL	Comprises Ilmunkushu, Imaroro and Arroi locations of Mashuuru Division.
	POKA	Comprises Nkama and Poka locations of Mashuuru Division.
	KENYAWA/ MERUESHI	Comprises Kenyawa and Merueshi locations of Mashuuru Division.
	METO	Comprises Meto location of Namanga Division.
	NAMANGA	Comprises Namanga location of Namanga Division.
	MAILUA	Comprises Mailua location of Namanga Division.
	LENKISIM	Comprises Lenkisim location of Loitokitok Division.
	ENTONET	Comprises Entonet location of Loitokitok Division.
	MBIRIKANI	Comprises Mbirikani location of Loitokitok Division.
	KIMANA	Comprises Kimana location of Loitokitok Division.
	OLORIKA/KUKU	Comprises Olorika and Kuku sub-locations of Kuku location, Loitokitok Division.
	LOOLOPON	Comprises Loolopon sub-location of Kuku location, Loitokitok Division.
	ROMBO/NJUKINI	Comprises Rombo and Njukini sub-locations of Rombo location, Loitokitok division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF KAJIADO	ENTARARA	Comprises Entarara sub-location of Rombo location, Loitokitok division.
	OLDONYONYOKIE	Comprises Oldonyonyokie Location of Magadi Division.
	ILMUNGUSH	Comprises Ilmungush Location of Mashuuru Division.
	LORNG'OSWA	Comprises Lornng'oswa location of Namanga Division.
	ENKOLIKA	Comprises Enkolika location of Central Division.
	ESUKUTA	Comprises parts of Oloiyanikalani and Esukuta Sub-locations of Ildamat location of Central Division.
	MAJENGO	Comprises Majengo Sub-location of Township location of Central Division.
	MARKET	Comprises Market Sub-location of Township location of Central Division.
	HOSPITAL	Comprises Hospital sub-location of Township location of Central Division.
	EITI	Comprises parts of Isajiloni and Iseuri Sub-locations of Isajiloni location of Central Division.
	OLOPURUPURANA	Comprises Inkewanchani sub-location of Isajiloni location of Central Division.
(49) COUNTY OF KIPSIGIS	KAPLELATET	Comprises Kaplelatet location of Sigowet Division.
	KIPTERE	Comprises Kalyangwet, Kiptere and Iraa Locations of Sigowet Division.
	KEBENETI	Comprises Cheptuiyet, Kebeneti and Sigowet Locations of Sigowet Division.
	CHEMAMUL	Comprises Chemamul and Kiptome Locations of Sigowet Division.
	WALDAI	Comprises Waldai and Kaborok locations of Belgut division.
	KAPTOBOITI	Comprises Kaptoboiti location of Belgut division.

FIRST SCHEDULE—(Contd.)

[Subsidiary]

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KABIANGA	Comprises Kabianga and Mobego Locations of Belgut Division.
	SERETUT	Comprises Seretut location of Belgut Division.
	CHAIK	Comprises Kiptetan and part of Chemogonday Sub-locations of Chaik location, Belgut Division.
	SOLIAT	Comprises Soliat, Kapsorok, Kapsegut and Kaitui locations of Soin Division.
	SOIN	Comprises Soin and Koitaburot locations of Soin Division.
	KAPSOIT	Comprises Kapsoit, Sitotwet and Chepkoinik locations of Ainamoi Division.
	AINAMOI	Comprises Ainamoi Sub-location of Ainamoi location and Poiywek location, of Ainamoi Division.
	KAPSAOS	Comprises Kapsaos and Tendwet Locations of Ainamoi Division.
	KAPSEGER	Comprises Kapseger location of Kipkelion Division.
	CHEBOSWA	Comprises part of Chemogonday Sub-location of Chaik location of Belgut Division and Cheboswa Location of Ainamoi Division.
	KUNYAK	Comprises Kunyak and Kapkoros Locations of Chilchila Division.
	CHILCHILA	Comprises Chilchila location of Chilchila Division.
	KOKWET	Comprises Kokwet location of Chilchila Division.
	KIPTERES	Comprises Kipteres location of Chilchila Division.
	KAMASIAN	Comprises Kapkures, Tuiyobei and parts of Leldet and Lelu Sub-locations of Kipsegi location and Kamasian location, Kipkelion Division.
	TENDENO	Comprises Tendeno location of Londiani Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KERICHO	LEMOTIT	Comprises parts of Kalyet and Saramek Sub-locations of Lemotit location, Londiani Division.
	SORGET	Comprises Sorget Sub-location of Sorget location and Kongoni Sub-location of Masaita location, Londiani Division.
	KENEGUT	Comprises Kenegut and Telanet Locations of Ainamoi Division.
	CHELIMO	Comprises parts of Kapsuser and Kakiptui Sub-locations of Kapsuser Location, Belgut Division.
	KIMUGUNG	Comprises parts of Kapkugerwet and Township Sub-locations of Town location, Ainamoi Division.
	KAPKUGERWET	Comprises part of Kapkugerwet Sub-location of Town location, Ainamoi Division.
	CHEPTORORIET	Comprises Kipsolu location of of Belgut Division.
	KIPCHIMCHIM	Comprises Kipchimchim Sub-location of Ainamoi location, Ainamoi Division.
	MOTOB0	Comprises Motobo and Taiywet Sub-locations of Town location, Ainamoi Division.
	MAJENGO	Comprises part of Township sub-location of Town location, Ainamoi division.
TOWNSHIP OF LONDIANI	HOSPITAL/ BIASHARA	Comprises part of Township sub-location Town location, Ainamoi division.
	KIPKOIYAN	Comprises Kipkoiyan location of Belgut Division.
	KAPSUSER	Comprises parts of Kapsuser and Kakiptui Sub-locations of Kapsuser Location, Belgut Division.
	KEDOWA	Comprises Kimasian and part of Kedowa Sub-locations of Kedowa location, Londiani Division.
	LONDIANI	Comprises Chepkongony and Tegunot Sub-locations of Londiani location and part of Kedowa Sub-location of Kedowa Location, Londiani Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF KIPKELION	KIPSIRICHET	Comprises parts of Kalyet and Saramek Sub-locations of Lemotit Location and Kipsirichet Location of Londiani Division.
	MASAITA/TUIYOBEL	Comprises Masaita Sub-location of Masaita Location and Tuiyobei Sub-location of Sorget location, Londiani Division.
	BARSIELE	Comprises Barsiele location and Macheisok, parts of Kipkelion Town and Tombo sub-locations of Kipchorian Location, parts of Lelu and Leldet Sub-locations of Kipsegi Location of Kipkelion Division.
	KIMUGUL	Comprises Kimugul Location of Kipkelion Division.
	CHESINENDE	Comprises Chepseon location of Kipkelion Division.
(50) COUNTY OF BOMET	LESIRWA	Comprises Lesirwa location, parts of Kipkelion Town and Tombo sub-locations of Kipchorian location and part of Leldet sub-location of Kipsegi location, Kipkelion Division.
	CHESOEN	Comprises Chesoen location of Bomet Central Division.
	SIBAIYAN	Comprises Sibaiyan location of Bomet Central Division.
	NDARAWETA	Comprises Ndaraweta location of Bomet Central Division.
	MUGAANGO	Comprises Mugaango and Kiromwok locations of Bomet Central Division.
	TEGAT	Comprises Togat Location of Longisa Division.
	CHEMANER	Comprises Chemaner and Kimuchul locations of Longisa Division.
	KEMBU	Comprises Kembu location of Longisa Division.
	KAPKIMOLWA	Comprises Kapkimolwa location of Longisa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KIPRERES	Comprises Kiprereres and Kiplabotwa Locations of Longisa Division.
	SIONGIROI	Comprises Bing'wa and Siongiroi locations of Siongiroi Division.
	CHEBUNYO	Comprises Chebunyo, Mogor and Kamaget locations of Siongiroi Division.
	MAKIMENY	Comprises Makimeny location of Siongiroi division.
	KONG'ASIS	Comprises Kong'asis location of Siongiroi division.
	SUGUMERIGA	Comprises Tumoi Sub-location of Kapkesosio Location and Sugumeriga location of Sigor Divisio.
	SIGOR	Comprises Sigor location of Sigor Division.
	LELAITICH	Comprises Lelaitich location of Sigor Division.
	KABOSON	Comprises Kaboson and Cheleget locations of Sigor Division.
	NDANAI	Comprises and Ndanai location of Ndanai Division.
	KAPKELEI	Comprises Kapkelei location of Ndanai division.
	KIPSONOI	Comprises Kiptulwo location of Mutarakwa division.
	KANUSIN	Comprises Kamusin location of Mutarakwa division.
	ABOSI	Comprises Abosi and Gelegele locations of Ndanai Division.
MUNICIPALITY OF BOMET	ITEMBE	Comprises Itembe location of Bomet Central Division.
	CHEBOIN	Comprises Cheboin location of Longisa Division.
	TOWNSHIP	Comprises Chepng'aina and Kapsimbiri Sub-locations of Bomet Township Location and Merigi location of Bomet Central Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	EMKWEN	Comprises Silibwet and Kapsimotwa sub-locations of Bomet Township Location, Bomet Central Division.
	SINGORWET	Comprises Singorwet location of Bomet Central Division.
	MUTARAKWA	Comprises Mutarakwa location of Mutarakwa Division.
	TULUAPMOSONIK	Comprises Kimenderit and Kapkesosio sub-locations of Kapkesosio location of Sigor Division and Kyogong location of Bomet Central Division.
(51) COUNTY OF BURETI	KAMUNGEI	Comprises Kamungei and Chebirbelak locations of Sotik Division.
	KAPLETUNDO	Comprises Kapletundo, Chebilat and Kimolwet locations of Sotik Division.
	SIRIAT	Comprises part of Chebongi sub-location of Chemagel location, parts of Kapchepkoro, Kaplong and Yaganek sub-locations of Kaplong location, Sotik Division.
	SAOSA	Comprises Chepkembo sub-location of Saosa location, of Kimulot Division.
	CHEPCHABAS	Comprises Chepchabas and Chemosit sub-locations of Saosa location, Kimulot Division.
	RONGENA	Compries Mabwaita and Manaret sub-locations of Manaret location, Rongena location, Emityet sub-location of Kaplong location and Kipasit sub-location of Chemaget location, Sotik division.
	KIMULOT	Comprises Kimulot and Chebang'ang' locations of Kimulot Division.
	BOITO	Comprises Boito and Chemelet locations of Konoin Division.
	KAPTEBENGWET	Comprises Kaptebengwet and Kaptien locations of Kimulot Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF LITEIN	MOGOGOSIEK	Comprises Mogogosiek and Mosonik locations of Konoin Division.
	EMBOMOS	Comprises Embomos and Sotit locations of Konoin Division.
	KOIWA	Comprises Koiwa and Simoti locations of Konoin Division.
	CHEPTALAL	Comprises Cheptalal, Satiit and Kiptenden locations of Konoin Division.
	CHEMOSOT	Comprises Chemosot location of Roret Division.
	KISIARA	Comprises Tulwet and Kisiara locations of Roret Division.
	TEBESONIK	Comprises Tebesonik location of Roret Division.
	KIBUGAT	Comprises Kibugat location of Roret Division.
	CHEBORGE	Comprises Cheborge and Kapsogut locations of Bureti Division.
	CHEPTENDENIET	Comprises Cheboin location of Bureti Division.
	CHEPLANGET	Comprises Cheplanget location of Bureti Division.
	TECHOGET	Comprises Cheribo and part of Chebwagan sub-locations of Chebwagan Location and Techogot location, Bureti Division.
	KAPKATET	Comprises Kapkatet location of Bureti Division.
	LITEIN	Comprises Litein Sub-location of Litein location, Kapsogiruk and part of Chebwagan Sub-locations of Chebwagan location, Chemoiben and Ngesumin locations of Bureti Division.
	KUSUMEK	Comprises Kusumek, Lalagin and Kapkarin Sub-locations of Litein location of Bureti Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF SOTIK	MONIRE	Comprises Monire Sub-location of Manaret location of Sotik division.
	CHEBILAT	Comprises Chebilat Sub-location of Manaret location of Sotik division.
	CHEMAGEL	Comprises Sotik and part of Chebongi Sub-locations of Chemagel location of Sotik division.
	YAGANEK	Comprises part of Yaganek Sub-location of Kaplong location of Sotik division.
	KAPLONG	Comprises part of Kaplong and part of Kapchepkero Sub-locations of Kaplong location of Sotik division.
(52) COUNTY OF KAKAMEGA	CHEGULO	Comprises Chegulo and Matsakha Sub-locations of Central Kabras location, of Kabras division.
	WEST KABRAS	Comprises West Kabras location of Kabras division.
	SHIRUGU (PART)	Comprises Samitsi and Malekha Sub-locations of Shirugu location, Kabras Division.
	SOUTH KABRAS	Comprises of Shianda, Chevoso and Shamberere Sub-locations of South Kabras location, Kabras Division.
	EAST KABRAS	Comprises of Kagunga and Ikoli sub-locations of East Kabras location, Kabras division.
	BUNYALA EAST/ NAMIRAMA	Comprises Bunyala East location of Navakholo division.
	CENTRAL BUNYALA/ NAMBACHA	Comprises Nambacha location of Navakholo division.
	SITIKHO/KOCHWA	Comprises Sitikho and Kochwa Sub-Locations of West Bunyala Location of Navakholo Division.
	SHIVANGA	Comprises Fuvuye and part of Shivanga location of Kabras Division.
	INGOTSE/MATIHA	Comprises Ingotse and Matiha sub-locations of North Butsotso location, Lurambi division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	SHINOYI/ SHIKOMARI/ ESUMEYIA	Comprises Shinoyi, Esumeyia and Shikomari sub-locations of North Butsotso location, Lurambi Division.
	CENTRAL BUTSOTSO	Comprises Central Butsotso location of Lurambi division.
	SHIKOTI	Comprises East Butsotso location of Lurambi division.
	BUKURA	Comprises South Butsotso location of Lurambi division.
	KAMBIRI	Comprises Kambiri location of Ileho division.
	IVIHIGA	Comprises Ivihiga location of Ileho division.
	MURHANDA	Comprises Murhanda location of Shinyalu division.
	SHING'OTO/ SHIASAVA	Comprises Shingoto and Shiasava sub-locations of Shibuye location, Shinyalu division.
	VIRHEMBE/ MUKANGO	Comprises Virhembe and Mukango sub-locations of Shibuye location, Shinyalu division.
	SHIDODO/ SHITACHI	Comprises Shidodo and Shitochi sub-locations of Khayega location, Shinyalu division.
	MUSENO/SHIRULU/ LUKOSE	Comprises Museno, Shirulu and Lukose sub-locations of Khayega location, Shinyalu Division.
	IDAKHO WEST	Comprises Isulu location of Ikolomani division.
	IDAKHO NORTH	Comprises Shisere location of Ikolomani division.
	IDAKHO SOUTH	Comprises Eregi and Shikumu locations of Ikolomani division.
	IDAKHO EAST	Comprises Iguhu location of Ikolomani division.
	IDAKHO CENTRAL	Comprises Shirumba location of Ikolomani division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KAKAMEGA	ILESI	Comprises Ilesi location of Shinyalu Division.
	BUDONGA	Comprises Budonga and Lusumu Sub-locations of Bunyala West Location, Navakholo Division.
	MANDA	Comprises Manda and Tombo Sub-locations of Shivanga Location, Kabras Division.
	MUSAA	Comprises part of Shirere Sub-location of Bukhungu location, Municipality division.
	MATENDE	Comprises part of Shirere Sub-location of Bukhungu location, Municipality division.
	MAHIAKALO	Comprises part of Mahiakalo sub-location of Bukhungu location, Municipality Division.
	MILIMANI	Comprises part of Mahiakalo Sub-location of Bukhungu Location, Municipality division.
	CENTRAL	Comprises Township Sub-location of Shieywe location, Municipality division.
	AMALEMBA	Comprises part of Shirere Sub-location of Bukhungu location, Municipality division.
	BUKHULUNYA	Comprises part of Shirere Sub-location of Bukhungu location, Municipality division.
	SICHILAYI	Comprises part of Sichilayi sub-location of Shieywe location, Municipality division.
	SHIBIRIRI	Comprises part of Sichilayi sub-location of Shieywe location, Municipality Division.
TOWNSHIP OF MALAVA	MARABA	Comprises part of Shichilayi Sub-location of Shieywe location, Municipality Division.
	BUTALI	Comprises Butali and Tande Sub-locations of Central Kabras location and part of Shivanga sub-location of Shivanga location, Kabras division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(53) COUNTY OF LUGARI	CHEMUCHE	Comprises Chemuche and Musingu sub-locations of Kabras East location, Kabras division.
	MUGAI	Comprises Mugai and Shivikhwa Sub-locations of Shirugu location, Kabras division.
	MAHIRA	Comprises Mahira and Mwera Sub-locations of South Kabras location, Kabras Division.
	SINOKO	Comprises Sinoko Location of Lukuyani Division.
	MUSEMUA/ VINEHYA	Comprises Musemua and Vinehya sub-locations of Nzoia location, Lukuyani division.
	MOI'S BRIDGE/ MATUNDA	Comprises of Moi's Bridge and Matunda sub-locations of Nzoia location, Lukuyani division.
	KONGONI	Comprises Kongoni sub-location of Kongoni location, Lukuyani Division.
	SANGO	Comprises Sango and Mawe Tatu sub-locations of Kongoni location, Lukuyani division.
	LIKUYANI	Comprises Lukuyani Location of Lukuyani Division.
	MAUTUMA	Comprises Mautuma Location of Lugari Division.
	MWAMBA	Comprises Mwamba sub-location of Lumakanda location, Lugari Division.
	MUNYUKI	Comprises Munyuki sub-location of Lumakanda location, Lugari Division.
	LUGARI	Comprises Lugari sub-location of Lugari location, Lugari division.
	MAKARUSI	Comprises Makarusi sub-location of Lugari location, Lugari division.
	CHEKALINI	Comprises Chekalini Location of Lugari Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(54) COUNTY OF BUTERE-MUMIAS	MAHANGA/MATURU	Comprises Mahanga and Maturu, Sub-Locations of Lwandeti Location, Matete Division.
	MABUYE	Comprises Mabuye and Part of Lwandeti sub-locations of Lwandeti location, Matete division.
	CHEVAYWA (PART)	Comprises Kulumbeni, Kiliboti and Part of Kivaywa Sub-Locations of Chevaywa Location, Matete Division.
	SHIBINGA (PART)	Comprises Lubinu and Makunga Sub-locations of Shibinga location, Mumias Division.
	ISONGO	Comprises Isongo Sub-location of Shibinga location, Mumias Division.
	MUKULU	Comprises Khaunga, Malaha and Mung'ang'a Sub-locations of Shibinga location, Mumias Division.
	MUSANDA	Comprises Musanda and Bungasi Sub-locations of Etenje location, South Wanga Division.
	ETENJE	Comprises Bukaya, Buchifi and Emasinjira Sub-locations of Etenje location, South Wanga Division.
	KOYONZO	Comprises Nanyeni and Koyonzo Sub-locations of Koyonzo location, of Matungu division.
	INDANGALASIA	Comprises Indangalasia sub-location of Koyonzo location, Matungu Division.
	KHOLERA	Comprises Kholera Sub-location of Matungu location of Matungu division.
	MATUNGU	Comprises Matungu and Namulungu sub-Locations of Matungu location, Matungu Division.
	NAMAMALI	Comprises Namamali and Mirere sub-locations of Koyonzo location, Matungu Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	LUNGA'NYIRO	Comprises Lung'anyiro and Munami sub-locations of Koyonzo location, Matungu Division.
	KHALABA	Comprises Musamba and Khalaba Sub-locations of Matungu location, Matungu Division.
	BUTERE TOWNSHIP	Comprises Butere Township location of Butere division.
	CENTRAL MARAMA	Comprises Central Marama location of Butere division.
	BUCHENYA	Comprises Buchenya and Bumamu sub-locations of location, West Marama of Butere division.
	LUNZA	Comprises Lunza and Shitari sub-locations of West Marama location, Butere Division.
	NORTH MARAMA	Comprises North Marama location of Butere Division.
	MARENYO/SHIANDA	Comprises Marenyo and Shianda locations of Butere division.
	SOUTH MARAMA	Comprises South Marama location of Butere division.
	WEST KISA	Comprises West Kisa and Eshirombe locations of Khwisero division.
	CENTRAL KISA	Comprises Central Kisa location of Khwisero division.
	MULWANDA	Comprises Mulwanda location of Khwisero division.
	NORTH KISA	Comprises North Kisa location of Khwisero division.
	EAST KISA	Comprises East Kisa Location of Khwisero division.
	MANYALA	Comprises Manyala Location of Butere Division.
	SHIKALAME	Comprises Shikalame and Eshihaka Sub-locations of Etenje Location, South Wanga Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MUMIAS	SOUTH KISA	Comprises South Kisa Location of Khwisero Division.
	MAYONI	Comprises Mayoni and part of Matungu Sub-locations of Matungu location, Matungu division.
	LUREKO	Comprises part of Lureko Sub-location of Nabongo location, Mumias division.
	MATAWA	Comprises Matawa Sub-location of Nabongo location, Mumias Division.
	MUMIAS NORTH	Comprises Mumias Nucleus Sub-location of Nabongo Location, Mumias Division.
	MUMIAS CENTRAL	Comprises Mumias Township and part of Lureko Sub-locations of Nabongo Location, Mumias Division.
	EKERO	Comprises Ekero Sub-location of Nabongo location, Mumias Division.
	ELUCHE	Comprises Eluche Sub-location of Shibinga location, Mumias Division.
	LUSHEYA	Comprises Lusheya Sub-location of Shibinga location, Mumias Division.
(55) COUNTY OF VIHIGA	LUANDA SOUTH	Comprises Ebwiranyi Sub-location, of South West Bunyore location, Ekwanda, Maseno and Emmaloba Sub-locations of South Bunyore location, Luanda Division.
	WEST BUNYORE (PART)	Comprises Emukola, Embali and Ebusiekwe Sub-locations of West Bunyore location, Luanda division.
	CENTRAL BUNYORE	Comprises Central Bunyore location of Luanda division.
	NORTH BUNYORE	Comprises Ebukhaya, Ebusiratsi and Emukunzi sub-locations of North Bunyore location of Emuhaya division.
	NORTH EAST BUNYORE	Comprises North East Bunyore location of Emuhaya division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	SABATIA WEST	Comprises Hamuyundi and Kegondi Sub-locations of West Maragoli Location and Wanondi, Viyalo and Igunga Sub-locations of Chavakali location, Sabatia division.
	BUSALI	Comprises Busali West and Busali East locations of Sabatia division.
	WODANGA	Comprises Wodanga location of Sabatia division.
	MUNGOMA	Comprises Mungoma location of Vihiga division.
	SOUTH MARAGOLI	Comprises South Maragoli location of Vihiga division.
	LUGAGA	Comprises Lugaga location of Vihiga division.
	SHAMAKHOKHO	Comprises Shamakhokho location of Tiriki East Division.
	SHIRU	Comprises Shiru, Jeptul and Makuchi sub-locations of Shaviringa location, Tiriki East Division.
	MUHUDU	Comprises of Muhudu and Kaptech sub-locations of Shaviringa location of Tiriki East division.
	BANJA	Comprises Banja location of Tiriki West division.
	TAMBUA	Comprises Tambua location of Tiriki West division.
	GISAMBAI	Comprises Gisambai location of Tiriki West division.
	JEPKOYAI	Comprises Jepkoyai location of Tiriki West division.
MUNICIPALITY OF VIHIGA	CHAVAKALI	Comprises Solongo and Kisatiru sub-locations of West Maragoli Location, Walodeya and Evojo Sub-locations of Chavakali location, Sabatia division.
	NORTH MARAGOLI	Comprises North Maragoli location of Sabatia division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF LUANDA	IZAVA	Comprises Izava location of Sabatia division.
	LYADUYWA	Comprises Lyaduywa location of Sabatia division.
	WAMULUMA	Comprises Wamuluma location of Vihiga division.
	CENTRAL MARAGOLI	Comprises Central Maragoli location of Vihiga Division.
	LUANDA	Comprises Itumbu, Ebusikhale and Ebusiralo Sub-locations of West Bunyore location, Luanda Division.
	MUKHALAKHALA	Comprises part of Mwitubwi sub-location of South West Bunyore location, Esabalu and Ebusakami sub-locations of South Bunyore location, Luanda Division.
	MWIBONA	Comprises Esiandumba, Ebutanyi and part of Mwitumbwi sub-locations of South West Bunyore location, Luanda Division.
	EMABUNGO	Comprises Wekhomo location of Emuhaya division.
(56) COUNTY OF MT. ELGON	WEMILABI	Comprises Ebulonga and Ebukhubi Sub-locations of North Bunyore location and East Bunyore location of Emuhaya division.
	CHEPKUBE	Comprises Chepkube Location of Cheptais Division.
	CHEPTAIS	Comprises Cheptais Location of Cheptais Division.
	CHESIKAK	Comprises Chesikak Location of Cheptais Division.
	SASUR	Comprises Sasur location of Cheptais Division.
	EMMIA	Comprises Emmia Location of Kopsiro Division.
	CHEPYUK	Comprises Chepyuk Location of Kopsiro Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(57) COUNTY OF BUNGOMA	CHONGEYWO	Comprises Chongeywo Location of Kopsiro Division.
	KAPKATENY	Comprises Kapkateny Location of Kopsiro Division.
	NAMORIO	Comprises Kamneru and Namorio Locations of Kapsokwony Division.
	ELGON	Comprises Elgon and Kapsokwony Locations of Kapsokwony Division.
	CHEMOGE	Comprises Kongit and Chemoge Locations of Kaptama Division.
	KAPTAMA	Comprises Kaptama Location of Kaptama Division.
	KABOYWO	Comprises Kaboywo Location of Kaptama Division.
	NDALU	Comprises Ndalul location of Tongaren Division.
	KIMININI	Comprises Kiminini location of Tongaren division.
	TONGAREN	Comprises Tongaren sub-location of Tongaren location, Tongaren division.
	SOYSAMBU	Comprises Soysambu sub-location of Tongaren location of Tongaren division.
	MILIMA	Comprises Milima sub-location of Naitiri location, Tongaren division.
	NAITIRI	Comprises Naitiri sub-location of Naitiri location, Tongaren Division.
	MTAKALO	Comprises Mtakalo location of Tongaren division.
	KABUYEFWE	Comprises Kabuyefwe location of Tongaren division.
	MAKHONGE	Comprises Makhonge sub-location of Kamukuywa location, Kimilili Division.
	NABIKOTO	Comprises Nabikoto sub-location of Kamukuywa location, Kimilili division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NDIVISI	Comprises Ndivisi location of Ndivisi division.
	NAMARAMBI	Comprises Namarambi location of Ndivisi Division.
	CHETAMBE (PART)	Comprises Mitukuyu and part of Muhuu sub-locations of Chetambe location of Ndivisi division.
	LUGUSI	Comprises Lugusi location, Ndivisi division.
	MISIKHU	Comprises Misikhu sub-location of Misikhu location, Webuye Division.
	KITUNI	Comprises Kituni and Malaha sub-location of Masikhu location, Webuye Division.
	BOKOLI	Comprises Maghanga and Bokoli sub-locations of Bokoli Location of Webuye Division.
	SITIKHO	Comprises Sitikho sub-location of Sitikho Location of Webuye Division.
	MUKUYUNI	Comprises Mukuyuni Location of Chwele Division.
	CHWELE	Comprises of Chwele Location of Chwele Division.
	NORTH BUKUSU	Comprises North Bukusu location, of Nalondo division.
	KABUCHAI	Comprises Kabuchai location, Nalondo Division.
	LUUYA	Comprises Luuya location of Nalondo Division.
	SIRARE	Comprises Sirare location of Nalondo Division.
	NAMWELA	Comprises Namwela Location of Sirisia Division.
	LWANDANYI	Comprises Lwandanyi Location of Malakisi Division.
	KIBABII	Comprises Kibabii Location of Kanduyi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	WEST SANG'ALO	Comprises West Sang'alo and Namwacha Sub-Locations of East Bukusu Location, Kanduyi Division.
	EAST SANG'ALO	Comprises East Sang'alo and Mwikhupo Sub-Locations of East Bukusu Location, Kanduyi Division.
	BUKEMBE EAST	Comprises North Sang'alo and Kongoli sub-locations of Bukembe location, of Kanduyi division.
	BUKEMBE WEST	Comprises Ndengelwa and Namrembe sub-locations of Bukembe location, Kanduyi division.
	KIMAETI	Comprises Kimaeti location of Bumula division.
	NAPARA	Comprises Napara location of Bumula division.
	WEST BUKUSU	Comprises West Bukusu Location of Bumula Division.
	BUMULA	Comprises Bumula and Kimatuni locations of Bumula division.
	KHASOKO	Comprises Khasoko location of Bumula division.
	SOUTH BUKUSU	Comprises South Bukusu location of Bumula division.
	KABULA	Comprises Kabula location of Bumula division.
	KHALUMULI	Comprises Khalumuli Sub-location of Sitikho location, Webuye Division.
	MIENDO	Comprises Matisi and Miendo Sub-locations, Bokoli Location of Webuye Division.
	NAMUBILA	Comprises Namubila Location of Malakisi Division.
	MILO	Comprises Khalumuli and Milo sub-locations of Sitikho Location of Webuye Division.
MUNICIPALITY OF BUNGOMA	SIRITANYI	Comprises Part of South Kanduyi Sub-Location of Musikoma Location, Kanduyi Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	SIO	Comprises part of South Kanduyi Sub-Location of Musikoma Location, Kanduyi Division.
	NAMASANDA	Comprises Namasanda Sub-Location of Musikoma Location, Kanduyi Division.
	SINOKO	Comprises Part of Township sub-location of Bungoma Town Location of Kanduyi Division.
	MJINI	Comprises Part of Township Sub-Location of Bungoma Town Location, Kanduyi Division.
	MUSIKOMA	Comprises Part of Township Sub-Location of Bungoma Town Location, Kanduyi Division.
	STADIUM	Comprises Part of Khalaba Sub-Location of Bungoma Town Location, Kanduyi Division.
	KHALABA	Comprises Part of Khalaba Sub-Location of Bungoma Town Location, Kanduyi Division.
	WEBUYE NORTH	Comprises Part of Matulo Sub-Location of Webuye Location, Webuye Division.
	WEBUYE WEST	Comprises Parts of Matulo and Maraka Sub-Locations of Webuye Location, Webuye Division.
	WEBUYE SOUTH	Comprises Parts of Maraka and Webuye Township Sub-Locations of Webuye Location, Webuye Division.
MUNICIPALITY OF WEBUYE	WEBUYE CENTRAL	Comprises Part of Webuye Township Sub-Location, Webuye Location of Webuye Division.
	NABUYOOLE	Comprises Part of Mihuu Sub-Location of Chetambe Location, Ndivisi Division and Part of Webuye Township Sub-Location of Webuye Location, Webuye Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KIMILILI	LUANDETI	Comprises part of Lwandeti Sub-Location of Lwandeti Location and Part of Kivaywa Sub-Location of Chevaywa Location, Matete Division.
	KIBINGEI	Comprises Kibingei Sub-Location of Kibingei location, Kimilili Division.
	CHEBUKWABI	Comprises Chebukwabi sub-location of Kibingei location, Kimilili division.
	KIMILILI NORTH	Comprises part of Township Sub-Location of Kimilili location, Kimilili division.
	KIMILILI SOUTH	Comprises parts of Township and Kimilili Sub-Locations of Kimilili Location, of Kimilili Division.
TOWNSHIP OF SIRISIA	MAENI	Comprises Maeni Location of Kimilili Division.
	KULISIRU	Comprises Part of North Kulisiru Sub-Location of Sirisia Location, Sirisia Division.
	NDAKALU	Comprises Part of North Kulisiru sub-location of Sirisia Location of Sirisia Division.
	CHEBUKUTUMI	Comprises Part of South Kulisiru Sub-Location of Sirisia Location, Sirisia Division.
	CHONGOYI	Comprises Part of South Kulisiru Sub-Location of Sirisia Location, Sirisia Division.
TOWNSHIP OF MALAKISI	SITABICHA/MWALIE EAST	Comprises Sitabicha, Butonge and parts of Mwalie and Bukokholo Sub-Locations of Malakisi Location, Malakisi Division.
	TAMLEGA/MWALIE WEST	Comprises Tamlega, parts of Mwalie and Bukokholo Sub-Locations of Malakisi Location, Malakisi Division.
	MUKWA	Comprises Mukwa and Kisawayi Sub-Locations of Mukwa Location, Bumula Division.
	SIBOTI	Comprises Siboti Location of Bumula Division.
(58) COUNTY OF TESO	ANG'URAI NORTH	Comprises Moding and Ang'urai Locations of Ang'urai Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	ANG'URAI SOUTH	Comprises Aboloi, Katakwa and Kakapel Locations of Ang'urai Division.
	ANG'URAI EAS	Comprises Kolanya, Chamasiri and Changara Locations of Ang'urai Division.
	AMUKURA EAST	Comprises Amukura, Kotur and Kwang'amor Locations of Amukura Division.
	AKORET	Comprises Akoret location and part of Odioi sub-location of Aremit location, of Amukura division.
	AMUKURA CENTRAL	Comprises Kaujakito Location of Amukura Division.
	CHAKOL NORTH	Comprises Asing'e and Apegei Locations of Chakol Division.
	CHAKOL CENTRAL	Comprises Among'ura and Okame Locations of Chakol Division.
	CHAKOL SOUTH	Comprises Ochude Location of Chakol Division.
	KALIWA	Comprises Kaliwa Location of Amukura Division.
TOWNSHIP OF MALABA	MALABA CENTRAL	Comprises Akadetewai and Amoni Locations of Amagoro Division.
	MALABA NORTH	Comprises Osajai, Kamuriai and Okuleu Locations of Amagoro Division.
	MALABA EAST	Comprises Amagoro and Kocholia Locations of Amagoro Division.
	MALABA WEST	Comprises part of Aremit Location of Amukura Division.
	MALABA SOUTH	Comprises Kamolo and Kokare Locations of Amagoro Division.
(59) COUNTY OF BUSIA	BUKHAYO NORTH/WALATSI	Comprises Bukhayo North and Walatsi Locations of Nambale Division.
	BUKHAYO EAST	Comprises Bukhayo East Location of Nambale Division.
	BUKHAYO CENTRAL (PART)	Comprises Sidende and Malanga Sub-locations of Bukhayo Central Location, Nambale Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	BUKHAYO WEST	Comprises Bukhayo West Location of Matayos Division.
	BUSIBWABO	Comprises Busibwabo location of Matayos division.
	MATAYOS SOUTH	Comprises Nasewa, Lwanya and Nangoma Locations of Matayos Division.
	MARACHI EAST	Comprises Marachi East Location of Butula Division.
	ELUKHARI	Comprises Elukhari Location of Butula Division.
	ELUGULU	Comprises Elugulu Location of Butula Division.
	ESIKOMA	Comprises Esikoma sub location of Marachi Central location, Butula Division.
	BUKHALALIRE	Comprises Bukhalalire and King'andole sub-locations of Marachi central location, Butula Division.
	MARACHI WEST	Comprises Bujumba and Bumala Locations of Butula Division.
	FUNYULA NORTH	Comprises Nambuku Location, Kabwodo Sub-location of Odiado Location, Buloma and Luanda Sub-locations of Namboboto location, Luchululo and Bukhulungu Sub-locations of Nangosia Location, Funyula Division.
	FUNYULA SOUTH	Comprises Ageng'a and Nanguba Locations of Funyula Division.
	BWIRI	Comprises Bwiri Location of Funyula Division.
	BUNYALA NORTH	Comprises Bunyala East Location, Sisenye and Mundere Sub-locations of Bunyala North Location, Budalangi Division.
	BUNYALA SOUTH	Comprises Bunyala Central, Khajula and Bunyala South Locations, of Budalangi Division.
MUNICIPALITY OF BUSIA	AGOLOT	Comprises Agolot Sub-location of Angoromo Location, Chakol Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	AMERIKWAI	Comprises Amerikwai Sub-location of Angoromo Location, Chakol Division.
	ALUPE	Comprises part of Alupe Sub-location of Angorom Location, Chakoe Division.
	ANGOROM	Comprises part of Alupe sub-location of Angorom location, Chakoe division.
	MJINI	Comprises part of Township Sub-location of Town Location, Township Division.
	BURUMBA	Comprises part of Township Sub-location of Town Location, Township Division.
	MAYENJE	Comprises part of Mayenje sub-location of Town Location of Township Division.
	BULANDA	Comprises part of Mayenje sub-location of Town location, Township Division.
TOWNSHIP OF NAMBALE	TANGAKONA/ KHWIRALE	Comprises Nambale sub-location of Nambale Township Location of Nambale Division.
	KISOKO	Comprises Kisoko Sub-location of Nambale Township Location, Nambale Division.
	MANYOLE	Comprises Siekunya Sub-Location of Nambale Township Location, Nambale Division.
	LWANYANGE	Comprises Lwanyange Sub-Location of Bukhayo Central Location, Nambale Division.
TOWNSHIP OF PORT VICTORIA	BULEMIA	Comprises Bulemia Sub-location of Bunyala North Location, Budalangi Division.
	BUKANI	Comprises Bukani Sub-location of Bunyala West Location, Budalangi Division.
	BUKOMA	Comprises Bukoma Sub-Location of Bunyala West Location, Budalangi Division.
	LUNYOFU	Comprises Siging Sub-Location of Bunyala West Location, Budalangi Division.
TOWNSHIP OF FUNYULA	NAMBOBOTO	Comprises Nyakhobi, Mudoma and Namboboto Sub-locations of Namboboto Location, Funyula Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(60) COUNTY OF SIAYA	ODIADO	Comprises Odiado Sub-Location of Odiado Location, Funyula Division.
	NANGINA	Comprises Sirekeresi and Sigulu Sub-locations of Nangosia location, Funyula Division.
	WEST UGENYA	Comprises West Ugenya location of Ukwala division.
	NORTH EAST UGENYA	Comprise Ligala, Anyiko, Ligega and Sihayi sub-locations of North East Ugenya location of Ukwala division.
	JERA	Comprises Jera, Nyamsenda and Ramunde Sub-locations of North East Ugenya location of Ukwala Division.
	EAST UGENYA	Comprises East Ugenya location of Ukwala division.
	UHOLO NORTH	Comprises Uholo North location of Ugunja division.
	UHOLO EAST	Comprises Uholo East location of Ugunja division.
	SOUTH UGENYA	Comprises South Ugenya location of Ugunja division.
	USONGA	Comprises Usonga location of Uranga division.
	WEST ALEGO	Comprises West Alego location of Uranga division.
	SOUTH WEST ALEGO	Comprises South West Alego location of Uranga division.
	BORO WEST	Comprises South Central Alego location, Kochieng 'A' and part of Ojuando 'A' Sub-locations of Central Alego location, Boro division.
	BORO EAST	Comprises Kochieng 'B', Ojuando 'B', parts of Koyeyo and Kombewa Kakumu Sub-locations of Central Alego location, Boro Division.
	SOUTH ALEGO	Comprises South Alego location, and part of Nyandiwa sub-location of Siaya Township Location, Karemo division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NORTH ALEGO (PART)	Comprises Nyamila and parts of Komolo, Hono and Nyalgunga Sub-locations of North Alego Location, Boro division.
	NORTH GEM	Comprises North Gem location of Yala division.
	EAST ALEGO	Comprises East Alego location of Karemo division.
	SOUTH EAST ALEGO	Comprises South East Alego location of Karemo Division.
	WAGAI NORTH	Comprises North West Gem and North East Gem locations of Wagai division.
	CENTRAL GEM	Comprises Central Gem location of Yala division.
	EAST GEM	Comprises East Gem location of Yala division.
	SOUTH GEM	Comprises South Gem location of Wagai division.
	WAGAI SOUTH	Comprises West Gem and South West Gem locations of Wagai division.
	SIAYA NORTH	Comprises parts of Ojuando “A”, Koyeyo and Kombewa Kakumu sub-locations of Central Alego location, Boro division.
	SIAYA CENTRAL	Comprises parts of Komolo, Nyalgunga and Hono Sub-locations of North Alego Location, Boro Division.
	SIAYA WEST	Comprises Mulaha and part of Nyandiwa sub-locations of Siaya Township location, Karemo Division.
MUNICIPALITY OF SIAYA	MJINI	Comprises part of Karapul sub-location of Siaya Township location, Karemo division.
	SIAYA EAST	Comprises parts of Karapul and Bar-Agulu sub-locations of Siaya Township and South East Alego locations respectively of Karemo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF YALA	ANYIKO/SAURI	Comprises Anyiko and Sauri Sub-locations of Yala Township location, Yala division.
	NYAMNINIA	Comprises Nyamninia Sub-location of Yala Township location, Yala Division.
	JINA	Comprises Jina Sub-location of Yala Township location, Yala Division.
	MARENYO	Comprises Marenyo Sub-location of Yala Township location, Yala Division.
TOWNSHIP OF UKWALA	NORTH WEST UGENYA	Comprises North West Ugenya location of Ukwala Division.
	NORTH UGENYA	Comprises North Ugenya location of Ukwala division.
	UKWALA WEST	Comprises Simur, Doho West, Doho East and Simur Kondiek Sub-locations of Ukwala location, Ukwala Division.
	UKWALA EAST	Comprises Yenga, Siranga and Simur East Sub-locations of Ukwala Location, of Ukwala division.
	UMALA	Comprises Umala Sub-location of Central Ugenya location, Ugunja Division.
TOWNSHIP OF UGUNJA	AMBIRA/NGUNYA	Comprises Ambira and Ngunya Sub-locations of Central Ugenya location, Ugunja Division.
	UGUNJA	Comprises Ugunja Sub-location of Uholo West location of Ugunja Division.
	MAGOYA/RAMBULA	Comprises Magoya, Rambula North and Rambula South Sub-locations of Uholo West location, Ugunja division.
(61) COUNTY OF BONDO	USIGU WEST	Comprises West Yimbo and Mageta locations, Usigu Division.
	CENTRAL YIMBO	Comprises Central Yimbo location, Usigu Division.
	USIGU EAST	Comprises North Yimbo and East Yimbo locations of Usigu division.
	MARANDA WEST	Comprises West Sakwa and South West Sakwa locations of Maranda division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	CENTRAL SAKWA	Comprises Central Sakwa location of Nyang'oma division.
	SOUTH SAKWA	Comprises South Sakwa location of Nyang'oma division.
	NORTH SAKWA	Comprises North Sakwa location, Maranda Division.
	RARIEDA WEST	Comprises South Asembo and West Asembo locations of Rarieda Division.
	CENTRAL ASEMBO	Comprises Central Asembo location of Rarieda division.
	EAST UYOMA	Comprises East Uyoma location of Madiany division.
	SOUTH UYOMA	Comprises South Uyoma location of Madiany division.
	EAST ASEMBO	Comprises East Asembo location of Rarieda division.
	CENTRAL UYOMA	Comprises Central Uyoma location of Madiany division.
	WEST UYOMA	Comprises West Uyoma location of Madiany division.
TOWNSHIP OF BONDO	NYAWITA	Comprises part of Nyawita sub-location of Bondo Town location, Maranda Division.
	BONDO TOWN	Comprises part of Nyawita sub-location of Bondo Town location, Maranda division.
	BAR-KOWINO EAST	Comprises part of Bar-Kowino sub-location of Bondo Town location, Maranda division.
	BAR-KOWINO WEST	Comprises part of Bar-Kowino sub-location of Bondo Town location, Maranda division.
	AJIGO	Comprises Ajigo sub-location of Bondo Town location, Maranda Division.
(62) COUNTY OF KISUMU	WEST SEME	Comprises West Seme location of Kombewa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KISUMU	SOUTH WEST SEME	Comprises South-West Seme location of Kombewa Division.
	SOUTH CENTRAL SEME	Comprises South Central Seme location of Kombewa Division.
	NORTH CENTRAL SEME	Comprises North Central Seme location of Kombewa Division.
	OTWENYA	Comprises Otwenya location of Maseno Division.
	EAST SEME	Comprises East Seme location of Maseno division.
	WEST KISUMU	Comprises West Kisumu location of Maseno Division.
	NORTH WEST KISUMU	Comprises North West Kisumu location of Maseno Division.
	KOGONY	Comprises Kogony Sub-location of Kisumu East Location, Winam Division.
	SOUTH WEST KISUMU	Comprises South West Kisumu location of Winam Division.
	KISUMU CENTRAL	Comprises Kisumu Central location of Winam division.
	KISUMU NORTH	Comprises Kisumu North Location of Winam Division.
	KISUMU EAST	Comprises Kisumu East location, parts of Nyawita and Migosi sub-locations of Kondele location, Winam Division.
	WEST KAJULU	Comprises West Kajulu location, of Winam Division.
	EAST KAJULU	Comprises East Kajulu location, of Winam Division.
	KONDELE	Comprises Manyatta “A” sub-location of Kondele location, Winam Division.
	MANYATTA	Comprises Manyatta ‘B’ Sub-location of West Kolwa location, Winam Division.
	MIGOSI	Comprises of Migosi and Nyawita sub-locations of Kondele location, of Winam division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NYALENDA 'A'	Comprises Nyalenda "A" sub-locations of West Kolwa location, Winam Division.
	NYALENDA 'B'	Comprises Nyalenda "B" Sub-location of West Kolwa Location, Winam Division.
	CENTRAL KOLWA	Comprises Central Kolwa location of Winam Division.
	EAST KOLWA	Comprises East Kolwa location of Winam Division.
	KIBUYE	Comprises part of Kaloleni sub-location of Kisumu Town location, Winam Division.
	KALOLENI/SHAURI MOYO	Comprises part of Kaloleni sub-location of Kisumu Town location, Winam Division.
	NORTH KISUMU	Comprises part of Bandari sub-location of Kisumu Town location, and part of Nyawita sub-location of Kondele location, Winam Division.
	AERODROME	Comprises part of Bandari sub-location of Kisumu Town location, Winam Division.
	RAILWAY	Comprises part of Southern sub-location of Kisumu Town location, Winam Division.
	MILILMANI	Comprises part of Southern sub-location of Kisumu Town location, Winam Division.
	MARKET	Comprises Northern sub-location of Kisumu Town location, Winam Division.
	STADIUM	Comprises part of Kaloleni sub-location of Kisumu Town location, Winam Division.
(63) COUNTY OF NYANDO	KOCHIENG	Comprises East Kochieng and West Kochieng locations of Kadibo Division.
	BWANDA/ KANYAGWAL	Comprises Bwanda and Kanyagwal locations of Kadibo Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KAWINO	Comprises Kawino South and Kawino North locations of Kadibo Division.
	EAST KANO	Comprises East Kano location of Nyando Division.
	AWASI	Comprises Awasi location of Nyando Division.
	MIWANI	Comprises Miwani location of Miwani Division.
	OMBEYI NORTH	Comprises Obumba, Kang'o and Ramula Sub-locations of Ombeyi location, of Miwani Division.
	MASOGO	Comprises of Wang'aya, Kamswa North and Sidho East sub-locations of North East Kano Location, Miwani division.
	NYANG'OMA	Comprises Nyang'oma location of Miwani Division.
	CHEMELIL	Comprises Chemelil location of Muhoroni Division.
	TAMU	Comprises Tamu location of Muhoroni Division.
	NORTH NYAKACH/ RANG'UL	Comprises North Nyakach and Rang'ul locations of Lower Nyakach Division.
	NORTH EAST NYAKACH	Comprises North East Nyakach Location of Lower Nyakach Division.
	PAP ONDITI	Comprises Pap Onditi and Asao locations of Lower Nyakach Division.
	EAST NYAKACH	Comprises East Nyakach location of Lower Nyakach Division.
	CENTRAL NYAKACH/	Comprises Central Nyakach and Nyalunya Locations of Lower Nyakach Division.
	NYALUNYA	
	THURDIBUORO	Comprises Thurdibuoro location of Upper Nyakach Division.
	WEST NYAKACH	Comprises West Nyakach location of Upper Nyakach Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	SOUTH WEST NYAKACH	Comprises South West Nyakach and Oboch locations of Lower Nyakach Division.
	SOUTH NYAKACH	Comprises South Nyakach location of Lower Nyakach Division.
	SIGOTI	Comprises Sigoti location of Lower Nyakach Division.
	KABAR	Comprises Kabar East, Kabar Central and Kabar West Sub-locations of North East Kano Location, Winam Division.
TOWNSHIP OF AHERO	KOMBURA/KATHO	Comprises Kombura and Katho locations of Kadibo Division.
	KOCHOGO	Comprises Kochogo location of Nyando Division.
	KAKOLA	Comprises Kakola location of Nyando Division.
	OMBEYI SOUTH	Comprises Kore and Ahero Pilot Rice Scheme sub-locations of Ombeyi location, Miwani Division.
	ONJIKO/WAWIDHI	Comprises Onjiko and Wawidhi Locations of Nyando Division.
TOWNSHIP OF MUHORONI	GOD NYITHINDO	Comprises God Nyithindo location of Muhoroni Division.
	OWAGA	Comprises Owaga Sub-location of Muhoroni location, Muhoroni Division.
	MUHORONI TOWN	Comprises Muhoroni Town Sub-Location of Muhoroni Location, Muhoroni Division.
	KORU	Comprises Koru location of Muhoroni Division.
	FORT TERNAN	Comprises Fort Ternan location of Muhoroni Division.
(64) COUNTY OF RACHUONYO	WEST KASIPUL	Comprises Koderia and Konuong'a locations of Kasipul division.
	CENTRAL KASIPUL (PART)	Comprises parts of North Kamagak and East Kamagak Locations of Kasipul Division, which are outside the boundaries of Oyugis Town Council.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KOKWANYO	Comprises Kokwanyo location of Kasipul Division.
	KAKELO	Comprises Kakelo location of Kasipul division.
	KABONDO RAMBA	Comprises Ramba, Ramula and Kodhoch West locations of Kabondo division.
	KASEWE	Comprises Kasewe West location of Kabondo division.
	WANG'CHIENG	Comprises Wang'chieng' and Atela locations of Kabondo division.
	KAWUOR	Comprises of Kawuor Location of Kabondo Division.
	KOJWACH	Comprises Kojwach location of Kasipul division.
	KANAM	Comprises Kanam "A", Kanam "B", Location of West Karachuonyo Division.
	KAKDHIMU	Comprises of Kakdhimu West and Kakdhimu East locations of West Karachuonyo division.
	KOKOTH	Comprises Kokoth Kateng, Kokoth, Kataa Location of West Karachuonyo.
	KANJIRA/KOBIERO	Comprises Kanjira and Kobiero locations of West Karachuonyo division.
	KIBIRI	Comprises Koyugi, Wadhgone Nyongo and Kanyipir locations of West Karachuonyo division.
	CENTRAL KARACHUONYO	Comprises Kamser Nyakongo location and Kogweno Kawuor sub-location of Central Karachuonyo location, East Karachuonyo Division.
	KANYALUO	Comprises West Kanyaluo, South Kanyaluo and East Kanyaluo locations of East Karachuonyo division.
	WANG'CHIENG'/ KARABONDI	Comprises Wang'chieng' and Kobuya locations and Karabondi sub-location of Rambira location of East Karachuonyo division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF OYUGIS	KACHIEN	Comprises part of Kachien Location of Kasipul Kabondo Division, which is outside the Boundaries of Oyugis Town Council.
	SIKRI	Comprises Kachieng' and part of Sino Kagola sub-locations of East Kamagak location of Kasipul division.
	OBISA	Comprises Obisa and Kamuma sub-locations of West Kamagak location of Kasipul division.
	AYORO/ NYANDONGE	Comprises Kowidi location of Kasipul division.
	MAWIRA/RABUOR	Comprises Kokech location of Kasipul division.
TOWNSHIP OF KENDU BAY	WIRE HILL/MIGWA	Comprises parts of South Kachien and North Kachien Sub-locations of South Kachien location and part of Nyalenda Sub-location of North Kamagak location, of Kasipul division.
	RAMBIRA	Comprises Kamser Seka and Kagwa sub-locations of Rambira location, East Karachuonyo division.
	GUMBA/JIERI	Comprises North East Karachuonyo location of East Karachuonyo division.
	GENDIA/AWACH	Comprises North Karachuonyo location of East Karachuonyo division.
	SIMBI/KOGEMBO	Comprises Kogembo sub-location of Central Karachuonyo location and Kogweno Oriang location of East Karachuonyo division.
(65) COUNTY OF HOMA BAY	KOCHIA WEST	Comprises Kochia West and Kochia Central Locations of Rangwe Division.
	KOCHIA EAST	Comprises Kochia East Location of Rangwe Division.
	KAGAN WEST	Comprises Kagan West Location of Rangwe Division.
	KAGAN EAST	Comprises Kagan East and Gongo Locations of Rangwe Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	GEM EAST	Comprises Gem East Location of Rangwe Division.
	GEM CENTRAL	Comprises Gem Central Location of Rangwe Division.
	GEM WEST	Comprises Gem West Location of Rangwe Division.
	WEST KANYADA (PART)	Comprises South Kanyabala, Parts of Kotieno and Katuma sub-locations of West Kanyada location, Asego Division.
	EAST KANYADA (PART)	Comprises part of Kothidha, Kanyach Kachar, Kabuola Koguang, Kanyango Kalanya sub-locations of East Kanyada location of Asego Division.
	NORTH KANYAMWA	Comprises North Kanyamwa Location of Ndhiwa Division.
	WEST KANYAMWA	Comprises West Kanyamwa Location of Ndhiwa Division.
	CENTRAL KANYAMWA	Comprises Central Kanyamwa Location of Ndhiwa Division.
	WEST KWABWAI	Comprises West Kwabwai Location of Kobama Division.
	EAST KWABWAI	Comprises East Kwabwai Location of Kobama Division.
	KANYADOTO	Comprises Kanyadoto West, and Kanyadoto Central Locations of Nyarongi Division.
	SOUTH KABUOCH	Comprises South Kabuoch Location of Riana Division.
	RIANA WEST	Comprises North Kabuoch and West Kabuoch Locations of Riana Division.
	CENTRAL KABUOCH	Comprises Central Kabuoch Location of Riana Division.
	KANYIKELA	Comprises North Kanyikela and South Kanyikela locations, Nyarongi division.
	SOUTH KANYAMWA	Comprises South Kanyanwa Location of Ndhiwa Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF HOMA BAY	KANYABALA	Comprises North Kanyabala Sub-Location of Kanyanda West Location and part of Arujo Sub-Location of Homa Bay Town Location of Asego Division.
	KALANYA	Comprises Asego Sub-Location of Homa Bay location and part of Kanyango-Kalanya Sub-Location of East Kanyanda Location of Asego Division.
	KATUMA	Comprises Part of Arujo Sub-Location of Homa Bay Town Location, parts of Katuma and Kotieno sub-locations of Kanyada Location of Asego Division.
	KANYADIER/ KOTHIDHA	Comprises parts of Kobuola Koguang, Konyango, Kalanya, Kanyach Kachar and Kothidha sub-locations of East Kanyada Location, Asego Division.
	HOSPITAL/CENTRAL/ MARKET	Comprises part of Homa Bay Town Sub-Location (excluding Posta Ward) of Homa Bay Location of Asego Division.
	POSTA/BONDE	Comprises parts of Arujo and Homa Bay Town Sub-Location of Homa Bay Town Location of Asego Division.
(66) COUNTY OF MIGORI	KWA	Comprises Suna Rabuor and Upper Suna locations of Suba East division.
	GOD JOPE	Comprises God Jope and Suna East locations of Suba East division.
	KAKRAO	Comprises Suna North location of Suba East division.
	SUNA SOUTH	Comprises Suna South location of Suba West division.
	SUNA NYABISAWA	Comprises Suna Nyabisawa location of Suba West division.
	MUKURO	Comprises Suna Raha and Lower Suna location of Suba West division.
	GIRIBE	Comprises Suna West and Suna Wasimbete locations of Suba West division.
	NORTH KANYAMKAGO ZONE	Comprises Kanyamkago North location of Uriri division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KAMGUNDHO	Comprises Kamgumdho location of Urii division.
	CENTRAL KANYAMKAGO ZONE	Comprises Kanyamkago Central location of Urii division.
	WEST KANYAMKAGO ZONE	Comprises Kanyamkago West location of Urii division.
	EAST KANYAMKAGO ZONE	Comprises Kanyamkago East location of Urii division.
	SOUTH KANYAMKAGO ZONE	Comprises Kanyamkago South East and Kanyamkago South locations of Urii division.
	KACHIENG	Comprises West Karungu and Central Karungu locations of Karungu division.
	KANYASA	Comprises East Karungu and South East Karungu locations of Karungu division.
	NDIWA	Comprises North East Kadem and North Kadem locations of Nyatike division.
	NYAKWERE	Comprises Central Kadem location of Nyatike division.
	MACALDER	Comprises South East Kadem location of Nyatike division.
	KANYARWANDA	Comprises South Kadem location of Nyatike division.
	EAST KADEM	Comprises East Kadem location of Nyatike division.
	KALER	Comprises Kaler location of Nyatike division.
	GOT KACHOLA	Comprises West Kadem location of Nyatike division.
	MUHURU EAST	Comprises Muhuru East and Muhuru South East, locations of Muhuru division.
	MUHURU WEST	Comprises Muhuru Central and Muhuru West locations of Muhuru division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF MIGORI	MILIMANI	Comprises part of Wasweta I sub-location of Suna Central location of Suba East division.
	Ngege	Comprises part of Ngege sub-location of Suna Central location of Suba East division.
	KADIKA	Comprises part of Wasweta I and part of Ngege sub-locations of Suna Central location of Suba East division.
	ORUBA	Comprises Oruba and part of Marindi sub-locations of Suna Ragana location, Suba East division.
	NYASARE	Comprises part of Wasweta I sub-location of Suna Central location, Suba East division.
	RAGANA	Comprises part of Marindi sub-location of Suna Ragana location, Suba East Division.
TOWNSHIP OF RONGO	NORTH KAMAGAMBO	Comprises North Kamagambo location of Rongo division.
	EAST KAMAGAMBO	Comprises East Kamagambo location of Rongo division.
	CENTRAL KAMAGAMBO	Comprises Central Kamagambo location of Rongo division.
	WEST KAMAGAMBO	Comprises West Kamagambo location of Rongo division.
TOWNSHIP OF AWENDO	SOUTH KAMAGAMBO	Comprises South Kamagambo location of Rongo division.
	NORTH SAKWA	Comprises North Sakwa location of Awendo division.
	WEST SAKWA	Comprises West Sakwa location of Awendo division.
	CENTRAL SAKWA	Comprises Central Sakwa location of Awendo division.
	EAST SAKWA	Comprises East Sakwa location of Awendo division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(67) COUNTY OF SUBA	SOUTH SAKWA	Comprises South Sakwa location of Awendo division.
	GEMBE CENTRAL	Comprises Gembe Central location and Kasgunga East sub-location of Gembe West location, Mbita division.
	GEMBE EAST	Comprises Gembe East location of Mbita division.
	LAMBWE EAST	Comprises Lambwe East Location of Lambwe Division.
	LAMBWE WEST	Comprises Lambwe West Location of Lambwe Division.
	WAWARE/WAKINGA	Comprises Mfangano North and Mfangano East Locations of Mfangano Division.
	WEST MFANGANO	Comprises West Mfangano location of Mfangano division.
	MFANGANO SOUTH	Comprises Mfangano South location of Mfangano division.
	RUMA	Comprises Ruma Location of Central Division.
	KAKSINGRI EAST	Comprises Kaksingri East and Kaksingri Central Locations of Central Division.
	KAKSINGRI WEST	Comprises Kaksingri West Location of Central Division.
	GWASSI NORTH	Comprises Gwasssi North Location of Gwasssi Division.
	GWASSI WEST	Comprises Gwasssi West Location of Gwasssi Division.
TOWNSHIP OF MBITA POINT	OWICH/KIBWER	Comprises Gwasssi East and Gwasssi South Locations of Gwasssi Division.
	GWASSI CENTRAL	Comprises Gwasssi Central Location of Gwasssi Division.
	KAMASENGRE	Comprises Kamasengre West and Kamasengre East sub-locations of Rusinga West Location of Mbita Division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
(68) MUNICIPALITY OF KEHANCHA	KASWANGA/ WANYAMA	Comprises Kaswanga and Wanyama sub-locations of Rusinga West Location of Mbita Division.
	RUSINGA EAST	Comprises Rusinga East Location of Mbita Division.
	KASGUNGA WEST	Comprises Kasgunga West Sub-location of Gembe West Location of Mbita Division.
	KASGUNGA CENTRAL	Comprises Kasgunga Central sub-location of Gembe West Location of Mbita Division.
	NYAMOSENSE	Comprises Bugumbe West location of Mabera Division.
	TAGARE	Comprises Tagare location of Mabera Division.
	KOMOSOKO	Comprises Bugumbe South location of Mabera Division.
	GETONG'ANYA	Comprises Bugumbe Central location of Masaba division.
	NYANKORE	Comprises Bugumbe East location of Masaba division.
	MASABA	Comprises Bugumbe North location of Masaba division.
	KOMBE	Comprises Kombe location of Masaba division.
	IKEREGE	Comprises Bukira North location of Kehancha division.
	NYAMAHARAGA	Comprises Nyamaharaga sub-location of Bukira West location, Kehancha division.
	NYAMETABURO	Comprises Nyangiti and Nyametaburo sub-locations of Bukira West location, Kehancha division.
	NYABIKAYE	Comprises Nyabikaye sub-location of Bukira West location Kehancha division.
	TARANG'ANYA	Comprises Tarang'anya sub-location of Bukira East location, Kehancha division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	KEHANCHA	Comprises Igena sub-location of Bukira East location, Kehancha division.
	BUKIRA CENTRAL	Comprises Bukira Central location of Kehancha division.
	GOKEHARAKA	Comprises Gokeharaka location of Kehancha Division.
	GETAMBWEGA	Comprises Bukira South location of Kehancha Division.
	NYABASI WEST	Comprises Nyabasi West location of Kegonga division.
	KEBAROTI	Comprises Kebaroti location of Kegonga division.
	MAETA	Comprises Maeta location of Kegonga division.
	NYABASI NORTH	Comprises Nyabasi North location of Kegonga division.
	KEGONGA	Comprises Nguruna and Nyabasi East locations of Kegonga division.
	WANGIRABOSE	Comprises Wangirabose location of Ntimaru Division.
	NTIMARU	Comprises Bwirege West location of Ntimaru Division.
	SIABAI	Comprises Siabai location of Ntimaru Division.
	GWITEMBE	Comprises Bwirege East location of Ntimaru Division.
(69) COUNTY OF GUCHA	GETENGA	Comprises Getenga, location of Etago division.
	OTENDO/ NYANSAKIA	Comprises Otendo and Nyansakia locations of Etago division.
	CHITAGO	Comprises Chitago location of Etago division.
	BORABU	Comprises Nyamondo and Monianku sub-locations of South Mugirango Borabu location of Etago division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	NYAISERO	Comprises Nyaisero sub-location of Sengera location, Ogembo division.
	BOSOTI	Comprises Bosoti sub-location of Sengera location, Ogembo division.
	MAJOGE BORABU	Comprises Majoge Borabu location of Kenyena division.
	BOOCHI BORABU	Comprises Boochi Borabu location of Kenyena division.
	MAJOGE MASABA	Comprises Nyabitunwa and Bokimonge Sub-location, Majoge Masaba location of Kenyena division.
	KENYENYA	To comprise Kenyena sub-location of Majoge Masaba Location, Kenyena division.
	MAGENCHE	Comprises Magenche and Nyamecheo Sub-locations, of Magenche location, Kenyena division.
	MOKUBO	Comprises Mokubo sub-location of Magenche location, Kenyena division.
	MISESI	Comprises Misesi Sub-location of Majoge Chache location of Ogembo Division.
	BOBASI CHACHE	Comprises Nyangiti location, Bogetaorio II, Giasaiga and part of Sameta Sub-locations of Bobasi Chache location of Sameta division.
	BOBASI BOITANGARE	Comprises Bobasi Boitangare location of Sameta division.
	MOKWERERO	Comprises Mokwerero location of Sameta Division.
	BOBASI MASIGE	Comprises Omokonge and part of Turwa sub-locations of Bobasi Masige East location, Nyachenge, Omosaria and Nyabisia sub-locations of Bobasi Masige West location, Nyamache division.
	MAJI MAZURI	Comprises Kegochi and Maji Mazuri Sub-locations of Bobasi Central location, Nyamache division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF OGEMBO	NYACHEKI	Comprises Nyachekei location of Nyachekei Division.
	BOBASI BORABU	Comprises Bobasi Borabu location of Nyachekei division.
	NYANGUSU	Comprises Nyangusu Sub-location of Bobasi Bogetaorio location, Riontweka Sub-location of Gionsaria location and Ritumbe Sub-location of Rigena location, Nyachekei Division.
	KABIERO	Comprises of Botabori and Kiagware Sub-locations of South Mugirango Borabu Location, Etago Division.
	EGETUKI	Comprises Kanyimbo, part of Boochi Sub-locations of Majoge Chache location, Ogembo division.
	SAMETA	Comprises Etoro and part of Sameta Sub-locations of Bobasi Chache location, Sameta division.
	CENTRAL	Comprises parts of Boochi, Mang'ere and Nyansakia Sub-locations of Tendere location, Ogembo division.
	TENDERE	Comprises Keragia, parts of Mang'ere and Nyansakia Sub-locations of Tendere location, Ogembo division.
	MOSORA	Comprises Orogare Sub-location of Bobasi Masige West and part of Turwa Sub-location of Bobasi Masige East location, Nyamache division.
	GETARE	Comprises part of Boochi Sub-location of Tendere location, Ogembo division.
TOWNSHIP OF NYAMARAMBE	NYANSORE	Comprises Nyansore and Bomonyama Sub-locations of South Mugirango Central location, Nyamarambe division.
	BOGETENGA	Comprises Bogetenga Sub-location of South Mugirango Central location, Nyamarambe division.
	BOIKANGA EAST	Comprises Ikoro and Nyakorere Sub-locations of Nyakembene Location, Nyamarambe division.

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF NYAMACHE	BOIKANGA WEST	Comprises Boikanga Sub-location of Nyakembene location, of Nyamarambe division.
	EMENWA/NYOERA	Comprises Emenwa and Nyoera Sub-locations of Bobasi Central Location, Nyamache division.
	KIOBEGI/GIONSERI	Comprises Kiobegi and Masisi/Igoma Sub-locations of Bobasi Masige East location and Gionseri Sub-location of Bobasi MasigeWest location, Nyamache Division.
	NYANTIRA	Comprises Nyantira Sub-location of Gionsaria Location, Nyamache division.
	NYACHOGOCHOGO	Comprises Rogongo Sub-location of Rigena location and Nyachogochogo Sub-location of Bobasi Bogetaorio location, Nyachekei division.
TOWNSHIP OF TABAKA	NYANGO/ KIBURUNGA	Comprises Bosinange Sub-location of South Mugirango Chache location, Nyamarambe division.
	NYACHENGE	Comprises part of Tabaka Sub-location of South Mugirango Chache location, Nyamarambe division.
	BOMONYARA	Comprises Bomonyara Sub-location of South Mugirango Chache location, Nyamarambe division.
	CENTRAL/IKOBA	Comprises part of Tabaka Sub-location of South Mugirango Chache location, Nyamarambe division.
(70) COUNTY OF GUSII	KEGOGI	Comprises Kegogi location of Marani division.
	IKURUMA	Comprises Ikuruma Sub-location of Ngenyi location, Marani division.
	MATONGO/ GESANGERO	Comprises Matongo and Gesangero Sub-locations of Ngenyi location, Marani division.
	MWAMONARI	Comprises Mwamonari location of Marani division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MARANI	Comprises Mwagichana and Mwakibagendi locations of Marani division.
	SENSI	Comprises Sensi location of Marani division.
	MOSOCHO	Comprises Nyamache Mange and Etora locations of Mosochi division.
	BOGEKA	Comprises Bogeka location of Mosochi division.
	NYAKOE	Comprises Nyakoe and Nyanguru locations of Mosochi division.
	NYATIEKO	Comprises Nyatieko location of Mosochi division.
	RIANA	Comprises Riana location of Suneka division.
	BOMOKORA	Comprises Bomokora Sub-location of Iyabe location, Suneka division.
	KEGATI	Comprises Kegati location of Kiogoro division.
	KIOGORO	Comprises Nyaguta and Matunwa sub-locations of Kiogoro location of Kiogoro division.
	IBENO	Comprises Ibeno location of Keumbu division.
	KEUMBU	Comprises Bomwagi and Nyamware Sub-locations of Nyaribari Keumbu Location, Keumbu division.
	BIRONGO	Comprises Taracha and part of Birongo Sub-locations of Nyaribari Keumbu location, Keumbu division.
	KIAMOKAMA	Comprises Mobamba, Kegogi, Getare and Chirongo sub-locations of Nyaribari Central location, Kiamokama Division.
	MOGONGA	Comprises Masabo and Mogweko sub-locations of Nyaribari Mogonga location, Kiamokama Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
MUNICIPALITY OF KISII	BOMARIBA	Comprises Bomariba location of Suneka Division.
	EKWARE	Comprises Ekware and Nyamasibi Sub-locations of Nyaribari Masaba location, Masaaba division.
	IKORONGO	Comprises Sosera and Bong'onta Sub-locations of Nyaribari Ikorongo location, Masaba Division.
	IBACHO	Comprises of Emeroka Sub-location of Nyaribari Irianyi Location, Ibacho Sub-location of Nyaribari central Location and Nyakononi Sub-location of Nyaribari Nyamagesa Location all of Kiamokama Division.
	MASONGO	Comprises Masongo and Boronyi sub-locations of Kiogoro Location, Kiogoro Division.
	NYAMOKENYE	Comprises parts of Bomwanda and Bogiakumu Sub-locations of Bogiakumu location, Suneka Division.
	CENTRAL	Comprises part of Nyanchwa Sub-location of Bosongo Location, Kiogoro Division (Central/Nyanchwa).
	NYAURA	Comprises part of Nyaura and part of Nyanchwa Sub-locations of Bosongo location, of Kiogoro division.
	MWEMBE TAYARI	Comprises part of Nyaura and part of Nyanchwa Sub-locations of Bosongo location, of Kiogoro division.
	KANGA HILL	Comprises part of Bobaracho Sub-location of Bosongo location, Kiogoro division.
	BOBARACHO	Comprises part of Bobaracho Sub-location of Bosongo location, Kiogoro division.
	NYANKONGO	Comprises part of Mwamosioma/Township Sub-location of Township location, Mosoch division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF KEROKA	KIONGONGI	Comprises part of Mwamosioma/Township Sub-location of Township location, Mosochi division.
	KIAMWASI	Comprises part of Mwamosioma/Township Sub-location of Township location, Mosochi division.
	NYABURURU	Comprises part of Mwamosioma/Township Sub-location of Township location, Mosochi division.
	DARAJA MBILI	Comprises part of Mwamosioma/Township Sub-location of Township location, Mosochi division.
	GETARE	Comprises part of Kiabiraa Sub-location of Kemera location, Manga Division.
	AMABUKO	Comprises Amabuko and Bogeche Sub-locations of Nyaribari Irianyi Location, Kiamokama division.
	ICHUNI	Comprises Ichuni, Giensembe and Gesabakwa Sub-locations of Nyaribari Nyamagesa location, Kiamokama division.
	NYANSIRA	Comprises part of Birongo Sub-location of Nyaribari Keumbu location, Keumbu division.
	NYANKOBA	Comprises Nyankoba sub-location of East Kitutu location, Rigoma division.
TOWNSHIP OF SUNKA	BOCHARIA	Comprises part of Bocharia Sub-location of East Kitutu location, Rigoma division.
	NYASORE	Comprises part of Bocharia Sub-location of East Kitutu location, Rigoma division.
	BOGIKUMU NORTH	Comprises Bonyando and parts of Bomwanda sub-locations of Bogiakumu location, Suneka division.
	BOGIKUMU SOUTH	Comprises Bogiakumu Sub-location of Bogiakumu location, Suneka division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF MASIMBA	NYANG'ITI	Comprises Bomwancha and Bonyaoro Sub-locations of Bomorenda location, Suneka division.
	INSARIA	Comprises Bonyanchaire and Bomakombi Sub-locations of Bomorenda location, Suneka division.
	BOKEIRA	Comprises Bokeira Sub-location of Iyabe location, Suneka division.
	KEREMA	Comprises Riuri, Ibanchore, Kerema and Engorwa Sub-locations of Nyaribari Masaba location, Masaba division.
	GEKONGE	Comprises Gekonge, part of Nyasike and Riamichoki Sub-locations of Nyaribari Ikorongo and Ramasha locations of Masaba division.
	METEMBE	Comprises Suguta and Metembe Sub-locations of Ramasha location, Masaba division.
(71) COUNTY OF NYAMIRA	GESUSU	Comprises Gesusu location of Masaba division.
	MANGA	Comprises Nyakongo and Morako sub-locations of Central Kitutu location Manga Division.
	TOMBE	Comprises Kiogutwa and Mwabosire sub-locations of Central Kitutu location of Manga division.
	KEMERA	Comprises Kiangoso, Irianyi and Moitunga sub-locations of Kemera location, Manga division.
	OMOGONCHORO	Comprises Part of Kiambiraa, Nyachichi and Nyangema sub-locations of Kemera location, Manga division.
	BOGWENDO	Comprises Sirate and Bogwendo sub-locations of North Kitutu location, Manga division.
	MAGOMBO	Comprises Nyambaria, Nyaguku and Gekano sub-locations of North Kitutu location, Manga division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	MIRIRI	Comprises Miriri sub-location of Gachuba location, Rigoma division.
	GACHUBA	Comprises Girango and Rigena sub-location of Gachuba location, Rigoma division.
	RIGOMA	Comprises Biticha and Embaro sub-locations of East Kitutu location, Rigoma Division.
	MOCHENWA	Comprises Mochenwa location of Rigoma Division.
	GESIMA	Comprises Gesima location of Rigoma Division.
	MIRUKA	Comprises Miruka, parts of Bonyaiguba, sub-location of West Mugirango location, Nyamira Division.
	KEERA	Comprises Charachani and part of Timi sub-locations of Keera location, Nyamira Division.
	BIGEGE	Comprises Bigege Sub-location of Bosamaro Cache location of Nyamira Division.
	BONYAMATUTA (PART)	Comprises Nyabisimba and part of Kebirigo sub-locations of Bonyamatuta Masaba location, Nyamira Division.
	MOTAGARA	Comprises Bosamaro Masaba location of Nyamira Division.
	BOKEIRA	Comprises Bokeira location of Nyamusi division.
	MAGWAGWA	Comprises Borangi location of Nyamusi division.
	BOMWAGAMO	Comprises Nyambiri and Nyagwekoa sub-locations of Bomwagamo location, Nyamusi Division.
	OBWARI	Comprises Obwari location of Ekerenyo division.
	ITIBO	Comprises Itibo Location of Ekerenyo division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
	IKONGE	Comprises Ekerenyo location location of Ekerenyo Division.
	BOGICHORA (PART)	Comprises Mongorisi and Ibucha sub-locations of Bogichora location, Nyamira division.
	KIABONYORU	Comprises Mokomoni and Omonono sub-locations of Kiabonyoru location, Ekerenyo Division.
	KIANGENI	Comprises Kiangeni location of Borabu Division.
	MEKENENE	Comprises Mogusii and Mwongori sub-locations of Mekenene location, Borabu Division.
	ESISE	Comprises part of Isoge/Kineni sub-location of Nyansiongo location, Ekerubo and part of Manga/Lietigo sub-locations of Esise location, Borabu Division.
	IKOBE	Comprises Ikobe Sub-location of Bosamaro Location, Nyamira Division.
	AMATIERO	Comprises parts of Bokiabori, Bomanyanya and Bomabacho sub-locations of West Mugirango Location, Nyamaiya Division.
TOWNSHIP OF NYAMIRA	RANGENYO	Comprises parts of Bonyaiguba, Bokiambori, Bomanyanya and Bomabacho sub-locations of West Mugirango Location, Nyamira Division.
	KEBIRIGO	Comprises Siamani and part of Kebirigo sub-locations of Bonyamatuta Chache location, Nyamira Division.
	SIRONGA	Comprises Bundo Sub-location of Bogichora location of Nyameru and part of Timi Sub-locations of Keera location, Nyamira Division.
	NYARAMBA/ NYANGOGE	Comprises Nyaramba and Nyangoge sub-locations of Kiabonyoru location of Ekerenyo Division.
	MAGERI	Comprises Mageri sub-location of Bomwagamo location of Nyamusi Division.

[Subsidiary]

FIRST SCHEDULE—(Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Local authority</i>	<i>Name of the Electoral Area</i>	<i>Description of the Electoral Area</i>
TOWNSHIP OF NYANSIONGO	NYAMIRA	Comprises Nyamira Township Sub-location of Bonyamatuta Chache location, Nyamira Division.
	MATUTU	Comprises Matutu sub-location of Mekenene location of Borabu Division.
	ENSAKIA	Comprises part of Isoge/Kineni sub-location of Nyansiongo location of Borabu division.
	CENTRAL	Comprises Gesima/Nyansiongo sub-location of Nyansiongo location of Borabu Division.
	MANGA	Comprises part of Manga/Lietigo sub-location of Esise location of Borabu Division.

THE KENYA (LOCAL GOVERNMENT) (PENSIONS)
REGULATIONS 1963

L.N. 50/2007.

(L.N. 200 of 1963)

THE LOCAL AUTHORITIES PENSIONS TRUST RULES, 2007

ARRANGEMENT OF RULES

Rule

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LOCAL GOVERNMENT (LOCAL AUTHORITIES PENSIONS TRUST) RULES, 2007

L.N. 50/2007,
L.N. 136/2010.

PART I—PRELIMINARY

1. These Rules may be cited as the Local Government (Local Authorities Pensions Trust) Rules, 2007. Citation.

2. In these Rules, unless the context otherwise requires- Interpretation.

“Act” means the Retirement Benefits Act and the regulations made thereunder; No. 3 of 1997.

“actuary” means a person licensed or authorized to practice as such in Kenya and is appointed for the purposes of these Rules by the Board;

“Authority” means the Retirement Benefits Authority

“appointed date” means the date on which these Rules come into operation;

“associated organization” means any person, firm, company or organization of employees or association of employers created or owned by local authorities or their staff, or any other person or body providing services to local authorities or to their employees, and include those organizations that have signed a deed of adherence in accordance with these Rules;

“auditor” means such firm, person or persons appointed by the Board to act as such under these Rules, and who holds a practicing certificate issued pursuant to section 21 of the Accountants Act; Cap.531.

“Authority” means the Retirement Benefits Authority established under the Retirement Benefits Act; 3 of 1997.

“Board” means the Board of Trustees established under rule 14;

“Commissioner” means the Commissioner for Income Tax;

“continous service” means the uninterrupted service with the sponsor from the original date of entry, and includes any period or periods of authorized leave of absence (with or without pay), a break condoned by the Board, or a period of suspension followed by reinstatement in the same or other pensionable post, but excluding any period during which no contributions were made to the Trust by or on behalf of the member;

“deferred pension” means a pension benefit that, for any reason, has not been paid or is held back until the occurrence of some specified event or passage of some specified time;

“eligible employee” means a person who has attained the age of eighteen

[Subsidiary]

years and above, who is in a permanent service of a sponsor, and who has not less than five years remaining before attaining the retirement age of the Trust, and for purposes of these Rules, staff on contract, and who serve for at least ten years, shall be deemed to be eligible and pensionable employees for purposes of these Rules;

“eligible spouse” means the spouse of a member who is married, or was so married immediately before the death of a deceased member;

“employer” means a sponsoring local authority, reciprocating body or associated organization;

“entry date” means the 1st April, 1963 or, in respect to any particular sponsor or member, the actual date of admission to the scheme;

L.N. 313/1963. “former Fund” means the Kenya Local Government Officers’ Superannuation Fund established under the Kenya Local Government Officers Superannuation Fund Rules, 1963;

“fund manager” means a person or firm appointed by the Board to carry out the investment management functions of the assets of the Trust;

“investment guidelines” means the set of regulations issued by the Authority to guide in the making of investment decisions;

“investment income” means that portion of the funds of the Trust which has been realized from investment of the Trust funds;

“lump sum benefit” means the total cash benefit that a member is entitled to upon retirement;

“married” means married by any ceremony (whether monogamous or not) that would be recognized by the law in Kenya;

“member” means an eligible employee, including a civic leader, or contract employee, who has been duly admitted into the Trust in accordance with these Rules;

“Minister” means the Minister for the time being responsible for local authorities in Kenya;

“net realized return” means the aggregate investment income of the Trust less the cost associated with that investment in any financial year;

“normal benefit date” means the first day of the month next following the date on which the member first becomes entitled to receive benefits from the Trust;

“normal retirement date” means the fifty-fifth birthday of a member where the exact date of birth is known, and where it is not known, the first day of January in the year in which his fifty-fifth birthday is deemed by the sponsor

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and the Board to occur;

“pensionable emoluments” means a member’s emoluments comprising of a basic salary and house allowance as at the 31st August, 2009, increased at the annual rate of five per cent or at such other rate as may be advised by the actuary, to the date of retirement or of leaving service;

Provided that for Members joining service on or after the 1st September 2009, “pensionable emoluments” shall mean salary as at the date of entry increased at an annual rate of five percent or such other rate as may be determined by the Trustee on the advice of the actuary, to the date the member retires or leaves service

“pensionable service” means the total number of years of continuous service with the employer or reciprocating body following a member’s employment date or date when the member joined the trust to the end of the month in which a member reaches his normal retirement age or otherwise leaves the trust, for whatever reason, if earlier;

“pensioner” means a member of the Trust who is retired;

“personal representative” mean an administrator or executor of a deceased person’s estate or the holder of the Public Trustee’s certificate of summary administration thereof;

“public service” means service in a civil capacity in the Government or any other service declared as public service for the purpose of the Pensions Act; Cap. 189.

“reciprocating body” means the Government, a local authority, a state corporation or associated organization or any other person or body otherwise approved by the Board as such, whose members of staff may freely transfer membership or benefits to the Trust and vice-versa;

“reserve account” means the special account in the books of the Trust which shall be used primarily to hold surpluses and all investment income prior to its distribution or use as provided for under these Rules;

“salary” means pensionable emoluments of a member of the Trust and includes basic salary and house allowance;

“Secretary” means a person appointed as such under rule 27;

“scheme” means a retirement benefit arrangement as defined under the Act;

“sponsor” means an employer in the scheme which supports its employees to be members of the Trust through contributions or chooses, after the appointed date, to become one by signing a Deed of Adherence in accordance with these Rules;

“Trust” means the Local Authorities Pension Trust established under rule e 3;

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“Trust funds” means the financial assets of the Trust represented by contributions, receivables, donations, grants, loans and income from investment;

“trusts” means the solemn promises, covenants, undertakings and arrangements made by the sponsors of the Trust for the benefit of the members under these Rules.

“water service provider” means a water service provider within the meaning of the Water Act, 2002.

8 of 2002.

PART II—ESTABLISHMENT OF THE LOCAL AUTHORITIES PENSIONS TRUST

Establishment of the Trust.

3. (1) There is hereby established a Trust to be known as the Local Authorities Pensions Trust.

(2) The Trust is established under irrevocable statutory trusts and shall be vested in, operated and managed by the Board established under rule 14.

(3) The Trust is an umbrella retirement benefit scheme for all local authorities, associated organizations, voluntary sponsors and members admitted by the Board.

(4) The Trust is a defined benefit scheme and shall be administered, managed and operated under the provisions of these Rules, the Act and any other applicable laws.

(5) The Board shall stand possessed of all moneys and investments from time to time forming part of the Trust, and the income thereof as and when received by it upon irrevocable trusts, and shall pay to the members, out of the capital or the income thereof, or both, as it may deem proper, such pension and other benefits payable under and in accordance with these Rules.

12 of 2003,
3 of 2005.

(6) The Trust, by virtue of the special trusts created between the Trustees and members of the scheme under the law governing trusts, is not a public entity for purposes of the Public Audit Act and the Public Procurement and Disposal Act.

L.N. 313/1963.

(7) The Trust shall be the successor to the Kenya Local Government Officers' Superannuation Fund established under the Kenya Local Government Officers' Superannuation Fund Rules, 1963, and all rights, obligations, assets and liabilities of the Kenya Local Government Officers' Superannuation Fund existing on the date of the coming into operation of these rules shall be automatically and fully transferred to the Trust, and any reference to the Kenya Local Government Officers' Superannuation Fund in any contract or document shall for all purposes be deemed to be a reference to the Local Authorities Pensions Trust.

Registered office of

4. The registered offices of the Trust shall be at Pension Trust House (Cannon House), 1st Floor, L.R. No. 209/4866, and its postal address is P.O.

Box 28938-00200, Nairobi, Kenya.

[Subsidiary]

the Trust.

5. The emblem of the Trust comprise of a corporate logo, a slogan, flag and colours, as more particularly described in the Fifth Schedule to these Rules.

Emblems.

6. (1) The principal objective of the Trust is to provide pension and other retirement benefits to employees of the sponsors and other individual and associated members of the Trust, upon their retirement from service, and relief for the dependants of deceased employees.

Objective of the Trust.

(2) For purposes of paragraph (1), the Board shall hold the contributions paid to it by the sponsors and the members and any other sums, investments and income and all lump sums representing the same, upon trust for the respective persons for whose benefit such sums and other benefits are expressed to be payable in accordance with the provisions of these Rules.

7. The Trust shall consist of—

Composition of the Trust.

- (a) all sums paid or contributed to it by the sponsors and members;
- (b) investments representing the sums paid or contributed in (a) above;
- (c) interest, dividends, donations, grants, loans and income derived from such sums and investments; and
- (d) any other sum or sums which may, under these Rules, be paid to the Board for payment into the scheme.

8. The sponsors of the Trust are the local authorities listed in the First Schedule to these Rules and associated organisations listed in the Second Schedule, and any other person who becomes a sponsor or associated organization in the Trust after the appointed date.

Sponsors of the Trust.

9. The sponsors hereby covenant with the Board to—

Covenant by sponsors.

- (a) observe the provisions of these Rules, the Act, the Income Tax Act and any other relevant law;
- (b) pay all necessary charges and expenses incurred by the Board in connection with the formation, management and operation of the Trust not otherwise secured from contribution of members and sponsors;
- (c) collect all sums contributed by the sponsors and their employees who are members in accordance with these Rules and such other payments that may be to the Trust on their behalf under these Rules;
- (d) pay into the Trust the sums and payments referred to in (c) above;

Cap. 470.

[Subsidiary]

- (e) defend and indemnify the Board, or any member of the Board, against any claim, suit or liability made, brought or established by anyone against the Board, or such member, arising out of any act or omission of the Board in the administration of the Trust not occasioned by the wilful default or act of the Board or any of its members.

Covenant by the Board.

10. The Board hereby covenants with the sponsors to—

- (a) manage, supervise and administer the Trust;
- (b) invest the assets of the Trust with diligence and to strictly comply with investment guidelines that may be issued by the Authority from time to time;
- (c) ensure that all contracts and other documents relating to and binding the Trust are professionally prepared and executed as prescribed, and are in accordance with the resolutions of the Board duly certified by the Secretary;
- (d) appoint fund managers, advisors, custodians, administrators, auditors, actuaries or any other person to render professional services to the Trust, as may be required, by resolutions duly made in a meeting of the Board and certified by the Secretary, and in accordance with the Act;
- (e) subject to sufficiency of Trust assets, provide for payment of benefits prescribed under these Rules to persons entitled thereto;
- (f) liaise with and maintain professional ethics and standards in their relationship with the Authority, sponsors, members, fund managers or advisors, custodian or any other professional or institution or person engaged by the Trust in accordance with the provisions of the Act;
- (g) defend the Trust by legal means from any interference or unwarranted attack which may be to the detriment of members or their beneficiaries;
- (h) keep proper books and records of accounts showing the position in respect to contributions, other income, expenditure, liabilities and assets of the Scheme, and all other matters relevant to its management, and prepare or cause to be prepared and furnished to the sponsors and the Authority, audited accounts of all transactions of the Trust in accordance with these Rules and any other applicable law;
- (i) keep records, at the registered offices of the Trust, of sponsors and members of the Trust, showing particulars of all such sponsors and members;

[Subsidiary]

- (j) comply with the provisions of these Rules, the Act, and any other relevant law in the management and operation of the Trust.

11. Every sponsor shall—

Undertaking by
sponsors.

- (a) observe the provisions of, and perform its obligations under, these Rules and any other relevant law;
- (b) collect all sums contributed by them and their employees who are members in accordance with the Rules, and such other payments that may be made to the Trust on their behalf under these Rules;
- (c) pay to the Board such sums as may be required under these Rules, and as may be necessary from time to time, to ensure that there are sufficient monies at all times to meet the obligations of the Board in accordance with these Rules as and when they fall due.

12. The members of the Board undertake—

Undertaking by
Board.

- (a) to make such appointments contemplated in rule 10 (d) as may be necessary;
- (b) to ensure that there exists no conflict of interest between their duties as Trustees and any of their other personal or professional responsibilities;
- (c) to apply themselves fully and in a professional manner to the Trust's obligations and undertakings;
- (d) not to share their responsibilities as Trustees with anybody else or sub-ordinate their duty, power, control or authority to or over the Trust to any other person or body other than the Authority, only when acting in the statutory role of a regulator under the Act.

13. Unless otherwise terminated under the provisions of these Rules, the trust shall continue in effect for such time as may be necessary to accomplish the purposes for which it was created.

Trust period.

PART III—THE BOARD OF TRUSTEES

14. (1) The management of the Trust shall vest in a Board of Trustees which shall comprise of—

Composition of the
Board.
L.N. 136/2010.

- (a) the Permanent Secretary in the Ministry for the time being responsible for local authorities;
- (b) eight persons nominated as follows and appointed by the Minister—

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- (i) two persons nominated by the body currently recognized by the Government as representing employees in active service of the sponsoring local authorities;
- (ii) one person nominated by the body currently recognized by the Government as representing water service providers to represent associated organizations;
- (iii) one person nominated by the body currently recognized by the Government as representing pensioners in the scheme;
- (iv) two persons nominated by the Association of Local Government Authorities of Kenya to represent all local authority employers;
- (v) an advocate of the High Court of Kenya nominated by the Law Society of Kenya;

Cap. 531.

- (vi) one person duly qualified as an accountant under the Accountants Act, nominated by the Institute of Certified Public Accountants of Kenya;

(c) a person with training and knowledge of, and at least ten years' experience in, finance, economics, investment, or in the retirement benefits industry, appointed by the Minister;

(d) the Managing Trustee.

Cap. 164.

(2) The Board is a body corporate by registration under the Trustees (Perpetual) Succession Act with perpetual succession and common seal and shall, in its corporate name, be capable of—

- (a) suing and being sued;
- (b) acquiring, holding, charging and disposing of moveable and immovable property;
- (c) borrowing money;
- (d) entering into contracts;
- (e) doing or performing all other things or acts necessary for the proper performance of its functions under this Act, which may lawfully be done or performed by a body corporate.

(3) The members of the Board shall elect one person from amongst their number to be the Chairman:

Provided that the Permanent Secretary in the Ministry for the time being responsible for local authorities, the Chairman of any sponsoring local authority, the Administrator or the Managing Trustee of the Scheme shall not be eligible to be Chairman of the Board.

[Subsidiary]

15. The members of the Board, other than the Managing Trustee, shall be appointed for a renewable period of three years subject, however, to earlier determination in accordance with these Rules.

Tenure of office of Board members.

16. The functions of the Board shall be to—

Functions of the Board.

- (a) formulate policy relating to the Trust in accordance with these Rules;
- (b) administer the Trust and invest the sums forming part of the Trust;
- (c) pay the various benefits provided for under these Rules to persons entitled to such benefits;
- (d) protect the property and assets of the Trust;
- (e) perform such other duties as may be necessary for the due and faithful performance of the Trust obligations bestowed on the Board by these Rules and any other law; and
- (f) do all matters that appertain to the effective implementation of these Rules.

17. Subject to the Retirement Benefits Act, and without prejudice to any other powers conferred upon trustees by law, the Board may from time to time—

Powers of the Board.
L.N. 136/2010.

Cap. 470.

- (a) delegate to any one or more of its members any of its functions relating to the Trust including the receipt or payment of its money;
- (b) delegate matters relating to the collection of contributions and the administration and investment of assets to such agents, administrations, advisors, custodians, officers of the Trust and managers as it may determine;
- (c) register or vest any of the assets of the Trust in the names of any other person as nominee of the Board;
- (d) determine whether or not any person is entitled from time to time to any benefit under the Trust;
- (e) waive, with the consent of the Authority, the strict enforcement of the provisions of these Rules whenever found necessary;
- (f) buy, lease, develop, hold, mortgage, exchange, sell or otherwise deal with any interest in land or property forming part of the assets of the Trust;
- (g) commence, carry on or defend proceedings relating to the Trust

[Subsidiary]

or for the determination of any rights of the members and others therein;

- (h) raise or borrow money, and secure the repayment thereof in such manner and upon such terms as the Board may deem fit, and to charge the money so raised or borrowed or any part thereof on all or any part of the Trust assets;
- (i) invest any moneys forming part of the Trust in the purchase of, or at interest upon, the security of such stocks, shares, securities, properties or other investments of such nature as the Board may deem fit, to the intent that the Board shall have the same full and unrestricted powers of investing and transposing investments in all respects as if they were absolutely entitled thereto beneficially but in such manner as prescribed by the Authority and without disregarding the Trust's written investment policy governing decisions about investment of the Trust funds;
- (j) underwrite or sub-underwrite, and to enter into any agreement or agreements for underwriting or sub-underwriting, securities, whether on issue or sale and whether jointly with other persons or not, and to do all things incidental thereto:

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Provided that where the conditions for continued registration under the Income Tax Act would not thereby be prejudiced, nor the provisions of the Act violated, the Board, at the request of the sponsors and upon the payment of such additional contributions as the Board (with the advice of and certification by an actuary) may consider appropriate, may augment the benefit of any member or other person entitled to benefits under the Trust, or may increase any pension in the course of payment.

- (k) accept transfers from any other superannuation fund or scheme from which any member was previously a member, or any monies or annuity contracts or insurance policies or benefits or other assets which the Board (or other persons having the requisite power) over such other fund or scheme are empowered to assign or transfer to the Board, and in such event the member shall be entitled to such benefits under the Scheme as the Board, after consultation with an actuary, shall consider appropriate:

Provided that no such transfer shall be effected if it violates the requirements of the Act or is prejudicial to the interest of the existing members of the Scheme;

- (l) open a bank account or accounts for the diligent management, custody and disbursement of Trust funds;
- (m) appoint agents and professional service providers as follows—
 - (i) a custodian to keep custody of all the invested assets and certificates of the Trust in accordance with the Act;

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- (ii) an external administrator to carry out the administrative responsibilities of the Trust in accordance with the Act;
- (iii) fund managers or advisors to advise on the investment of monies and assets of the Trust in accordance with its investment policy and the Act;
- (iv) an actuary after every three years, to value the Trust and give an opinion thereof as per the requirements of the Act;
- (v) an auditor, who shall be a member of the Institute of Certified Public Accountants of Kenya and in good standing;
- (vi) legal advisors having the necessary qualifications to advise on legal matters and handle legal issues on behalf of the Trust;
- (vii) an accountant registered under the Accountants Act to prepare the accounts of the Trust as may be necessary;
- (n) appoint a liquidator in the event of the Board resolving to voluntarily dissolve or wind up the Trust;
- (o) execute and do all such acts and things as it may consider necessary or expedient for the maintenance and preservation of the Trust and of the rights of the members;
- (p) transfer, merge or amalgamate the assets and liabilities of the Trust or portion thereof to another pension or provident scheme approved by the Authority, or to accept transfers of the member's assets and liabilities or portion thereof of another scheme approved by the Authority;
- (q) incorporate a nominee company, if need be, to hold the titles of the assets as custodian trustees of the Scheme and for purposes of registering and operating other retirement benefit schemes under any company anywhere, without prejudice however, to the Trustees' inherent legal right as owners of the titles or assets of the Scheme;
- (r) waive payment of any accrued penalties due from any sponsor;
- (s) introduce additional benefits, or operate multiple benefit schemes for sponsors and on behalf of existing members, voluntary members or voluntary sponsors;
- (t) admit voluntary sponsors and their staff as members of the Trust, as may be appropriate;
- (u) to vary the benefits payable to any member of the Trust to the advantage of such member.

18. A person shall cease to be a member of the Board if such person—

Cessation of

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membership of
Board.

3 of 2003.

- (a) is absent from four consecutive meetings of the Board without the permission of the Chairman;
- (b) resigns by giving notice in writing to the Chairman;
- (c) becomes incapacitated by prolonged mental or physical illness;
- (d) is convicted of a criminal offence;
- (e) is convicted of fraud, forgery, uttering a forged document or for any offence under the Anti-Corruption and Economic Crimes Act;
- (f) is adjudged bankrupt or enters into a composition or scheme of arrangement with his creditors;
- (g) is in a conflict of interest situation as regards the Trust;
- (h) is disqualified under the provisions of any other written law from holding office;
- (i) is unable or unfit to discharge the functions of a member of the Board; or
- (j) dies.

Filling of a casual
vacancy.

19. (1) Subject to paragraph (2), whenever the office of a member of the Board becomes vacant before the expiry of the term of office, the Minister may appoint a new member in place of the member who has vacated or been removed from office to serve for the remainder of the term of that member.

(2) Where a member of the Board who had been nominated in accordance with rule 14 vacates office, the resultant vacancy shall be notified at once to the nominating body, and such body shall, as soon as is reasonably practicable, nominate and deliver to the Minister the name of a suitable person to fill the vacancy for the unexpired term of office of such member.

Disclosure of interest
by Board members.

20. (1) If a member of the Board, his spouse, immediate relatives or business partner is directly or indirectly interested in any contract, proposed contract or other matter before the Board or committee of the Board and is present at a meeting of the Board or committee of the Board at which the contract, proposed contract or other matter is the subject of consideration, that member shall, at the meeting and as soon as practicable after the commencement thereof, disclose the fact, and shall not take part in the consideration or discussion of, or vote on, any questions with respect to the contract or other matter, or be counted in the quorum of the meeting during consideration of the matter:

Provided that, if the majority of the members present are of the opinion that the experience or expertise of such member is vital to the deliberations of the meeting, the Board may permit the member to participate in the deliberations subject to such restrictions as it may impose but such member shall not have the right to vote on the matter in question.

(2) A failure to disclose such interest shall lead to disqualification from holding office as a member of the Board.

(3) A disclosure of interest made under this paragraph shall be recorded in the minutes of the meeting at which it is made.

21. (1) The Board shall hold at least four meetings in a year.

Meetings of the
Board.

(2) Not more than three months shall elapse between the holding of one meeting and the date of the next.

(3) The quorum for the conduct of the business of the Board shall be six members present.

(4) The Chairman shall preside at every meeting of the Board at which he is present or, in his absence, the Vice-chairman shall preside, but, in the absence of both the Chairman and the Vice-chairman, the members present shall elect one of their number to preside, who shall, with respect to that meeting and the business transacted thereat, have all the powers of the Chairman.

(5) Unless a unanimous decision is reached, a decision on any matter before the Board shall be by a majority of votes of the members present and voting and, in the case of an equality of votes, the Chairman or the person presiding shall have a casting vote.

(6) A resolution in writing circulated and signed by members of the Board forming a quorum shall be valid and effectual as a resolution properly passed at a duly convened meeting of the Board.

(7) The Secretary shall keep minutes of all meetings of the Board, and a document certified by the Secretary to be a true copy of a resolution of the Board shall be sufficient evidence of the resolution.

(8) Subject to paragraph (3), no proceedings of the Board shall be invalid by reason only of a vacancy among the members thereof.

22. (1) The Board may, for the purpose of performing its functions under these Rules, establish committees and delegate the exercise of any of the powers or the performance of any of the functions or duties of the Board under these Rules or under any other written law, as it deems fit, to the committees.

Committees of the
Board.

(2) The committees of the Board shall exercise their functions and operate within the mandate delegated by the Board, which may include concluding decisions and ordering implementation of their resolutions on behalf of the Board.

(3) The number and composition of the committees shall be determined by the Board.

(4) The committees of the Board may, subject to their delegated mandate,

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regulate their own procedure.

Remuneration of
Board members.

23. The members of the Board shall be paid such remuneration, fees, allowances and disbursements for expenses as the Board may determine:

Provided that the record of such expenditure shall be laid before the members at the next annual general meeting of the Trust for noting.

Limitation of liability
of the Board.

24. The Board shall not be required to effect any payment or perform any obligation under the trusts unless it shall have been notified by the sponsor or by the member or beneficiary concerned of all events giving rise to or affecting the incidence of such liability or obligation.

Protection against
financial loss.

25. The Board may take such steps as it may deem appropriate to protect the Trust and the individual assets comprising the same against any manner of insurable risk or financial loss, which might arise out of negligence or default, wilful or otherwise, of the Board, officers, administrators, managers or custodians or other professional advisors, either by way of guarantee provided by the sponsors or by way of such insurance and in such amount as the Board shall determine.

Managing Trustee.

26. (1) There shall be a Managing Trustee of the Trust who shall be appointed by the Board, and whose terms and conditions of service shall be determined by the Board in the instrument of appointment or otherwise in writing from time to time.

(2) The Managing Trustee shall be—

- (a) the chief executive officer of the Trust;
- (b) responsible to the Board for the administration and management of the Trust.

Secretary.
Cap. 534.

27. (1) There shall be a Secretary of the Trust, who shall be a person duly qualified under the provisions of the Certified Public Secretaries Act, and who shall be appointed by the Board, and whose terms and conditions of service shall be determined by the Board in the instrument of appointment or otherwise in writing from time to time.

(2) The Secretary shall—

- (a) perform such duties as the Board may assign from time to time and in performance of such duties, the Secretary shall be responsible to the Managing Trustee;
- (b) have custody of the minute books and legal documents of the Trust.

Staff of the Trust.

28. The Board may appoint such officers, agents and other staff of the Trust as may be necessary for the proper discharge of its functions under these Rules or any other written law, upon such terms and conditions of service as

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the Board may determine, and the Board shall exercise disciplinary control over such officers, agents or staff.

29. The Board shall exercise administrative and management responsibilities over the Trust through the Managing Trustee acting under authority delegated by the Board. Administration of the Trust.

30. (1) The common seal of the Trust shall be kept in the custody of the Managing Trustee, or of such other person as the Board may direct, and shall not be used except upon the order of the Board. The common seal of the Trust.

(2) The common seal of the Trust, when affixed to a document and duly authenticated, shall be judicially and officially noticed, and unless and until the contrary is proved, any necessary order or authorization by the Board under this section shall be presumed to have been duly given.

(3) The affixing of the common seal of the Trust shall be authenticated by the signature of the Managing Trustee and the Secretary:

Provided that the Board shall, in the absence of either the Managing Trustee or the Secretary, in any particular matter, nominate one member of the Board to authenticate the seal of the Board on behalf of either the Managing Trustee or the Secretary.

(4) In all other respects, the Managing Trustee shall execute all legal documents on behalf of the Board, and the execution shall be witnessed by the Secretary.

PART IV—TRUST ADMINISTRATION AND FINANCE

31. The financial year of the Board shall be the period of twelve months ending on the thirty first day of December in each year. Financial year.

32. (1) The Board shall, within six months of the end of the financial year of the Trust, convene an annual general meeting of the Trust to be attended by delegates representing each of the categories of members and sponsors of the Trust. Annual General Meeting.

(3) The Board shall make regulations to provide for the procedure for the conduct of annual general meetings and all matters incidental thereto.

33. Notice of every annual general meeting shall be given in such manner as may be prescribed by the Board in the regulations made in accordance with rule 32 (3) to— Convening of annual general meeting.

(a) two members' representatives elected from each branch of the body currently recognized by the Government as representing members of staff of local authorities and associated organisations;

(b) one members' representative elected from each branch of the body recognized by the Government as representing pensioners of the Trust;

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- (c) the chief executive officer of each associated organisation whose employees or retired employees are members of the Trust;
- (d) the mayor or council chairperson, the Clerk or Treasurer of each local authority or their authorized representatives;
- (e) the auditors for the time being of the Trust;
- (f) fund managers;
- (g) custodians;
- (h) debenture holders of the Trust, if any;
- (i) the Authority; and
- (j) a representative of the Ministry responsible for local authorities.

Notice of annual
general meeting.

34. Notice of the annual general meeting of the Trust shall be given at least twenty one days before the day set for the meeting.

Agenda at annual
general meeting.

35. The agenda at the annual general meeting of the Trust shall include, but not be limited to, the following—

- (a) reading of the notice convening the meeting and minutes of the last meeting;
- (b) The Board's report on—
 - (i) contributions;
 - (ii) benefits;
 - (iii) remuneration and expenses of Board members;
 - (iv) investments;
- (c) presentation of audited accounts and annual report;
- (d) question and answer.

Reciprocating bodies.

36. The Trust may have reciprocal arrangements with the Government, local authorities, state corporations, associated organisations and any other person or body approved by the Board.

Loans.

37. Subject to rule 86, no loans shall be provided out of the funds of the Trust to any member, other than employees of the Trust in full time employment.

Investment policy

38. (1) The Board shall, with assistance of the fund manager, prepare an

investment policy document to guide the fund manager and the Board in the investment of the Trust funds.

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document.

(2) The investment policy document shall be prepared in line with such investment guidelines as may be issued by the Authority.

39. The Managing Trustee shall cause full and true accounts to be kept of the Trust funds, showing all moneys due or received and disbursed or payable in respect of members or beneficiaries, and particulars of the matters and things for which those moneys are due, have been received or disbursed or are payable.

Accounts and audit.

(2) The Managing Trustee shall cause the books of accounts to be balanced up to the thirty-first day of December in every year, and balance sheets to be made up showing the assets and liabilities at such date, and have the accounts and balance sheet laid before the Board before the thirtieth day of March in the following year.

(3) The accounts of the Trust shall be audited and presented to the Board for their approval by auditors who are licensed members of the Institute of Certified Public Accountants of Kenya duly appointed by the Board.

(4) Copies of the audited accounts shall be signed by the Chairman of the Board and the Managing Trustee on behalf of the Board, or at least two Board members, and submitted to the Authority and each of the sponsors, and a copy published in a widely circulating print media and also placed in a prominent place at the registered offices of the Trust for the information of members and other stakeholders, within thirty days of the Board approval but not later than the end of April of the year following the year to which they relate.

(5) Proper books and records of accounts shall be kept as required by the Act, the international accounting standards and the international financial reporting standards.

(6) The Trust's books of accounts, records, audits, expenditures, disposition of assets and general accountability will be managed as provided for in the relevant law.

40. (1) The Board shall prepare or require to be prepared financial statements for each financial year which give a true and fair state of affairs of the Trust as at the end of the financial year, and of the operating results of the Trust for that year.

Determination,
disposition and
provision of surplus
and deficit.

(2) Surplus from the operating results shall be distributed or transferred to members' accounts or the reserve account at the sole discretion of the Board, and in determining the earnings to be allocated to members or to be transferred to the reserve account, the Board shall take into account all the realized or apparent unrealized losses on the investments of the Trust.

(3) Deficit from the operating results in any financial year shall be charged to the reserve account and shall be allocated to the sponsor whose account the deficit is attributable to.

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Funding levels and
actuarial valuations.

41. (1) The Board shall obtain from the actuary—

- (a) actuarial valuations of the Trust at intervals of not more than three years on dates arranged in consultation with the actuary;
- (b) an actuarial statement in accordance with the Act.

(2) A copy of the actuary's report shall be sent to the sponsors, the Commissioner and the Authority within three months of the end of the actuarial valuation of the Trust.

(3) Within thirty days from the date of receipt of an actuary's report, the Board shall notify the members of the availability, at the registered office of the Trust, of the report or an abstract thereof, and shall thereby invite the members to inspect the report or the abstract at the registered office.

(4) The actuary shall submit a report of the actuarial valuation to the Authority.

Payments to
employer.

42. No payment shall be made to the sponsor without the written consent of the Authority, except only where the payment is in respect of accrued benefits payable to a member or dependants of a member, through the sponsor, in the event of a member's death, termination of service or retirement at the request of a member or beneficiary.

Reserve account.

43. (1) The Board shall maintain an account to be known as a reserve account.

(2) The reserve account shall be used to hold—

- (a) all investment income prior to the distribution of such income to the members of the Trust; and
- (b) all investment gains surpluses or losses.

(3) Any benefits or part thereof which is not utilized in providing benefits for the members or their dependants or personal representatives, for any reason, shall be held in the reserve account.

(4) In the event that any benefit falling due to any member or pensioner or to any person by reason of the death of a member is not claimed within six months after the date on which such entitlement became due, then the benefit shall be held in the reserve account.

(5) When so required by a member during the currency of the Trust or upon winding up, the Board may make payments out of the reserve account for any of the following purposes—

- (a) advance payment to an insurance company for future premiums on any policy under the Trust for the benefit of a member;

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(b) payment of benefits due under the Trust;

(c) additional or ex-gratia payment to any member or any dependant of a member.

(6) The moneys for the time being comprising the reserve account may be held by the Board in such accounts or invested by them as authorized under these Rules or in accordance with the Act.

44. The Board shall pay to the Authority, or the relevant tax authority, on due dates, the annual levy or taxes prescribed under the Act or any other relevant law. Levies and taxes.

PART V—DETERMINATION OF TRUSTS

45. (1) The trusts of the scheme shall determine on the occurrence of any of the following events— Determination of trusts.

(a) if all the sponsors cease to exist or, for any other reason, cease to operate, and some other statutory bodies or organizations shall not have been empowered to undertake the rights and obligations of the sponsors hereunder;

(b) if the Board decides to issue a winding up notice to the sponsors, on receiving actuarial advice that the contributions being paid by the sponsors, or reasonably expected from them in future, are so low as to prejudice seriously the long term financial position of the Trust;

(c) if, for any other reason, it is found necessary to wind up the Trust;

(d) if the trust period expires;

(e) if the last eligible surviving beneficiary dies or becomes ineligible for benefits under these Rules.

(2) Notwithstanding paragraph (1), if the Board, with the approval of the Authority, deems fit, the trusts shall not be wound up but shall be continued as Closed Schemes, subject to these Rules, but the liability of the sponsors to contribute to the Trust shall cease upon the occurrence of the event causing the winding up of the Trust.

(3) In the event of the sponsors receiving such notice as is referred to in paragraph (1) (b), the Authority shall direct the Trust to submit a remedial plan within thirty days from the date of such direction, setting out the arrangements intended to eliminate such deficiency.

(4) The remedial plan referred to in paragraph (3) may be approved if found to be consistent with the provisions of the Act, and if the arrangements set therein shall raise the funding level of the Trust, but where the remedial plan

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is found to be inconsistent with the Act, the Authority may appoint an interim administrator to manage the Trust in accordance with the provisions of section 45 of the Act, or direct the Trust to amend the remedial plan, or submit a new remedial plan which shall be accompanied with an actuarial report.

(5) Where the remedial plan is approved, the Authority may communicate with the Board to that effect, and the obligations for the proposed plan shall be terminated immediately.

Determination
of sponsorship
upon receivership,
dissolution, etc.

46. The participation of any sponsor in the scheme shall cease and determine upon—

- (a) the Board being served with a receiving order or similar order being made for the winding up of any sponsor;
- (b) the passing of an effective resolution by the sponsor, other than for the purpose of reconstruction or amalgamation, for winding up;
- (c) the dissolution of a local authority or associated organization;
- (d) an associated organization being declared insolvent.

Winding up or
dissolution of the
Trust.

47. The Board may, with prior written approval of the Authority, resolve to dissolve the Trust voluntarily upon the happening of any one or more of the following events—

- (a) the realization by the Board, on the advise of an actuary, that the Trust is in an unsound financial condition, or its funding is below the minimum funding level;
- (b) if all the sponsors mutually agree to terminate their individual and several liability to contribute to the Trust:

Provided that the Board may decide to continue the Trust for the benefit of existing members who may continue to contribute individually at a rate and for benefits recommended by an actuary;

- (c) if the Trust period expires;
- (d) if the Board resolves to wind up or dissolve the Trust voluntarily, and appoint a liquidator to liquidate the Trust's assets in a manner prescribed by the relevant law.

Consequences
of winding up or
dissolution.

48. (1) If the Trust is wound up or dissolved in accordance with rule 46 or 47, the Board shall, as soon as is practicable—

- (a) notify each active member, pensioner and dependant affected by such winding-up or dissolution;
- (b) appoint a liquidator for the purpose of winding up the Trust subject to and in accordance with the Act;

(c) subject to the retention of such moneys as may be necessary to meet the costs and expenses of administration or otherwise, the Board, or the liquidator, shall, after obtaining the advice of an actuary and the approval of the Authority, apply the moneys held in the Trust in the following manner—

(i) in the first place in securing the payment to secured creditors, tax obligations, if any, and unsecured pension to those members or pensioners or dependants who have been granted pensions, including those who by reason of late retirement are not yet in receipt of pension, and contingent pensions in respect of any dependants of such members and pensioners and for whom survivorship pension shall have been provided for in the Trust's rules;

(ii) in the second place, in securing, so far as the moneys in the Trust permit, the pension or contingent dependants pension of each member who has not attained the normal retirement age or, in the case of the contingent dependants pension, at the date of death, and such pensions are to be commutable only to the extent permitted by the Act and the Income Tax Act;

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(iii) in respect of the balance, if any, of the moneys held in the Trust, in the augmentation of the benefits listed in paragraph (i) and (ii) above, or to make such additional payments to the members and in such amounts as the Board, or the liquidator, may, on the advice of an actuary, determine;

(iv) in respect of any moneys held in the Trust then remaining unexpended, the same may, with the consent of the Authority and the Commissioner, be refunded to the sponsors, and any such refund shall be charged to tax in the hands of the sponsors.

(2) Notwithstanding paragraph (1)—

(a) in the event of any pension payable under this rule being, in the opinion of the Board, or the liquidator, trivial in amount or the person entitled thereto being in serious ill health, the Board, or the liquidator, may elect, on advise of an actuary, with the consent of the Authority and the Commissioner, to pay a lump sum in lieu of any pension entitlement; and

(b) the Board or the liquidator may, in consultation with the actuary, make such variations to the terms hereto (save as respects the law against perpetuities) as may appear to the Board or the liquidator to be just and equitable as applied to the generality of all entitled to benefit.

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PART VI—MEMBERSHIP, CONTRIBUTIONS AND BENEFITS

Membership by
sponsors.

49. (1) All local authorities shall be deemed to be sponsors of the Trust from the day of their establishment.

(2) The sponsoring local authorities are set out in the First Schedule.

(3) The associated organizations set out in the second schedule shall become sponsoring organizations on the appointed date.

(4) All associated organisations fully owned by local authorities shall become sponsors upon their formation under any law in Kenya.

(5) An associated organisation not listed in the Second Schedule shall become a sponsor upon execution of a Deed of Adherence in the form set out in the Fourth Schedule.

(6) A sponsor of the Trust shall be exempted from contributing to the National Social Security Fund or any other statutory retirement benefit scheme.

Membership by
individuals.

50. (1) An eligible employee of a sponsor described in rule 49 shall become a member upon being employed into the pensionable service of that sponsor.

(2) A person eligible for membership shall, upon filling the requisite membership forms, be admitted into the register of members.

(3) An individual member of the Trust who for any reason loses the sponsorship of his employer may opt to contribute to any individual voluntary scheme recognized by the Authority, or one operated by the Trust for such members.

(4) A member of an individual voluntary retirement scheme shall be obliged to make only his own contributions to the Trust, and shall earn such reduced pension as may be determined by the Board on the advice of an actuary.

(5) If a member of an individual retirement scheme elects to make both his own and his employer's contributions to the Trust, such a member shall enjoy all the rights and obligations of a member or sponsor of the Trust in the same manner as any other member or sponsor, respectively.

(6) A person who is a member of the Trust shall be exempted from contributing to the National Social Security Fund or any other statutory retirement benefit scheme.

Participation
by associated
organizations.

51. In the event of any other employer, or employee organization associated with any of the sponsors or the local authorities or with staff of local authorities or with bodies providing services to local authorities, applying to participate in the Trust and agreeing to sign a Deed of Adherence to be bound by

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the provisions of these Rules, the Board shall have power, with the consent of the Authority (and the Commissioner in case of a registered scheme), to admit any employees of that employer or organisation to membership of the Trust and thereupon that employer shall be deemed to be included in the expression the 'sponsor' for the purposes and to the extent set out in these Rules and the Deed of Adherence:

Provided that the participation of the new employer shall not be to the disadvantage of existing members.

52. A person eligible to become a member of the Trust may, as part of becoming such a member, be required to undergo a medical examination conducted by a medical practitioner approved by the Board. Medical examination.

53. (1) Every person shall, within three months of his first becoming a member of the Trust, produce satisfactory evidence of age to the Board, and shall give the Board such other information as shall reasonably be required for the purposes of the Trust. Evidence of birth, age, etc.

(2) If satisfactory evidence of age is not produced in accordance with paragraph (1), the Board shall determine the date of birth for the purposes of the Trust and the date of birth so determined shall be binding to the member.

(3) If a member is married or is a widow or widower with a child, the member shall indicate the date of marriage, the date of the death if the spouse is deceased, and the date of birth of any child whether in or out of wedlock, and shall produce evidence to the satisfaction of the Board within three months from the date of the happening of any of the following—

- (a) the birth of any child born to him whether in or out of wedlock and the date thereof or the date of birth of a step-child and the date of adoption of a child and particulars relating thereto;
- (b) the marriage of any female child and the date thereof;
- (c) the death of his spouse or any child and the date thereof;
- (d) the annulment or dissolution of his marriage and the date thereof.

(3) Upon the death of a member or beneficiary, a person claiming any benefits under these Rules shall produce such evidence in support of the claim as the Board may require within three months of the date of death of the member or beneficiary.

(4) During the period of receipt of a pension, the beneficiary shall provide the following information within three months from the date of the happening of any of the following events—

- (a) the death of any child;

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(b) evidence of re-marriage or bankruptcy of the beneficiary;

(c) any other information which the Board may require.

Acknowledgement of
Rules as binding.

54. Every person shall, by accepting to take on membership of the Trust, be deemed to accept these Rules as binding upon himself and every person whose claim upon the Trust is derived from him.

Cessation and saving
of membership.

55. (1) Where a member, whilst continuing in the service of a sponsor, ceases to be for purposes of these Rules in an eligible category, no further contributions will be made by him or on his behalf but the benefits secured by the contributions shall be deferred but continue to earn interest and be held subject to the trusts of the scheme until his service ceases, or he attains retirement age, or dies, unless he elects to continue to contribute to an individual voluntary retirement benefit scheme operated by the Trust.

(2) A member employed by an employer who, for any reason, has ceased to be a sponsor or has withdrawn from the Trust shall have the option of continuing voluntarily as an individual member, by continuing to remit contributions to the Trust under special arrangement as to pension benefits and contributions as prescribed by an actuary and approved by the Board.

Registers and
records.

56. (1) The Board shall keep and maintain such registers and records of sponsors, members and prospective beneficiaries as shall enable the actuary to successfully conduct an exhaustive actuarial valuation of the Trust at any time.

(2) The Board shall maintain registers in which shall be entered the names and dates of birth of all members and their marital status, and a member shall be obliged to advise the Board forthwith of any change in his marital status and supply the following information relevant for the registration of potential beneficiaries —

(a) the name, address and the date of birth of his spouse;

(b) the date of birth of any child born to him or his spouse;

(c) the adoption of any child by him or his spouse;

(d) the death of any dependant; and

(e) the annulment or dissolution of his marriage.

(3) The sponsor shall facilitate the submission of the information on members in its active service specified in paragraph (2) above.

(4) The Board may require a member to make a declaration that there are no persons dependant on him, other than those who have already been registered as dependants.

Contribution rates.

57. (1) Except as may otherwise be provided by these Rules, a member

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employed by a sponsor shall, so long as he remains a member in the service of that sponsor, pay into the Trust, monthly by way of deduction from his salary, an amount equal to twelve per cent (12%) of his salary, or any higher or lower amount as shall be prescribed by the Board on the advise of an actuary from time to time.

(2) The sponsor shall make its own contribution on behalf of the member of the Trust who is its employee at the rate of fifteen per cent (15%) of a member's salary, or any higher or lower amount as may be prescribed by the Board on the advise of an actuary from time to time.

58. (1) All contributions to the Trust shall be deemed to accrue daily and payment of such contributions shall be made before the tenth day of every month or before any other day which may be notified in writing and approved by the Authority. Remittance of contributions.

(2) A sponsor shall, on the last day of each month, and in respect of each member, pay into the Trust the amount deducted from the member's salary together with the amount which the employer is required to contribute under these Rules.

(3) A member who is remunerated by salary calculated annually shall contribute each month on one-twelfth ($\frac{1}{12}^{\text{th}}$) of the annual salary payable to the member at the date of payment to the Trust.

(4) A member who is remunerated at a monthly rate of pay shall contribute on his full monthly salary.

(5) Every sponsor shall deduct and remit contributions for and on behalf of the members it has sponsored, and this liability will subsist for so long as a member is employed by such sponsor.

59. (1) If the salary of a member is reduced except as provided in rule 60, such member shall continue to contribute to the Trust on the salary on which he contributed immediately prior to the reduction unless, within two months of such reduction, he elects to contribute on the reduced salary. Reduction in salary.

(2) If a member continues to contribute on the higher salary, such salary shall be his salary for the purposes of these Rules.

(3) If a member elects to contribute on the reduced salary, such salary shall be his salary for the purposes of these Rules, and the reduced salary shall be taken into account when computing his retirement benefits.

60. (1) If the salary of a member is reduced in pursuance of a general reduction of salaries paid to members by a sponsor, the member shall contribute to the Trust on the salary on which he would have contributed to the Trust had no such reduction been made unless the sponsor determines otherwise. General reduction of salaries.

(2) If a member continues to contribute on the higher salary, such salary shall be his salary for the purpose of these Rules.

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Contributions during leave, etc.

61. (1) A member shall continue to contribute to the Trust on his salary whilst on leave, including sick leave, study leave with full or part pay, or whilst under suspension on part pay and not on the salary actually received.

(2) Where contributions have not been made in respect of a period of suspension or leave without pay, no such period shall be reckoned in calculating the period of continuous service.

(3) Employers shall make returns to the Trust regarding such suspension or other action affecting a member's contribution to the Trust.

Discharge or resignation of member.

62. (1) A member shall not contribute to the Trust in respect of a period without pay or following the effective date of discharge or resignation resignation from the employment of the sponsor under these Rules, and no such period shall be reckoned in calculating the period of continuous service.

(2) A member shall contribute to the Trust in respect of a period of terminal leave entitlement following the effective date of retirement or discharge, and such period shall be reckoned in calculating the period of continuous service.

Cessation of contributions.

63. A member's contributions to the Trust, together with the sponsor's appropriate contributions in respect thereof, shall cease upon the death of the member or upon his leaving the pensionable service of his employer, unless he remains as a voluntary individual contributor under these Rules.

Transfer of contributions.

64. (1) A person who is a member of another scheme sponsored by his employer or reciprocating body who elects, with the approval of the Board, to become a member by transfer, shall surrender to the Trust his accrued and vested contributions from the previous scheme and all accrued investment income thereof at the date of his becoming a member including any contribution deficit certified by an actuary.

(2) The person transferring from another scheme shall not become a full member of the Trust until his contributions from the other scheme is received by the Trust, unless the Board determines otherwise.

(3) Upon such surrender as aforesaid, the member shall have no further claim upon the former scheme where he has ceased to be a member.

(4) If an employee of a sponsor surrenders his contributions under paragraph (1), the employer or the Trustees of the other scheme shall, at the same time, recover and pay into the Trust the equivalent contributions in respect of such member, if any, which have been made to the other scheme by that employer together with accrued investment income thereon to the date of such payment.

(5) A surrender of contributions, assets and accrued investment income under the provisions of this rule and rule 65 may be made in such manner as may be agreed between the Board and the trustees of the other scheme, and failing agreement, the investments, accrued investment income and assets agreed to

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be transferred shall be a proportion of each security held by the other scheme at balance sheet value, the proportion to be as the sum surrendered bears to the total contributions and investment income standing to the credit of that Scheme at the date of surrender, and the balance, if any, shall be payable by the scheme from which the transferred member initially belonged.

(6) Any shortfall in contributions transferred shall be made good by the transferring member unless he opts to take a reduced benefit, and any surplus, if any, shall be held to the credit of his future contributions.

(7) Actuarial advice shall be obtained by the Board before a transferred member becomes entitled to the benefits of the scheme.

65. (1) Employers who wish to transfer all or a portion of their employees from another scheme to the Trust, and vice versa, may do so by arrangement with the Board with advice of an actuary, the Authority and the Commissioner.

Bulk transfers.

(2) Rule 64 (5) shall apply to transfers under this rule, and any deficit shall be made good by the transferring sponsor.

66. Continuous service shall, in addition to the meaning assigned thereto by rule 2, if a member so elects, include any prior period of service with a sponsor or reciprocating body for which no pension or provident payment is or has been received or accrued to the member by the scheme.

Continuous service.

67. (1) A member who elects to count prior period of service as pensionable service may do so by purchasing service, and if he so elects, he shall make such contribution for such prior service as shall be required by the Board on the advice of an actuary.

Purchase of service.

(2) Each year of prior service which a member elects under the provisions of paragraph (1) to include in his continuous service shall count as full year for the purpose of calculating any benefits due to the member or his dependants under these Rules.

(3) In order to benefit under this rule, a member shall be required to exercise the option set out in paragraph (1) at least one year before his date of retirement.

(4) All the necessary payments towards purchase of service shall be made good in full before the date of retirement and in default thereof benefits shall be reduced appropriately as may be advised by an actuary.

68. If a member leaves the service of one sponsor and joins the service of another sponsor, his continuous service shall be the aggregate of his service with both sponsors.

Employment by different sponsors.

69. Further to rule 64, a member transferring into the Trust from another registered scheme shall not lose the benefit of his contribution with the previous scheme, but shall be allowed, subject to an actuarial report, to prove prior service with the previous sponsor or reciprocating body as continuous service.

Preservation of benefits from another scheme.

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Continuity after
discharge.

70. (1) If a member who has resigned from a pensionable post or has been discharged with or without pension for any reason by his employer is subsequently re-engaged by another or the same sponsor or reciprocating body, within three years from the date of such discharge or resignation, the break in employment due to such discharge or resignation may, on his election upon his re-engagement, at the discretion of the employing sponsor, be treated as leave without pay with the original sponsor from whom he was discharged or resigned from:

Provided that such member shall repay to the Trust the amount paid to him from the other scheme on such date of discharge or resignation to the date of repayment or re-engagement, whichever is the earlier.

(2) A repayment by a member under paragraph (1) shall be made in one amount or by such monthly instalments as the Board may in each particular case determine.

(3) For purposes of calculating any pension under these Rules, employment in respect of which such repayment is made shall be regarded as employment with the sponsor or reciprocating body with which the member served prior to his discharge or resignation, as the case may be.

(4) The provisions of this rule may be applied to a member who was a member of another scheme and who was discharged or who resigned, for any reason, from the sponsor's or reciprocating body's service, subject to such member paying to the Trust in such instalments and with such interest thereon as the Board, in such particular case may determine, the amount paid to him from the other scheme on such discharge or resignation, or such lesser or greater amount as may be determined by an actuary.

Payment of arrears
after death of
member.

71. If a member dies or becomes eligible for pension before the total instalments due to be paid by him in respect of arrears of contribution under these Rules has been paid, the amount of any such instalments shall, following the meeting of statutory charges, form a first charge upon his estate, accrued benefits or pension, as the case may be, and the Board shall have the right to deduct or recover the same as the case may be, and any deficit resulting therefrom shall be considered as a prepayment to the member or his dependants from the Trust and the same shall appropriately be recovered from balance of his pension dues before payment to his beneficiaries.

Limit of a member's
contribution.

72. The aggregate of contributions of a member for each contribution year of income shall not exceed thirty percent (30%) of the member's pensionable emoluments for that contribution year, or two hundred and forty thousand shillings (Ksh.240,000), or such other amount as may be defined in the Income Tax Act, or, where contributions are made in respect of a part of a year of service, twenty thousand shillings (Ksh.20,000) per month, whichever is less, or such greater or lesser amount as may be prescribed from time to time under the Income Tax Act.

Cap 470.

Limit of employer's
contribution.

73. Notwithstanding anything to the contrary contained herein, the aggregate contributions of the employer in respect of all members in each contribution year shall not exceed thirty percent (30%) of the members'

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pensionable emoluments for that contribution year, or two hundred and forty thousand shillings (240,000) times the number of full-year members of the Trust, reduced by the aggregate contributions in respect of such members under these Rules, whichever is less, or such greater or lesser amount as may be prescribed from time to time under the Income Tax Act.

Cap 470.

74. Save as otherwise provided in these Rules, a member's contributions to the Trust, including instalments of contribution, advances or loan recoveries, shall be made by deductions from the salary or pension payable to the member, as the case may be, or in such other manner as the Board may determine.

Deduction of contributions.

75. From the entry date and every subsequent year thereafter, each sponsor or voluntary individual member shall pay to the Trust such deficiency contribution certified by an actuary in respect of that sponsor or voluntary individual member.

Deficiency contributions.

76. (1) Any sponsor or member who fails to remit the amounts payable into the Trust under any provision of these Rules shall be liable to pay, in addition to the principal amount, a compounded interest at the rate of one point two five per cent (1.25%), or any such other greater or lesser rate as may from time to time be determined by the Board or the Authority, either generally or in respect of a specific sponsor.

Interest on delayed contributions.

(2) The Board may, in addition to the action taken under paragraph (1), report persistent default by the sponsor to the Authority, who shall prefer criminal charges against the officers or the sponsor concerned.

(3) The Board may, upon first receiving actuarial advice, exercise its discretionary powers to grant a waiver on any interests applicable, or take any other action intended to relieve any sponsor from the effect of paragraph (1) on good grounds supported by satisfactory evidence in that respect.

77. (1) All sums due to the Trust shall be recoverable as a debt due to the Trust and, without prejudice to any other remedy, shall be a civil debt recoverable summarily.

Recovery of delayed contributions.

(2) An action for the recovery of contribution or interest under this rule may be instituted and conducted by the Managing Trustee or any other authorized officer of the Trust on behalf of the Board.

PART VII — BENEFITS

78. The following are the benefits payable under the Trust—

Descriptions of benefits.

- (a) normal retirement pension;
- (b) early retirement pension;
- (c) survivors' pension;

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- (d) invalids pension;
- (e) refund of contributions
- (f) any other special benefit which the Board, on the advise of an actuary, may provide to members.

Vesting of benefits.

79. (1) The portion of benefits secured by sponsors' contribution to which a member leaving the service of an employer shall be entitled to shall be based on the number of completed years of service with that sponsor, and shall be determined as follows—

<i>Period</i>	<i>Access to benefits secured by sponsors' contribution</i>
Less than one year	0%
One year, but less than two years	25%
Two years, but less than three years	50%
Three years and over	100%

(2) The appointed date shall be the effective date of this rule.

Calculation and
declaration of
investment income.

80. (1) Except where otherwise specifically provided, for the purpose of these Rules, investment income shall be calculated as the net realized return earned or declared by the Trust on all investments during a financial year and allocated to each contributing member's account with half yearly rests at the thirtieth day of June and the thirty first day of December in each year, the investment income beginning to accrue in respect of each contribution on the first day of the next half year following the day upon which the contribution is paid and ceasing on the last day of the month preceding the day upon which any payment to the beneficiary is made, or the day the member leaves a sponsor's service or retires, whichever is the earlier.

(2) The investment income declared before allocation to each member's account shall be reduced by the amount required to meet administrative expenses of the Trust in any given financial year.

Non-assignable
rights.

81. Subject to rule 86, pension payable from the Trust and the rights of a member under these Rules shall not be assignable, transferable, liable to be attached, sequestrated or levied against in respect of any debt or claim whatsoever other than for a member's debt to the Trust.

Nomination of

82. Every person who is a member of the Trust shall furnish to the Board

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in the manner prescribed, particulars concerning himself and his dependants whom he nominates to receive any benefit from the Trust.

dependants.

83. The currency for calculation and payment of any benefit under these Rules shall be the Kenya Shilling.

Currency of payment.

84. Notwithstanding any other provisions of these Rules, no benefit shall be payable from the Trust in respect of any period of employment of a member for which there has been no contribution by the member or his employer on his behalf, and benefits shall be reduced accordingly where there is a contribution deficit for that particular member in the manner advised by an actuary.

No benefit
where there is no
contribution.

85. If upon the death of member or pensioner or other person in receipt of benefits under the Trust, any estate duty or taxes become payable by the Board, the Board shall be entitled to recover any such amounts, including any penalty or interest paid by it in respect of such payment and the cost of paying it, by deducting from any amount due or owing to such member or pensioner or other person under the Rules.

Recovery of taxes
and duties.

86. (1) Notwithstanding rule 81, assigning, pledging or attachment of benefits may be allowed for purposes of securing housing mortgage loans issued by mortgage institutions under terms and rules prescribed by the Authority.

Pledging, assigning
and attaching of
benefits.

(2) At retirement or withdrawal from the Trust, a member may, on his own free accord, give authenticated written authority to the Board to deduct any amount from his dues and remit the same to any person or institution that the member has expressly identified to the Board under a written instrument authorizing such deduction or payment to be made to:

Provided that such deduction shall not exceed two-thirds of the pension benefit due to a member.

87. (1) Subject to the provisions of paragraph (3), pension shall be calculated at the rate of one five-hundredth (1/500th) for each completed month of continuous service based on the average of the Member's annual salary for the three years immediately preceding the date of retirement.

Calculation of
pension.
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(2) No pension shall be granted to a member unless contributions have been made in full by him, or on his behalf, in respect of a period of ten years or more of his continuous service:

Provided that pension shall not be denied to a spouse or dependant of a deceased pensioner under this rule, who is already enjoying a pension at the appointed date.

(3) The method of calculation of pension provided for under sub rule (1) shall come into effect on the date of the coming into effect of that sub-rule.

88. (1) For the purposes of these Rules, the normal retirement age of a member of the Trust shall be sixty years or any other age agreed to by the

Normal retirement
age.

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sponsors and the Board.

(2) A member who has attained the normal retirement age and has completed not less than one year continuous service shall have the right to retire from the service of the sponsor on pension or may be required by the sponsor so to retire.

(3) A member who has attained the age of fifty years and has completed not less than ten years' continuous service shall have the option to retire from service early, subject to the prior consent of the sponsor but such option shall only be exercised where there is an agreement between the member and the sponsor.

(4) A sponsor shall notify the Trust in writing of a member's retirement or approaching date of retirement at least six months in advance.

Benefits on
attainment of normal
retirement age.

89. A member who retires from the service of a sponsor under these Rules on normal retirement age shall receive a gross pension equal to his average salary for the last three years, multiplied by his contributory service in months multiplied by 1/480, or any other pension factor as may be advised by an actuary from time to time.

Method of payment
of pension.

90. (1) Every person entitled to a pension shall give notice in writing to the Board of his postal address and every change in such address from time to time.

(2) Payment of pension shall be rounded down, that is, each instalment shall be determined to the nearest shilling.

(3) Payment of pension shall be conditional upon such evidence of survival and continued eligibility of the recipient to receive a pension hereunder as the Board in its absolute power shall require, and if such evidence is not produced, the Board may defer or suspend any payment until such evidence is produced.

(4) Subject to rule 110, pension will be paid in equal or incremental monthly instalments during the pensioner's lifetime, commencing on the date of retirement, as shall be advised by an actuary.

(5) A widows' pension shall be paid for a maximum period of twenty one years from the initial draw down date.

(6) Notwithstanding paragraph (4), the Board may pay pension in one lump sum if the net monthly pension shall amount and qualify as a trivial pension under the Act and these Rules.

Death in service.

91. (1) If a member who has completed ten years or more continuous service dies in service, there shall be payable to any eligible beneficiary the pension benefit equivalent to fifty per cent (50%) of the gross pension the said member would have received if he had retired on the day before his last day of employment, on a pension calculated in accordance with rule 89.

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(2) The pension benefit referred to in paragraph (1) may, at the option of the beneficiary, be commuted for a lump sum up to a maximum of one-third (1/3) of the reduced pension.

(3) Benefits under paragraph (2) shall take effect on the appointed date.

92. A Member who opts to retire before attaining the normal retirement age, but having attained the age of fifty years, after serving in a pensionable post for not less than one year, shall receive a pension equal to his average salary for the preceding three years multiplied by his contributory service period in months multiplied by one to five hundredth (1/500th), but adjusted in such manner as the Trustees may from time to time decide in accordance with advice given to them by the Actuary to take into consideration the effect of early retirement.

Pension upon early retirement.
L.N. 136/2010.

93. A pension or part of a pension or lump sum payable under these Rules to a widow or widower, child or dependant may, as the Board may determine from time to time after obtaining requisite evidence, be paid either to—

Discretion of Board.

(a) such widow, widower, child or other dependant; or

(b) such person as the Board may think fit, to be applied for the maintenance, support or benefit of the child, widow, widower or other dependant, as the case may be.

94. If part payment has been made under the provisions of these Rules to the estate of a deceased member, and the Board is subsequently satisfied that the deceased member was survived by a relative or dependant who was eligible to receive a pension under these Rules, there shall be paid to such relative or dependant, either—

Revision of payment.

(a) the unpaid balance, if any; or

(b) if the relative or dependant would have been entitled to a pension under these Rules, such pension as the Board may, on the advice of an actuary, determine.

95. The Board may extend any time in the Rules limiting the period during which a member may make any election or provide any information under these Rules.

Extension of time.

96. A pension shall not be paid to a member whilst he holds a pensionable post in the service of a sponsor.

When pension is not payable.

97. (1) No member shall withdraw his benefits while still in the pensionable service of the sponsor.

Access to benefits.

(2) In the event of leaving service before attaining the retirement age prescribed for the Trust, a member shall be entitled to receive in full his own contributions plus accrued investment income attributable to that contribution.

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(3) In the event of leaving service before attaining the retirement age prescribed for the scheme, a member shall be entitled to the employer's contribution and investment income thereof in the manner provided for in these Rules, subject to the Act.

(4) A member changing employment to another employer who is a sponsor to a registered retirement benefit scheme may transfer his current employer's contributions and benefits vested in him to the scheme of the new employer.

(5) In the event of winding-up of the Trust, benefits of a member who is still in service may be transferred to an individual retirement benefit scheme of his choice, or be dealt with as may be provided for in the Act.

Restriction of claim
by member.

98. A member or other person who has received all benefits he is entitled to under these Rules shall have no further claim upon the Trust.

Retirement due to
disability.

99. (1) A member who, having completed not less than ten years' continuous employment, is retired from the service of a sponsor by reason of—

(a) bodily injury;

(b) permanent ill-health; or

(c) physical disability,

shall be entitled to receive a pension in respect of period of continuous employment calculated in accordance with the provisions of rule 87.

(2) A member who claims entitlement to a pension on any of the grounds mentioned in paragraph (1) shall establish such entitlement by production of a medical certificate signed by a medical practitioner approved by the Board.

Pension upon death
of member.

100. (1) If, on the death of a member, such member is survived by a widow, the pension or lump sum benefit shall, subject to these Rules, be paid to such widow.

(2) If a member dies leaving a child, the pension or lump sum benefit shall, subject to the provisions of these Rules, be paid to such child.

(3) Notwithstanding the provisions of paragraphs (1) and (2) above, if on the death of a member, he is survived by a spouse of a previous marriage who has not re-married and who is maintained in whole or in part by the member at the time of his death, the Board may, from time to time and at any time, pay the whole or such proportion of the pension or lump sum benefits as it deems fit to such spouse.

(4) Notwithstanding the provisions of paragraph (2) above, if a member dies leaving a child surviving who is not eligible to benefit under these provisions, but, in the opinion of the Board, is wholly or partly dependent

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upon such member, the Board may, from time to time and at any time, pay the whole or such proportion of the said pension or lump sum benefit as it deems fit to such child.

(5) Payment of pension to or for the benefit of any child shall cease when the child attains eighteen years of age or, in the case of a female child, marries under that age:

Provided that the Board may, in its absolute discretion and upon receipt of any necessary evidence, continue payment of the pension or any part thereof to such child until the child attains the age of twenty one years, for reasons that the child is still in a learning institution as a fulltime student.

(6) If a member dies, and at the time of his death he was in receipt of a pension from the Trust, there shall become payable to an eligible beneficiary a pension equal to fifty per cent of the pension the said member was receiving at the time of his death.

101. If a member dies in the service of a sponsor, having completed less than ten years' continuous service, there shall become payable to his spouse or dependant a refund of both his and his employer's contribution plus accrued investment income only.

Payment to widows etc, not entitled to pension.

102. A member who has more than one spouse shall be entitled to nominate the proportions in which any widow's pension payable on his death shall be paid, but such nomination shall not be binding on the Board.

Apportionment of benefits among eligible dependants.

103. (1) A Member who is entitled to a pension from the Scheme may at retirement on attainment of normal retirement age or early retirement elect to be paid a lump sum of the accrued pension by way of commutation, and in consideration of such payment, the amount of pension payable to such Member shall be reduced accordingly:

Commutation of pension.
L.N. 136/2010.

Provided that—

- (i) the sum commuted shall not exceed one- third of the pension accruing to the Member; and
- (ii) the lump sum payable as commutation shall be determined by the Trustees on the advice of the Actuary.

(2)The method of commutation of pension provided for under sub-rule (1) shall come into effect on the date of coming into effect of that sub-rule.

104. (1) If the period of continuous service of a member, added to his pensionable service with a reciprocating body, would have qualified him had it been wholly in the service of a sponsor for a pension, such member shall be entitled, upon his retirement, to a pension in respect of his continuous service of such an amount as bears the same proportion to the amount of pension for which he would have been eligible had his service been wholly under a sponsor as the aggregate amount of his salary during his continuous service bears to the

Pension entitlement whilst in a reciprocating body.

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aggregate amount of his pensionable emoluments throughout his service with the reciprocating body, plus such aggregate amount of salary.

(2) If such member retires from the pensionable service of a reciprocating body at an age earlier than the normal retirement age, the pension payable from the Trust shall be reduced by the percentage set out below—

Age at date of retirement	% reduction rule
45	25
46	21
47	18
48	15
49	12
50	0

Trivial pension.

105. Any pension that is less than the highest minimum Nairobi wage advised from time to time by the Minister for the time being responsible for matters relating to labour and human resources shall be treated as trivial pension, and may be paid out in one final lump sum upon approval being sought and obtained by the Board from the Authority, either for specific cases or generally for all trivial pension cases as they arise.

Payment to deceased members.

106. Upon the death of a member, if the Board is satisfied that there is no person who is or may be eligible for a benefit under these Rules, there shall be paid to the person lawfully administering the estate of the deceased member a refund of contribution plus accrued investment income.

Cessation of pension to beneficiaries after twenty-one years.

107. (1) The Board may, for a period not exceeding twenty one years from the death of a member, pay the whole or such proportion, if any, of such pension as it deems fit to a beneficiary of such member.

(2) Any payment made by virtue of the above provisions to a child or dependant may be made to any other person for the benefit of such child or dependant, and such person's receipt therefor shall be a full and sufficient discharge to the Board.

(3) In the event of two or more persons being eligible to receive simultaneously the whole or any part of a pension or lump sum benefit, the Board may apportion the same between them in such proportion as it deems fit or pay the whole or part of the said pension or lump sum benefit to one or more of such persons to the exclusion of the other or others.

(4) The pension of a member who has elected to commute part of his pension shall be such pension as he would have been receiving at the date of his death if he had not so elected.

Failure to maintain

108. If the Board is satisfied that the widow or widower of a deceased

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member, whilst in receipt of a pension, has deserted or abandoned or has failed or is failing to maintain or assist, so far as her or his means allow, a child of hers or his marriage with the deceased member whom she or he is bound by law to maintain, the Board may, on receipt of sufficient evidence, pay or cause to be paid such child such portion of the pension as it may think fit, and the widow or widower shall have no further claim in respect of any portion of the pension so paid. children.

109. If the marriage of any member has been annulled or dissolved by the decree of a competent court, then, at the instance of the member, the member's spouse shall, for the purposes of these Rules, be deemed to have died, and the member shall be deemed to have become a widow or widower, as the case may be, at the date of decree absolute. Effect of dissolution of marriage.

110. Pensioners shall be entitled to annual pension increase as may be advised and determined by an actuary during a statutory valuation period of the Trust based on the financial performance of the Trust in the preceding year. Annual pension increase.

111. A pension being paid to a widow or widower or former spouse of a deceased member shall cease to be payable to him or her upon re-marriage: Cessation of pension.

Provided that where the widow or widower had a child or children or dependants of the deceased member under his or her care, the child or dependant shall receive the deceased member's benefits in accordance with provisions of these Rules.

112. (1) A member who has withdrawn from the Trust or his beneficiary may opt to retain in the Trust his accrued benefits for the purposes of preservation in the Trust. Preservation of member's benefits.

(2) The Board shall invest the preserved benefits in the same manner as the other Trust funds and eventually pay to the member or beneficiary the principal amount together with the accrued investment income.

113. The Board may require such proof as it considers desirable to confirm that any person who claims to be entitled to a pension, or on behalf of whom such a claim is made, is alive or still eligible, and the payment of such pension may be refused until such proof is furnished as to eligibility and as to existence at least every six months in a manner prescribed by the Board. Claimant of pension to prove continued survival or eligibility.

114. (1) If a pensioner becomes incapable of managing his affairs by reason of physical or mental infirmity, and such condition is proven to the satisfaction of the Board, the Board may, during the period of such incapacity, pay the pension to or for the benefit of all or any of the persons mentioned in rule 93. Incapacity of pensioner.

(2) All payments under this rule shall be made at the Board's discretion in such proportions as it deems fit to the institution having the care of the pensioner or the persons mentioned in rule 93.

(3) When the pensioner is restored to physical and mental health, he shall

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receive a pension at the same rate and under the same conditions as before his incapacity, together with any arrears which may be due to him, if any.

Refund on
termination of
employment.

115. A member whose employment is terminated before the normal retirement age on any grounds shall receive payment on the last day of his employment, as a refund of his own and his employer's contribution, plus accrued investment income subject to vesting of benefits and access to benefits provisions herein.

Bankruptcy of
pensioner.

116. (1) If a member in receipt of a pension is adjudged bankrupt by a competent court, such pension shall forthwith determine:

Provided that in any such case, all or any part of the pension may be paid at the discretion of the Board to or for the benefit of all or any of the following—

- (a) the member or his spouse;
- (b) the member's child; or
- (c) any other person who is wholly or partly dependent on the member.

(2) A pension which had determined under paragraph (1) shall revive on an order of discharge having been granted to the pensioner, and he shall receive a pension at the same rate and under the same conditions as before the adjudication of bankruptcy.

Discretionary powers
of Board in the
payment of benefits.

117. Notwithstanding any provision to the contrary that may be contained in these Rules, the Board shall have the authority to exercise its discretion in the following aspects—

- (a) to decide on the amount of retirement benefits payable to a nominated beneficiary;
- (b) to decide on the amount of retirement benefits payable to the children of a deceased member or pensioner;
- (c) to decide on the apportionment of retirement benefits payable to the children of a deceased member or pensioner;
- (d) to decide on the reinstatement of a surviving spouse's pension that had ceased on remarriage;
- (e) to decide on the format of payment of a pension including lump sum or monthly pension to the widow or widower of a member.

Incapacity of
beneficiary.

118. If a member's dependant or other person to whom the Board is making payments to, or to whom any benefits have become payable, shall be suffering from any physical or mental incapacity (for which a certificate from a qualified medical practitioner to the effect that a member, dependant or other person suffering may be accepted by the Board as conclusive evidence), or is

[Subsidiary]

an infant, the Board may, if it deems advisable, pay or apply the whole or any part of such payments to any person or persons, association or corporate body on behalf of such dependant or other person, without being bound to see to the application thereof, and the receipt by such person or persons, association or corporate body shall be a complete discharge to the Board for such payment.

119. (1) A member whose employment is terminated by a sponsor before the date of retirement on any grounds not otherwise provided for under these Rules shall be paid from the Trust refund of his own and employer's contributions plus accrued investment income subject to any other provision in these Rules.

Refund on other grounds.

(2) Where a sponsor terminates the services of a member for any reason, the details of the termination shall be submitted to the Board within thirty days of the occurrence of the event.

120. Any person who fails to disclose or who misrepresents any material fact, whether such non-disclosure or misrepresentation is or is not fraudulent, and receives any benefits he was not entitled to receive, is liable to repay the benefits so received within such period as the Board may direct, and the Board shall have the right to report patently criminal claims to appropriate authorities for further action.

Repayment of benefits improperly received.

121. (1) If a person in receipt of a pension is subsequently appointed to fill a post within the employment of a sponsor, other than a pensionable post, the payment of his pension shall not be affected by such appointment.

Re-engagement of a pensioner in the service of a sponsor.

(2) A member in receipt of a pension who is re-employed by a sponsor shall not contribute to the Trust:

Provided that such a member may make voluntary additional contributions but will not be eligible to pension.

122. (1) If any member or beneficiary fails to comply with the provisions of these Rules, the Board may suspend payment of any benefit due to or in respect of him until the provisions are complied with.

Suspension of benefits.

(2) If a member or beneficiary or other person receiving or entitled to receive benefits from the Trust shall at any time knowingly make any false statement respecting any of the particulars required by these Rules to be furnished, all or any part of the rights under the Rules of the member or beneficiary shall be liable to be forfeited at the discretion of the Board, or the Board may decrease pension payable to any child of the member in consequence, or as a forfeiture under this rule of the rights of any child or the widow of the member, as the case may be.

(3) A member or beneficiary or other person receiving benefits from the Trust who fails or neglects to comply with any of the requirement in these Rules shall be liable to forfeit such benefits from the Trust as to himself or his dependants, as the Board may determine.

(4) Nothing in these Rules shall prejudice any right of the Board to recover

[Subsidiary]

any sums paid out of the Trust funds which would not otherwise have been paid but for such failure, neglect or false statement as aforesaid.

Finality of Board decision.

123. If any doubt arises in any particular case, regarding which provisions of the Rules shall apply, or the interpretation of the same, the decision of the Board shall be final and conclusive.

PART VIII—MISCELLANEOUS

Protection from liability, etc.

124. (1) Nothing in these Rules shall in any way restrict the right of an employer or sponsor to terminate the employment of any member.

(2) No person or member shall have any claim concerning the Trust either upon the Board or the sponsor except in accordance with these Rules.

(3) No benefit, right or interest to which a member may claim to be entitled to in terms of these Rules shall be used as a ground for suit for damages in any action brought by a member or person against the employer or Sponsor.

Prohibited payments.

125. (1) No payment shall be made to the sponsor from the Trust without the prior written consent of the Authority and the Commissioner.

(2) No payment shall be made hereunder to a member while he remains in the pensionable service of the sponsor.

Right to documents.

126. (1) Every member shall be entitled at any reasonable time, at the registered offices of the Trust, to inspect a copy of these Rules, regulations made by the Board in accordance with rule 129, and any amendments made thereto.

(2) Every member shall be entitled to any documents or other information from the Trust as provided by regulations made under the Act, within the reasonable ability of the Trust to so provide.

Conflict with the Act, etc.
Cap. 470.

127. In case of conflict or inconsistency between these Rules, the Act, or the Income Tax Act, these Rules shall be void and ineffective to the extent of that conflict or inconsistency.

Notices.

128. Any notice which under the provisions of these Rules is required to be given to or served upon the Trust, shall be given in writing, delivered or addressed to the Trust at its last known address in Kenya, in the name of the Managing Trustee at the registered offices of the Trust.

Regulations by the Board.

129. The Board may make regulations to govern the smooth running of the Trust provided that such regulations shall not be in conflict with any provision of these Rules or any other written law.

Disputes and arbitration.

130. (1) Save where these Rules provides otherwise, the decision of the sponsors or the Board shall be final and conclusive:

[Subsidiary]

No. 4 of 1995.

Provided that, if any dispute, difference or question shall arise between the employer or sponsor, the Board, the members, the member's dependants or other persons or their personal representatives or any of them, respectively, touching on the construction, meaning or effect of these Rules, or any clause or thing therein contained, or the rights, liabilities of the said parties respectively or any of them under these Rules, or otherwise howsoever in relation to the Trust, then every such dispute or question shall be referred to arbitration by a single arbitrator to be appointed by or facilitated by the Authority in accordance with the regulations made under the Act or the Arbitration Act, at the instance of the party complaining.

(2) The decision of the arbitrator shall be binding on all the parties in respect of the issues in dispute.

(3) An appeal from the decision of the arbitrator shall lie to the High Court.

131. The Kenya Local Government Officers' Superannuation Fund Rules, 1963, are revoked.

Revocation of L.N.
313/1963.

132. (1) The statutory functions, rights, interest, obligations and liabilities of the former Fund, existing immediately before the appointed date, under any contract, or in law or in equity, shall be deemed to have been assigned to and vested in the Board.

Transition.

(2) Any such contract shall be of the same force and effect against or in favour of the Board, and shall be enforceable as fully and effectively as if and instead of the Board of Trustees of the former Fund.

(3) The tenure of office already served by members of the Board of Trustees of the former Fund shall be counted in reckoning the balance of the period remaining to be served by members of the Board established under these Rules.

(4) The Trust shall be subject to all the obligations and liabilities to which the former Fund or the Board of Trustees of the former Fund was subject to before the appointed date, and all other persons shall have the same rights, powers and remedies against the Trust as they had against the former Fund.

(5) Any proceedings or causes of action pending immediately before the appointed date, by or against the former Fund or its Board of Trustees, may be continued or as the case may be, commenced and any determination of a court of law, tribunal or other authority may be enforced by or against the Trust to the same extent that such proceedings would have been enforced by or against the former Fund.

(6) All assets, funds, resources and other movable or immovable property which immediately before the appointed date were vested in the former Fund or its Board of Trustees, or companies solely owned by such Trustees shall, without further assurance, be vested in the Trust or Board established under these Rules.

[Subsidiary]

(7) All staff, members, pensioners and sponsors who immediately before the appointed date were the staff, members, pensioners and sponsors of the former Fund shall, without further assurance, be the staff, pensioners, members and sponsors of the Trust established by these Rules.

(8) Any rights, interests and obligations of existing service providers, members and pensioners with the former Fund immediately before the appointed date shall, if not otherwise provided for elsewhere in these Rules, be preserved by the Board in the best manner possible and dealt with on a case by case basis, balancing the service providers, members, pensioners or beneficiaries and the Trust interest equitably.

FIRST SCHEDULE

LIST OF SPONSORS

- 1) Ahero Town Council
- 2) Awendo Town Council
- 3) Baringo County Council
- 4) Bomet County Council
- 5) Bomet Municipal Council
- 6) Bondo County Council
- 7) Bondo Town Council
- 8) Bungoma Municipal Council
- 9) Bungoma County Council
- 10) Bureti County Council
- 11) Burnt Forest Town Council
- 12) Busia County Council
- 13) Busia Municipal Council
- 14) Butere Mumias County Council
- 15) Chepareria Town Council
- 16) Chogoria Town Council
- 17) Chuka Municipal Council
- 18) Eldama Ravine Town Council
- 19) Eldoret Municipal Council
- 20) Embu County Council
- 21) Embu Municipal Council
- 22) Funyula Town Council
- 23) Garissa County Council
- 24) Garissa Municipal Council
- 25) Gucha County Council
- 26) Gusii County Council
- 27) Homa Bay Municipal Council
- 28) Homa Bay County Council
- 29) Isiolo County Council
- 30) Ijara County Council
- 31) Iten Town Council
- 32) Kabarnet Municipal Council
- 33) Kajiado Town Council

[Subsidiary]

- 34) Kakamega County Council
- 35) Kakamega Municipal Council
- 36) Kandara Town Council
- 37) Kangema Town Council
- 38) Kangundo Town Council
- 39) Kapenguria Town Council
- 40) Kapsabet Municipal Council
- 41) Karatina Municipal Council
- 42) Karuri Town Council
- 43) Kehancha Municipal Council
- 44) Keiyo County Council
- 45) Kendu Bay Town Council
- 46) Kericho Municipal Council
- 47) Keroka Town Council
- 48) Kerugoya/Kutus Municipal Council
- 49) Kiambu County Council
- 50) Kiambu Municipal Council
- 51) Kikuyu Town Council
- 52) Kilifi County Council
- 53) Kilifi Town Council
- 54) Kimilili Municipal Council
- 55) Kipkelion Town Council
- 56) Kipsigis County Council
- 57) Kirinyaga County Council
- 58) Kisii County Council
- 59) Kisumu City Council
- 60) Kisumu County Council
- 61) Kitale Municipal Council
- 62) Kitui County Council
- 63) Kitui Municipal Council
- 64) Koibatek County Council
- 65) Kwale County Council
- 66) Kwale Town Council
- 67) Laikipia County Council
- 68) Lamu County Council
- 69) Limuru Municipal Council
- 70) Litein Town Council
- 71) Lodwar Municipal Council
- 72) Londiani Town Council
- 73) Luanda Town Council
- 74) Lugari County Council
- 75) Machakos Municipal Council
- 76) Makuyu Town Council
- 77) Makueni County Council
- 78) Malaba Town Council
- 79) Malakisi Town Council
- 80) Malava Town Council
- 81) Malindi County Council
- 82) Malindi Municipal Council
- 83) Mandera Town Council
- 84) Mandera County Council

[Subsidiary]

- 85) Maragua County Council
- 86) Maragua Town Council
- 87) Marakwet County Council
- 88) Maralal Town Council
- 89) Mariakani Town Council
- 90) Marsabit County Council
- 91) Masaku County Council
- 92) Masimba Town Council
- 93) Matuu Town Council
- 94) Maua Municipal Council
- 95) Mavoko Municipal Council
- 96) Mbeere County Council
- 97) Mbita Point Town Council
- 98) Meru County Council
- 99) Meru Municipal Council
- 100) Meru South County Council
- 101) Meru Central County Council
- 102) Migori County Council
- 103) Migori Municipal Council
- 104) Molo Town Council
- 105) Mombasa City Council
- 106) Moyale County Council
- 107) Mt. Elgon County Council
- 108) Mumias Municipal Council
- 109) Muranga County Council
- 110) Muranga Municipal Council
- 111) Muhoroni Town Council
- 112) Mutitu Andei Town Council
- 113) Mwingi County Council
- 114) Mwingi Town Council
- 115) Nairobi City Council
- 116) Naivasha Municipal Council
- 117) Nakuru County Council
- 118) Nakuru Municipal Council
- 119) Nambale Town Council
- 120) Nandi County Council
- 121) Nandi Hills Town Council
- 122) Nanyuki Municipal Council
- 123) Narok County Council
- 124) Narok Town Council
- 125) Nyahururu Municipal Council
- 126) Nyamache Town Council
- 127) Nyamarambe Town Council
- 128) Nyambene County Council
- 129) Nyamira County Council
- 130) Nyamira Town Council
- 131) Nyandarua County Council
- 132) Nyando County Council
- 133) Nyansiongo Town Council
- 134) Nyeri County Council
- 135) Nyeri Municipal Council

[Subsidiary]

- 136) Nzoia County Council
- 137) Ogembo Town Council
- 138) Olkalou Town Council
- 139) Olkejuado County Council
- 140) Othaya Town Council
- 141) Oyugis Town Council
- 142) Pokot County Council
- 143) Port Victoria Town Council
- 144) Rachuonyo County Council
- 145) Rongo Town Council
- 146) Ruiru Municipal Council
- 147) Rumuruti Town Council
- 148) Runyenjes Municipal Council
- 149) Sagana Town Council
- 150) Samburu County Council
- 151) Siaya County Council
- 152) Siaya Municipal Council
- 153) Sirisia Town Council
- 154) Sotik Town Council
- 155) Suba County Council
- 156) Suneka Town Council
- 157) Tabaka Town Council
- 158) Taita Taveta County Council
- 159) Tana River County Council
- 160) Taveta Town Council
- 161) Teso County Council
- 162) Tharaka County Council
- 163) Thika County Council
- 164) Thika Municipal Council
- 165) Transmara County Council
- 166) Turkana County Council
- 167) Ugunja Town Council
- 168) Ukwala Town Council
- 169) Vihiga County Council
- 170) Vihiga Municipal Council
- 171) Voi Municipal Council
- 172) Wajir County Council
- 173) Wareng County Council
- 174) Webuye Municipal Council
- 175) Wote Town Council
- 176) Yala Town Council

SECOND SCHEDULE

LIST OF ASSOCIATED ORGANISATIONS

- 1) Amatsi Water Services Company Limited
- 2) Association of Local Government Authorities of Kenya (ALGAK)

[Subsidiary]

- 3) Eldama Ravine Water and Sanitation Company Limited
- 4) Eldoret Water & Sanitation Company Limited
- 5) Embu Water and Sanitation Company Limited
- 6) Embu Water and Sanitation Company Limited
- 7) Gatamathi Water and Sanitation Company Limited
- 8) Gatanga Water and Sewerage Company Limited
- 9) Gatundu Water and Sewerage Company Limited
- 10) Gusii Water and Sanitation Company Limited
- 11) Imetha Water and Sanitation Company Limited
- 12) Isiolo Water and Sewerage Company Limited
- 13) Isiolo Water and Sewerage Services Limited
- 14) Kahuti Water and Sewerage Company Limited
- 15) Karimenu Water and Sewerage Company Limited
- 16) Kenya Local Government Workers Union (KLGWU)
- 17) Kericho Water and Sanitation Company Limited
- 18) Kikuyu Water Company Limited
- 19) Kilifi-Mariakani Water and Sewerage Company Limited
- 20) Kirinyaga Water and Sanitation Company Limited
- 21) Kisumu Water and Sewerage Company Limited
- 22) Kitui Water and Sanitation Company Limited
- 23) Kwale Water and Sewerage Company Limited
- 24) Lamu Water and Sewerage Company Limited
- 25) Limuru Water and Sewerage Company Limited
- 26) Machakos Water and Sewerage Company Limited
- 27) Malindi Water and Sewerage Services Limited
- 28) Maragua Water and Sanitation Company Limited
- 29) Mathira Water and Sewerage Services Limited
- 30) Meru Water and Sewerage Services Limited
- 31) Mikutra Water and Sanitation Company Limited
- 32) Mombasa Water and Sewerage Company Limited
- 33) Muranga Water and Sanitation Company Limited
- 34) Nairobi City Water and Sewerage Company Limited
- 35) Nakuru Water and Sanitation Services Company Limited
- 36) Nanyuki Water and Sewerage Company Limited
- 37) Narok Water and Sanitation Company Limited
- 38) Nithi Water and Sanitation Company Limited
- 39) Nyahururu Water and Sanitation Company Limited
- 40) Nyeri Water and Sewerage Company Limited
- 41) Nzoia Water and Sanitation Services Company Limited
- 42) Olkalou Water and Sanitation Company Limited
- 43) Othaya Mukurueini Water and Sanitation Company Limited
- 44) Ruiru-Juja Water and Sanitation Company Limited
- 45) Rumuruti Water and Sanitation Company Limited
- 46) Sibo Water and Sanitation Company Limited
- 47) South Nyanza Water and Sanitation Company Limited
- 48) Tana Water Boreholes and Sanitation Company Limited
- 49) Tarda-Kiambere Water and Sanitation Company Limited
- 50) Tavevo Water and Sewerage Company Limited
- 51) Tetu Abardare Water and Sanitation Company Limited
- 52) Thika Water and Sewerage Company Limited
- 53) Vihiga Water and Sewerage Services Limited
- 54) Western Water Services Company Limited

THIRD SCHEDULE**LIST OF APPROVED RECIPROCATING BODIES**

- (1) The Government of the Republic of Kenya.
- (2) All local authorities in Kenya who are not listed in the First Schedule as sponsors.
- (3) All associated organisations other than those listed in the Second Schedule.
- (4) All state corporations in Kenya.

FOURTH SCHEDULE**FORMAT OF DEED OF ADHERENCE****DEED OF ADHERENCE**

This Deed of Adherence is made this.....day of.....20.....
BETWEEN, (herein referred to as the “Employer”) AND the
Board of Trustees of the Local Authorities Pensions Trust registered under the Trustees (Perpetual
Succession) Act (Cap 164, Laws of Kenya) (hereinafter referred to as the “Trust”).

WHEREAS the Employer has by formal application requested to join the membership of
the Trust as a sponsor;

WHEREAS the employer meets all requisite entry requirements;

AND WHEREAS the Board having considered the application carefully has approved the
same,

NOW THEREFORE this Deed witnesseth as follows:

- (a) That effective the day of 20....., the Employer
by the execution of this Deed assumes and adheres irrevocably to the trusts, rights and
obligations pertaining to all sponsors in the scheme herein before mentioned under
the Local Government (Local Authorities Pensions Trust) Rules, 2006 and by virtue
of the execution of this Deed has been admitted and becomes a sponsor in the Trust.
- (b) The powers, rights, privileges and responsibilities bestowed upon all the sponsors by
this presents without any reservations or caveat is granted to the Employer for as long
as this Trust shall exist.

IN WITNESS WHEREOF THIS DEED has been executed this.....day of
..... 20..... by the parties herein.

[Subsidiary]

Sealed with the common seal
of the Employer

In the presence of:

DIRECTOR

DIRECTOR/SECRETARY

(Seal)

Sealed with the common seal of
the Trust

In the presence of:

MANAGING TRUSTEE

TRUSTEE/SECRETARY

(Seal)

FIFTH SCHEDULE

EMBLEMS OF THE TRUST

The emblems of the Trust consists of—

(a) The Corporate Logo

It encompasses two human hands - one placed above the other to represent contributions and contributors to the Trust, and the other representing members or pensioners receiving their benefits from the Trust. The two hands have different colors to emphasize their symbolic purpose and meaning.

Viewed as a whole, the logo depicts a scheme which is seen as providing secure old age security as shown by the two hands encompassed in a circle depictive of a currency coin, Kenya’s medium of exchange and value.

(b) Flag

The flag has a white background with the corporate logo inserted in the middle.

(c) Corporate Colours

The corporate colours are blue and magenta against a white and grey background.

(d) Slogan

The enduring message of the Trust is “*Your Pension Trustee*”.

These emblems are the property of the Trust and shall be preserved, protected and respected by all for as long as the Trust shall exist.

[Subsidiary]

L.N. 176/2007

**THE LOCAL GOVERNMENT (PRERFORMANCE
CONTRACTING) RULES, 2007**

Citation.

1. These Rules may be cited as the Local Government (Performance Contracting) Rules, 2007.

Interpretation.

2. In this Rules, unless the context otherwise requires —

“finance chairman” means the chairman of the finance committee of a local authority;

“mayor” shall in respect of a country council or town council be deemed to refer to the chairman of such county council or town council;

”Minister” means the Minister for the time being responsible for local authorities;

“performance contract” means a contract entered into between a local authority and Government for the achievement of agreed target; and

“Performance Contract Steering Committee” means the committee established by the Government to administer and spearhead the process of performance contracting in the public service.

Powers of local authority.

3. (1) Subject to the Act, every local authority shall have such powers as are necessary or expedient for the performance of its functions.

(2) Without prejudice to the generality of the foregoing, a local authority shall-

(a) implement a budget approved by the Minister in any given financial year;

(b) develop and negotiate with the Minister performance targets for a specific year;

(c) develop, maintain and review on a regular basis a strategic plan for it;

(d) enter into, and implement, a performance contract with the Minister;

(e) submit to the Minister in the prescribed form quarterly and annual report on its performance;

(f) perform such other duties as may be deemed necessary for the implementation of performance contracts.

(3) Every local authority shall submit its annual budget to the Minister for approval not later than 28th February in every year and the Minister shall either grant or refuse such approval not later than 30th April in every year.

Review and

4. (1) The Minister shall, upon receipt of performance targets from a

local authority, constitute a team of experts to—

[Subsidiary]
implementation of
performance targets.

(a) examine and determine the adequacy of the performance targets;

(b) negotiate implementation of the performance targets with the local authority.

(2) For purposes of implementing performance targets, the Minister shall—

(a) review performance targets set by a local authority;

(b) negotiate and sign performance contracts with a local authority.

5. Negotiations between the Minister and a local authority on the implementation of performance targets formulated by a local authority pursuant to these Rules shall be undertaken between the months of April and June in each year. Negotiations

6. (1) A performance contract shall be signed each financial year between the Minister and a local authority on the first month of the financial year. Signing of performance contracts

(2) The mayor and the finance chairman of a local authority shall sign a performance contract on behalf of a local authority.

7. (1) The Minister shall, on the recommendation of the Performance Contract Steering Committee, appoint an ad-hoc task force to evaluate performance of a local authority. Evaluation of performance targets.

(2) The ad-hoc task force shall—

(a) evaluate actual results of operations and management of a local authority on the basis of the agreed performance targets;

(b) advise the Minister on the administration of performance contracts;

(c) submit report of evaluation to the Minister within three months from the end of the financial year.

8. The Minister shall, upon receipt of the report of evaluation of a local authority pursuant to rule 7— Results of evaluation.

(a) submit the report to—

(i) the President; and

(ii) the controller and Auditor-General;

(b) Table the report before parliament.

[Subsidiary]

Incentives and
sanctions.

9. The Minister may, upon receipt of an evaluation report on a local authority pursuant to rule 7—

- (a) Approve, in consultation with the Minister for the time being responsible for finance, incentives for a local authority and its employees whose performance achieves the agreed targets;
- (b) Apply such sanctions as may be developed by the Minister for the time being responsible for finance from time to time regarding employees in the public service.

[Subsidiary]

**THE LOCAL GOVERNMENT (ADOPTIVE BY-LAWS)
(AGRICULTURAL PRODUCE) (STANDARD WEIGHT OF
PACKAGES) ORDER, 2008**

L.N 113/2008.

1. This Order may be cited as the Local Government (Adoptive By-Laws) (Agricultural Produce) (Standard Weight of Packages) Order, 2008.

2. These By-Laws shall apply to all classes of local authorities and shall come into operation in accordance with section 201(7) of the Act.

3. No person shall offer any agricultural produce for sale to the public by use of an extended bag or package in any city, Municipal, County Council or any urban market.

4. No officer in charge of a market within a municipal, county or other Council in Kenya shall allow entry into such market any agricultural produce for sale to the public in an extended package or bag.

5. The standard weight package of agricultural produce which shall be allowed entry into the City, or a Municipal or Country Council or any other urban market in Kenya for the purposes of sale to the public shall not weigh more than the weight specified in the Schedule to these by-laws.

6. Any person who contravenes the provisions of any of these by-laws shall be guilty of an offence and is liable to a fine not exceeding two thousand shillings or to imprisonment for a term not exceeding six months or to both.

7. (1) The Court convicting any person under by-law 6 of these by-laws may, in addition to or lieu of imposing any other punishment authorized by law, order that the agricultural produce in respect of which the breach was committed, shall be forfeited.

(2) Where produce is forfeited under paragraph (1), it shall be sold or otherwise dealt with as the Court may direct.

(3) Where any agricultural produce is ordered to be sold, the court may direct that the proceeds of sale shall be paid into the consolidated fund.

SCHEDULE

(By-law 5)

**MAXIMUM THRESHOLD WEIGHT OF AGRICULTURE
PRODUCE**

<i>Crop</i>	<i>Unit of Measure</i>	<i>Maximum Weight</i>
Cereal		
Dry Maize	bag	90

[Subsidiary]

<i>Crop</i>	<i>Unit of Measure</i>	<i>Maximum Weight</i>
Green Maize	bag	110
Finger Millet	bag	90
Sorghum	bag	90
Wheat	bag	90
Legumes	bag	
Beans Canadian	bag	90
Beans Mwitmania	bag	90
Mwezi Moja	bag	90
Beans Dolichos (Njahi)	bag	90
Green Gram	bag	90
Cow Peas	bag	90
Fresh peas	bag	51
Groundnuts	bag	110
Roots and Tubers	bag	
Red Irish Potatoes	bag	110
White Irish Potatoes	bag	110
Cassava fresh	bag	99
Sweet potatoes	bag	98
Horticulture	bag	125
Cabbages	bag	113
Carrots	bag	64
Tomatoes	bag	13
Onion Dry	bag	142
Spring Onions	bag	38
Chillies	bag	50
Cucumber	bag	50
Capsicums	bag	44
Brinjals	bag	39
Cauliflower	bag	51
Lettuce	bag	57
Passion fruits	bag	93
Oranges	bag	95
Lemons (Local)	bag	120
Mangoes (Ngowe)	bag	25
Limes	bag	13
Pineapples	bag	13

[Subsidiary]

Pawpaw	bag	54
Avocado	bag	90
Kales	bag	90

[Subsidiary]

L.N. 147/2008.

**THE LOCAL GOVERNMENT (SINGLE BUSINESS PERMIT)
RULES, 2008**

1. These rules may be cited as the Local Government (Single Business Permit) Rules, 2008.

2. In these rules, unless the context otherwise requires—

“Single business permit” means a permit issued by a local authority under section 163 of the Act.

3. These Rules shall apply to all local authorities.

4. Where a person is issued with a Single Business Permit by one local authority to such permit shall be valid for the distribution of goods or provision of services within the area of any other local authority.

5. The form of registration for a Single Business Permit shall be in such form as the Minister may, from time to time, prescribe.

6. (1) The fees payable in respect of a Single Business Permit in respect of the various classes of local authorities shall be as set out in the Schedule.

(2) The fees specified in the Schedule shall be applicable as follows:

(a) for Cities, columns, 8,9 and 10;

(b) for Municipalities, columns 4,5,6,7, 8 and 9;

(c) for Town and County Councils, columns, 1,2,3,4 and 5

(3) No local authority may base its fees and charges on a range which is higher than that specified for it in the Schedule.

(4) Notwithstanding paragraph (3), a local authority may base its fees and charges on a range which is lower than that which is specified for it in the Schedule.

(5) Any local authority which, on the date of coming into operation of these Rules, has fees and charges at a range which is higher than that specified in the Schedule shall adopt the charges specified therein at the beginning of the financial year beginning on the 1st July next following that date.

7. (1) A local authority may select the appropriate range of fees to impose on business within its jurisdiction depending on the class under which it falls as indicated in the Schedule.

(2) A local authority shall, upon selecting a range of fees and charges as provided in paragraph (1), impose its fees and charges in amounts only within that range.

8. The selection of a range of fees and charges as required under these Rules shall be preceded by consultations held by the local authority with the business community and other stakeholders within its area of jurisdiction in the manner specified in Rule 9.

9 (1) Where a local authority intends to adopt or change a range of fees and charges, it shall publish a notice of the intention to do so—

- (a) in a newspaper of wide circulation in its area of jurisdiction;
- (b) on a conspicuous part of the local authority notice boards; and
- (c) in any other manner so as to bring it to the attention of the business community and stakeholders.

(2) The notice under paragraph (1) shall contain—

- (a) the proposed fees and charges and their likely effect on business;
- (b) an invitation to stakeholders to forward their comments and recommendations; and
- (c) the date, venue and time of a consultative forum which shall be held to discuss the proposed fees and charges.

10 (1) A local authority shall forward its proposed new fees and charges to the Minister for approval after the conclusion of the consultative process set out in rules 8 and 9.

(2) The Minister may approve the proposals forwarded where he is satisfied, that the local authority has observed all the procedures prescribed under these Rules.

11. Notwithstanding any other provision of these Rules, all local authorities shall hold consultative meetings with the business community and representatives of stakeholder organizations within their areas of jurisdiction once in every quarter.

[Subsidiary]

(R.6)

SCHEDULE
SINGLE BUSINESS PERMIT FEE SCHEDULE

BRIMS CODE	CATEGORIES OF BUSINESS	1	2	3	4	5	6	7	8	9	10
100	GENERAL TRADE, WHOLESALE, RETAIL, STORES, SHOPS, PERSONAL SERVICES Such as: Distributors, Traders, Wholesalers, Hypermarkets, Department Stores, Supermarkets, Retailers, Shops, Boutiques, Chemists, Butcheries, Personal Service Providers, Kiosks.	250	300	350	400	500	600	700	850	1,000	1,200
103	Mega Store, Hypermarket Large Multi-Department Store, Hypermarket Over 100 employees or Premises over 3,000 m2. Prime Location	60	15,000	21,000	24,000	30,000	36,000	42,000	51,000	60,000	72,000
105	Large Trader, Shop, Retail Store or Personal Service From 21 to 100 Employees &/or Premises from 300 to 3000 m2. Fair Location	20	5,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000
110	Medium Trader, Shop or Retail Service From 5 to 20 employees &/or premises from 50 to 300 m2. Fair Location	10	2,500	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000

[Subsidiary]

115	Small Trader, Shop or Retail Service Up to 4 employees &/or Premises less than 50 m ² . Far away Location.	5	1,250	1,500	1,750	2,000	2,500	3,000	3,500	4,250	5,000	6,000
120	Kiosk Light or Temporary construction less than 5 m ²	4	1,000	1,200	1,400	1,600	2,000	2,400	2,800	3,400	4,000	4,800
195	Other Wholesale-Retail Traders, Stores, Shops and Services	4	1,000	1,200	1,400	1,600	2,000	2,400	2,800	3,400	4,000	4,800

BRIMS CODE	CATEGORIES OF BUSINESS		250	300	350	400	500	600	700	850	1,000	1,200
200	INFORMAL SECTOR Including: Hawkers, Street Vendors & Small Traders and Service Providers operating on the street, verandah or temporary building.	Base Value										
205	Hawker with motor vehicle 1 person with motor vehicle	5	1,250	1,500	1,750	2,000	2,500	3,000	3,500	4,250	5,000	6,000
210	Hawker 1 person without a motor vehicle	4	1,000	1,200	1,400	1,600	2,000	2,400	2,800	3,400	4,000	4,800
215	Small Informal Sector Trader/Service Provider Shoeshine, Shoe repair, Street Vendor (newspapers, sweets, soda, cigarettes)	2	500	600	700	800	1,000	1,200	1,400	1,700	2,000	2,400
220	Semi Permanent Informal Sector Trader Up to 2 persons operating in verandah or temporary building	3	750	900	1,050	1,200	1,500	1,800	2,100	2,550	3,000	3,600

[Subsidiary]

		2	500	600	700	800	1,000	1,200	1,400	1,700	2,000	2,400
295	Other Informal Sector Operation	Base Value										
300	TRANSPORT, STORAGE AND COMMUNICATIONS Such as: Maritime & Air Lines, International Carriers, Transportation Co-operating Taxis-Matatus-Buses-Lorries-Planes-Boats. Driving Schools, Tour/Safari Operators Petrol Stations, Storage Facilities, Cold Storage Facilities, Publishing Co – Newspapers, Books, Texts – Telephone Co, Radio/TV Broadcaster, Internet Provider.		250	300	350	400	500	600	700	850	1,000	1,200
305	Large Transportation Company Over 30 vehicles	80	20,000	24,000	28,000	32,000	40,000	48,000	56,000	68,000	80,000	96,000
310	Medium Transport Company From 6 to 30 vehicles	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000
315	Small Transport Company From 2 to 5 vehicles	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
320	Independent Transport Operator 1 vehicle	5	1,250	1,500	1,750	2,000	2,500	3,000	3,500	4,250	5,000	6,000
325	Large Petrol Filling Station Over 6 pumps or with garage—workshop & retail shop	20	5,000	6,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000
330	Medium Petrol Filling Station From 4 to 6 pumps or with garage workshop or retail shop	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000

[Subsidiary]

335	Small Petrol Filling Station Up to 3 pumps and without garage workshop or retail shop	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400
340	Large Cold Storage Facility Over 1,000 m ² , insulated walls, cold production equipment	55	13,750	16,500	19,250	22,000	27,500	33,000	38,500	46,750	55,000	66,000
345	Medium Cold Storage Facility Between 100-1,000 m ²	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
350	Small Cold Storage Facility Up to 100 m ²	12	3,000	3,600	4,200	4,800	6,000	7,200	8,400	10,200	12,000	14,400
355	Large Storage Facility Over 5,000 m ² . Godown Warehouse. Liquid Storage Tanks Complex	50	12,500	15,000	17,500	20,000	25,000	30,000	35,000	42,500	50,000	60,000
360	Medium Storage Facility From 1,000 to 5,000 m ²	20	5,000	6,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000
365	Small Storage Facility Up to 1,000 m ²	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
370	Large Communications Co Over 100 employees &/or Premises over 5,000 m ²	90	22,500	27,000	31,500	36,000	45,000	54,000	63,000	76,500	90,000	108,000
375	Medium Communications Co From 16 to 100 employees &/or Premises from 1,500 to 5,000 m ²	55	13,750	16,500	19,250	22,000	27,500	33,000	38,500	46,750	55,000	66,000
380	Small Communications Co Up to 15 employees &/or Premises up to 1,500 m ²	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000

[Subsidiary]

395	Other Transport, Storage and Communications	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400
400	AGRICULTURE, FORESTRY & EXPLOITATION OF NATURAL RESOURCES Such as: Production of Coffee, Tea, Fruits, Flowers, Cereals, Vegetables and horticultural products. Grain Storage and Processing, Mills & Posho Mills, Bakeries, Forestry and Timber Production. Sawmills, Coal Production, Animal Breeding, Dairy Products Processing, Slaughter Houses. Mining and other Natural Resources Extraction Activities.	Base Value	250	300	350	400	500	600	700	850	1,000	1,200
405	Large Agricultural Producer, Processor, Dealer, Exporter Over 50 employees	65	16,250	19,500	22,750	26,000	32,500	39,000	45,500	55,250	65,000	78,000
410	Medium Agricultural Producer/Processor/Dealer/Exporter From 11 to 50 employees	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
415	Small Agricultural Producer/Processor/Dealer Up to 10 employees	8	2,000	2,400	2,800	3,200	4,000	4,800	5,600	6,800	8,000	9,600
420	Large Mining or Natural Resources Extraction Operation over 50 employees	80	20,000	24,000	28,000	32,000	40,000	48,000	56,000	68,000	80,000	96,000

[Subsidiary]

425	Medium Mining or Natural Resources Extraction Operation From 4 to 50 employees	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
430	Small Mining or Natural Resources Extraction Operation Up to 3 employees. Includes quarries & small mining operations	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
495	Other Agricultural, Forestry and Natural Resources	8	2,000	2,400	2,800	3,200	4,000	4,800	5,600	6,800	8,000	9,600
500	ACCOMMODATION AND CATERING Such as: International Hotels, Tourists Camps, Lodging Houses, Restaurants, Bars, Eating Houses, Tea & Coffee Houses, Butcheries with Meat Roasting &/or Soup Kitchen Facilities, Membership Clubs, Night Clubs & Casinos	Base value	250	300	350	400	500	600	700	850	1,000	1,200
503	Large-High Standard Lodging House/Hotel D Class. Over 100 rooms	100	25,000	30,000	35,000	40,000	50,000	60,000	70,000	85,000	100,000	120,000
506	Medium-High Standard Lodging House/Hotel D Class. From 41 to 100 rooms	70	17,500	21,000	24,500	28,000	35,000	42,000	49,000	59,500	70,000	84,000
509	Small- High Standard Lodging House/Hotel D Class. Up to 40 rooms	50	12,500	15,000	17,500	20,000	25,000	30,000	35,000	42,500	50,000	60,000

[Subsidiary]

512	Large Lodging House with Restaurant &/or Bar B/C Class. Basic Standard. Over 15 rooms	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
515	Medium Lodging House with Restaurant &/or Bar B/C Class. Basic Standard. From 6 to 15 rooms	35	8,750	10,500	12,250	14,000	17,500	21,000	24,500	29,750	35,000	42,000
518	Small Lodging House with Restaurant &/or Bar B/C Class. Basic Standard. Up to 5 rooms	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
521	Large Lodging House B/C Class. Basic Standard. Over 15 rooms	40	10,000	12,000	14,000	16,000	20,000	24,000	28,000	34,000	40,000	48,000
524	Medium Lodging House B/C Class. Basic Standard. From 6 to 15 rooms	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
527	Small Lodging House. Basic Standard B/C Class. Up to 5 rooms	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
540	Large Restaurant with Bar/ Membership Club Over 30 customers/members	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000
543	Medium Restaurant with Bar/Membership Club From 11 to 30 customers/members	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
546	Small Restaurant with Bar Up to 10 customers	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000

[Subsidiary]

549	Large Eating House; Snack Bar; Tea House "Hotel", no lodging. No alcohol served. Over 20 customers	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
552	Medium Eating House; Snack bar; Tea House "Hotel", no lodging. No alcohol served. From 6 to 20 customers.	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
555	Small Eating House; Snack Bar; Tea House "Hotel", no lodging. No alcohol served. Up to 6 customers	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400
558	Butchery with Roasted Meat and/or Soup Kitchen Any size	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
561	Large Bar/Traditional Beer Seller Over 50 customers	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
564	Medium Bar/Traditional Beer Seller From 16 to 50 customers	12	3,000	3,600	4,200	4,800	6,000	7,200	8,400	10,200	12,000	14,400
567	Small Bar/Traditional Beer Seller Up to 15 customers	8	2,000	2,400	2,800	3,200	4,000	4,800	5,600	6,800	8,000	9,600
571	Large Night Club/Casino Over 500 m2	50	12,500	15,000	17,500	20,000	25,000	30,000	35,000	42,500	50,000	60,000
574	Medium Night Club/Casino From 101 to 500 m2	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000
577	Small Night Club/Casino Up to 100 m2	20	5,000	6,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000

[Subsidiary]

595	Other Catering and Accommodation	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400
600	PROFESSIONAL & TECHNICAL SERVICES Such as: Firms &/or Individual offering Services on Legal Issues, Financial, Management, Engineering, Architecture, Valuing, Surveying, Accountancy, Secretarial Support, Data Processing, etc. Stock & Insurance Brokering, Security- Protection, Clearing- Forwarding Goods, Book Making, Kenya Sweepstakes Charity included. Banks, Forex Bureau Money Lenders; Hire- Purchase Company; Insurance Company; Real Estate Developing- Financing Company	Base value	250	300	350	400	500	600	700	850	1,000	1,200
605	Large Professional Services Firm Over 10 practitioners &/or International affiliation	90	22,500	27,000	31,500	36,000	45,000	54,000	63,000	76,500	90,000	108,000
610	Medium Professional Services Firm From 3 to 10 practitioners	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
615	Small Professional Services Firm Up to 2 practitioners	20	5,000	6,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000
620	Independent Technical Operator 1 person acting individually, (Typist, Accountant, Book Keeper, etc)	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400

625	Large Financial Services Over 25 employees or premises over 300 m2	95	23,750	28,500	33,250	38,000	47,500	57,000	66,500	80,750	95,000	114,000
630	Medium Financial Services From 6 to 25 employees	65	16,250	19,500	22,750	26,000	32,500	39,000	45,500	55,250	65,000	78,000
635	Small Financial Services Up to 5 employees	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
695	Other Professional & Technical Services	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400

[Subsidiary]

700	PRIVATE EDUCATION, HEALTH AND ENTERTAINMENT SERVICES Such as: Private Education Institutions, including Universities, Museums, Nurseries, Primary and Secondary Schools, Professional Training Centers/Polytechnic Institutes teaching computers-accountancy-secretarial skills, etc. Private Health Clinics and Doctor's Surgeries; Consulting Offices of Doctors, Dentists, Physiotherapists, Psychologists & other health professionals. Herbalists and Traditional Medicine Practitioners, Funeral Homes Entertainment Facilities including Cinema, Theatre, Video Show/Amusement Arcade, Juke Box Arcade, Games Machines Arcade/Sports Club, Gym.	Base Value	250	300	350	400	500	600	700	850	1,000	1,200
705	Private Higher Education Institution Any type of private University, College or higher education institution	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
710	Large Private Education Institution Over 100 pupils or fees over KSh 50,000 per year	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000

715	Medium Private Education Institution From 31 to 100 pupils or fees from KSh 30,001 to KSh50,000 per year	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
720	Small Private Educational Facility Up to 30 pupils of fees up to KSh 30,000 per year	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
725	Large Private Health Facility Hospital, Clinic, Nursing Home, providing overnight accommodation, Over 30 beds Funeral Homes.	70	17,500	21,000	24,500	28,000	35,000	42,000	49,000	59,500	70,000	84,000
730	Medium Private Health Facility From 11 to 30 beds Funeral Home	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000
735	Small Private Health Facility Up to 10 beds	30	7,500	9,000	10,500	12,000	15,000	18,000	21,000	25,500	30,000	36,000
740	Health Clinic; Doctor's Surgery. Doctor-Dentist-Physiotherapist-Psychologist-etc Consult office. No overnight accommodation available	10	2,500	3,000	3,500	4,000	5,000	6,000	7,000	8,500	10,000	12,000
745	Traditional Health Services Herbalist, Traditional Healer, etc	8	2,000	2,400	2,800	3,200	4,000	4,800	5,600	6,800	8,000	9,600
750	Large Entertainment Facility Cinema-Theatre-Video Show Over 100 seats Amusement Juke; Box Games Machines Arcades; Over 10 machines Sports Club Gym: Over 50 members	45	11,250	13,500	15,750	18,000	22,500	27,000	31,500	38,250	45,000	54,000

[Subsidiary]

755	Medium Entertainment Facility From 50 to 100 seats/from 4 to 10 machines/from 16 to 50 members	25	6,250	7,500	8,750	10,000	12,500	15,000	17,500	21,250	25,000	30,000
760	Small Entertainment Facility Up to 50 seats/Up to 3 machines/ Up to 15 members	15	3,750	4,500	5,250	6,000	7,500	9,000	10,500	12,750	15,000	18,000
795	Other Education, Health and Entertainment Services	8	2,000	2,400	2,800	3,200	4,000	4,800	5,600	6,800	8,000	9,600
800	INDUSTRIAL PLANTS, FACTORIES, WORKSHOPS, CONTRACTORS Such as: Manufacture, Process and Assembly of products, vehicles, machinery and equipment and Workshops servicing and repairing products, vehicles, machinery and equipment. Also Including Contractors of New Building Construction and Old Buildings Restoration and Service-Repair.	Base Value	250	300	350	400	500	600	700	850	1,000	1,200
805	Large Industrial Plant over 75 employees or premises over 2,500 m2	100	25,000	30,000	35,000	40,000	50,000	60,000	70,000	85,000	100,000	120,000
810	Medium Industrial Plant From 16 to 75 employees or premises from 100 m2 to 2,500 m2	70	17,500	21,000	24,500	28,000	35,000	42,000	49,000	59,500	70,000	84,000

[Subsidiary]

815	Small Industrial Plant Up to 15 employees or premises up to 100 m ²	40	10,000	12,000	14,000	16,000	20,000	24,000	28,000	34,000	40,000	48,000
820	Large Workshop/Service-Repair Contractor over 20 employees or premises over 500 m ²	50	12,500	15,000	17,500	20,000	25,000	30,000	35,000	42,500	50,000	60,000
825	Medium Workshop, Service-Repair Contractor From 6 to 20 employees or premises from 25 m ² to 500 m ²	20	5,000	6,000	7,000	8,000	10,000	12,000	14,000	17,000	20,000	24,000
830	Small Workshop, Service-Repair Contractor Up to 5 employees or premises up to 25 m ²	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400
895	Other Manufacturer, Workshop, Factory, Contractor	7	1,750	2,100	2,450	2,800	3,500	4,200	4,900	5,950	7,000	8,400

[Subsidiary]

