

SPECIAL ISSUE

**NATIONAL COUNCIL FOR
LAW REPORTING
LIBRARY**

Kenya Gazette Supplement No. 83 (Acts No. 17)



REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

ACTS, 2016

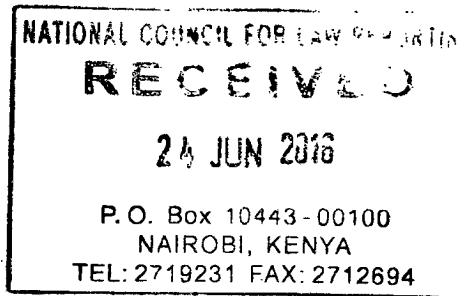
NAIROBI, 8th June, 2016

CONTENT

Act—

PAGE

The County Governments (Amendment) (No. 2) Act, 2016397



11/11/11

11/11/11

11/11/11

**THE COUNTY GOVERNMENTS (AMENDMENT)
(NO. 2) ACT**

No. 17 of 2016

Date of Assent: 2nd June, 2016

Date of Commencement: By Notice

AN ACT of Parliament to amend the County Governments Act

ENACTED by the Parliament of Kenya, as follows—

1. This Act may be cited as the County Governments (Amendment) Act, 2016 and shall come into operation on such day as the Cabinet Secretary may, by notice in the *Gazette*, appoint which date shall not exceed ninety days from the date of publication.

Short title and commencement.

2. The County Governments Act, 2012, in this Act referred to as the “principal Act”, is amended in section 7(1) by deleting the word “or” appearing immediately after the words “Article 177(a)” and substituting therefor the words “and those who are”.

Amendment of section 7 of No. 17 of 2012.

3. The principal Act is amended by inserting the following new section immediately after section 7—

Amendment of No. 17 of 2012.

County Assemblies to be duly constituted at first sitting.

7A. (1) A county assembly shall not be fully and duly constituted for the first sitting after a general election unless all the members provided for under paragraphs (b) and (c) of Article 177(1) of the Constitution have been duly nominated and their names published in the *Gazette*.

(2) Sub-section (1) shall not apply where the nomination of a member of a county assembly under paragraphs (b) and (c) of Article 177(1) of the Constitution is the subject of a court order stopping or otherwise pending the nomination of the member.

(3) Despite sub-section (1), a county assembly shall be deemed to be fully and

duly constituted for the first sitting notwithstanding the death, on or before the date of the first sitting of the county assembly, of a member nominated under paragraphs (b) and (c) of Article 177(1) of the Constitution.