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**SPECIAL ISSUE**

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**KENYA GAZETTE SUPPLEMENT**

**ACTS, 2016**

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**NAIROBI, 20th September, 2016**

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**THE NATIONAL GOVERNMENT CONSTITUENCIES  
DEVELOPMENT FUND (AMENDMENT) ACT, 2016**

**No. 39 of 2016**

*Date of Assent: 13th September, 2016*

*Date of Commencement: 4th October, 2016*

**AN ACT of Parliament to amend the National Government Constituencies Development Fund Act**

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

**1.** This Act may be cited as the National Government Constituencies Development Fund (Amendment) Act, 2016.

Short title.

**2.** Section 3 of the National Government Constituencies Development Fund Act (hereinafter referred to as the “principal Act”) is amended by—

Amendment of section 3 of No. 30 of 2015.

(a) deleting the word “equity “appearing immediately after the words “human dignity” in paragraph (e); and

(b) deleting paragraph (i).

**3.** Section 5 of the principal Act is amended in subsection (7) by—

Amendment of section 5 of No. 30 of 2015.

(a) deleting the word “monthly” and substituting therefor the word “quarterly”; and

(b) inserting the words “and the National Assembly Committee” immediately after the words “Cabinet Secretary”.

**4.** Section 6 of the principal Act is amended by deleting the word “Cabinet Secretary” and substituting therefor the word “ Board”.

Amendment of section 6 of No. 30 of 2015

**5.** Section 15 of the principal Act is amended -

Amendment of section 15 of No. 30 of 2015.

(a) in subsection (3) by—

(i) deleting the word “five” and substituting therefor the word “seven”; and

(ii) deleting the words “paragraph (c)” and substituting therefor the words “paragraph (e)”.

(b) in subsection (4) by deleting the words “paragraph c” and substituting therefor the words “paragraph (e)”.

**No. 39 National Government Constituencies Development Fund (Amendment) 2016**

6. Section 28 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsection (1)—

Amendment of section 28 of No. 30 of 2015.

“(1) The list of the proposed constituency projects shall be submitted to the Board within three months of the official release of the allocation table by the Board or such other time as may be determined by the Board”.

7. Section 34 of the principal Act is amended—

Amendment of section 34 of No. 30 of 2015.

(a) by deleting subsection (1) and substituting therefor the following new subsections—

“(1) The budget ceiling for each constituency shall be the amount specified in section 4(1) divided equally among all constituencies subject to the provisions of section 8(1) and 23(1).

(1A) Notwithstanding subsection (1) the National Government may, where necessary, facilitate other projects or programmes falling within the purview of the National Government with funds other than the funds specified in subsection 4(1), through the National Government Constituency Development Fund Committees established under section 43 —

(b) by deleting subsection (2) "

8. Section 38 of the principal Act is amended in paragraph (a) by deleting the words “in every month”.

Amendment of section 38 of No. 30 of 2015.

9. Section 51 of the principal Act is amended in subsection (1) by—

Amendment of section 51 of No. 30 of 2015.

(a) deleting the word “month” appearing in paragraph (a) and substituting therefor the word “quarter”; and

(b) deleting the word “month” appearing in paragraph (b) and substituting therefor the word “quarter”.