

SPECIAL ISSUE

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



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REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT

KWALE COUNTY ACTS, 2017

NAIROBI, 12th May, 2017

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

No. 15 of 2017

Date of Assent: 9th May, 2017

Date of Commencement: 12th May, 2017

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

ENACTED by the County Assembly of Kwale, as
follows—

Short title

1. This Act may be cited as the Kwale County Members and Staff Loan Scheme Fund (Amendment) Act, 2017.

Principal Act

2. The Kwale County Members and Staff Loan Scheme Fund Act 2016 is herein referred to as the principal Act.

Amendment of
Section 4 of the
Principle Act

3. Section 4 of the Principle Act is amended by deleting the words “section 9” in the definition of committee and substituting it with the words “section 11”.

4. Amending the definition of member to include “members of the County Assembly Service Board and Members of Staff”

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

Amendment of
section 8 of the
Principal Act

5. Section 8 of the principal Act is amended by deleting the word “appointed” and replacing with the word “designated.”

Repeal of Section 9

6. The principal Act is amended by repealing Section 9.

Insertion of section
9A.
Appointment and
Qualifications of
the Fund Manager

7. The principal Act is amended by adding the following new section 9A immediately after section 9.

(9) A (1) The county executive member for finance shall designate fund manager

(2) a person qualified for designation as a fund manager if that person has knowledge and relevant working experience of not less than 3 years.

PART IV—OPERATION OF THE FUND

Amendment of

8. Section 19 (4) of the principal Act is amended by

No. 15 *Kwale County Assembly Members and Staff Loan Scheme Fund (Amendment)* **2017**

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

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

PART V—FINANCIAL PROVISIONS

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

25A. The expenditure of the fund shall include;

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