

SPECIAL ISSUE

Laikipia County Gazette Supplement No. 22 (Bills No. 18)

COUNTY ASSEMBLIES FORUM (CAF)

P. O. Box 73552 - 00200,

NAIROBI, KENYA



REPUBLIC OF KENYA

**LAIKIPIA COUNTY GAZETTE
SUPPLEMENT**

BILLS, 2014

NAIROBI, 24th June, 2014

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LAIKIPIA COUNTY SYMBOLS BILL, 2014

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LAIKIPIA COUNTY SYMBOLS BILL, 2014

A Bill for

AN ACT of County Assembly of Laikipia to provide for the county symbols and to make provision for their proper use and for connected purposes.

ENACTED by the County Assembly of Laikipia as follows—

PART I—PRELIMINARY

1. This Act may be cited as the Laikipia County Symbols Act, 2014.

Short title.

2. In this Act —

Interpretation.

“Executive Member” means the County Executive Member for the time being responsible for county administration;

“county symbols” means the County Flag, the County Coat of Arms and the County Public Seal as declared under section (4).

3. The object of this Act is to give effect to Section 4 of the County Governments Act, 2012 and to provide for the declaration and use of county symbols.

Object of the Act.

No. 17 of 2012.

PART II—COUNTY SYMBOLS

4. There is hereby declared the county symbols as follows—

Declaration of county symbols.

(a) the County Flag of which the design and description are set out in the First Schedule;

(b) the County Coat of Arms that is the heraldic device of which the blazon and design are set out in the First Schedule;

(c) the County Public Seal of which the design is set out in the First Schedule.

5. A person who shows disrespect in speech, writing or in any manner with reference to any county symbol or likeness commits an offence and shall be liable to a fine not exceeding ten thousand shillings or imprisonment for a term not exceeding one month.

Insulting a county symbol.

6. The Executive Member shall prescribe the occasions upon which the persons by whom and the manner in which the County Symbols may be flown or displayed.

Use of county symbols.

7. (1) Except with the written permission of the Executive Member, a person shall not—

Prohibited use of county symbols.

- (a) use any of the county symbols, or likeness, or an colourable imitation, in furtherance or, or display the same as an advertisement for any trade, business, calling or profession;
- (b) use any specified symbol or likeness, or any colourable imitation, in the title of any patent, or any trade mark or design;
- (c) manufacture or supply any article or goods bearing any county symbol or likeness, or any article or goods on which any title, trademark or design is used in contravention of paragraph (b).

(2) The provisions of subsection (1) (a) shall not apply to the publication of a bona fide news item or to the publication in a newspaper of any article connected with any bona fide news item other than news item in furtherance of, or as advertisement for any trade, business, calling or profession.

(3) The Executive Member may impose conditions upon granting any permission under this section.

(4) A person who contravenes this section commits an offence and shall be liable to a fine of ten thousand shillings or to imprisonment for a term not exceeding one month.

8. No Authority shall—

Prohibition of registration of certain companies etc.

- (a) register any company, firm, business or other body of persons under any name;
- (b) register a trademark or design which bears any county symbol or likeness;
- (c) grant a patent in respect of any invention which bears a title containing any county symbol,

if the use of such symbol or likeness would be in contravention with this Act, and any purported registration or grant made contrary to this Act shall be void.

9. An official described in the Second Schedule may hoist the county flag on a vehicle used by the official while carrying out official duties of the county.

Use of flag by certain county officials.

PART III—ENFORCEMENT

10. (1) The Executive Member shall designate such persons or a class of persons to be authorized officers for the purposes of this Act.

Authorized officers.

(2) Notwithstanding subsection (1), the Executive Member may designate a police officer to be an authorized officer for the purposes of this Act.

11. (1) An authorized officer may—

Powers of an authorized officer.

- (a) where the officer has reasonable cause to believe that an offence under this Act has been committed, enter and search any premises;
- (b) seize the thing that is found in the premises which thing is in contravention with this Act and bring it to a magistrate who shall order it to be forfeited if the Magistrate is satisfied that it has been displayed or manufactured contrary to this Act, or else shall order it to be restored to the person from whom it was seized.

(2) An authorized officer shall not enter any premises for dwelling without a warrant.

12. A person who obstructs an authorized officer while carrying out a duty under this Act commits an offence and shall be liable to a fine not exceeding ten thousand or to imprisonment for a term not exceeding one month.

Obstruction.

PART IV—GENERAL PROVISIONS

13. (1) The Executive Member may make regulations generally for the better carrying out of the objects of this Act.

Regulations.

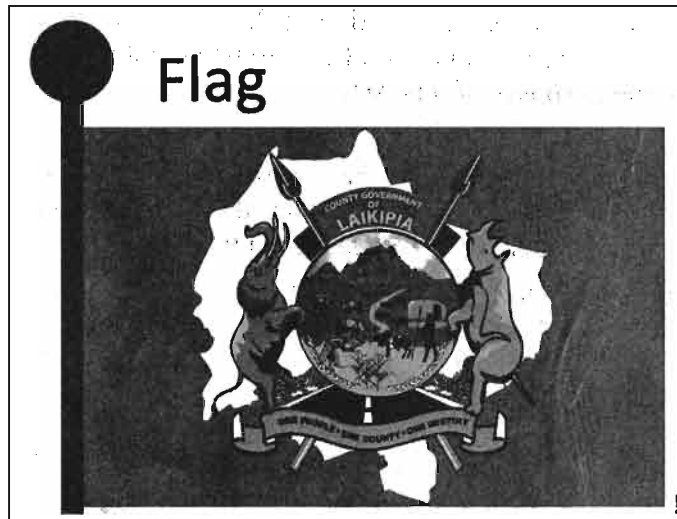
(2) Without prejudice to the generality of subsection (1), the Regulations may—

- (a) prescribing the occasions upon which, the persons by whom and the manner in which the county flag may be flown or displayed, as the case may be;
- (b) prohibit, control or restrict the use of any county symbol or specified likeness;
- (c) prescribe for the manner in which application for permission under section 7 may be made.

FIRST SCHEDULE

(S. 4)

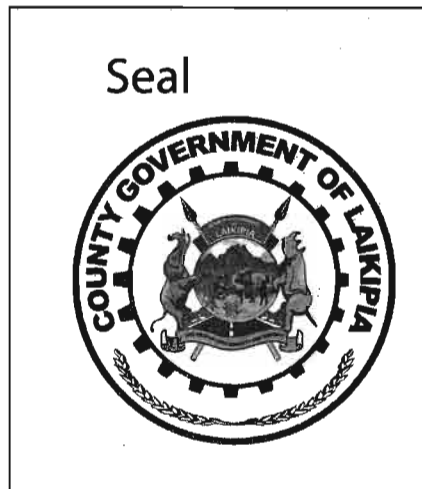
COUNTY SYMBOLS
PART I— COUNTY FLAG



PART II— COUNTY COAT OF ARMS



PART III— COUNTY PUBLIC SEAL



County Officials who may use the county flag on vehicle

1. The Governor.
2. The Deputy Governor.
3. The Speaker of County Assembly.
4. A Member of the County Executive Committee.
5. Any other senior officer of the county as the Executive Member may by notice in the Gazette authorize.

THIRD SCHEDULE

(S.10)

Interpretation of the symbols in the flag

1. Map -Map of Laikipia.
2. Mt. Kenya - Face of Laikipia.
3. Moran, kikuyu & hut - Culture and diversity.
4. Cows & Plants - Major agricultural activities in Laikipia.
5. Spears - Defense tools/mechanism.
6. Road - Good Infrastructure.
7. Green colour - Vegetational projection is highly prominent.
8. Laikipia - Land of life land of opportunities.
9. Wildlife - Conservation (tourism, preservation & protection).
10. All features in the logo - Harmony and coexistence.

MEMORANDUM OF OBJECTS AND REASONS

This Bill has been prepared pursuant to section 4 of the County Governments Act, 2012 and in accordance with the National Flag, Emblems and Names Act, Cap 99.

The Bill aims at declaring the county symbols, which are the County Flag, County Coat of Arms and County Public Seal.

The Bill also provides for the use of the county symbols as well as prohibiting improper use of the county symbols.

Dated the 23rd May, 2014.

AGNES KESHINE,
*Executive Member,
Public Service & County Administration,
(Office of the Governor).*

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