

SPECIAL ISSUE

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REPUBLIC OF KENYA

**LAMU COUNTY GAZETTE
SUPPLEMENT**

ACTS, 2016

NAIROBI, 12th February, 2016

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**THE LAMU COUNTY BURSARIES AND
SCHOLARSHIPS (AMENDMENT) ACT, 2016**

No. 1 of 2016

Date of Assent: 9th February, 2016

Date of Commencement: 12th February, 2016

**AN ACT of the County Assembly of Lamu to amend the
Lamu County Bursaries and Scholarships Act of 2014**

ENACTED by the County Assembly of Lamu as follows—

1. This Act may be cited as the Lamu County Bursaries and Scholarships (Amendment) Act, 2016. Citation.

2. The Lamu County Bursaries and Scholarships Act, hereinafter referred to as “principal Act” is amended in section 3 sub-section 2 to read— Amendment of
Section 3.

(2) The object and the purpose of the Fund shall be to provide funds to be used for granting bursaries and scholarships to assist students to pursue education at such recognized institutions and to fund other educational activities to improve performance in the education sector.

3. The principal Act is amended in section 4 sub-section 4 to read— Amendment of
Section 4.

(4) The unspent amounts in the Fund shall not lapse at the end of the financial year and shall be added to the fund allocated to the same ward in the current year and be available for allocation in the next financial year.

4. Section 5 (f) of the principal Act is amended to read— Amendment of
Section 5.

(f) The board shall seek the approval of the County Assembly in the performance of its function under sub-section 2(b), (c) and (d) for amounts exceeding a half a million.

5. Section 6 (1) of the principal Act is amended to read— Amendment of
Section 6.

The Board shall consist of the following persons appointed by the governor and vetted by the county assembly—

- (a) one person representing a teacher’s organisation or union;

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- (b) one person from a registered youth group;
 - (c) one from a registered women group;
 - (d) one person from a registered NGO based in the County;
 - (e) one person representing the minority community;
 - (f) one person representing people with disabilities.
- (2) the chairperson of the Board shall be elected by the members in the first sitting;
- (3) the secretary shall be competitively sourced by the County Public Service Board;
- (4) the office of the member of the Board other than the secretary shall fall vacant—
- (a) if he/she submits resignation in writing to the Governor through the secretary;
 - (b) if the board is satisfied that such a member is by reason of his/her physical or mental infirmity unable to execute the functions of his/her office;
 - (c) if he/she has been adjudged bankrupt by a competent court of law or has committed a criminal offence which directly or otherwise reflects adversely on his/her status as a member of the board;
 - (d) if he/she is found to have been in contravention of Chapter Six of the Constitution of Kenya; or
 - (e) upon his/her death.
- (5) Where the office of a member of the board becomes vacant under sub-section 4, the secretary shall forthwith notify the vacancy to appointing authority for appropriate action.
- 6.** The principal Act is amended in section (8) in sub-section (f) and inserting a new sub-section (k);
- (f) to grant bursaries and scholarships to eligible students upon approved by the Committee;
 - (k) submit to the county assembly a list of all the beneficiaries of the bursaries and scholarships for each Ward after every allocation and a Quarterly Report on the

Amendment of
Section 8.

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disbursements of the bursaries and scholarships.

7. The principal Act is amended in section 12 to read—

Amendment of
Section 12.

(1) the Committee shall consist of—

- (a) the Ward Administrator who shall be the secretary of the committee;
- (b) one person representing people with disability;
- (c) two persons representing religious community;
- (d) one person representing the Youth;
- (e) one person representing women;
- (f) one person representing the sub-county education Board.

(2) the members of the committee shall be nominated and formally appointed by the Governor after approval by the county assembly;

(3) the Chairperson of the committee shall be elected by the members in their first sitting;

(4) the members of the committee other than the secretary shall hold office for a period of three consecutive years and may be eligible for re-appointment only once;

(5) the office of a member of the Committee other than the office of the “Ward Administrator” shall fall vacant—

- (a) if he/she submits resignation in writing to the Governor through the secretary;
- (b) if the Committee is satisfied that such a member is by reason of his/her physical or mental infirmity unable to execute the functions of his/her office;
- (c) if he/she has been adjudged bankrupt by a competent court of law has committed a criminal offence which directly or otherwise reflects adversely on his/her status as a member of the committee;
- (d) if he/she found to have been in contravention of Chapter Six of the Constitution of Kenya; or
- (e) upon his/her death.

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(6) Where a position becomes vacant under sub-section (5) before the expiry of the period, the Ward administrator shall forthwith notify the vacancy to the appointing authority for appropriate action.

8. The principal Act is amended in Section 13(1)(2)(3) by deleting the word “Ward Coordinator” immediately after the word “the” and inserts the word “secretary”. Amendment of
Section 13.

9. Section 14 of the principal Act is amended to read as follows— Amendment of
Section 14.

- (a) to receive and consider bursary and scholarships applications;
- (b) to approve and forward the list of the beneficiaries to the board for granting and awarding of Bursaries and scholarships to eligible students;
- (c) to conduct research and maintain data on the eligibility of students for bursaries and scholarships;
- (d) to monitor the academic performance of bursaries receipts;
- (e) to prepare and submit to the Board budget estimates for members actually; and
- (f) to perform and exercise all other functions and powers conferred on the Committee.

10. Section 15, sub-section 5 of the principal Act is amended by deleting the words “Ward Co-ordinator” immediately after the word “The” and insert the word “secretary” immediately before the word “shall”. Amendment of
Section 15.

11. Section 29 of the principal Act is amended to read— Amendment of
Section 29.

- (29) One third gender rule shall be applicable in the composition of the board and the committees.

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