

SPECIAL ISSUE

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REPUBLIC OF KENYA

MANDERA COUNTY GAZETTE SUPPLEMENT

BILLS, 2015

NAIROBI, 11th March, 2015

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**THE MANDERA COUNTY EDUCATION BURSARY
(AMENDMENT) BILL, 2015**

**AN ACT of the County Assembly of Mandera to amend the Mandera
County Education Bursary Act, 2014 and for the connected
purposes**

ENACTED by the County Assembly of Mandera as follows—

1. This Act may be cited as the Mandera County Education Bursary (Amendment) Act, 2015.

2. The Mandera County Education Bursary Act, 2014 is amended as follows—

- (a) Deleting section 9 (2) (b) County Assembly Member elected from the respective Ward as a patron;
- (b) Deleting the words” CEC Member in consultation with the elected MCA representing the Ward” and substituting with the words “County Public Service Board with the approval of the County Assembly” in lines 1 and 2 of Sec 9 (2) (e);
- (c) Delete the words “Remuneration and” in line 2 of section 13 (1);
- (d) Delete the words “in consultation with the” and replace it with “upon the advice of” in line 3 of section 13 (1);
- (e) Insert the word “for finance” after committee member in line 3 of section 18 (2) (e) and insert the words “and submit it to the Controller of Budget” after the words “after every four months” in line 4 of section 18 (2) (e).

The sections which the Bill seeks to amend are—

(A) SECTION 9

Establishment of Ward Bursary Committee

9. (1) There is established a Committee to be Known as the Ward Education Bursary Committee (hereafter referred to as “The Committee”) in every Ward.

(2) The Committee shall be an unincorporated body consisting of—

- (a) The Ward Administrator or his representative;
- (b) County Assembly Member elected from the respective Ward as a patron
- (c) Sub-County accountants who shall be the ward fund manager
- (d) Area Education Officer;
- (e) Four persons appointed by the CEC Member in consultation with the elected MCA representing the ward of whom;
 - (i) One person represents religious leaders;
 - (ii) One person represents women interest within the ward;
 - (iii) One person represents the youth; and
 - (iv) One person representing persons with disabilities.

(3) The Committee shall serve for a period of five years renewable only once.

(4) The Executive Member shall cause the names of persons constituting the Committee to be published in the Mandera County Gazette.

(5) The respective Ward Administrator shall provide the necessary secretariat services to the Committee.

(6) The four persons appointed under sub-section (d) shall elect from among themselves, one person to be the chairperson of WBC

(B) SECTION 13

Remuneration

13. (1) The Chairperson and members of the Board shall be paid such remuneration and allowances as the County Public Service Board shall, in consultation with the Executive Committee Member responsible for Finance, determine.

(2) The Chairperson and members of the Ward Committee shall be paid such remuneration and allowances as the County Public Service Board shall, in consultation with the Executive Committee Member responsible for Finance, determine.

(C) SECTION 18

Administration of the Fund

1. (1) The C.E.O of the Board shall be designated as the administrator of the Fund.

(2) the administrator of the Fund shall—

- (a) supervise and operate a bank accounts at a reputable Bank in the County;
- (b) Supervise and control the administration of the Fund;
- (c) Consult with Executive Committee Member and the Board on matters relating to the administration of the Fund;
- (d) Cause to be kept proper books of account and other books and records in relation to the Fund, of all activities and undertakings financed from the Fund; and
- (e) Prepare a quarterly report on the receipt into and issues out of the Fund and submit it to the Executive Committee Member for Gazettement by the 21st of every four months.

(3) The bank account mentioned in sub-section 2 (a) shall be operated by a minimum of three signatories, of whom the Chief Executive Officer of the Board is a mandatory signatory and two other signatories will be designated by the Board.

MEMORANDUM OF OBJECTS AND REASONS

The Principal object of this Bill is to amend the Mandera County Education Bursary Act, 2014 to align it with existing laws of the Country.

The Bill does not delegate legislative powers nor does it limit fundamental rights and freedoms.

The enactment of this Bill shall not occasion additional expenditure on public funds.

Dated the 5th June, 2015.

MOHAMED A. ABRAHIM,
Chairman, Education, Gender, Youth and Special Services Committee.