



REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY
SECOND ASSEMBLY – (THIRD SESSION)
ORDERS OF THE DAY

WEDNESDAY 16TH OCTOBER, 2019 AT 9.00 A.M

PRAYERS

Determination of Quorum

1. Administration of oath.
2. Communication from the chair
3. Messages
4. Petitions
5. Papers
6. Notices of motions
7. Statements

8*MOTION (The Punguza Mizigo (Constitution of Kenya Amendment) Bill,2019 (Chairperson Committee on Administration, Peace, Justice and Legal affairs)

THAT AWARE, that Article 257 of the Constitution of Kenya, 2010, (hereinafter “*the Constitution*”) on Amendment to the Constitution by popular initiative, provides for the process by which the Constitution may be amended by Popular Initiative;

WHEREAS Article 257 (5) of the Constitution provides that if the Independent Electoral and Boundaries Commission is satisfied that an initiative meets the requirements of this Article, the Commission shall submit the draft Bill to each county assembly for consideration within three months after the date it was submitted by the Commission;

WHEREAS, the Independent Electoral and Boundaries Commission (IEBC), in keeping with the provisions of Article 257 (5) of the Constitution transmitted to the Speaker of the County Assembly a draft bill to amend the Constitution by Popular Initiative dubbed *Punguza Mizigo Initiative*, whose full title is *The Punguza Mizigo (Constitutional Amendment) Bill, 2019* vide a letter dated 18th July, 2019 from the Chairperson of the Commission;

WHEREAS the Hon. Speaker vide a Communication from the Chair on Wednesday 21st of August, 2019 relayed to the Assembly his receipt of *The Punguza Mizigo (Constitutional Amendment) Bill, 2019*, and the admittance of the Bill before the County Assembly thereof;

WHEREAS the procedural exposition requisite for the consideration process when the Bill is transmitted to the County Assembly is not laid out in the Constitution nor indeed in the Assembly Standing Orders;

AND WHEREAS, the said Article 257(6) *provides that if a county assembly approves the draft Bill within three months after the date it was submitted by the Commission, the speaker of the county assembly shall deliver a copy of the draft Bill jointly to the Speakers of the two Houses of Parliament, with a certificate that the county assembly has approved it.*

NOW THEREFORE, pursuant to the provision of Article 257(6) of the Constitution of Kenya, 2010, this Assembly **RESOLVES** to **APPROVE** *The Punguza Mizigo (Constitutional Amendment) Bill, 2019.*

MOTION