

SPECIAL ISSUE

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BOMET COUNTY BILLS, 2019

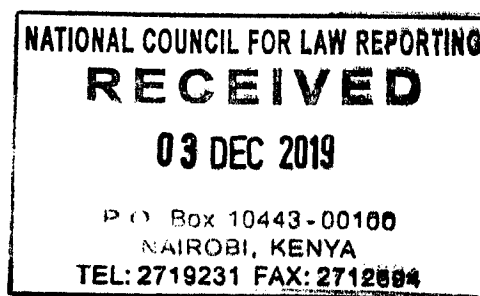
NAIROBI, 8th April, 2019

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**THE BOMET COUNTY CO-ORDINATION OF GOVERNMENT
FUNCTIONS (AMENDMENT) BILL, 2019**

A Bill for

**AN ACT of the County Assembly of Bomet to amend the Bomet
County Co-ordination of Government Functions Act, 2014 and
for connected purposes**

ENACTED by the County Assembly of Bomet, as follows—

Short title

1. This Act may be cited as the Bomet County Co-ordination of Government Functions (Amendment) Act, 2019.

2. The Bomet County Co-ordination of Government Functions Act, 2014 (Hereby referred to as the “Principal Act”) is amended by—

- (a) deleting the words, “Community Administrator” whenever it appears;
- (b) deleting the words “Area Administrator” wherever it appears.

Amendment of section 12

3. The principal Act is amended in section 12 by—

- (a) deleting paragraph (c) in its entirety;
- (b) deleting paragraph (d) in its entirety;
- (c) deleting paragraph (e) and substituting therefor the following paragraph
 - (e) sub-wards in each ward headed by Assistant Ward Administrators;
- (d) deleting paragraph (f) and substituting therefor the following paragraph—
 - (f) a council consisting of five persons in each sub-ward.

Amendment of section 13

4. Section 13 of the principal Act is amended by deleting in its entirety and substituting therefor for a new section—

13A (1) There is established sub-ward units in each ward.

(2) The boundaries of sub-wards shall be identical to the administrative boundaries of sub-locations of the national government.

Amendment of section 18

5. The principal Act is amended in section 18 by deleting the entire section and substituted therefor for a new section—

18 A (1) There is established for each sub-ward the office of the Assistant Ward Administrator.

(2) The Assistant Ward Administrator shall have such qualifications and technical knowledge in administration as shall be determined by the County Public Service Board and shall be competitively recruited in accordance with the provisions of this Act.

(3) The Assistant Ward Administrator shall coordinate, manage and supervise the general administrative functions in a sub-ward.

Repeal of section 19

6. The principal Act is amended in section 19 by deleting the section in its entirety.

Repeal of section 20

7. The principal Act is amended in section 20 by deleting the section in its entirety.

Amendment of section 22

8. The principal Act is amended in section 22 (1) by deleting the entire section and substituting therefor with a new section—

22A (1) There is established, for each Sub-ward, a council comprising of five persons appointed by the Governor taking into account gender, youth, religious representation and disability.

(2) A sub-ward council shall be responsible for—

- (a) enhancing the participation of the public in governance at the local level;
- (b) monitoring the implementation of policies at the sub-ward unit;
- (c) any other function necessary for the better administration of the sub-ward unit.

MEMORANDUM OF OBJECTS AND REASONS

The principal object of the Bill is to amend the Bomet County Co-ordination of Government Functions Act, 2014 to facilitate decentralization of services and co-ordination of Government administration at the lower levels. The Bill dis-establishes area and zone units and establishes sub-ward units in its place. The Bill further establishes sub-ward councils for each sub-ward unit.

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

The enactment of this Bill shall occasion additional expenditure of public funds.

Dated the 1st April, 2019.

JOSPHAT KIRUI,
Leader of Majority.

