



PARLIAMENT OF KENYA  
ELEVENTH PARLIAMENT  
FOURTH SESSION (2016)

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THE MEDIATION COMMITTEE  
REPORT

ON THE POLITICAL PARTIES (AMENDMENTS) BILL (SENATE  
BILL NO.3 OF 2014)

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Clerk's Chambers,  
Parliament Buildings,  
NAIROBI.  
MARCH, 2016

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## **1.0 INTRODUCTION**

The Mediation Committee on Statute Law (Miscellaneous Amendments) (No.2) National Assembly Bill No.33 of 2013 and the Political Parties (Amendment) Senate Bill No.3 of 2014 was constituted by the Speakers of the two Houses of Parliament on 16<sup>th</sup> October, 2015 pursuant to Articles 112 and 113 of the Constitution and the Standing Orders of the Senate and the National Assembly comprising the following members-

1. Sen. Amos Wako, M.P
2. Hon. Samuel Chepkong'a, M.P
3. Sen. Kipchumba Murkomen, M.P
4. Hon. Njoroge Baiya, MP
5. Sen. Stephen Sang, MP
6. Hon. Timothy Bosire, M.P
7. Sen. Bonny Khalwale, M.P
8. Hon. Daniel Maanzo, M.P

### **1.1 Committee's Mandate**

The Mediation Committee derives its mandate from the provisions of Articles 112 and 113 of the Constitution, Standing Order 149 of the National Assembly and Standing Order 154 of the Senate which outline the functions of the Committee as follows:-

- i. To consider Bills where the two Houses do not agree on all or any of the amendments made by either House;
- ii. To consider Bills where either House rejects a Motion that a Bill which originated in the other House be read a Second or Third time; and
- iii. To attempt to develop a version of the Bill that both Houses will pass.

*The Mediation Committee Report on the political parties (Amendments) Bill, 2014*

## **1.2 Committee Meetings and Methodology**

The Committee held a total of five sittings to deliberate on the Political Parties (Amendments) Bill (Senate Bill No.3 of 2014) in accordance with the Constitution and relevant provisions of the Standing Orders of the Senate and the National Assembly.

During the first sitting, the Committee conducted the election of the Chairperson and the Vice-Chairperson where Sen.S.Amos Wako, MP and Hon. Samuel Chepkong'a were elected Chair and Vice-Chair respectively.

Members noted that they will apply the precedent set by the first Mediation Committee of this Parliament where it was settled that, the Chair of the Committee should be elected from amongst members of the House that originated the Bill.

The Committee commenced its work by considering mediation process of the Bills under consideration. The Committee has already tabled its report on the Statute Law (Miscellaneous Amendments) Bill (No.2) National Assembly Bill No.33 of 2013.

Members perused the Hanzard proceedings from the two Houses and versions of the Bill as passed by the two Houses.

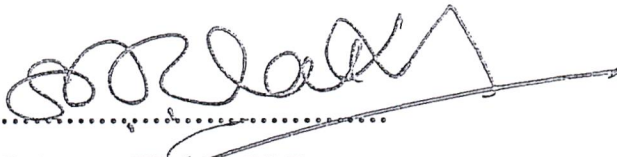
Appended to this report is a mediated version of the Bill developed by the Committee for consideration and passage by both Houses.

### 1.3 Acknowledgements

The Chairperson, on behalf of the Committee, wishes to sincerely thank the offices of the Speakers and the Clerks of the two Houses of Parliament for the necessary support extended to it in the execution of its mandate.

The Chairperson also thanks all Members of the Committee for their patience, sacrifice, endurance and commitment to their assignment under tight schedules which enabled us to complete the task within the stipulated period.

Finally, it is now my pleasant duty and privilege, on behalf of the Mediation Committee on the Political Parties (Amendments) Bill (No.2) Senate Bill No.3 of 2014 to present and commend this report including agreed version of the Bill to the Houses for approval pursuant to Article 113(2) of the Constitution and Standing Order 155 (3) of the Senate and Standing Order 150 (3) of the National Assembly.

Signed.....  
Sen. S. Amos Wako, M.P

(Chairperson, Mediation Committee)

Date.....07/04/16.....

## 2.0 BACKGROUND

### 2.1 Establishment of the Mediation Committee

The Mediation Committee was established pursuant to Articles 112 (1) (a) and 113 of the Constitution which states-

**Article 112(1)-“If one House passes an ordinary Bill concerning counties, and the second House-**

**(a) rejects the Bill, it shall be referred to a Mediation Committee appointed under Article 113”**

**Article 113-**

- 1) If a Bill is referred to a mediation committee under Article 112, the Speakers of both Houses shall appoint a mediation committee consisting of equal numbers of members of each House to attempt to develop a version of the Bill that both Houses will pass.**
- 2) If the mediation committee agrees on a version of the Bill, each House shall vote to approve or reject that version of the Bill.**
- 3) If both Houses approve the version of the Bill proposed by the mediation committee, the Speaker of the National Assembly shall refer the Bill to the President within seven days for assent.**
- 4) If the mediation committee fails to agree on a version of the Bill within thirty days, or if a version proposed by the committee is rejected by either House, the Bill is defeated.**

## **2.2 Appointment Process of Members**

Pursuant to Article 113 of the Constitution and Standing Order 149 of the National Assembly, the Clerk of the National Assembly wrote to the Clerk of the Senate vide letter dated 13<sup>th</sup> October, 2015 notifying him of the members to represent the National Assembly in the Mediation Committee on the Political Parties (Amendments) Bill (No.2) Senate Bill No.3 of 2014

Pursuant to the said provision of the Constitution and Standing Order 154 of the Senate, the Senate appointed its members to the Mediation Committee. The Joint Clerks consequently convened the first sitting of the Committee which was held on 16<sup>th</sup> March, 2016.

## **3.0 CONSIDERATION OF THE POLITICAL PARTIES (AMENDMENTS) BILL**

### **(NO.2) SENATE BILL NO.3 OF 2014**

#### **3.1 The Political Parties (Amendments) Bill (No.2) Senate Bill No.3 of 2014**

The Political Parties (Amendments) Bill (No.2) Senate Bill No.3 of 2014 originated in the Senate and was sponsored by Sen. (Dr.) Bonny Khalwale.

The National Assembly rejected the Bill on Wednesday, September 30, 2015 at second reading where there was no member wishing to second.

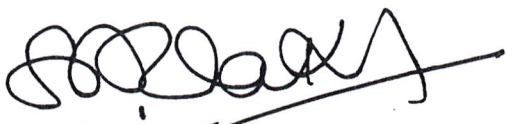
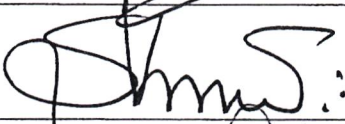
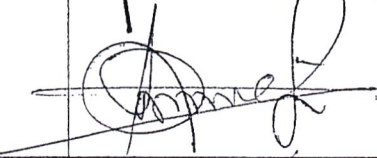


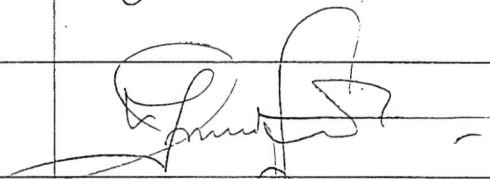
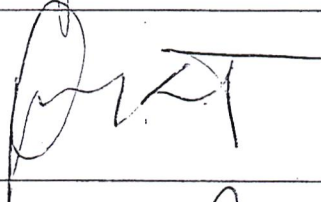
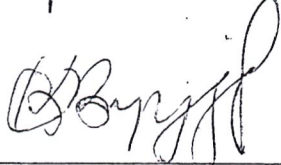
## **4.0 THE COMMITTEE'S OBSERVATIONS AND RECOMMENDATIONS**

The Mediation Committee observed that the threshold set for parties to qualify for funding was low and cannot help to build political parties with strong foundations. The Committee by consensus recommended developing the annexed version of the Bill for consideration and passage by the two Houses of Parliament.

The Mediation Committee therefore recommends to the Houses of Parliament to approve this report and its appendix thereof.

*The Mediation Committee Report on the political parties (Amendments) Bill, 2014*

This report was unanimously adopted by the following Members:-

NO	NAME	SIGNATURE
1	Sen. Amos Wako Chairperson	
2	Hon. Samuel Chepkong'a Vice Chairperson	
3	<sup>Boni</sup> Sen. <del>Bonny</del> Khalwale, M.P	
4	Hon. Daniel Maanzo, M.P	
5	Sen. Stephen Sang, MP	
6	Hon. Timothy Bosire, M.P	
7	Sen. Kipchumba Murkomen, M.P	
8	Hon. Njoroge Baiya, M.P	





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REPUBLIC OF KENYA

PARLIAMENT

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**THE POLITICAL PARTIES  
(AMENDMENT) BILL, 2016**

A version of the Political Parties (Amendment) Bill, 2014 (Senate Bills No. 3)  
approved by a mediation committee appointed pursuant to Article 113 of the  
Constitution

**THE POLITICAL PARTIES (AMENDMENT) BILL, 2016**

**A Bill for**

**AN ACT** of Parliament to amend the Political Parties Act, and for connected purposes-

**ENACTED** by the Parliament of Kenya, as follows—

Short title.

1. This Act may be cited as the Political Parties (Amendment) Act, 2016.

Amendment of section 25 of No. 11 of 2011.

2. Section 25 of the Political Parties Act, 2011, is amended in sub section (2)-

(a) by deleting the word “five” appearing in paragraph (a) and substituting therefor the word “three”;

(b) by inserting the following new paragraph immediately after paragraph (b)-

(c) the party does not have at least—

- (i) twenty elected members of the National Assembly; and
- (ii) three elected members of the Senate; and
- (iii) three elected members who are Governors; and
- (iv) forty members of County Assemblies.

*Political Parties (Amendment) Bill, 2016*

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I certify that this printed impression is a true copy of the Bill passed by the Senate on.....and the National Assembly on... ..

*Clerk of the National Assembly*

Presented for assent in accordance with the provisions of the Constitution of Kenya on the.....at the hour of.....

*Speaker of the National Assembly*

MINUTES OF THE FIFTH SITTING OF THE MEDIATION COMMITTEE ON THE  
POLITICAL PARTIES (AMENDMENT) BILL, 2014 AND THE STATUTE LAW  
(MISC.AMENDMENTS), BILL, 2013 HELD ON WEDNESDAY 30<sup>TH</sup> MARCH, 2016 IN  
COMMITTEE ROOM 7, MAIN PARLIAMENT BUILDING, AT 4:30 P. M.

**PRESENT**

1. Sen. Amos Wako M.P. - Chairperson
2. Hon. Samuel Chepkong'a, M.P. - Vice-Chairperson
3. Hon. Njoroge Baiya, M.P.
4. Hon. Daniel Maanzo, M.P.
5. Sen. Kipchumba Murkomen, M.P.
6. Hon. Timothy Bosire, M.P.
7. Sen. Boni Khalwale, M.P.

**ABSENT WITH APOLOGY**

Sen. Stephen Sang, M.P.

**IN ATTENDANCE**

**THE NATIONAL ASSEMBLY AND SENATE**

1. Mr. Abenayo Wasike First Clerk Assistant, National Assembly
2. Ms. Mugure Gituto Legal Counsel, National Assembly

**MIN. NO. 024/2016:**

**PRELIMINARIES**

The meeting was called to order at 4:45 p.m by the Chairperson and was followed by a word of prayer. The Chair informed members on the Agenda as filed.

The Chairperson invited the Secretariat to submit the Report on the Political Parties (Amendment) Bill, 2014 for adoption

MIN. NO. 025/2016:

**ADOPTION OF AGENDA**

The agenda of the meeting was adopted after it was proposed by the Chairperson and seconded by the Vice-Chairperson.

MIN. NO. 026/2016:

**CONFIRMATION OF PREVIOUS MINUTES**

Minutes of the fourth sitting held on 29<sup>th</sup> March, 2016 were confirmed having been proposed by Hon. Daniel Maanzo, M.P and seconded by the Chairperson.

MIN.NO.027/2016

**ADOPTION OF REPORT ON THE POLITICAL PARTIES  
(AMENDMENTS) BILL, 2014**

Members unanimously adopted the mediated version of the Report and recommended the same for tabling in the two Houses for consideration and passage.

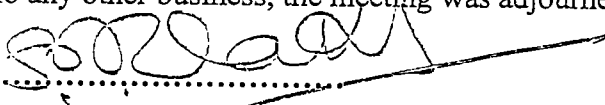
The Report was proposed for adoption by Hon. Daniel Maanzo, MP and seconded by Hon. Samuel Chepkong'a, M.P

MIN. NO. 028/2016:

**ADJOURNMENT**

There being no any other business, the meeting was adjourned at 5.30 pm.

Signature.....



Sen. S.Amos Wako M.P)

(Chairperson)

Date.....

07/04/16

**MINUTES OF THE FOURTH SITTING OF THE MEDIATION COMMITTEE ON THE POLITICAL PARTIES (AMENDMENT) BILL, 2014 AND THE STATUTE LAW (MISC.AMENDMENTS), BILL, 2013 HELD ON TUESDAY 29<sup>TH</sup> MARCH, 2016 IN COMMITTEE ROOM 5, MAIN PARLIAMENT BUILDING, AT 10:00 A. M.**

**PRESENT**

1. Sen. Amos Wako M.P. - Chairperson
2. Hon.Njoroge Baiya, M.P
3. Hon. Daniel Maanzo, M.P.
4. Sen.Kipchumba Murkomen, M.P.
5. Hon. Timothy Bosire, M.P.

**ABSENT WITH APOLOGYIES**

- Hon. Samuel Chepkong'a, M.P. - Vice-Chairperson  
Sen. Bonny Khalwale, M.P.  
Sen. Stephen Sang, M.P

**IN ATTENDANCE**

**THE NATIONAL ASSEMBLY AND SENATE**

- |                       |  |
|-----------------------|--|
| 1. Mr. Abenayo Wasike | First Clerk Assistant, National Assembly   |
| 2. Mr. Abisai Denis   | Principal Legal Counsel, National Assembly |
| 3. Mohamed Hassan     | Clerk Assistant, Senate                    |

**MIN. NO. 019/2016:**

**PRELIMINARIES**

The meeting was called to order at 10:20 a.m by the Chairperson and was followed by a word of prayer. The Chair informed members on the Agenda as filed.

The Chairperson informed members that the Committee invited Hon. (Dr.) Chris Wamalwa,MP, MP, to brief members on his Bill on Political Parties amendments.Hon.Wamalwa was invited to consult with Members because his Bill is similar to the one before the mediation committee.

**MIN. NO. 020/2016:**

**ADOPTION OF AGENDA**

The agenda of the meeting was adopted after it was proposed by the Chairperson and seconded by Hon. Daniel Maanzo, M.P

**MIN. NO. 021/2016:**

**CONFIRMATION OF PREVIOUS MINUTES**

Minutes of the third sitting held on 24<sup>th</sup> March, 2016 were confirmed having been proposed by Sen.Kipchumba Murkomen, M.P and seconded by Hon. Timothy Bosire, M.P

**MIN.NO.022/2016      CONSIDERATION OF THE POLITICAL PARTIES (AMENDMENTS)  
BILL, 2014**

Hon. (Dr).Chris Wamalwa, MP informed the Committee that;

- The Bill he sponsored has been passed by the National Assembly and prefers it to be considered on merit in the Senate.
- The threshold of funding proposed in his Bill is higher than the one before the mediation committee.
- The Bill was as a result of consultations with the Registrar of Political Parties and Centre for Multi Party Democracy among others.
- The Bill is different from the one before the mediation committee and should proceed to the Senate for concurrence as passed by the National Assembly.

On the Bill before the Committee members, considered different scenarios concerning the threshold of funding political parties and proposed to reduce the percentage of total number of votes obtained in the preceding General election required for a particular party to qualify for funding from the Political Parties Fund from **five (5) percent to three (3) percent** or a party should attain the following to qualify for funding;

- i. Three (3) Governors
- ii. Three (3) Senators


- iii. Twenty (20) Members of Parliament
- iv. Fourty (40) Members of County Assembly

Members observed that it should be applied cumulatively.

**MIN. NO. 023/2016:**

**ADJOURNMENT AND DATE OF NEXT MEETING**

There being no any other business, the meeting was adjourned at 11.30 am and the date of the next meeting set for Wednesday 30<sup>th</sup> March, 2016 at 4.30 pm.

Signature.....

Sen. Amos Wako M.P)

(Chairperson)

Date.....



MINUTES OF THE THIRD SITTING OF THE MEDIATION COMMITTEE ON THE  
POLITICAL PARTIES (AMENDMENT) BILL, 2014 AND THE STATUTE LAW  
(MISC.AMENDMENTS), BILL, 2013 HELD ON THURSDAY 24<sup>TH</sup> MARCH, 2016 IN  
COUNTY HALL, BOARDROOM, GROUND FLOOR, PARLIAMENT BUILDING, AT  
10:00 P.M.

**PRESENT**

1. Sen. Amos Wako M.P. - Chairperson
2. Hon. Samuel Chepkong'a, M.P. - Vice-Chairperson
3. Hon. Njoroge Baiya, M.P.
4. Hon. Daniel Maanzo, M.P.
5. Sen. Kipchumba Murkomen, M.P.
6. Hon. Timothy Bosire, M.P.

**ABSENT WITH APOLOGYIES**

Sen. Bonny Khalwale, M.P.

Sen. Stephen Sang, M.P.

**IN ATTENDANCE**

**THE NATIONAL ASSEMBLY AND SENATE**

- |                       |  |
|-----------------------|--|
| 1. Mr. Abenayo Wasike | First Clerk Assistant, National Assembly   |
| 2. Mr. Abisai Denis   | Principal Legal Counsel, National Assembly |
| 3. Mohamed Hassan     | Clerk Assistant, Senate                    |
| 4. Ms. Judy Wahito    | Legal Counsel, Senate                      |

**MIN. NO. 013/2016:**

**PRELIMINARIES**

The meeting was called to order at 10:25 a.m by the Chairperson and was followed by a word of prayer. The Chair informed members on the Agenda as filed.

**MIN. NO. 014/2016:**

**ADOPTION OF AGENDA**

The agenda of the meeting was adopted after it was proposed by the Chairperson and seconded by the Vice-chairperson. The Agenda was amended to include an item on Adoption of the Report on Statute law (Miscellaneous Amendments) Bill, 2013.

**MIN. NO. 015/2016:**

**CONFIRMATION OF PREVIOUS MINUTES**

Minutes of the first sitting held on 16<sup>th</sup> March, 2016 were proposed by Hon. Samuel Chepkong'a, M.P (Vice-Chairperson) and seconded by Hon. Daniel Maanzo, MP

Minutes of the second sitting held on 23<sup>rd</sup> March, 2016 were proposed by Hon. Njoroge Baiya, M.P and seconded by Hon. Daniel Maanzo, MP

**MIN.NO.016/2016**

**ADOPTION OF REPORT ON STATUTE LAW  
(MISCELLANEOUS AMENDMENTS) BILL, 2013**

Members unanimously adopted the mediated version of the Report and recommended the same for tabling in the two Houses for consideration and passage.

The Report was proposed for adoption by Sen. Amos Wako, M.P and seconded by Hon. Samuel Chepkonga, M.P.

**MIN.NO.017/2016**

**CONSIDERATION OF THE POLITICAL PARTIES  
(AMENDMENTS) BILL, 2014**

Members considered the report filed by the Secretariat on different scenarios concerning the threshold of funding political parties and proposed that a party should attain the following to qualify for funding;

- i. Three (3) Governors

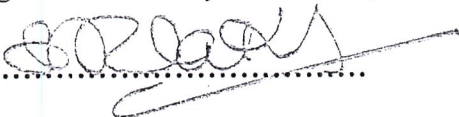
- ii. Three (3) Senators
- iii. Twenty (20) Members of Parliament
- iv. Forty (40) Members of County Assembly

Members observed that funding is necessary to build a foundation for strong political parties.

The Committee resolved to make a decision after Hon. Bonny Khalwale and Hon. Chris. Wamalwa present their views in the next meeting

**MIN. NO. 018/2016:                                  ADJOURNMENT AND DATE OF NEXT MEETING**

There being no any other business, the meeting was adjourned at 11.30 am and the date of the next meeting set for Tuesday 29<sup>th</sup> March, 2016 at 10.00 am.

Signature.....

Sen. Amos Wako M.P)

(Chairperson)

Date..... 29/03/16.....

MINUTES OF THE SECOND SITING OF THE MEDIATION COMMITTEE ON THE POLITICAL PARTIES (AMENDMENT) BILL, 2014 AND THE STATUTE LAW (MISC.AMENDMENTS), BILL, 2013 HELD ON WEDNESDAY 23<sup>RD</sup> MARCH, 2016 IN COMMITTEE ROOM 9, MAIN PARLIAMENT BUILDING, AT 4:30 P. M.

**PRESENT**

1. Sen. Amos Wako M.P. - Chairperson
2. Hon. Samuel Chepkong'a, M.P. - Vice-Chairperson
3. Hon. Njoroge Baiya, M.P.
4. Hon. Daniel Maanzo, M.P.
5. Sen. Kipchumba Murkomen, M.P.
6. Hon. Timothy Bosire, M.P.

**ABSENT WITH APOLOGYIES**

Sen. Bonny Khalwale, M.P.

Sen. Stephen Sang, M.P.

**IN ATTENDANCE**

**THE NATIONAL ASSEMBLY AND SENATE**

- |                       |  |
|-----------------------|--|
| 1. Mr. Abenayo Wasike | First Clerk Assistant, National Assembly   |
| 2. Mr. Abisai         | Principal Legal Counsel, National Assembly |
| 3. Mohamed Hassan     | Clerk Assistant, Senate                    |
| 4. Ms. Judy Wahito    | Legal Counsel, Senate                      |

**MIN. NO. 009/2016:**

**PRELIMINARIES**

The meeting was called to order at 4:50 a.m by the Chairperson and was followed by a word of prayer. The Chair informed members on the Agenda as filed.

**MIN. NO. 010/2016:**

**ADOPTION OF AGENDA**

20 MCA  
5 MPs  
3 Gov  
3 Senators  
12 MPs  
40  
20

The agenda of the meeting was adopted after it was proposed by the Chairperson and seconded by the Vice-chairperson.

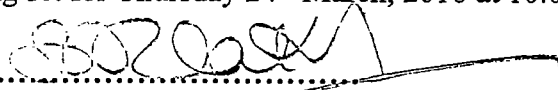
**MIN. NO. 011/2016:                      CONSIDERATION      OF      THE      STATUTE      LAW  
(MISC.AMENDMENT) BILL, 2013**

The Secretariat presented a draft version of the mediated Bill for consideration by the Committee. Members were unanimous that the amendment to the Transition to Devolved Government Act has been overtaken by events as the term of the Transition Authority had lapsed. The amendment shall be deleted from the mediated version of the Bill.

The Committee also agreed to review Statute law amendment Act on the provisions of the Agriculture, Fisheries and Food Authority Act as reflected in the mediated Bill.

**MIN. NO. 012/2016:                      ADJOURNMENT AND DATE OF NEXT MEETING**

There being no any other business, the meeting was adjourned at 5.30 pm and the date of the next meeting set for Thursday 24<sup>th</sup> March, 2016 at 10.00 am.

Signature.....

Sen. Amos Wako M.P)

(Chairperson)

Date.....23/03/16.....

MINUTES OF THE FIRST SITTING OF THE MEDIATION COMMITTEE ON THE  
POLITICAL PARTIES (AMENDMENT) BILL, 2014 AND THE STATUTE LAW  
(MISC.AMENDMENTS), BILL, 2013 HELD ON WEDNESDAY 16<sup>TH</sup> MARCH, 2016 IN  
COMMITTEE ROOM 7, MAIN PARLIAMENT BUILDING, AT 10:00 A. M.

PRESENT

1. Sen. Amos Wako M.P.
2. Hon. Samuel Chepkong'a, M.P.
3. Sen. Bonny Khalwale, M.P.
4. Hon.. Daniel Maanzo, M.P.
5. Sen.Kipchumba Murkomen, M.P.
6. Hon. Timothy Bosire, M.P.
7. Sen. Stephen Sang, M.P.

ABSENT WITH APOLOGY

Hon.Njoroge Baiya, M.P

IN ATTENDANCE

THE NATIONAL ASSEMBLY AND SENATE

- |                       |  |
|-----------------------|--|
| 1. Mr. Njenga Njuguna | Director, Committee Services, Senate       |
| 2. Mr. Abenayo Wasike | First Clerk Assistant, National Assembly   |
| 3. Mr. Ibrahim Leruk  | Clerk Assistant, Senate                    |
| 4. Mr. Peter Muchira  | Clerk Assistant, Senate                    |
| 5. Mr. Abisai         | Principal Legal Counsel, National Assembly |
| 6. Ms. Claire Kidombo | Legal Counsel                              |
| 7. Ms. Judy Wahito    | Legal Counsel                              |

MIN. NO. 001/2016:

PRELIMINARIES

The meeting was called to order at 10:20 a.m by the Director of Committee Services. This was followed by a word of prayer. The Director informed members on the purpose of the Committee

pursuant to provisions of Articles 112 and 113 of the Constitution and Standing Orders of the two Houses.

MIN. NO. 002/2016:

#### ADOPTION OF AGENDA

The agenda of the meeting was adopted after it was proposed by Sen. Stephen Sang, M.P. and seconded by Hon. Daniel Maanzo, M.P.

MIN. NO. 003/2016:

#### ELECTION OF THE CHAIRPERSON

The Director of Committee Services invited nominations for the election of Chairperson.

Hon. Samuel Chepkong'a proposed Sen. Amos Wako for Chairperson and seconded by Hon. Daniel Maanzo, MP. There being no any other proposal, the Director of Committee Services declared Sen. Amos Wako as duly elected Chairperson.

MIN. NO. 004/2016:

#### ELECTION OF THE VICE-CHAIRPERSON

Hon. Timothy Bosire, MP proposed Hon. Samuel Chepkong'a for Vice-Chairperson and Seconded by Hon. Daniel Maanzo. There being no any other proposal, the Director of Committee Services declared Hon. Samuel Chepkong'a as duly elected Vice- Chairperson

MIN.NO.005/2016

#### REMARKS BY THE CHAIRPERSON, VICE-CHAIRPERSON AND MEMBERS

The Chairperson and Vice-Chairperson thanked Members for electing them to lead the committee and undertook to help the committee realise consensus on the two Bills.

Members congratulated the elected leadership of the Committee and promised to improve the Bills for consideration and passage by the two Houses.

The Chairperson informed members that the Committee has two Bills to consider.

*The Statute Law (Miscellaneous Amendments)(No.2) Bill (N.A Bill No.33 of 2013)*

The Vice Chairperson briefed the Committee on the contentious provision which sought to enhance powers of the Transitional Authority. He however noted that the provision had been overtaken by events as the transitional Authority term had since lapsed. The Transition to Devolved Government Act which is the subject of the amendment is not in force.

Members of the Committee observed that the intention of the proposed amendment was noble and that they should explore possibilities of amending the Intergovernmental Relations Act, 2012 to achieve intended purpose.

The Secretariat was tasked to file the Intergovernmental Relations Act and explore if the suggestion was legally feasible and report back to the Committee in the next sitting.

*The Political Parties (Amendment) Senate Bill No.3 of 2014*

The Bill proposed amendments that would alter the threshold required by Political Parties to benefit from the Political Parties Fund. The Bill was lost in the National Assembly at second reading.

Members observed that the main Contention was in the threshold of determining allocation of funds to political parties.

The Committee noted that the National assembly is currently considering a Bill sponsored by Hon. Chris Wamalwa, MP. This may be targeting to amend clauses under deliberations by the Mediation Committee.

The Committee resolved as follows:

1. That the secretariat study the provision of the National Assembly Bill and flag out similarities and/or informative provisions with an aim of adding value to the Mediation process;



2. That the Secretariat prepare a simulation of possible scenarios under the current act, Under the Bill before the Committee and Under the National Assembly Bill for discussion by the Committee; and,
3. To provide copies of the National Assembly Bill for reference by the Committee.

MIN. NO. 007/2016:

**ANY OTHER BUSINESS**

1. The Committee was informed that a request will be presented in the next meeting to consider amending Section 16 (4) of the ALFFA Act as contained in the Statute Law Miscellaneous Bill, 2013;
2. The Committee resolved to invite Hon. Chris Wamalwa, MP in its next sitting on the Political Parties Bill.

MIN. NO. 008/2016:

**ADJOURNMENT AND DATE OF NEXT MEETING**

The meeting was adjourned at 11.30 and the date of the next meeting set for Wednesday 23<sup>rd</sup> March, 2016

Signature.....

Sen. Amos Wako M.P)

(Chairperson)

Date.....

24/03/16