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MEDIATION COMMITTEE ON THE MINING BILL

(NATIONAL ASSEMBLY BILL NO. 9 OF 2014)

REPORT ON THE MINING BILL, 2014

(NATIONAL ASSEMBLY BILL NO. 9 OF 2014)

Paper Label
By Hon. Amina Abdallah
Co-Chair, Mediation
Committee (Mining Bill) on
Tuesday, March 08, 2016



JOINT CLERKS' CHAMBERS
PARLIAMENT OF KENYA
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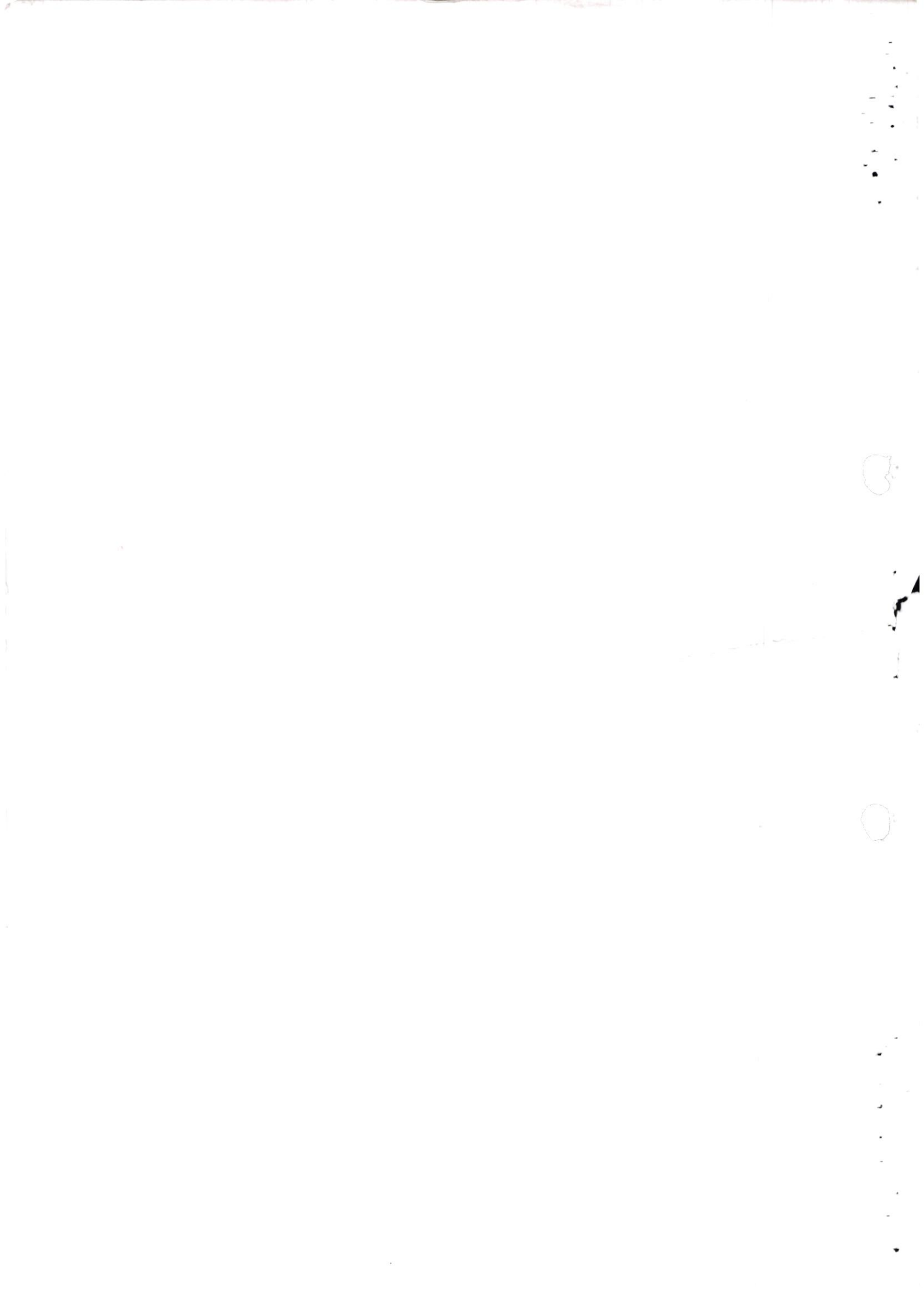
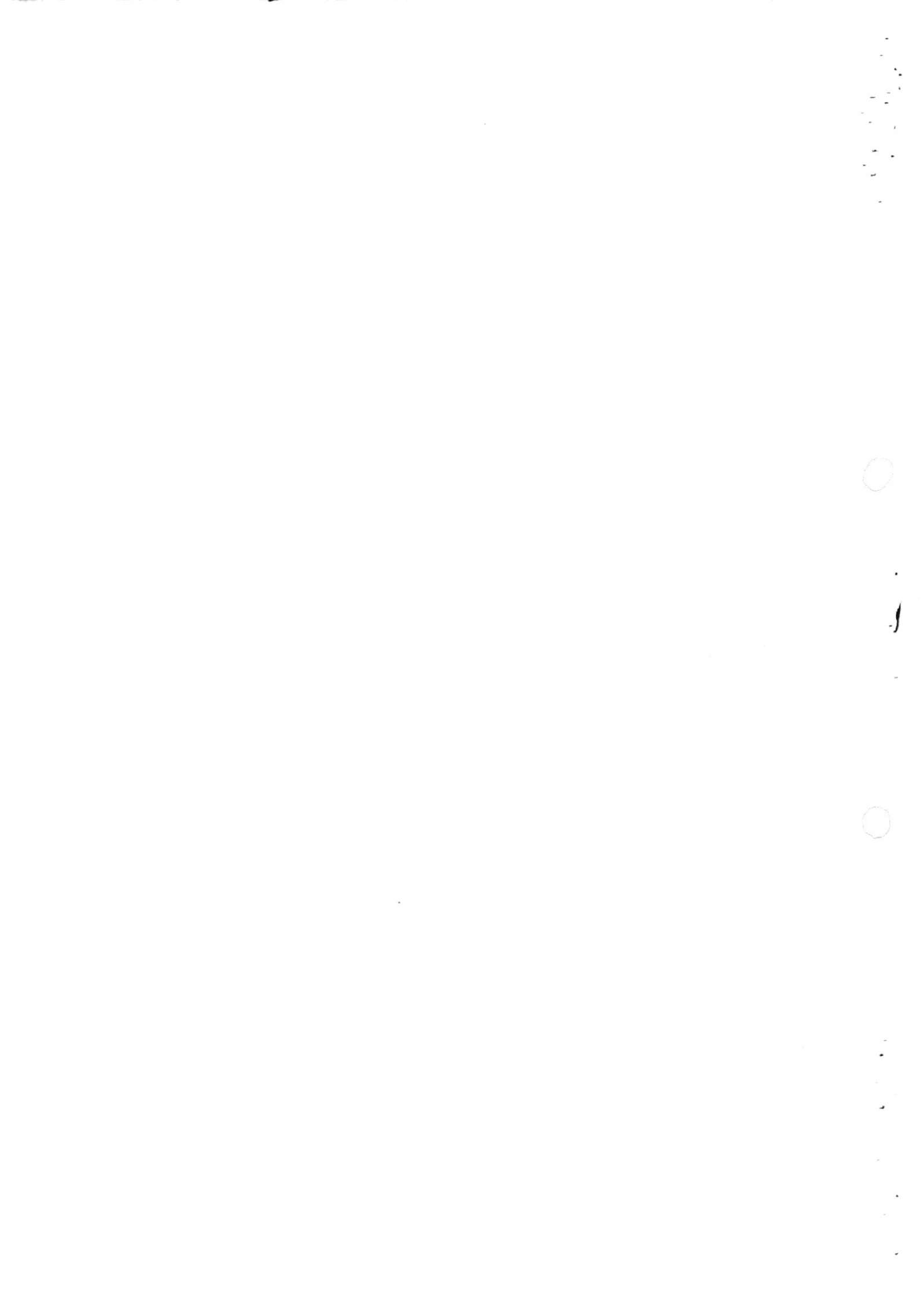


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1.0 INTRODUCTION

1.1 Establishment of the Committee

The Mediation Committee on the Mining Bill (National Assembly Bill No. 9 of 2014) was constituted by the Speaker of the National Assembly pursuant to Standing Order 149 (2) of National Assembly and the Speaker of the Senate pursuant to Standing Order 154 (2) of the Senate on 28th October, 2015, and 4th November, 2015, respectively.

The members of the Committee were:-

- | | |
|--|------------------|
| 1. Sen. Lenny Kivuti, M.P. | - Chairperson |
| 2. Hon. Amina Abadalla, M.P., CBS | - Co-Chairperson |
| 3. Sen. Billow Kerrow, M.P. | - Member |
| 4. Sen. (Dr.) Agnes Zani, M.P. | - Member |
| 5. Hon. Ejidius Njogu Barua, M.P | - Member |
| 6. Hon. Chachu Ganya, M.P | - Member |
| 7. Sen. Isaac Melly, M.P | - Member |
| 8. Sen. Henry Tiole ole Ndiema, M.P | - Member |
| 9. Hon. Andrew Mwadime, M.P | - Member |
| 10. Hon. George Peter Opondo Kaluma , M.P. | - Member |

1.2 Mandate of the Committee

The Mediation Committee derives its mandate from Article 113 of the Constitution of Kenya and the National Assembly Standing Order No. 149 and Senate Standing Orders No. 154.

The Committee was established to develop a version of the Mining Bill (National Assembly Bill No. 9 of 2014) and in particular Clauses 4 (a) and (c), 7, 16, 30, 33, 34, 37, 40, 49, 51 and 149 of the Bill that would be presented to both Houses for approval as provided for under National Assembly Standing Order No. 149 (6) and Senate Standing Order No. 154 (6).

The specific clauses of the Bill that were in contention were Clauses **4 (a) and (c), 7, 16, 30, 33, 34, 37, 40, 49, 51 and 149.**

1.3 Committee Sitzings

The Committee held its first meeting on 27th November, 2015 and elected Sen. Lenny Kivuti, M.P and Hon. Amina Abdalla, M.P, CBS as Chairperson and Co-Chairperson respectively.

The Committee thereafter deliberated on Clauses 4 (a) and (c), 7, 16, 30, 33, 34, 37, 40, 49, 51 and 149 of the Mining Bill (National Assembly Bill No. 9 of 2014) which were in contention. The Committee held other sittings on 16th February, and 1st March, 2016 (Appendix I).

1.4 Committee Resolutions

The Committee deliberated on the contentious clauses and unanimously agreed on a version of the Bill to be presented to both Houses for approval. The agreed version of the Bill is hereby appended to this report.

1.5 Adoption of the Report

We the Members of the Mediation Committee on the Mining Bill (National Assembly Bill No. 9 of 2014) have adopted this report pursuant to Standing Order 155 (1), and affix our signatures to affirm our approval and confirm its accuracy, validity and authenticity as per the attached schedule (Appendix II)