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ELEVENTH PARLIAMENT – SECOND SESSION (2014)

THE REPORT OF
THE MEDIATION COMMITTEE ON THE DIVISION OF REVENUE
BILL, 2014

PURSUANT TO ARTICLE 113 OF THE CONSTITUTION

JOINT CLERKS CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI.
JULY 2014

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1.0 INTRODUCTION

1. The Mediation Committee on the Division of Revenue Bill, 2014 was constituted by the Speakers of the two Houses of Parliament on 24th June, 2014 pursuant to Article 112 and 113 of the Constitution and the Standing Orders of the Senate and the National Assembly comprising of the following members:-

1. The Hon. Mutava Musyimi, MP. - **Chairperson**
2. The Hon. Sen. Billow Kerrow, MP. - **Vice-Chairperson**
3. The Hon. Mary Emaase, MP
4. The Hon. Sen. Mutahi Kagwe, MP.
5. The Hon. Sen. Mutula Kilonzo Junior, MP.
6. The Hon. John Mbadi, MP.

1.1 The Mediation Committee's Mandate

2. 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 outlines the functions of the Committee as follows:-
 - i.) *To consider Bills where the Houses do not agree on all or any of the amendments made by either Houses;*
 - 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.*

1.2 Committee Meetings and Methodology

3. The Committee held a total of four (4) sittings to deliberate on the Division of Revenue Bill, 2014 in accordance with the Constitution and relevant provisions of the Standing Orders of the Senate and the National Assembly.
4. During the first sitting the Committee conducted the election of the Chairperson and the Vice-Chairperson where Hon. Mutava Musyimi, MP and Sen. Billow Kerrow, MP were elected as Chairman and Vice Chairman respectively.

5. At this meeting the Committee made reference to the report of the pioneering Mediation Committee that recommended that in future, the Chair of the mediation Committee should be elected from amongst members of the House that originated the Bill.

6. The Committee commenced its work by developing a statement of issues of concern raised that necessitated the rejection of Bill by the National Assembly. The statements comprised of the amendments made by the Senate to the Division of Revenue Bill, 2014.

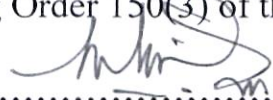
7. Appended to this report is a version of the Bill developed by the Committee for consideration by both Houses.

1.3 Acknowledgements

8. 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 necessary support extended to it in the execution of its mandate.

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

10. Finally, it is now my pleasant duty and privilege, on behalf of the Mediation Committee on the Division of Revenue Bill, 2014, to present and commend this report including an 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
HON. MUTAVA MUSYIMI, MP
CHAIRPERSON,
(THE MEDIATION COMMITTEE)

DATE: 17th July 2014