



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE SENATE

MESSAGE FROM THE NATIONAL ASSEMBLY

ON THE APPROVAL OF THE SECOND BASIS FOR EQUITABLE SHARING OF
NATIONAL REVENUE ALLOCATED TO COUNTIES

Honorable Senators,

I wish to report to the Senate that, pursuant to Standing Order 40 (3) and (4), I received the following Message from the Speaker of the National Assembly regarding the approval, by the Assembly, of the Second Basis for Equitable Sharing of National Revenue allocated to Counties-

"PURSUANT to the provisions of Standing Orders 41 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly –

WHEREAS, on 21st April, 2016, the National Assembly received a Message from the Senate regarding approval of the Second Basis for Equitable Sharing of National Revenue allocated to Counties ;

WHEREAS, the National Assembly inadvertently failed to consider the Senate's resolution within the sixty (60) days contemplated under Article 217 (5) (a) of the Constitution, the effect of which the said formula is deemed to have been **approved** by the National Assembly in the form passed by the Senate;

NOW THEREFORE, in accordance with the said provisions of the Constitution and Standing Order 41 of the National Assembly Standing Orders, I hereby **convey** the said decision of the National Assembly to the Senate".

Honourable Senators,

In the circumstances, the Second Basis for Equitable Sharing of National Revenue allocated to Counties stands approved and pursuant to Article 217 (7) of the Constitution, it shall be binding until a subsequent resolution has been approved.

I thank you.

SEN. DAVID EKWEE ETHURO, EGH, EBS, M.P.
SPEAKER OF THE SENATE

6th July, 2016

REPUBLIC OF KENYA

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NAIROBI, Kenya

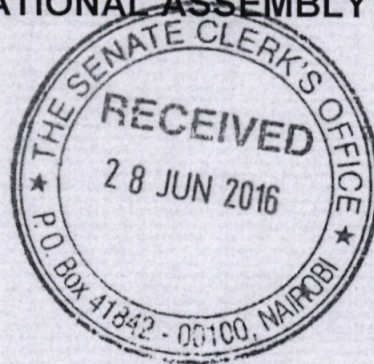
When replying, please quote

THE NATIONAL ASSEMBLY

KNA/MESSAGE/TS/2016/(023)

28th June 2016

Mr. Jeremiah Nyegenye, CBS
Clerk of the Senate
Parliament Buildings
P.O. Box 41842-00100
NAIROBI



Dear *clerk,*

RE: APPROVAL OF THE SECOND BASIS FOR EQUITABLE SHARING OF NATIONAL REVENUE ALLOCATED TO COUNTIES

The above-mentioned subject matter refers.

Attached herewith, please find a Message in respect of the approval, by the National Assembly, of the *Second Basis for Equitable Sharing of National Revenue Allocated to Counties*.

I have also enclosed a copy of the Communication from the Chair in respect of the said decision, for ease of reference.

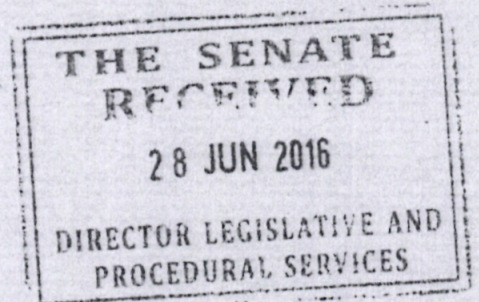
Yours

JUSTIN BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

Encls.

① DLPS
Please deal.
28/06/16

② *Mr. Mogeve*
Please deal.
28/06/16



③ *Hydia*
Please file.
Mogeve
29/06/16

REPUBLIC OF KENYA



ELEVENTH PARLIAMENT-FOURTH SESSION

THE NATIONAL ASSEMBLY

MESSAGES

MESSAGE TO THE SENATE

(No. 025 of 2016)

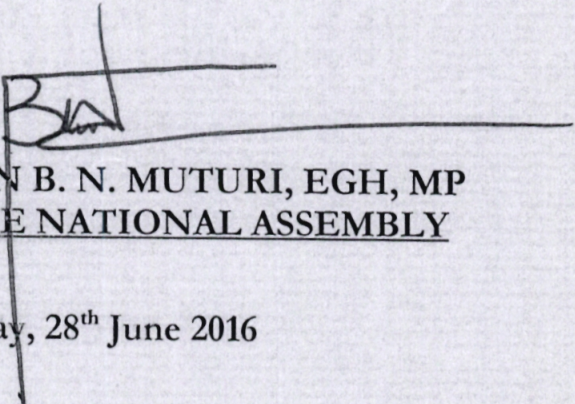
**SUBJECT: APPROVAL OF THE SECOND BASIS FOR EQUITABLE SHARING
OF NATIONAL REVENUE ALLOCATED TO COUNTIES**

PURSUANT to the provisions of Standing Order 41 of the National Assembly Standing Orders, I hereby convey the following Message from the National Assembly –

WHEREAS, on 21st April, 2016, the National Assembly received a Message from the Senate regarding approval of the *Second Basis for Equitable Sharing of National Revenue allocated to Counties*,

WHEREAS, the National Assembly inadvertently failed to consider the Senate's resolution within the sixty (60) days contemplated under Article 217(5)(a) of the Constitution, the effect of which the said formula is deemed to have been **approved** by the National Assembly in the form passed by the Senate;

NOW THEREFORE, in accordance with the said provisions of the Constitution and Standing Order 41 of the National Assembly Standing Orders, I hereby **convey** the said decision of the National Assembly to the Senate.


THE HON. JUSTIN B. N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Tuesday, 28th June 2016

REPUBLIC OF KENYA



ELEVENTH PARLIAMENT

THE NATIONAL ASSEMBLY – (FOURTH SESSION)

No. 039 OF 2016

COMMUNICATION FROM THE CHAIR

ON THE SECOND BASIS FOR EQUITABLE SHARING OF NATIONAL
REVENUE ALLOCATED TO COUNTIES

Honourable Members,

As you may recall, I conveyed to the House a Message from the Senate on 21st April, 2016 regarding the approval of the Second Basis for Equitable Sharing of National Revenue allocated to Counties. Article 217 of the Constitution stipulates that the National Assembly may consider the Senate's resolution on the formula and vote to approve it with or without amendments, or reject it in full within sixty (60) days.

Honourable Members,

Yesterday, Tuesday, 21st June 2016, was the sixtieth day from when the Message was conveyed to this House. Therefore, the provisions of Article 217(5)(a) of the Constitution come into play. For clarity, the said Article states, and I quote:

"If the National Assembly—

(a) does not vote on the resolution within sixty days, the resolution shall be regarded as having been approved by the National Assembly without amendment;

Since there was no decision made by the House to either amend or reject the formula, the National Assembly is deemed to have approved the formula as passed by the Senate. I will therefore proceed to communicate this to the Senate, for conclusion of the process. The House stands guided accordingly.

I thank you!

THE HON. JUSTIN B. N. MUTURI, EGH, M.P.
SPEAKER OF THE NATIONAL ASSEMBLY

WEDNESDAY, JUNE 22, 2016