



REPUBLIC OF KENYA  
THE NATIONAL TREASURY AND PLANNING

Telegraphic Address: 22921  
Finance – Nairobi  
FAX NO. 310833  
Telephone: 2252299  
When Replying Please Quote

THE NATIONAL TREASURY  
P O BOX 30007 - 00100  
NAIROBI  
KENYA

Ref. No. Conf. 40/41/01

September 11, 2020

**Michael Sialai, EBS**  
Clerk of the National Assembly  
Parliament Buildings  
NAIROBI

① DHS/P  
To have it  
tabled and  
registered.  
CNA  
15 SEP 2023  
16/9/20  
CLERK'S OFFICE  
P. O. Box 41842, NAIROBI  
PARLIAMENT  
OF KENYA  
LIBRARY

Dear *Sialai,*

**RE: LEGAL NOTICE NO. 172 ON EXEMPTION FROM PROVISIONS  
OF STAMP DUTY ACT ON INSTRUMENTS EXECUTED FOR THE  
TRANSFER OF L.R. NO. 209/3869**

The National Fund for the Disabled of Kenya, a charitable organization formed in 1980 and registered as a Trust Fund under the Trustees (Perpetual Succession) Act and exempt from Income Tax, is intending to purchase the above mentioned property at a price of **Kenya Shillings Five Hundred and Thirty Five hundred and Thirty Five Million(Ksh.535,000,000.00)** from a Government Grant.

Following a recommendation of the Cabinet Secretary for Lands and Physical Planning, the transfer of Land Parcel No. **209/3869** – Nairobi was exempted from the provisions of the Stamp Act – Legal Notice No. 172.

In compliance with Section 11 of the Statutory Instrument Act, I hereby submit the above-mentioned Legal Notice and explanatory Memorandum submitted by the National Fund for the Disabled of Kenya.

Yours *Sincerely,*

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reference  
17/9

**HON. (AMB) UKUR YATANI, EGH**  
**CABINET SECRETARY/THE NATIONAL TREASURY & PLANNING**

*M*



National Fund for the Disabled of Kenya  
2<sup>nd</sup> Floor, Rehema House  
Kaunda/Standard Street  
P.O. Box 47857-00100GPO,  
NAIROBI.  
Tel: 020 2251791/ 2133 652  
Cell:0722 200 783/  
0735 769 852  
E-mail :info@nfdk.or.ke  
Website:www.nfdk.or.ke  
DATE: 3<sup>rd</sup> July 2020

YOUR REF: \_\_\_\_\_

OUR REF: NFD/ADM/89/VOL.VI (70)

The National Treasury and Planning,  
Treasury Building, Harambee Avenue,  
P.O Box 30007-00100,  
Nairobi.

CABINET SECRETARY  
THE NATIONAL TREASURY & PLANNING  
*857*  
01 SEP 2020  
**RECEIVED**  
P. O. Box 30007 - 00100, NAIROBI

Attn: C.S Hon. Amb. Ukur Yatani Kanacho

Dear Sir,

**RE: APPLICATION FOR EXEMPTION FROM VAT AND STAMP DUTY ON PURCHASE AND REGISTRATION OF COLLEGE HOUSE, L.R. NO. 209/3869, NAIROBI CBD.**

The National Fund for the Disabled of Kenya is a charitable organization formed in 1980 and registered as a Trust Fund under the Trustees (Perpetual Succession) Act. We are exempt from Income Tax and we are intending to purchase the above subject property from **Heri Holdings Limited** at a price of **Kenya Shillings 535,000,000.00** (KShs. Five Hundred and Thirty-Five Million) from a Government Grant.

This is therefore to apply for waiver of the relevant VAT amounting to **Kenya Shillings 74,900,000.00** and the Stamp duty tax amounting to **Kenya Shillings 21,400,000.00.**

Your kind consideration will be highly appreciated.

Yours faithfully,

Mrs. W. Kristina Kenyatta Pratt, CBS, EBS.,  
Chairperson,  
Board of Trustees,  
National Fund for the Disabled of Kenya

THE NATIONAL ASSEMBLY  
PAPERS LAID  
DATE: 22 SEP 2020  
TABLED BY:  
CLERK AT THE TABLE:  
*Wanjana*  
*FWA*  
*+ request back*  
*9/15*

## **NFDK PAPER TRAIL ON SEARCH FOR FOURTH COMMERCIAL BUILDING.**

The National Fund for the Disabled of Kenya was established on 4<sup>th</sup> October 1980 during the National Year for the Disabled. The Fund was incorporated as a Trusteeship under perpetual Succession (Trustees) Act Cap 164 of the Laws of Kenya on 6<sup>th</sup> April 1989.

The Fund's vision is to have a high quality life for persons with disabilities. The Fund's mandate is to enhance social economic empowerment of persons with disabilities through provision of assistive devices and tools of trade.

### **The Fund's main Programmes are:**

- Individual assistance to persons with disabilities
- Support to institutions for PWDs with small grants
- Funding of infrastructure projects for PWDs through big grants (flagship projects)

One of the Fund's strategic objectives is to enhance its revenue base in order to meet its objective of supporting individuals and institutions for PWDs. Currently, the Fund has three properties in Nairobi namely Rehema House in Nairobi CBD, New Rehema House in Westlands and Rehema Place along Ngong Road.

The Fund has been making efforts to purchase a fourth property for the last 3years. In doing so, due diligence process has had to be followed and in all the cases, it took quite some time.

### **Proposed Purchase of College House, L.R. NO. 209/3869.**

The Fund has identified another property easily identifiable as College House, L.R. No. 209/3869. The property is situated at Nairobi's Central Business Centre, CBD, and is at the Junction of University Way and Koinange Street.

The parcel extends to approximately nought decimal three one seven nought (0.3170) of an Acre. The entire plot forms a fairly level square site with about 36 Meters road frontage to University Way and about 35 Meters to Koinange Street. The boundaries are mainly defined by building lines.

The entire parcel is developed with an older style four storey commercial building with three wings and has a total built up area of about 40,000 sq. ft.

The title is held on a leasehold interest for a term of 99 years w.e.f. 1<sup>st</sup> June 1952 to 1<sup>st</sup> June 2051. It has an unexpired term of 31 years. The leasehold is registered in the name of **Heri Holdings Limited.**

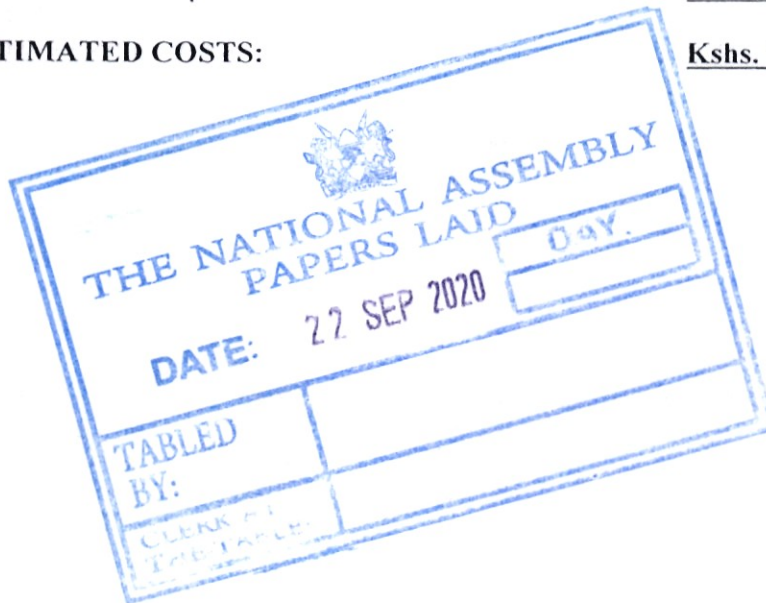
The Fund has held various meeting with the representatives of the Vendor and the necessary documentation has been given and a valuation of the property has been undertaken. Due diligence for the property has also been undertaken and so far the Fund has been satisfied that the property has a clean title and documentation to enable the due process for purchase to commence.

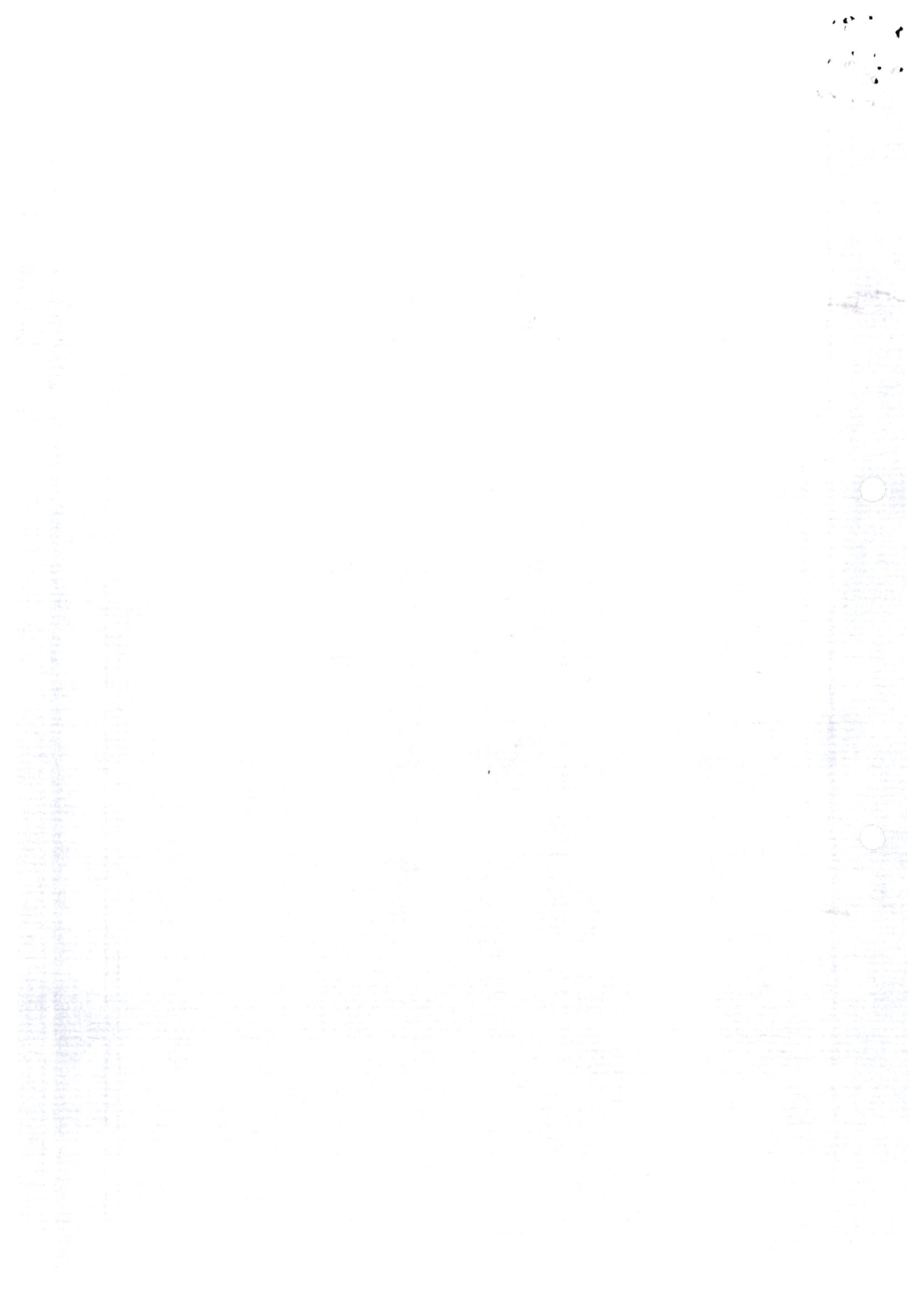
The property has a monthly income of about 3.8 Million per month and about 46 Million per annum.

The asking price for the property is **Kshs. 565,000,000.**

**The estimated costs for acquisition and renovation of the property are estimated and tabulated as below:**

Asking Price for the Property	Kshs. 565,000,000.00
Renovation and Refurbishment Costs	Kshs. 120,000,000.00
Inspection by the Consultants/Architects/Engineers	Kshs. 1,500,000.00
Valuation Fees	Kshs. 1,500,000.00
Legal Fees	Kshs. 10,000,000.00
Stamp Duty	Kshs. 22,600,000.00
Administration Costs on acquisition	<u>Kshs. 150,000.00</u>
<b>TOTAL ESTIMATED COSTS:</b>	<b><u>Kshs. 720,750,000.00</u></b>





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*JKLB* 10.9.20  
for Government Printer

**SPECIAL ISSUE**

1981

Kenya Gazette Supplement No. 159

2nd September, 2020

(Legislative Supplement No. 101)

LEGAL NOTICE NO. 172

THE STAMP DUTY ACT

(Cap. 480)

EXEMPTION

IN EXERCISE of the power conferred by section 106 (1) of the Stamp Duty Act, the Cabinet Secretary for the National Treasury and Planning, on the recommendation of the Cabinet Secretary for Lands and Physical Planning, directs that the instruments executed for the transfer of land, being Land Parcel No. 209/3869-Nairobi, from Heri Holdings Limited to the Registered Trustees of the National Fund for the Disabled of Kenya, of. P.O. Box 47857-00100, GPO, Nairobi, shall be exempt from the provisions of the Stamp Duty Act.

Dated the 2nd September, 2020.

UKUR YATANI,

*Cabinet Secretary for the National Treasury and Planning.*

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*JKLB* 10.9.20  
for Government Printer

THE NATIONAL ASSEMBLY  
PAPERS LAID

DATE: 22 SEP 2020

DAY: TUESDAY

TABLED BY: Hon. Amos Kimani MP  
Leader of Majority Party

FILED BY: A. Shubuko