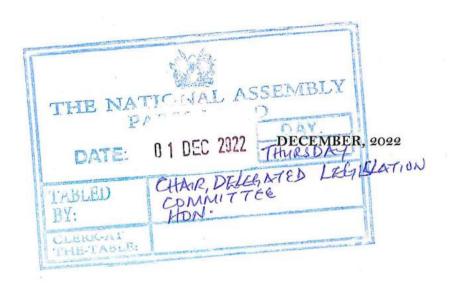


THIRTEENTH PARLIAMENT- FIRST SESSION (2022)

COMMITTEE ON DELEGATED LEGISLATION

REPORT ON THE STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY) (No. 2) REGULATIONS, 2022 (LN. No. 218 of 2022)



The Directorate of Audit, Appropriations & other Select Committees
The National Assembly,
Parliament Buildings,
NAIROBI.

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ABBREVIATIONS

AG	Attorney General	
LN	Legal Notice	
SI	Statutory Instrument	
so	Standing Order	
CS	Cabinet Secretary	

CHAIRPERSON'S FOREWORD

The Statutory Instruments Act, (Exemption from expiry) (No.2) Regulations, 2022, LN No. 218 of 2022 were made by the Attorney General on behalf of all Cabinet Secretaries pursuant to section 21(2) of the Statutory Instruments Act,2013 which confers power to make Regulations exempting an instrument from expiry.

The Regulations were submitted to the Clerk of the National Assembly on the 30th November, 2022 and tabled before the House on 30th November, 2022 hence within the statutory timelines contemplated under section 11(1) of the Statutory Instruments Act, 2013, and subsequently referred to the Committee on Delegated Legislation for consideration.

Section 21(1) of the Statutory Instruments Act, 2013, provides that a Statutory Instruments shall be automatically revoked on the day that is ten years after the date that the instrument came into operation unless it is sooner repealed or expires, or a regulation is made exempting the instrument from expiry.

The Statutory Instruments (Exemption from Expiry) (No.2) Regulations, 2022 (LN No. 218 of 2022) seeks an extension of operations of Statutory Instruments for a period of Twelve months with effect from 25th January, 2023.

I wish to most sincerely thank the Speaker and the Office of the Clerk of the National Assembly for the invaluable support accorded to the Committee in the discharge of its mandate.

On behalf of the Members of the Select Committee on Delegated Legislation and pursuant to Standing Order 210 (4) (b) it is my pleasure and duty to present to the House, the Committee's Report on the Consideration of the Statutory Instruments (Exemption from Expiry) (No.2) Regulations, 2022 (LN. No 218 of 2022).

HON. SAMWEL CHEPKONGA, CBS, M.P.

1.0 PREFACE

1.1 Establishment and Mandate of the Committee

- 1. The Select Committee on Delegated Legislation is established pursuant to **Standing Order No. 210** and is mandated to consider statutory instruments submitted to Parliament for consideration. The Committee is expected to consider in respect of any statutory instrument, whether it is in accord with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws.
- 2. The Committee is mandated to consider in respect of any statutory instrument, whether it:
 - a) is in accordance with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws;
 - b) infringes on fundamental rights and freedoms of the public;
 - c) contains a matter which in the option of the Committee should more properly be dealt with in an Act of the Parliament;
 - d) contains imposition of taxation;
 - e) directly or indirectly bars the jurisdiction of the court;
 - f) gives retrospective effect to any of the provision in respect to which the Constitution does not expressly give any such power;
 - g) it involves expenditure from the consolidated fund or other public revenues;
 - h) is defective in its drafting or for any reason form or part of the statutory instrument calls for any elucidation;
 - appears to make some unusual or unexpected use of the power conferred by the Constitution or the Act pursuant to which it is made;
 - j) appears to have had unjustifiable delay in its publication or laying before Parliament;
 - k) makes rights, liberties or obligations unduly dependent upon non-renewable decisions:
 - makes rights, liberties or obligations unduly dependent insufficiently defined administrative powers;
 - m) inappropriately delegates legislative powers;
 - n) imposes a fine, imprisonment or other penalty without express authority having been provided for in the enabling legislation;
 - o) appears for any reason to infringe on the rule of law;
 - inadequately subjects the exercise of legislative power to Parliamentary scrutiny;
 and
 - q) Accords to any other reason that the Committee considers fit to examine.

1.2 Committee Membership

3. The Committee membership comprises -

The Hon. Chepkonga Kiprono Samuel, CBS, M.P. (Chairperson)

Ainapkoi Constituency

UDA

The Hon. Githinji Robert Gichimu, M.P. (Vice Chairperson)

Gichugu Constituency

UDA

COMMITTEE MEMBERS

The Hon. Mbui Robert, M.P.

Kathiani Constituency

WDM - Kenya

The Hon. Rai Samwel Gonzi, M.P.

Kinango Constituency

PAA

The Hon. Sunkuli Julius Lekakeny, M.P.

Kilgoris Constituency

KANU

The Hon. Mwirigi John Paul, M.P.

Igembe South Constituency

UDA

The Hon. Kamene Joyce, M.P.

Machakos County

WDM -Kenya

The Hon. Odoyo Jared Okello, M.P.

Nyando Constituency

ODM

The Hon. Mwale Nicholas S. Tindi, M.P.

Butere Constituency

ODM

The Hon. Chepkorir Linet, M.P.

Bomet Central Constituency

Jubilee Party

The Hon. Linet Chepkorir, M.P.

Bomet County

UDA

The Hon. Munyoro Joseph Kamau, M.P.

Kigumo Constituency

UDA Party

The Hon. Kipkoech Gideon Kimaiyo, M.P.

Keiyo South Constituency

UDA

The Hon. Ruku Geoffrey Ruku, M.P.

Mbeere North Constituency

DP

The Hon. Komingoi Kibet Kirui, M.P.

Bureti Constituency

UDA

The Hon. Chebor Paul, M.P.

Rongai Constituency

UDA

The Hon. Lenguris Pauline, M.P.

Samburu County

UDA

The Hon. Mamwancha Onchoke Charles,

M P

Bonchari Constituency

UPA

The Hon. Yakub Adow Kuno, M.P.

Bura Constituency

UPIA

The Hon. Mnyazi Laura Amina, M.P.

Malindi Constituency

Committee on Delegated Legislation-Report on the Statutory Instruments (Exemption from Expiry) (No. 2) Regulations, 2022(LN NO.218 OF 2022)

ODM

The Hon. Abdullahi Bashir Sheikh, M.P. Mandera North Constituency JUBILEE PARTY

The Hon. Mugabe Innocent Maino, M.P. Lugari Constituency

ODM

1.3 Committee Secretariat

4. The Secretariat facilitating the Committee comprises -

Ms. Esther Nginyo
Clerk Assistant I (Team Leader)

Mr. Dima Dima Principal Legal Counsel

Mr. Jacknorine Buleemi Clerk Assistant III

Ms. Winny Otieno Clerk Assistant III

Mr. Brian Langwech Clerk Assistant III

Mrs. Sheila Cherobotim Serjeant at Arms

Mr. Charles Ayari Audio Officer

Goffrey Khwatemba Media Relations Officer

2.0 CONSIDERATION OF THE STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY) (No. 2) REGULATIONS, 2022 (L.N. NO. 218 OF 2022)

2.1 Introduction

- 5. The Attorney General on behalf of all Cabinet Secretaries made The Statutory Instruments Act, (Exemption from expiry) (No.2) Regulations, 2022, LN No. 218 of 2022 pursuant to section 21(2) of the Statutory Instruments Act, 2013 which confers power to make Regulations exempting an Instrument from expiry.
- 6. The Regulations were submitted to the Clerk of the National Assembly on the 30th November, 2022 and tabled before the House on 30th November, 2022 hence within the statutory timelines contemplated under section 11(1) of the Statutory Instruments Act, 2013, and subsequently referred to the Committee on Delegated Legislation for consideration.
- 7. Section 21(1) of the Statutory Instruments Act, 2013, provides that a Statutory Instruments shall be automatically revoked on the day that is ten years after the date that the instrument came into operation unless it is sooner repealed or expires, or a regulation is made exempting the instrument from expiry.
- 8. The Statutory Instruments (Exemption from Expiry) Regulations, 2022 seeks an extension of operation of Statutory Instruments for a period of twelve months with effect from 25th January, 2023.

2.2 Scrutiny of the Instrument

- 9. Section 21(1) of the Statutory Instruments Act, 2013, provides that a statutory Instrument shall be automatically revoked on the day that is ten years after the date that the instrument came into operation unless it is sooner repealed or expires, or a regulation is made exempting the instruments from expiry.
- 10. Section 21(2) confers the powers to make a regulation exempting an instrument from expiry, in consultation with the Committee on Delegated Legislation, on the Cabinet Secretary responsible for the Regulation making Authority.
- 11. By virtue of section 27(2), all statutory Instruments in force on the commencement of the Statutory Instruments Act, 2013 are deemed to have been made under the Act. Consequently, all statutory instruments in force on or before 25th January, 2013, are scheduled to be automatically revoked on the 24th January 2023. This affects a total of 1,764 Legal Notices.

2.3 Statutory Timelines

12. The Regulations were published in the gazette on 29th November, 2022, *vide* Legal Notice No 218 of 2022, submitted to the Clerk, National Assembly on 30th November, 2022 and laid

in the House on 30th November, 2022 being within the statutory timelines set out in section 11(1) of the Statutory Instruments Act, 2013.

2.4 Regulatory Impact Statement

- 13. The Committee noted that the Regulations had no financial Implication on the Government and no expenditure of public funds shall be incurred in its implementation.
- 14. The Regulations will however ensure that Ministries, Departments, Agencies and State Organs continue to operate in accordance with the existing regulatory and administrative frameworks established by statutory Instruments with a continuing purpose. It will also ensure continued operation of statutory instruments with a continuing purpose that are necessary for the enjoyment and protection of fundamental rights and freedoms as well as the operation of private sector entities.

3.0 COMMITTEE OBSERVATIONS

15. Following scrutiny of Legal Notice 218, the Committee noted that there was need to extend the expiry period of the Statutory Instruments to ensure that Ministries, Departments, Agencies and State Organs continue to operate in accordance with the existing regulatory and administrative frameworks established by statutory Instruments with a continuing purpose for a period of twelve months effective 24th January, 2023.

4.0 COMMITTEE RECOMMENDATION

16. The Committee having examined the Statutory Instruments Act, (Exemption from expiry) Regulations, 2022, pursuant to Section 21(2) of the Statutory Instruments Act, (No. 23 of 2013) and Standing Order 210(4), the Committee recommends that the House approves Statutory Instruments Act, (Exemption from expiry) Regulations, 2022 (LN No. 218 of 2022).

Signed..

Date.....

THE HON. CHEPKONGA KIPRONO SAMUEL, CBS, M.P

(CHAIRPERSON)

CONTENTA DI DEC 2022

Committee on Delegated Legislation-Report on the Statutory Instruments (Exemption from Expiry) (No. 2) Regulations, 2022(LN NO.218 OF 2022)

ANNEXURES

- 1. Legal Notice Number 218 of 2022 and the Explanatory Memorandum
- 2. Committee Minutes
- 3. Statutory Instruments affected by the automatic expiry.

MINUTES OF THE 7th SITTING OF THE COMMITTEE ON DELEGATED LEGISLATION HELD ON THURSDAY, 24th NOVEMBER, 2022, IN THE SMALL DINING ROOM, MAIN PARLIAMENT BUILDING AT 10:00 AM.

PRESENT

- Chairperson 1. The Hon Samuel Kiprono Chepkonga, CBS, M.P.
- 2. The Hon. Robert Gichimu Githinji, M.P. Vice Chairperson
- 3. The Hon. John Paul Mwirigi, M.P.
- The Hon. Gideon Kimaiyo Kipkoech, M.P.
- 5. The Hon. Paul Chebor, M.P.
- 6. The Hon. Ruku Geoffrey Kariuki Kiringa, M.P.
- 7. The Hon. Abdullahi Bashir Sheikh, M.

APOLOGIES

- 1. The Hon. Joyce Kamene, M.P.
- 2. The Hon. Linet Chepkorir M.P.
- 3. The Hon. Robert Mbui, M.P.
- 4. The Hon. Samuel Gonzi Rai, M.P.
- 5. The Hon. Sunkuli Julius Lekakeny, MP
- The Hon. Jared Okello Odoyo M.P.
- The Hon. Nicholas S. Tindi Mwale, M.P.
- The Hon. Charles Onchoke Mamwacha.M.P
- 9. The Hon. Innocent Maino Mugabe, M.P.
- 10. The Hon. Adow Kuno Yakub, M.P.
- 11. The Hon. Joseph Kamau Munyoro, M.P.
- 12. The Hon. Laura Amina Mnyazi, M.P.
- 13. The Hon. Pauline Lenguris, M.P.
- 14. The Hon. Kibet Kirui Kimingoi, M.P.

IN ATTENDANCE

THE NATIONAL ASSEMBLY.

- Clerk Assistant I 1. Ms. Esther Nginyo
- 2. Mr. Wilson Dima Dima Principal Legal Counsel
- Clerk Assistant III 3. Mr. Brian Langwech
- Clerk Assistant III 4. Ms. Winny Otieno
- Clerk Assistant III
- 5. Mr. Jacknorine Bulemi
- Media Relations Officer 6. Geoffrey Kwatemba
- 7. Mrs. Sheila Chebotibin Serjeant-At-Arms.
- Audio Officer 8. Mr. Charles Ayari

NATIONAL TRASURY AND ECONOMIC PLANNING

FCPA Julius Muia, PhD

- Principal Secretary

2. John Karani

- Chairman Kenya Institute of Supplies Management.

3. Miriam Kakenya

- Office of the Attorney General

KENYA REVENUE AUTHORITY

1. Dr. Mohamed Omar

-Commissioner, KRA.

2. Mr. Maurice Oray

- Deputy Commissioner, KRA

3. Sharon Kirai

-Parliamentary Liaison Officer, KRA

AGENDA

1. Prayers;

2. Preliminaries;

3. Adoption of the Agenda;

- 4. Confirmation of previous minutes;
- 5. Matters arising;

6. Briefing on;

- i. The Supplies Practitioners Management (Council Election) Regulations, 2022. (Legal Notice 94/2022)
- ii. The Public Finance Management (Public Investment) Regulations, 2022. (Legal Notice 54/2022)
- iii. Adjustment of Rates of Excise Duty for Inflation Regulations, 2022 and the Explanatory Memorandum. (Legal Notice 176/2022)
- iv. Adjustment of Rates of Export Levy for Inflation Regulations, 2022 (Legal Notice 177/2022)
- v. The Statutory Instruments Act, (Exemption from expiry) Regulations, 2022 By the Clerk of the National Assembly
- vi. Statutory Instruments (Exemption from Expiry) Regulations, 2022 By the Attorney General
- 7. Any Other Business; and
- 8. Adjournment.

MIN. DAA&OSC/CDL/038/2022

PRELIMINARIES

The Chairperson called the Meeting to order at 11:00 a.m. after which prayers were said. The Chairperson then welcomed all present to the meeting, followed by a round of introduction.

MIN. DAA&OSC/CDL/039/2022

ADOPTION OF THE AGENDA

The Members adopted the agenda of the meeting as was proposed by Hon. Paul Chebor, M.P. and seconded by Hon. Gideon Kimaiyo Kipkoech, M.P.

MIN. DAA&OSC/CDL/040/2022

BRIEFING ON THE SUPPLIES
PRACTITIONERS MANAGEMENT
(COUNCIL ELECTION)

Dr. Julius Muia, Principal Secretary, Ministry of Treasury and Economic Planning briefed the Committee on the Supplies Practitioners Management (Council Election) Regulations, 2022. (Legal Notice 94 of 2022) as follows, that:

- Supplies Practitioners Management (Council Election) Regulations, 2022. (Legal Notice 94 of 2022 was made by the Cabinet Secretary for National Treasury and Economic Planning and were published in the Gazette as Legal Notice No. 94 of 2022.
- 2. The Regulations were received on 09th September 2022 by the Clerk of the National Assembly and thereafter tabled on Friday, 04th October 2022 in accordance with section 11(1) of the Statutory Instruments Act requiring tabling of the statutory instrument within seven (7) sitting days after publication.
- 3. The scope of the Regulations consists of: Preliminary provisions in Part I, Institutional Framework in Part II, Conduct of Elections in Part III and Election offences in Part IV.
- 4. The Regulations provide for;
 - i. The Procedure for the Election of the Chairperson of the Council and the six members of the Council.
 - ii. Appointment of the Electoral body by the Council. IEBC had been approved by the Council as the Electoral body and an acceptance letter from IEBC availed.
 - iii. Establishment of The Election Dispute Resolution Committee (EDRC) which comprised of;
 - a) 1 person nominated by the National Centre for International Arbitration-Chairperson.
 - b) 3 Members of the Institute nominated by the Council
 - c) An Advocate of the High Court of Kenya
 - d) Corporation Secretary of the Institute, who shall be an ex officio member.
 - e) Role of the EDRC- Resolving disputes arising from conduct of the Elections.
- 5. The Regulation also takes into consideration the dates for elections, eligibility to vote, the mode of voting (Electronic), qualification for nomination, verification of nomination forms, election offences and penalties for election offences.
- 6. The National Treasury, through Kenya Institute of Supplies Management noted that they had benchmarked with other Bodies like ICPAK and IHRM which had successfully procured the electoral materials and their decision to undertake the Procurement was done on this basis.
- 7. The Committee deliberated on the aforementioned Regulations and **Approved** to them as published in the *gazette*.

MIN. DAA&OSC/CDL/041/2022

BRIEFING ON THE PUBLIC FINANCE MANAGEMENT (PUBLIC INVESTMENT) REGULATIONS, 2022. (LEGAL NOTICE 54/2022) Dr. Julius Muia, Principal Secretary, The National Treasury and Economic Planning briefed the Committee on the Public Finance Management (Public Investment) Regulations, 2022. (Legal Notice 54/2022) as follows, that:

- Public Finance Management (Public Investment) Regulations, 2022. (Legal Notice 54/2022) were made by the Cabinet Secretary, National Treasury and Economic Planning and were published in the Gazette as Legal Notice No. 54 of 2022.
- 2. The Regulations were received on 05th May, 2022 by the Clerk of the National Assembly and thereafter tabled on 10th May, 2022 in accordance with section 11(1) of the Statutory Instruments Act requiring tabling of the statutory instrument within seven (7) sitting days after publication.
- 3. The Regulations provide for:
 - a) Regulation 3 & 4: outlines the Objects and Purposes of the Regulations.
 - b) Regulation 5: provides for the scope of the Regulations.
 - c) Regulation 6: provides for the role of Parliament and County Assemblies in the process which shall be-
 - To provide oversight over the budgeting process and appropriate budget estimates of revenue and expenditure as provided by the PFM Act; and
 - ii) To ensure that appropriation for public investments is only for prioritized pipelined projects.
 - d) Regulation 7: provide for the Cabinet and County Executive committee as follows
 - i) Provide strategic leadership and interventions in public investment processes;
 - ii) Issue policies required for proper, efficient and effective public investment processes; and
 - iii) Provide necessary approvals in respect of public investment process, where required.
 - e) Regulation 8: provide for the role of the Cabinet Secretary of the line Ministry or County Executive Committee Member of the County department and the responsibilities of the National Treasury: -
 - i) Provide strategic leadership and interventions during implementation of public investments;
 - ii) Provide necessary approvals for projects emanating from State or County Corporations.
 - f) Regulation 14: Provides for the establishment of Project Committee. An accounting Officer in the National Government or its Entity shall establish a Project Committee comprising of appropriate officers as follows
 - Head of Directorate or a Department, who shall be the Chairperson;
 - ii) An officer from Finance Department;
 - iii) A maximum of four members appointed on ad hoc basis based on their technical knowledge and depending on the project to be implemented;

- iv) One officer from any Department of the National Government Ministries Departments and Agencies; and
- v) Head of planning or his or her representative, who shall be the secretariat.
- g) Regulation 15: Provides for establishment of county project committees An accounting officer in a County Government or its entity shall establish a project committee comprising of the following
 - i)Head of the Directorate or a Department, who shall be the chairperson;
 - ii)One Officer from the Finance Department;

. .

- iii)A maximum of four members appointed on ad hoc basis on their technical knowledge and depending on the project being implemented;
- iv)One member from any department of a County Government Departments and agencies; and
- v) The head of planning or his or her representative, who shall be the secretariat.
- h) Regulation 16: Provides for the functions of the project committees. This comprises as follows:-
 - To review project concept notes and make recommendations to the accounting officer for decision making within thirty days;
 - ii) To review project pre-feasibility and feasibility studies and make recommendations to accounting officer for decision making within thirty days;
 - iii) To identify potential project risks and propose mitigating measures for those risks not covered in the project concept note, pre-feasibility or feasibility studies;
 - iv) To prioritize projects based on the National Government Ministries, Departments and agencies or County Government Departments and Agencies strategic Plan, Medium Term Plan, and National and County development plans;
 - v) To recommend the mode of project financing
 - vi) Ensure projects are aligned to the National development Plans.
- Regulation 22 23: provides for the implementation, monitoring, evaluation and reporting mechanism.
- j) Regulation 24 26: provides for the project closure, sustainability and ex-post evaluation
- k) Regulation 29: provides for the Public Investment Management Information System. The Public Investment Management Department at the National Treasury shall be responsible for designing and maintaining an efficient, effective and reliable Public Investment Management Information System. The Public Investment Management Information System shall automate the public investment management processes and shall be used for managing the whole project cycle.
- 1) The scope of these Regulations shall apply to:
 - a) National and County Governments and their entities, including Commissions, independent offices, and state organs when planning and Implementing Public Investments.
 - b) Public Investment projects whether wholly or partially funded through public Finances irrespective of source

c) Projects considered for implementation through Public Private Partnership arrangements, in so far as the Regulations are not in Contradiction with the provisions of the Public Private Partnership Act, 2021

d) Security projects or a class of security projects under classified procurement as provided for under section 90 of the Public Procurement and Asset Disposal Act,2015 except where expressly included, or if the Cabinet Secretary so directs.

3.3. The Committee deliberated on the aforementioned Regulations and Approved to them as published in the gazette.

MIN. DAA&OSC/CDL/042/2022

BRIEFING ON ADJUSTMENT OF RATES OF EXCISE DUTY FOR INFLATION REGULATIONS, 2022 AND THE EXPLANATORY MEMORANDUM. (LEGAL NOTICE176 OF 2022)

Mr. Maurice Oray, Deputy Commissioner, Kenya Revenue Authority informed the Committee that Adjustment of Rates of Excise Duty for Inflation Regulations, 2022 and the Explanatory Memorandum. (Legal Notice 176/2022) had been revoked by Adjustment of Rates of Excise Duty for Inflation Regulations, 2022 and the Explanatory Memorandum. (Legal Notice 204/2022). He further briefed it as follows, that:

- 1. The Adjustment of Rates of Excise Duty for Inflation Regulations, 2022 (Legal Notice 204/2022) was published in the Gazette on 3rd October, 2022, and received by the Clerk of National Assembly on 14th October, 2022 and was tabled before the House on 1st November, 2022, being within the statutory timelines as contemplated under section 11(1) of the Statutory Instruments Act.
- 2. The Adjustment of Rates of Excise Duty for Inflation Regulations, 2022 (Legal Notice 204/2022) were made by KRA to;
 - i. Provide for adjustments for inflation and part I of the First Schedule of the Excise Duty Act on Rates of Excise Duty.
 - ii. The specific rate is imposed on the basis of weight, volume capacity, or any other physical unit of measurement other than its value. The commission noted that the average inflation rate for the year 2021/2022 was 6.3%, and therefore the affected goods were to be subjected to the rate upon National Assembly approval.
 - iii. It was further noted that the approval of the Regulations would lead to a generation of Ksh. 5.2 billion from the goods whose excise duty rates were adjusted for inflation excluding petroleum products, liquid nicotine for electronic cigar rates and imported ready to use SIM cards which were made excisable through the Finance Act 2022.
- 3. Upon deliberation on the aforementioned Regulations, the Committee resolved to recommend to the House to <u>Approve</u> the Legal Notice No. 204 of 2022 as published in the gazette.

MIN.DAA&OSC/CDL/043/2022

ADJUSTMENT OF RATES OF EXPORT LEVY FOR INFLATION REGULATIONS, 2022) (LEGAL NOTICE 177 OF 2022)

Mr. Maurice Oray, Deputy Commissioner, Kenya Revenue Authority informed the Committee that Adjustment of Rates of Adjustment of Rates of Export Levy for Inflation Regulations, 2022 (Legal Notice 177/2022) had been revoked by Adjustment of Rates of Export Levy for Inflation Regulations, 2022 (Legal Notice 177/2022)(Legal Notice 203/2022). He further briefed it as follows, that:

- The Legal Notice was published in the Gazette on 3rd of October, 2022, received by the Clerk of National Assembly on 14th October, 2022 and was tabled before the House on 1st November, 2022, being within the statutory timelines as contemplated under section 11(1) of the Statutory Instruments Act.
- 2. The Adjustment of Rates of Export Levy for Inflation Regulations, 2022 (Legal Notice 203/2022) provides for;
 - i. The miscellaneous Fees and levies specific rate is imposed on the basis of weight, volume capacity, or any other physical unit of measurement other than its value. The commission noted that the average inflation rate for the year 2021/2022 was 6.3%, and therefore the affected goods were to be subjected to the rate upon National Assembly approval.
 - ii. The main purpose of this inflation adjustment is to ensure elasticity of tax revenue when the economy grows.
 - iii. The Approval for the Regulation would lead to generation of additional Ksh. 18.16Million from the goods whose miscellaneous fees and levy duty rates were adjusted for inflation excluding iron ores and concentrates including roasted iron pyrites.
- 3. The Committee however urged the Commission to expand its tax base to capture MSMEs as this will increase its tax collection.
- 4. Upon deliberation on the aforementioned Regulations, the Committee resolved to recommend to the House to <u>Approve</u> the Legal Notice No. 203 of 2022 as published in the gazette.

MIN. DAA&OSC/CDL/044/2022

BRIEFING OD THE DRAFT STATUTORY INSTRUENTS (EXEMPTION FROM EXPIRY) REGULATIONS, 2022 BY THE CLERK OF THE NATIONAL ASSEMBLY.

The Committee considered and approved for publication the Draft Statutory Instruments (Exemption from Expiry) Regulations, 2022 from the office of the Clerk of the National Assembly seeking for extension of the following Statutory Instruments that are set to automatically expire on 23rd January 2023:

a) Parliamentary Service (Constituency Offices) Regulations, 2005 (L.N 77 of 2005)

b) Parliamentary Services (Centre for Parliamentary Studies and Training) regulations, 2013 (L.N 95 of 2011)

c) The Public Finance (Parliamentary Mortgage (Staff) Scheme Fund) Regulations, 2013 (L.N 18 of 2013)

d) The Public Finance Management (Parliamentary Car Loan (Staff) Scheme Fund)
Regulations, 2013 (L.N 19 of 2013)

e) Parliamentary Services (Offices of Members of Parliament) Regulations, 2013 (L.N 65 of 2013)

f) The Public Finance Management (Parliamentary Mortgage (Members) Scheme Fund) Regulations, 2013 (L.N 67 of 2013)

g) The Public Finance Management (Parliamentary Car Loan (Members) Scheme Fund) Regulations, 2013 (L.N 68 of 2013)

Having examined the aforementioned Letter, The Committee directed that the Regulatory making body be requested to present a Regulation seeking for the extension pursuant to section 21 of the Statutory Instruments Act (No. 23 of 2013).

MIN. DAA&OSC/CDL/045/2022

BRIEFING ON THE DRAFT STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY) REGULATIONS, 2022 BY THE ATTORNEY-GENERAL.

The Committee considered and approved for publication the Draft Statutory Instruments (Exemption from Expiry) Regulations, 2022 from the office of the Attorney General seeking for extension of 1,764 Statutory Instruments that are set to automatically expire on 23rd January 2023 pursuant to section 21 of the Statutory Instruments Act (No. 23 of 2013)

MIN. DAA&OSC/CDL/046/2022

ADJOURNMENT.

......

There being no other business, the meeting was adjourned at Ten Minutes to Two O'clock. The next meeting will be held on Tuesday, 29th November, 2022 at Ten O'clock.

SIGNED:

THE HON. SAMUEL CHEPKONGA, CBS. M.P.

CHAIRPERSON, COMMITTEE ON DELEGATED LEGISLATION

DATE 30 4 (2002



OFFICE OF THE ATTORNEY-GENERAL & DEPARTMENT OF JUSTICE

Our Ref. 32/2/1

30th November, 2022

Mr. Samuel Njoroge Clerk of the National Assembly Clerk's Chambers Parliament Buildings NAIROBI

RE: THE STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY)
REGULATIONS, 2022 (LN NO. 218 OF 2022)

Pursuant to Section 11 (1) of the Statutory Instruments Act, 2013, we transmit herewith the above-referenced statutory instruments to your good office so that they may be laid before the Departmental Committee on Delegated Legislation for consideration and approval.

The Statutory Instruments (Exemption from Expiry) Regulations, 2022 were published in the Kenya *Gazette* as L.N. 218 of 2022, on the 29th November, 2022. A copy of the statutory instrument is annexed hereto.

We trust that this is in order.

Hon. J.B.N Muturi EGH ATTORNEY-GENERAL

Copy to:

Mr. Kennedy Ogeto CBS

Solicitor-General

Encls.





Kenya Gazette Supplement No. 194

29th November, 2022

(Legislative Supplement No. 95)

LEGAL NOTICE No. 218

THE STATUTORY INSTRUMENTS ACT, 2013

(No. 23 of 2013)

IN EXERCISE of the powers conferred by section 21 (2) of the Statutory Instruments Act, 2013, as read with the Revision of the Laws Act, the Attorney-General, in consultation with the Select Committee on Delegated Legislation of the National Assembly makes the following Regulations—

THE STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY) REGULATIONS, 2022

1. These Regulations may be cited as the Statutory Instruments (Exemption from Expiry) Regulations, 2022.

2. The operation of the statutory instruments made under the Acts of Parliament set out in the Schedule that have a continuing purpose is extended for a period of twelve months with effect from the 25th January, 2023.

Extension of operation of statutory instruments.

Citation.

SCHEDULE

(r. 2)

ACTS OF PARLIAMENT

- 1. Revision of the Laws Act (Cap. 1)
- 2. Interpretation and General Provisions Act (Cap. 2)
- 3. East African Community Mediation Agreement Act (Cap. 4)
- 4. Eastern and Southern African Management Institute Act (Cap. 4A)
- 5. National Assembly Remuneration Act (Cap. 5)
- 6. Judicature Act (Cap. 8)
- 7. Appellate Jurisdiction Act (Cap. 9)
- 8. Kadhis' Courts Act (Cap. 11)
- 9. Commissioners of Assize Act (Cap. 12)
- 10. Records Disposal Act (Cap. 14)
- 11. Oaths and Statutory Declarations Act (Cap. 15)
- 12. Advocates Act (Cap. 16)
- 13. Notaries Public Act (Cap. 17)
- 14. Public Archives and Documentation Service Act (Cap. 19)
- 15. Civil Procedure Act (Cap. 21)
- 16. Limitation of Actions Act (Cap. 22)
- 17. Law of Contract Act (Cap. 23)
- 18. Contracts in Restraint of Trade (Cap. 24)
- 19. Government Contracts Act (Cap. 25)
- 20. Law Reform Act (Cap. 26)
- 21. Bills of Exchange Act (Cap. 27)

- 22. Sale of Goods Act (Cap. 31)
- 23. Fatal Accidents Act (Cap. 32)
- 24. Age of Majority Act (Cap. 33)
- 25. Occupiers' Liability Act (Cap. 34)
- 26. Cheques Act (Cap. 35)
- 27. Defamation Act (Cap. 36)
- 28. Law of Domicil Act (Cap. 37)
- 29. Disposal of Uncollected Goods Act (Cap. 38)
- 30. Public Authorities Limitation Act (Cap. 39)
- 31. Government Proceedings Act (Cap. 40)
- 32. Vexatious Proceedings Act (Cap. 41)
- 33. Debts (Summary Recovery) Act (Cap. 42)
- 34. Foreign Judgments (Reciprocal Enforcement) Act (Cap. 43)
- 35. Indemnity Act (Cap. 44)
- 36. Deeds of Arrangement Act (Cap. 54
- 37. Public Order Act (Cap. 56)
- 38. Preservation of Public Security Act (Cap. 57)
- 39. Penal Code Act (Cap. 63)
- 40. Probation of Offenders Act (Cap. 64)
- 41. Witchcraft Act (Cap. 67)
- 42. Protection of Aircraft Act (Cap. 68)
- 43. Criminal Procedure Code Act (Cap. 75)
- 44. Extradition (Contiguous And Foreign Countries) Act (Cap. 76)
- 45. Extradition (Commonwealth Countries) Act (Cap. 77)
- 46. Witness Summonses (Reciprocal Enforcement) Act (Cap. 78)
- 47. Evidence Act (Cap. 80)
- 48. Fugitive Offenders Pursuit Act (Cap. 87)
- 49. Prisons Act (Cap. 90)
- 50. Borstal Institutions Act (Cap. 92)
- 51. College of Arms Act (Cap. 98)
- 52. National Flag, Emblems And Names Act (Cap. 99)
- Promissory Oaths Act (Cap. 100)
- 54. Cabinet Secretary To The Treasury (Incorporation) Act (Cap. 101)
- 55. Commissions of Inquiry Act (Cap. 102)
- 56. Fire Inquiry Act (Cap. 103)
- 57. Public Collections Act (Cap. 106)
- 58. Registration of Persons Act (Cap. 107)
- 59. Societies Act (Cap. 108)
- 60. Public Holidays (Cap. 110)
- 61. Books And Newspapers Act (Cap. 111)
- 62. Firearms Act (Cap. 114)
- 63. Explosives Act (Cap. 115)
- 64. Housing Act (Cap. 117)
- 65. Methylated Spirits Act (Cap. 120)
- 66. Compounding of Potable Spirits Act (Cap. 123)
- 67. Chiefs' Act (Cap. 128)
- 68. Government Accommodation Act (Cap. 129)
- Betting, Lotteries And Gaming Act (Cap. 131)

- 70. Legitimacy Act (Cap. 145)
- 71. Births And Deaths Registration Act (Cap. 149)
- 72. Subordinate Courts (Separation And Maintenance) Act (Cap. 153)
- 73. Maintenance Orders Enforcement Act (Cap. 154)
- 74. Law of Succession Act (Cap. 160)
- 75. Perpetuities And Accumulations Act (Cap. 161)
- 76. Trustees (Perpetual Succession) Act (Cap. 164)
- 77. Trustee Act (Cap. 167)
- 78. Public Trustee Act (Cap. 168)
- 79. Privileges And Immunities Act (Cap. 179)
- 80. Official Secrets Act (Cap. 187)
- 81. Pensions Act (Cap. 189)
- 82. Pensions (Increase) Act (Cap. 190)
- 83. Provident Fund Act (Cap. 191)
- 84. Widows' And Orphans' Pensions Act (Cap. 192)
- 85. Asian Officers' Family Pensions Act (Cap. 194)
- 86. Widows' And Children's Pensions Act (Cap. 195)
- 87. Parliamentary Pensions Act (Cap. 196)
- 88. Geneva Conventions Act (Cap. 198)
- 89. Armed Forces (Out of Bounds Areas) Act (Cap. 202)
- 90. Protected Areas Act (Cap. 204)
- 91. Kenya Literature Bureau Act (Cap. 209)
- 92. Mcmillan Memorial Library Act (Cap. 217)
- 93. Kenya Cultural Centre Act (Cap. 218)
- 94. Kenya Scouts Act (Cap. 219)
- 95. Girl Guides Act (Cap. 220)
- 96. Kenya Broadcasting Corporation Act (Cap. 221)
- 97. Films And Stage Plays Act (Cap. 222)
- 98. Kenya National Library Service Board Act (Cap. 225)
- 99. Industrial Training Act (Cap. 237)
- 100. Public Health Act (Cap. 242)
- 101. Pharmacy And Poisons Act (Cap. 244)
- 102. Malaria Prevention Act (Cap. 246)
- 103. Mental Health Act (Cap. 248)
- 104. Anatomy Act (Cap. 249)
- 105. Kenya Society For The Blind Act (Cap. 251)
- 106. Human Tissue Act (Cap. 252)
- 107. Medical Practitioners And Dentists Act (Cap. 253)
- 108. Food, Drugs And Chemical Substances Act (Cap. 254)
- 109. Kenya Red Cross Society Act (Cap. 256)
- 110. Nurses Act (Cap. 257)
- 111. St. John Ambulance of Kenya Act (Cap. 259)
- 112. Kenya Medical Training College Act (Cap. 261)
- 113. Valuation For Rating Act (Cap. 266)
- 114. Rating Act (Cap. 267)
- 115. Local Government Loans Act (Cap. 270)
- 116. Local Authorities Provident Fund Act (Cap. 272)
- 117. Local Authorities (Recovery of Possession of Property) Act (Cap. 273)

- 118. Land Consolidation Act (Cap. 283)
- 119. Land Adjudication Act (Cap. 284)
- 120. Registration of Documents Act (Cap. 285)
- 121. Trusts of Land Act (Cap. 290)
- 122. Equitable Mortgages Act (Cap. 291)
- 123. Distress For Rent Act (Cap. 293)
- 124. Trespass Act (Cap. 294)
- 125. Rent Restriction Act (Cap. 296)
- 126. Survey Act (Cap. 299)
- Landlord And Tenant (Shops, Hotels And Catering Establishments) Act (Cap. 301)
- 128. Land Control Act (Cap. 302)
- 129. Mortgages (Special Provisions) Act (Cap. 304)
- 130. Gold Mines Development Loans Act (Cap. 311)
- Agricultural Finance Corporation Act (Cap. 323)
- 132. Plant Protection Act (Cap. 324)
- 133. Seeds And Plant Varieties Act (Cap. 326)
- 134. Dairy Industry Act (Cap. 336)
- 135. National Cereals And Produce Board Act (Cap. 338)
- 136. Fertilizers And Animal Foodstuffs Act (Cap. 345)
- 137. Pest Control Products Act (Cap. 346)
- 138. Stock And Produce Theft Act (Cap. 355)
- 139. Meat Control Act (Cap. 356)
- 140. BrandingofStockAct (Cap. 357)
- 141. Cattle Cleansing Act (Cap. 358)
- 142. Hide, Skin And Leather Trade Act (Cap. 359)
- 143. Prevention of Cruelty To Animals Act (Cap. 360)
- 144. Uplands Bacon Factory Act (Cap. 362)
- 145. Kenya Meat Commission Act (Cap. 363)
- 146. Animal Diseases Act (Cap. 364)
- 147. Rabies Act (Cap. 365)
- 148. Maritime Zones Act (Cap. 371)
- 149. Mombasa Pipeline Board Act (Cap. 373)
- 150. Marine Insurance Act (Cap. 390)
- 151. Kenya Ports Authority Act (Cap. 391)
- 152. CarriageofGoodsBySeaAct Cap. 392)
- 153. Kenya Railways Corporation Act (Cap. 397)
- 154. Public Roads And Roads of Access Act (Cap. 399)
- 155. Mtwapa Bridge Act (Cap. 402)
- 156. TrafficAct Cap.403
- 157. Insurance (Motor Vehicles Third Party Risks) Act (Cap. 405)
- 158. Streets Adoption Act (Cap. 406)
- 159. Public Roads Toll Act (Cap. 407)
- 160. Ferries Act (Cap. 410)
- 161. Exchequer And Audit Act (Cap. 412)
- 162. Provisional Collection of Taxes And Duties Act (Cap. 415)
- 163. General Loan And Stock Act (Cap. 419)
- 164. Government Securities Act (Cap. 421)

- 165. Constitutional Offices (Remuneration) (Cap. 423)
- 166. Public Fees Act (Cap. 424)
- 167. Specific Loan (Commonwealth Development Corporation) Act (Cap. 440)
- 168. Kerio Valley Development Authority Act (Cap. 441)
- 169. Lake Basin Development Authority Act (Cap. 442)
- 170. Tana And Athi Rivers Development Authority Act (Cap. 443)
- 171. Agricultural Development Corporation Act (Cap. 444)
- 172. Industrial And Commercial Development Corporation Act (Cap. 445)
- 173. State Corporations Act (Cap. 446)
- 174. Ewaso Ng'iro South River Basin Development Authority Act (Cap. 447)
- 175. Ewaso Ng'iro North River Basin Development Authority Act (Cap. 448)
- 176. Coast Development Authority Act (Cap. 449)
- 177. Guarantee (High Commission Posts And Telecommunications Loan) (No. 1) Act (Cap. 450)
- Guarantee (High Commission Posts And Telecommunications Loan) (No. 2)
 Act (Cap. 451)
- Guarantee (High Commission Posts And Telecommunications Loan) (No. 3) Act (Cap. 452)
- Guarantee (High Commission Railways And Harbours Loan) (No. 1) Act (Cap. 455)
- Guarantee (High Commission Railways And Harbours Loan) (No. 2) Act (Cap. 456)
- 182. Guarantee (High Commission Railways And Harbours Loans) (Supplementary Provisions) Act (Cap. 457)
- Guarantee (High Commission Railways And Harbours Loan) (No. 3) Act (Cap. 458)
- Guarantee (High Commission Railways And Harbours Loan) (No. 4) Act (Cap. 459)
- Guarantee (High Commission Railways And Harbours Loan) (No. 5) Act (Cap. 460)
- 186. Guarantee (House Purchase) Act (Cap. 462)
- 187. Bretton Woods Agreements Act (Cap. 464)
- 188. International Development Association Act (Cap. 465)
- 189. International Finance Corporation Act (Cap. 466)
- 190. International Monetary Fund Act (Cap. 467)
- 191. International Monetary Fund (Amendment of Articles) Act (Cap. 468)
- 192. Telecommunications Tax Act (Cap. 473)
- 193. Refinery Throughput Tax Act (Cap. 474)
- 194. Air Passenger Service Charge Act (Cap. 475)
- 195. Entertainments Tax Act (Cap. 479)
- 196. Local Manufactures (Export Compensation) Act (Cap. 482)
- 197. Estate Duty Act (Cap. 483)
- 198. Second-Hand Motor Vehicles Purchase Tax Act (Cap. 484)
- 199. Capital Markets Act (Cap. 485A)
- 200. Insurance Act (Cap. 487)
- Banking Act (Cap. 488)
- 202. Building Societies Act (Cap. 489)
- 203. Central Bank of Kenya Act (Cap. 491)

- 204. African Development Bank Act (Cap. 492)
- 205. East African Development Bank Act (Cap. 493A)
- 206. Kenya Post Office Savings Bank Act (Cap. 493B)
- 207. Shelter-Afrique Act (Cap. 493C)
- 208. Standards Act (Cap. 496)
- 209. Registration of Business Names Act (Cap. 499)
- 210. Transfer of Businesses Act (Cap. 500)
- 211. Trade Descriptions Act (Cap. 505)
- 212. Trade Marks Act (Cap. 506)
- 213. Hire-Purchase Act (Cap. 507)
- 214. Telegraphic Press Messages Act (Cap. 512)
- 215. Weights And Measures Act (Cap. 513)
- British Standard Portland Cement Company Limited (Bamburi Factory) Act (Cap. 515)
- 217. Export Processing Zones Act (Cap. 517)
- 218. Foreign Investments Protection Act (Cap. 518)
- 219. Trading In Prohibited Goods Act (Cap. 519)
- 220. Motor Vehicle Components And Accessories Act (Cap. 520)
- 221. Investment Disputes Convention Act (Cap. 522)
- 222. Architects And Quantity Surveyors Act (Cap. 525)
- 223. Brokers Act (Cap. 527)
- 224. Valuers Act (Cap. 532)
- 225. Estate Agents Act (Cap. 533)
- 226. Certified Public Secretaries of Kenya Act (Cap. 534)
- 227. National And Grindlays Bank (Apportionment) Act (No. 24 of 1970)
- Public Officers' Pensions (Kenya and United Kingdom) Agreement Act (No. 18 of 1977)
- 229. Barclays Bank of Kenya Limited Act (No. 11 of 1978)
- 230. Estate Duty (Abolition) Act (No. 10 of 1982)
- 231. Non-Governmental Organizations Co-ordination Act (No. 19 of 1990)
- 232. Kenya Airports Authority Act (No. 3 of 1991)
- 233. Petroleum Development Fund Act (No. 4 of 1991)
- 234. Consolidated Bank of Kenya Act (No. 5 of 1991)
- 235. Preferential Trade Area (Implementation) Act (No. 7 of 1991)
- 236. Districts and Provinces Act (No. 5 of 1992)
- 237. Bank of Baroda (Kenya) Limited Act (No. 5 of 1992)
- 238. Carriage by Air Act (No. 2 of 1993)
- Preferential Trade Area Re-Insurance Company (Mandatory Re-Insurance Cessions) Act (No. 3 of 1993)
- African Re-Insurance Corporation (Mandatory Re-Insurance Cessions) Act (No. 2 of 1994)
- 241. Auctioneers Act (No. 5 of 1996)
- 242. Road Maintenance Levy Fund Act (No.9 of 1993)
- 243. Geologists Registration Act (No. 10 of 1993)
- 244. Narcotic Drugs and Psychotropic Substances (Control) Act (No. 4 of 1994)
- 245. Higher Education Loans Board Act (No. 3 of 1995)
- 246. National Council for Law Reporting Act (No. 11 of 1994)
- 247. Kenya RevenueAuthority Act (No. 2 of 1995)

- 248. Arbitration Act (No. 4 of 1995)
- 249. Co-operative College of Kenya Act (No. 6 of 1995)
- 250. Physical Planners Registration Act (No. 3 of 1996)
- 251. Retirement Benefits Act (No. 3 of 1997)
- 252. National Crime Research Centre Act (No. 4 of 1997)
- 253. Kenya Reinsurance Corporation Act (No. 7 of 1997)
- 254. Co-operative Societies Act (No. 12 of1997)
- 255. Kenya Information and Communications Act (No. 2 of 1998)
- 256. Postal Corporation of Kenya Act (No. 3 of 1998)
- 257. Local Authorities Transfer Fund Act (No. 8 of 1998)
- 258. National Hospital Insurance Fund Act (No. 9 of 1998)
- 259. Community Service Orders Act (No. 10 of 1998)
- 260. Bukura Agricultural College Act (No. 5 of 1999)
- 261. Kenya Roads Board Act (No. 7 of 1999)
- 262. Environmental Management and Co-ordination Act (No. 8 of 1999)
- 263. Medical Laboratory Technicians and Technologists Act (No. 10 of 1999)
- 264. Treaty for the Establishment of the East African Community Act (No. 2 of 2000)
- 265. Central Depositories Act (No. 4 of 2000)
- 266. Industrial Property Act (No. 3 of 2001)
- 267. Children Act Act (No. 29 of 2022)
- 268. Copyright Act (No. 12 of 2001)
- 269. Kenya Water Institute Act (No. 11 of 2001)
- 270. Anti-Corruption and Economic Crimes Act (No. 3 of 2003)
- 271. Public Officer Ethics Act (No. 4 of 2003)
- 272. Presidential Retirement Benefits Act (No. 11 of 2003)
- 273. Persons With Disabilities Act (No. 14 of 2003)
- 274. Investment Promotion Act (No. 6 of 2004)
- 275. Privatization Act (No. 2 of 2005)
- 276. Sexual Offences Act (No. 3 of 2006)
- 277. Statistics Act (No. 4 of 2006)
- 278. Kenya Maritime Authority Act (No. 5 of 2006)
- 279. National Museums and Heritage Act (No. 6 of 2006)
- 280. HIV and Aids Prevention and Control Act (No. 14 of 2006)
- 281. Kenya Institute for Public Policy Research and Analysis Act (No. 15 of 2006)
- 282. Witness Protection Act (No. 16 of 2006)
- 283. Microfinance Act (No. 19 of 2006)
- 284. Kenya Roads Act (No. 2 of 2007)
- 285. Tobacco Control Act (No. 4 of 2007)
- 286. Employment Act (No. 11 of 2007)
- 287. Labour Institutions Act (No. 12 of 2007)
- 288. Work Injury Benefits Act (No. 13 of 2007)
- 289. Labour RelationsAct (No. 14 of 2007)
- 290. Occupational Safety and Health Act (No. 15 of 2007)
- 291. Supplies Practitioners Management Act (No. 17 of 2007)
- 292. Nutritionists and Dieticians Act (No. 18 of 2007)
- 293. National Accord and Reconciliation Act (No. 4 of 2008)
- 294. National Cohesion and Integration Act (No. 12 of 2008)

- 295. Anti-Counterfeit Act (No. 13 of 2008)
- 296. Sacco Societies Act (No. 14 of 2008)
- 297. Accountants Act (No. 15 of 2008)
- 298. International Crimes Act (No. 16 of 2008)
- 299. Biosafety Act (No. 2 of 2009)
- 300. Merchant Shipping Act (No. 4 of 2009)
- 301. Proceeds of Crime And Anti-Money Laundering Act (No. 9 of 2009)
- 302. National Youth Council Act (No. 10 of 2009)
- 303. Alcoholic Drinks Control Act (No. 4 of 2010)
- 304. Prevention of Organised Crimes Act (No. 6 of 2010)
- 305. Counter-Trafficking In Persons Act (No. 8 of 2010)
- 306. Commission For The Implementation of The Constitution Act (No. 9 of 2010)
- 307. Competition Act (No. 12 of 2010)
- 308. Judicial Service Act (No. 1 of 2011)
- 309. Vetting of Judges And Magistrates Act (No. 2 of 2011)
- 310. Supreme Court Act (No. 7 of 2011)
- 311. Independent Offices (Appointment) Act (No. 8 of 2011)
- 312. Independent Electoral and Boundaries Commission Act (No. 9 of 2011)
- 313. Salaries And Remuneration Commission (No. 10 of 2011)
- 314. Political Parties Act (No. 11 of 2011)
- 315. National Police Service Act (No. 11A of 2011)
- 316. Kenya Citizenship And Immigration Act (No. 12 of 2011)
- 317. Urban Areas And Cities Act (No. 13 of 2011)
- 318. Kenya National Commission On Human Rights Act (No. 14 of 2011)
- 319. National Gender And Equality Commission Act (No. 15 of 2011)
- 320. Commission On Revenue Allocation Act (No. 16 of 2011)
- 321. Environment And Land Court Act (No. 19 of 2011)
- 322. Employment And Labour Relations Court Act (No. 20 of 2011)
- 323. Power of Mercy Act (No. 21 of 2011)
- 324. Ethics And Anti-Corruption Commission Act (No. 22 of 2011)
- 325. CommissionOnAdministrativeJusticeAct No.23of2011
- 326. Elections Act (No. 24 of 2011)
- 327. Price Control (Essential Goods) Act (No. 26 of 2011)
- 328. Tourism Act (No. 28 of 2011)
- 329. Veterinary Surgeons And Veterinary Para-Professionals Act (No. 29 of 2011)
- 330. National Police Service Commission Act (No. 30 of 2011)
- Kenya Citizens And Foreign Nationals Management Service Act (No. 31 of 2011)
- 332. Prohibition of Female Genital Mutilation Act (No. 32 of 2011)
- 333. Public Appointments (Parliamentary Approval) Act (No. 33 of 2011)
- 334. Independent Policing Oversight Authority Act (No. 35 of 2011)
- 335. Mutual Legal Assistance Act (No. 36 of 2011)
- 336. National Payment SystemAct (No. 39 of 2011)
- 337. Unclaimed Financial Assets Act (No. 40 of 2011)
- 338. National Construction Authority Act (No. 41 of 2011)
- 339. Limited Liability Partnership Act (No. 42 of 2011)
- 340. Engineers Act (No. 43 of 2011)
- 341. Intergovernmental Relations Act (No. 2 of 2012)

- 387. Pyrethrum Act (No. 22 of 2013)
- 388. Statutory Instruments Act (No. 23 of 2013)
- 389. Social Assistance Act (No. 24 of 2013)
- 390. Sports Act (No. 25 of 2013)
- 391. Nairobi Centre for International Arbitration Act (No. 26 of 2013)
- 392. International Interests In Aircraft Equipment Act (No. 27 of 2013)
- 393. Science, Technology And Innovation Act (No. 28 of 2013)
- 394. Technical And Vocational Education And Training) Act (No. 29 of 2013)
- 395. Constituencies Development Fund Act (No. 30 of 2013)
- 396. Election Campaign Financing Act (No. 42 of 2013)
- 397. National Social Security Fund Act (No. 45 of 2013)
- 398. Media Council Act (No. 46 of 2013)
- 399. Wildlife Conservation and Management) Act (No. 47 of 2013)
- 400. Matrimonial Property Act (No. 49 of 2013)

Made on the 29th November., 2022.

J.B.N. MUTURI, Attorney-General.

- 342. Land Registration Act (No. 3 of 2012)
- 343. National Land Commission Act (No. 5 of 2012)
- 344. Land Act (No. 6 of 2012)
- 345. Public Service Superannuation Scheme Act (No. 8 of 2012)
- 346. Kenya School of Government Act (No. 9 of 2012)
- 347. Kenya Deposit Insurance Act (No. 10 of 2012)
- National Authority For The Campaign Against Alcohol And Drug Abuse Act (No. 14 of 2012)
- 349. Partnerships Act (No. 16 of 2012)
- 350. County Governments Act (No. 17 of 2012)
- 351. Public Finance Management Act (No. 18 of 2012)
- 352. Leadership And Integrity Act (No. 19 of 2012)
- 353. Teachers Service Commission Act (No. 20 of 2012)
- 354. Assumption of The Office of President Act (No. 21 of 2012)
- 355. Petition To Parliament (Procedure) Act (No. 22 of 2012)
- 356. National Security Council Act (No. 23 of 2012)
- 357. Kenya Defence Forces Act (No. 25 of 2012)
- 358. Kenya School of Law Act (No. 26 of 2012)
- 359. Legal Education Act (No. 27 of 2012)
- 360. National Intelligence Service Act (No. 28 of 2012)
- 361. Kenya National Examinations Council Act (No. 29 of 2012)
- 362. Prevention of Terrorism Act (No. 30 of 2012)
- 363. National Transport And Safety Authority Act (No. 33 of 2012)
- 364. Breast Milk Substitutes (Regulation And Control) Act (No. 34 of 2012)
- 365. Publication of Electoral Opinion Polls Act (No. 39 of 2012)
- 366. Universities Act (No. 42 of 2012)
- 367. Treaty Making And Ratification Act (No. 45 of 2012)
- 368. Consumer Protection Act (No. 46 of 2012)
- 369. Office of The Attorney-General Act (No. 49 of 2012)
- 370. Human Resource Management Professionals Act (No. 52 of 2012)
- 371. Kenya Plant Health Inspectorate Service Act (No. 54 of 2012)
- 372. Micro And Small Enterprises Act (No. 55 of 2012)
- Prevention, Protection And Assistance To Internally Displaced Persons And Affected Communities Act (No. 56 of 2012)
- 374. National Government Co-ordination Act (No. 1 of 2013)
- 375. Office of the Director of Public Prosecutions Act (No. 2 of 2013)
- 376. Kenya Institute of Curriculum Development Act (No. 4 of 2013)
- 377. Kenya National Commission For Unesco Act (No. 5 of 2013)
- 378. National Honours Act (No. 11 of 2013)
- Public Health Officers (Training, Registration And Licensing) Act (No. 12 of 2013)
- 380. Agriculture And Food Authority Act (No. 13 of 2013)
- 381. Basic Education Act (No. 14 of 2013)
- 382. Crops Act (No. 16 of 2013)
- 383. Kenya Agricultural And Livestock Research Act (No. 17 of 2013)
- 384. Kenya Law Reform Commission Act (No. 19 of 2013)
- 385. Kenya Medical Supplies Authority (No. 20 of 2013)
- 386. Civil Aviation Act (No. 21 of 2013)



OFFICE OF THE ATTORNEY-GENERAL

DEPARTMENT OF JUSTICE

EXPLANATORY MEMORANDUM TO THE NATIONAL ASSEMBLY ON THE STATUTORY INSTRUMENTS (EXEMPTION FROM EXPIRY) REGULATIONS, 2022

(L.N. No. 218 of 2022)

PART I

Name of the Statutory Instrument:

The Statutory Instruments (Exemption from

Expiry) Regulations, 2022

Name of the Principal Act:

The Statutory Instruments Act, 2013

Enacted Pursuant to:

Section 21(2) of the Statutory Instruments

Act, 2013

Name of the Ministry/Department:

Office of the Attorney-General and

Department of Justice

Published on:

29th November, 2022

Tabled on:

30th November, 2022

PART II

1. The purpose of the Statutory Instrument

The purpose of the Statutory Instruments (Exemption from Expiry) Regulations, 2022 is to provide for the extension of the operation of statutory instruments made under the Acts of Parliament in operation on or before the 25th January, 2013 for a period of twelve months, with effect from the 25th January, 2023, being ten years from the date on which the Statutory Instruments Act, 2013 came into force.

2. Legislative Context

(1) Section 21(1) of the Statutory Instruments Act, 2013, states that a statutory instrument shall be automatically revoked on the day that is ten years after the date that the instrument came into operation unless it is sooner repealed or expires, or a regulation is made exempting the instrument from expiry.

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- (2) Section 21(2) confers the power to make a regulation exempting an instrument from expiry, in consultation with the Committee on Delegated Legislation, on the Cabinet Secretary responsible for the regulation-making authority.
- (3) By virtue of section 27(2), all statutory instruments in force on the commencement of the Statutory Instruments Act, 2013 are deemed to have been made under the Act. Consequently, all statutory instruments in force on or before the 25th January, 2013, are scheduled to be automatically revoked on the 24th January, 2023. This affects a total of 1,764 Legal Notices (Please see "ANNEX I").

3. Policy background

- (1) In recognition of the fact that section 21(2) of the Statutory Instruments Act, 2013 anticipates that individual Cabinet Secretaries are required to make regulations, in consultation with the Committee on Delegated Legislation, to exempt statutory instruments made under the laws they administer from automatic expiry, the Attorney-General issued an advisory to all Cabinet Secretaries advising them to conduct urgent consultations with the Committee in respect of the affected statutory instruments with a view to seeking exemptions from expiry on or before the deadline.
- (2) However, taking into account the period remaining before the automatic revocation of statutory instruments begins, the recent transitions in the Government after the General Election, the responsibilities of the Attorney-General with regard to the process of law revision and the volume of affected statutory instruments, we are approaching the Committee on Delegated Legislation on behalf of all Cabinet Secretaries, to seek a possible extension of all the affected statutory instruments for the following reasons:
 - (a) Section 2 of the Revision of the Laws Act (Cap. 1) defines "Laws of Kenya" as the revised edition of the Laws of Kenya prepared and published under the Revision of the Laws Act. Section 4(c) states that the Laws of Kenya includes such subsidiary legislation in force as the Attorney-General thinks fit to include therein.
 - (b) Cap. 1 confers extensive powers of law revision on the Attorney-General which include the compiling of the revised editions of the Laws of Kenya including revised editions of subsidiary legislation made under any Act of Parliament (section 6); the preparation and publication of an Annual Supplement of the revised Laws of Kenya (section 7); and the rectification of formal errors in any Act of Parliament that forms part of the Laws of Kenya (section 13).
 - (c) With regard to the preparation of the Annual Supplement of the Laws of Kenya, the Attorney-General has the power, under section 8, to omit laws or parts of laws which have been repealed expressly or by necessary implication, or which have expired, or which have become spent or have had their effect.

- (d) In light of the issues stated in paragraphs (b) and (c):
 - (i) the stated object of the Statutory Instruments Act, 2013 at section 4(e), which is to establish mechanisms to ensure statutory instruments are periodically reviewed and, if they no longer have a continuing purpose, repealed, is clearly superfluous as there is and always has been a legal framework for the objective in Cap. 1; and
 - (ii) the stated purpose of Part V of the Statutory Instruments Act, 2013, at section 20(c) and (d) which provide for the automatic expiry of statutory instruments and appear to shift responsibility of law revision to regulation-making authorities and the agencies under them, contradicts the Attorney-General's powers under Cap. 1 in this regard.
- (e) We must however, point out that our Office has faced severe challenges in the execution of the mandate owing mainly to lack of resources. Although the function is currently delegated to the National Council for Law Reporting which has better technical abilities, law revision still has a huge backlog. Currently, our Office, in collaboration with the Council, is working on the 24th Annual Supplement to the Laws of Kenya which is a consolidated revision of the 392 Acts listed in "ANNEX II" together with all the statutory instruments made thereunder.
- (f) The proposed Statutory Instruments (Exemption from Expiry) Regulations, 2022 are critical in guarding against the loss of any part of the Laws of Kenya which still have a continuing purpose and will provide sufficient time to finalise the compilation of the Annual Supplement and harmonization of the Statutory Instruments Act, 2013 and Cap. 1, which is clearly necessary.
- (g) Even as we have advised Cabinet Secretaries to submit individual requests for the extension of subsidiary legislations, we are conscious of the fact that none of them has access to revised editions of the Laws of Kenya, that they do not have the ability to compile an authentic list of revised editions of subsidiary legislations and consequently, are unable to approach Parliament with certainty in respect of any requests for exemptions from automatic revocation, hence our instant request for a blanket extension on their behalf.

4. Consultations within Government and outcome

In view of the extensive number of affected Acts of Parliament and the statutory instruments made thereunder, this Office has issued advisories to Ministries on the automatic expiry of statutory instruments, the implications of such expiry, and the steps needed to be taken in respect hereof. Cabinet Secretaries are also aware of the current efforts by this Office intended achieve the objective of the proposed Regulations.

4. Financial implications

There shall be no financial implications on the Government by the proposed Regulations and no expenditure of public funds shall be incurred in implementing the tariff.

5. Impact

- (a) Impact on Fundamental Rights and Freedoms: The Statutory Instruments (Exemption from Expiry) Regulations, 2022 are necessary in order to ensure the continued operation of statutory instruments with a continuing purpose that are necessary for the enjoyment and protection of fundamental rights and freedoms.
- (b) Impact on private Sector: The Regulations will ensure regulatory and administrative certainty and continuity in respect of any statutory instruments that affect the operations of private sector entities.
- (c) Impact on Public Sector: The Regulations will ensure that Ministries, Departments, Agencies and State Organs continue to operate in accordance with the existing regulatory and administrative frameworks established by statutory instruments with a continuing purpose.

6. Monitoring and review

The Office of the Attorney-General and Department of Justice shall continue to facilitate the finalization of the revision of the Laws of Kenya to ensure that our stakeholders have access to revised editions of the Laws of Kenya.

7. Request to the National Assembly

The National Assembly is invited to:

- (a) note the contents of this Explanatory Memorandum; and
- (b) approve the Statutory Instruments (Exemption from Expiry) Regulations, 2022.

Hon. J.B.N. Muturi, EGH ATTORNEY GENERAL

ANNEX I

	Statutory Instruments affected by the staged automatic expiry under section 21	_		
- 1	of Statutory Instruments Act, 2013	Subtype	-	Numb
	The Local Loan Regulations, 1948	LN	1948	1
	The Distress for Rent Rules, 1948	LN	1948	2
	Likoni and Mutongwe Ferry Services	LN	1948	236
	The Probation of Offenders Rules, 1948	LN	1948	300
	The Trustee Rules, 1948	LN	1948	301
	The Probation of Offenders Act - Proclamation	LN	1950	29 .
	The Probation of Offenders Act - Proclamation	LN	1952	10
	The Advocates (Practice) Regulations, 1952	LN	1952	785
	The Advocates (Accounts) Regulations, 1952	LN	1952	786
10	The Probation of Offenders Act-Jurisdiction of African Courts, 1956	LN	1956	152
	The Traffic Act, 1953- Road Closed Signs	LN	1956	178
	The Workmen's Compensation Ordinance—Exemption of Workmen Order, 1956	LN	1956	179
	The Transfer of Powers (Minister for Local Government, Health and Housing) (No.			
	1) Order, 1956	LN	1956	187
	The Transfer of Powers (Minister for Local Government, Health and Housing) (No.			
	2) Order, 1956	LN	1956	188
15	The Probation of Offenders Act-Jurisdiction of African Courts, 1956	LN	1956	215
16	Prohibitions Under Rule 2 of the Above Rules	LN	1956	216
17	The Accountant General (Transfer of Functions) (No. 2) Order, 1956	LN	1956	253
18	The Penal Code (Order), 1956	LN	1956	268
	The Regulation of Wages (Motor Engineering Trades Wages Council			
19	Establishment) Order, 1955	LN	1956	3
	The Probation of Offenders Act-Jurisdiction of African Courts, 1956	LN	1956	303
	The Municipalities and Townships (Private Streets) (Tigoni Estate) Order, 1956	1,000,000	1956	306
	The Probation of Offenders Act-Jurisdiction of African Courts, 1956		1956	344
	The Local Government (Valuation and Rating) Act Non- Disallowance of	-	2550	1011
	Ordinances, 1956	LN	1956	363
	The Commissioners for Oaths (Fees on Affidavits) Rules, 1956		1956	374
	The Building Societies Regulations, 1956		1956	378
	The Importation Regulations (Zanzibar) Order, 1956		1956	379
	The Wages Advisory Board Rules, 1956		1956	383
	The Regulation of Wages (Baking, Flour Confectionery and Biscuit Making Trades	LIA	1330	303
	Wages Council Establishment) Order, 1955	LN	1956	4
	The Native Land Tenure Rules, 1956		1956	452
	The Penal Code (Order), 1956		1956	465
201	The Fernal Code (Order), 1956		T320	_
_	The Wages Councils Bules 1056		1000	407
31 7	The Wages Councils Rules, 1956	LN	1956	497
31 7 32 7	The Valuation Courts (Fees) Regulations	LN LN	1956	507
31 7 32 7 33 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors	LN LN LN	1956 1956	507 512
31 7 32 7 33 7 34 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956	LN LN LN LN	1956 1956 1956	507 512 513
31 7 32 7 33 7 34 7 35 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956	LN LN LN LN LN	1956 1956 1956 1956	507 512 513 523
31 7 32 7 33 7 34 7 35 7 36 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956 The Diplomatic Privileges (International Labour Organisation) Order, 1956	LN LN LN LN LN	1956 1956 1956 1956 1956	507 512 513 523 524
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31 7 32 7 33 7 34 7 35 7 36 7 37 7 38 7 39 7 40 0 41 7 42 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956 The Diplomatic Privileges (International Labour Organisation) Order, 1956 The Diplomatic Privileges (Food and Agriculture Organisation) Order, 1956 The Diplomatic Privileges (International Civil Aviation Organisation) Order, 1956 The Diplomatic Privileges (World Health Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 The Trade Marks Rules, 1956	LN L	1956 1956 1956 1956 1956 1956 1956 1956	507 512 513 523 524 525 526 527 528 551 575
31 7 32 7 33 7 34 7 35 7 36 7 37 7 38 7 39 7 40 0 41 7 42 7 43 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956 The Diplomatic Privileges (International Labour Organisation) Order, 1956 The Diplomatic Privileges (Food and Agriculture Organisation) Order, 1956 The Diplomatic Privileges (International Civil Aviation Organisation) Order, 1956 The Diplomatic Privileges (World Health Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 Transfer of Powers (Minister for Works) (No. 1) Order, 1956 The Trade Marks Rules, 1956 The Wages Regulation (General) Order, 1957	LN L	1956 1956 1956 1956 1956 1956 1956 1956	507 512 513 523 524 525 526 527 528 551 575 13
31 7 32 7 33 7 34 7 35 7 36 7 37 7 38 7 40 0 41 7 42 7 43 7 44 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956 The Diplomatic Privileges (International Labour Organisation) Order, 1956 The Diplomatic Privileges (Food and Agriculture Organisation) Order, 1956 The Diplomatic Privileges (International Civil Aviation Organisation) Order, 1956 The Diplomatic Privileges (World Health Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 The Trade Marks Rules, 1956 The Wages Regulation (General) Order, 1957 The Probation of Offenders (Institutions) Rules, 1957	LN L	1956 1956 1956 1956 1956 1956 1956 1956	507 512 513 523 524 525 526 527 528 551 575 13 134
31 7 32 7 33 7 34 7 35 7 36 7 37 7 38 7 40 0 41 7 42 7 43 7 44 7	The Valuation Courts (Fees) Regulations The Criminal Procedure Code - Exemptions From Service as Jurors and Assessors The Probation of Offenders Act-Jurisdiction of African Courts, 1956 The Diplomatic Privileges (Extension) (Declared Organisations) Order, 1956 The Diplomatic Privileges (International Labour Organisation) Order, 1956 The Diplomatic Privileges (Food and Agriculture Organisation) Order, 1956 The Diplomatic Privileges (International Civil Aviation Organisation) Order, 1956 The Diplomatic Privileges (World Health Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 The Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order, 1956 Transfer of Powers (Minister for Works) (No. 1) Order, 1956 The Trade Marks Rules, 1956 The Wages Regulation (General) Order, 1957	LN L	1956 1956 1956 1956 1956 1956 1956 1956	507 512 513 523 524 525 526 527 528 551 575 13

	The Municipalities and Townships (Private Streets) Ordinance, 1951—Application			
47	of Ordinance (Ruiru), 1957	LN	1957	18
	The Pharmacy and Poisons Rules, 1957	LN	1957	186
	The Wages Regulation (General) (No. 2) Order, 1957	LN	1957	290
	The Importation (Malt and Malt Bags) (Trogoderma) Order, 1957	LN	1957	344
	The Provident Fund Act- Determination of Public Service, 1957	LN	1957	39
		LN		40
_	The Provident Fund Act- Determination of Public Service, 1957	LN	1957 1957	417
33	The Criminal Procedure (Special Districts) Order, 1957	LIN	1957	417
	The Criminal Procedure Code- Appointment of Magistrates to Exercise Special		4057	440
	Powers in Special Districts	LN	1957	418
	The Probation of Offenders (Kajiado District) Order, 1957	LN	1957	475
	The Wages Regulation (General) (No. 3) Order, 1957	LN	1957	527
	The Criminal Procedure Code-Special Powers of Magistrates	LN	1958	117
	The Penal Code (Order), 1958	LN	1958	13
	The Protected Areas (No. 2) Order, 1958	LN	1958	148
	Declarations Under Rule 6 of the Above Rules	LN	1958	153
	Notaries Public Act—Disallowance	LN	1958	179
	The Probation of Offenders Act-Jurisdiction of African Courts, 1958	LN	1958	181
	The Government Contracts Ordinance - Authorization	LN	1958	183
	The Wages Regulation (Baking, Flour Confectionery and Biscuit Making Trades)			
64	Order, 1958	LN	1958	194
65	The Probation of Offenders (Central Probation Committee) Rules, 1958	LN	1958	198
66	The Probation of Offenders (Case Committees) Rules, 1958	LN	1958	206
67	The Wages Regulation (General) Order, 1958	LN	1958	218
68	The Notaries Public Rules, 1958	LN	1958	219
69	The Probation of Offenders Act-Jurisdiction of African Courts, 1958	LN	1958	286
	The Municipalities and Townships (Private Streets) (Lumbwa Township) Order,			
	1958	LN	1958	310
	The Local Government (Valuation and Rating) (Charges for Rates) Regulations,			
100	1958	LN	1958	316
10011000	The Municipalities and Townships (Private Streets) (Nandi Hills Township) Order,	1		
141100-014	1958	LN	1958	321
	The Criminal Procedure (Record of Evidence in The Supreme Court) Rules, 1958	LN	1958	344
	The Probation of Offenders (Institutions) Rules, 1958			
741		11 11	11958	1367
		LN	1958	367
75	The Stamp Duty Regulations, 1958	LN	1958	368
75 76	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958	LN	1958 1958	368 376
75 76 77	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958	LN LN LN	1958 1958 1958	368 376 386
75 76 77 78	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption	LN LN LN LN	1958 1958 1958 1958	368 376 386 461
75 76 77 78 79	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958	LN LN LN LN	1958 1958 1958 1958 1958	368 376 386 461 51
75 76 77 78 79 80	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958	LN LN LN LN LN	1958 1958 1958 1958 1958 1958	368 376 386 461 51 79
75 76 77 78 79 80 81	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption	LN LN LN LN LN LN	1958 1958 1958 1958 1958 1958 1958	368 376 386 461 51 79 10
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75 76 77 78 79 80 81 82 83 84 85	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959	LN L	1958 1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257
75 76 77 78 79 80 81 82 83 84 85 86	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959	LN L	1958 1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270
75 76 77 78 79 80 81 82 83 84 85 86 87	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326
75 76 77 78 79 80 81 82 83 84 85 86 87 88	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358
75 76 77 78 79 80 81 82 83 84 85 86 87 88 89	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Criminal Procedure (Appeal from Refusal of Bail) Rules, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363
75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Criminal Procedure (Appeal from Refusal of Bail) Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363 386
75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Criminal Procedure (Appeal from Refusal of Bail) Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Public Order (Banning of Political Uniforms) Order, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363 386 387
75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Criminal Procedure (Appeal from Refusal of Bail) Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Public Order (Banning of Political Uniforms) Order, 1959 The Architects and Quantity Surveyors By-laws, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363 386 387 420
75 76 77 78 79 80 81 82 83 84 85 86 87 90 91 92 93 7	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Stamp Duty Act—Exemption The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Order (Appeal from Refusal of Bail) Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Public Order (Banning of Political Uniforms) Order, 1959 The Architects and Quantity Surveyors By-laws, 1959 The Provident Fund Act- Determination of Public Service, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363 386 387 420 434
75 76 77 78 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94	The Stamp Duty Regulations, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Probation of Offenders Act- Power to make Probation Orders, 1958 The Protected Areas Order, 1958 The Probation of Offenders Act- Jurisdiction of African Courts, 1958 The Stamp Duty Act—Exemption The Protected Areas (No. 2) Order, 1959 The Land Titles Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Wages Regulation (General) Order, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Kenya Savings Bonds (1st Issue) Regulations, 1959 The Asian Officers' Family Pensions Act-Notice, 1959 The Criminal Procedure (Appeal from Refusal of Bail) Rules, 1959 The Probation of Offenders Act- Power to make Probation Orders, 1959 The Public Order (Banning of Political Uniforms) Order, 1959 The Architects and Quantity Surveyors By-laws, 1959	LN L	1958 1958 1958 1958 1958 1958 1959 1959	368 376 386 461 51 79 10 161 21 244 257 270 326 358 363 386 387 420

	The Protected Areas (No. 3) Order, 1959	LN	1959	579
	The Trustees Act - Declaration in Regard to Nairobi City Council Securities	LN	1959	61
	The Methylated Spirits Rules, 1959	LN	1959	64
	The Stamp Duty Act—Exemption	LN	1959	67
	The Public Order (Uniforms and Distinctive Dress) Order, 1959	LN	1959	7
	The Traffic Act-Suspension of Section 93	LN	1960	100
103	The Pharmacy and Poisons (Sale of Mepacrine) Rules, 1960	LN	1960	114
	The Regulation of Wages (Building and Construction Industry Wages Council			
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