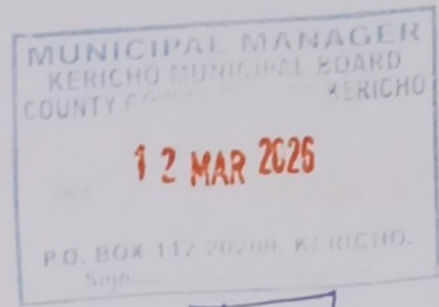


REPUBLIC OF KENYA



COUNTY GOVERNMENT OF KERICHO

**DEPARTMENT OF WATER ENERGY ENVIRONMENT FORESTRY AND NATURAL
RESOURCES**

ENVIRONMENT DIRECTORATE

**Report On Transfer of Solid Waste Management Services from the Directorate of
Environment to Kericho and Litein Municipalities**



MUNICIPAL MANAGER
KERICHO MUNICIPAL BOARD
COUNTY GOVERNMENT OF KERICHO

12 MAR 2026

P.O. BOX 112 20200, KERICHO.

[Handwritten Signature]

THE KENYA GAZETTE

Published by Authority of the Republic of Kenya

(Registered as a Newspaper at the G.P.O.)

Vol. CXXIV—No. 18

NAIROBI, 28th January, 2022

Price Sh. 80

CONTENTS

GAZETTE NOTICES	PAGE	GAZETTE NOTICE—(Contd.)	PAGE
The Judicature Act—Commencements	252	The Transfer of Businesses Act—Business Transfer	300
The Employment and Labour Relations Act— Appointment	252	The Co-operative Societies Act—Inquiry Orders	300–301
The Human Resource Management Professionals Act— Appointment	252	The Physical and Land Use Planning Act—Completion of Part Development Plan, etc	301
County Governments Notices	252–254 297–298, 308	The Environmental Management and Co-ordination Act— Environmental Impact Assessment Study Reports	301–305
The Land Registration Act—Issue of Provisional Certificates, etc	254–268	The Insolvency Act—Appointment of Provisional Liquidator	305
Customs and Border Control Department—Goods to be Sold at Customs Warehouse, Kilindini, etc	268–289	Disposal of Uncollected Goods	306
The Sacco Societies Act—List of Licensed and Authorized Sacco Societies in Kenya for the Financial Year ending 31st December, 2022	289–297	Change of Names	306–308
The Statutory Instruments Act—Notification of the Regulatory Impact Statement for the Draft Sacco Societies (Specified Non-Deposit Taking Business) (Levy) Order, 2022	297	-----	
The National Government Constituencies Development Fund Act—Appointment	300	SUPPLEMENT Nos. 5 and 6	
The Science, Technology and Innovation Act—Revised Fees for Research Licensing, Registration and Accreditation of Research Institutions and Monitoring the Evaluation	299	<i>Legislative Supplements, 2022</i>	
The Capital Markets Act—Revocation of Licences	299	LEGAL NOTICE NO.	PAGE
The Insurance Act—Intention to Apply for Amalgamation of General Insurance Business, etc	299–300	5–7—The Labour Relations Act—Deduction of Trade Union Dues	12–21
The Mombasa Hospital Association—Disposal of Health Records	300	8–11—The Labour Relations Act—Deduction of Agency Fees	22–25
		12—The East African Community Customs Management Act—Exemption from Import Duty on Imported Raw Material Used in the Manufacture of Animal and Chicken Feed	27–29
		13—The Petroleum Development Levy (Amendment) (Revocation) Order	29

partnerships with any public or private organization in accordance with the provisions of any law relating to public or private partnerships for any work, service or function for which it is responsible; I, Major (Rtd.) Dr. Dhadho Gaddae Godhana, appoint the following members to the Tana River County Green Heart Project Committee:

Name	Appointment	Role
Gabari Garisse	Chairperson	CECM, Lands and Physical Planning, Agriculture and Co-operative Development, Livestock, Fisheries and Veterinary Services
Mwanajuma Habwoka Hiribae	Member	CECM, Trade, Tourism and Industrialization
Yahya Ali Borrow	Member	Director, Finance
Mariam Bunu	Member	Deputy Director, Lands and Physical Planning
Alfred Mwendu Riungu	Member	Ag. Director, W/Livestock Development
Wambua Nzioka	Member	Director, Trade and Investments
Elisha Buya	Member	Director, Environment
Abdullah Omar	Member	Nature Kenya
George Joshua Odera	Member	Farmers' Representative
Omar Hussein	Member	Pastoralist Representative
Mohamed Gollo	Member	Fisher-folk Representative
Salma Mbwana	Member	Conservation Representative
Said Rhova	Member	

Dated the 5th January, 2022.

GODHANA GADDAE DHADHO,
Governor, Tana River County.

M/K/32/14900

GAZETTE NOTICE NO. 590

THE COUNTY GOVERNMENTS ACT

(No. 17 of 2012)

THE URBAN AREAS AND CITIES ACT, 2011

THE COUNTY GOVERNMENT OF KERICHO

DELEGATION OF FUNCTIONS TO KERICHO MUNICIPAL BOARD

PURSUANT to Article 184 and Article 187(2) of the Constitution of Kenya; section 20 of the Urban Areas and Cities Act (2011), section 46 of the County Governments Act (2012) and any other enabling legislations; the County Government of Kericho delegates the functions set out under section 20 of the Urban Areas and Cities Act (2011) to Kericho Municipal Board. Effectively, Kericho Municipal shall—

- (a) oversee the affairs of the municipality;
- (b) develop and adopt policies, plans, strategies and programmes, and may set targets for delivery of services;
- (c) formulate and implement an integrated development plan;
- (d) control land use, land sub-division, land development and zoning by public and private sectors for any purpose, including industry, commerce, markets, shopping and other employment centres, residential areas, recreational areas, parks, entertainment, passenger transport, agriculture, and freight and transit stations within the framework of the spatial and master plans for the municipality;
- (e) promote and undertake infrastructural development and services within the municipality;
- (f) develop and manage schemes, including site development in collaboration with the relevant national and county agencies;
- (g) maintain a comprehensive database and information system of the administration and provide public access thereto upon payment of a nominal fee to be determined by the board;
- (h) administer and regulate its internal affairs;
- (i) implement applicable national and county legislation;

- (j) enter into such contracts, partnerships or joint ventures as it may consider necessary for the discharge of its functions under this Act or other written law;
- (k) monitor and, where appropriate, regulate city and municipal services where those services are provided by service providers other than the board of the municipality;
- (l) prepare and submit its annual budget estimates to the relevant County Treasury for consideration and submission to the County Assembly for approval as part of the annual County Appropriation Bill;
- (m) collect rates, taxes levies, duties, fees and surcharges on fees; and issue all applicable permits and licenses;
- (n) settle and implement tariff, rates and tax and debt collection policies;
- (o) monitor the impact and effectiveness of any services, policies, programmes or plans;
- (p) establish, implement and monitor performance management systems;
- (q) promote a safe and healthy environment; and
- (r) facilitate and regulate public transport.

Dated the 24th January, 2022.

PAUL KIPRONO CHEPKWONY,

Governor, Kericho County.

MR/3235037

GAZETTE NOTICE No. 591

THE COUNTY GOVERNMENTS ACT

(No. 17 of 2012)

THE URBAN AREAS AND CITIES ACT, 2011

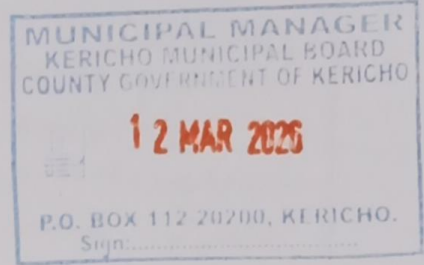
THE COUNTY GOVERNMENT OF KERICHO

DELEGATION OF FUNCTIONS TO LITEIN MUNICIPAL BOARD

PURSUANT to Article 184 and Article 187(2) of the Constitution of Kenya; sections 20 and 21 of the Urban Areas and Cities Act (2011), section 46 of the County Governments Act (2012) and any other enabling legislations; the County Government of Kericho delegates the functions set out under section 20 of the Urban Areas and Cities Act (2011) to Litein Municipal Board. Effectively, Litein Municipal shall—

- (a) oversee the affairs of the municipality;
- (b) develop and adopt policies, plans, strategies and programmes, and may set targets for delivery of services;
- (c) formulate and implement an integrated development plan;
- (d) control land use, land sub-division, land development and zoning by public and private sectors for any purpose, including industry, commerce, markets, shopping and other employment centres, residential areas, recreational areas, parks, entertainment, passenger transport, agriculture, and freight and transit stations within the framework of the spatial and master plans for the municipality;
- (e) promote and undertake infrastructural development and services within the municipality;
- (f) develop and manage schemes, including site development in collaboration with the relevant national and county agencies;
- (g) maintain a comprehensive database and information system of the administration and provide public access thereto upon payment of a nominal fee to be determined by the board;
- (h) administer and regulate its internal affairs;
- (i) implement applicable national and county legislation;
- (j) enter into such contracts, partnerships or joint ventures as it may consider necessary for the discharge of its functions under this Act or other written law;

REPUBLIC OF KENYA



COUNTY GOVERNMENT OF KERICHO

COUNTY EXECUTIVE COMMITTEE

SUB- COMMITTEE MEETING ON TECHNOLOGY, PHYSICAL PLANNING AND
INFRASTRUCTURE. – 7TH DECEMBER 2021

*Memorandum on the transfer of functions by the county
government of Kericho to Kericho Municipal Board and Litein
Municipal Board*

PRESENTED BY:

Hon. Barnabas K. Ngeno

CEC Member

November , 2021

BACKGROUND

Article 176(2) and Article 187(2a) of the Constitution of Kenya (2010) provides for decentralization of functions by a County Government and the provision of the necessary resources to support the same. County Governments may decentralize itself through assignment for instance in the case of sub county offices and ward offices, or it can do it through transfer of functions and power like in the case of urban boards and committees.

Article 187(2b) retains the constitutional responsibility for the performance of the decentralized function or exercise of the power thereof with the government to which it is assigned by the Fourth Schedule. This creates a principal- agency relationship between the County Governments and all its entities.

The urban Areas and Cities Act (2012) gives effect to Article 184 of the Constitution by providing a framework from which the Urban areas and Cities shall be managed in Kenya. According to Section 12(2) of the Urban Areas and Cities Act (2011), boards of Cities and Municipalities are body corporates and their powers and functions are as outlined in Section 20 and Section 21 of the Act. However, in line with Section 11(b), Section 32(2) and specifically in Sub-section 2(1), paragraph (a) and (m), City and Municipal boards shall perform such functions and exercise such powers as may be **delegated** by the County Executive Committee. This is further reinforced in Section 21(1), paragraph (a) and (b), thus ensuring that the boards only exercise a **delegated authority** to the extent envisaged in Article 176(2) of the Constitution of Kenya (2010).

PROBLEM STATEMENT

Kericho and Litein Municipal Boards are duly established and gazette county government entities in accordance with the Urban Areas and Cities Act (2011), the Public Finance Management Act (2012) and the Constitution of Kenya. The two boards' operations are guided by Articles 184 and 187 of the constitution, Sections 12, 20, 21 and 32 of the Urban Areas and Cities Act. Both institutions are envisaged to exercise functional and geographical authority delegated by

the county executive committee. The law mandates the county executive to transfer functions, power and resources to the boards and also to outline performance standards for them. Having established Kericho and Litein Municipal Boards in 2017, the county executive should then formally transfer functions, power, authority and resources to the two boards for them to operate effectively. A performance contract between the county executive and the two municipal boards should be put in place to secure value for the authority and resources accorded to them.

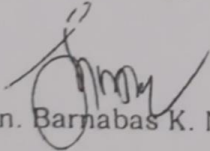
PROPOSAL TO THE COUNTY EXECUTIVE COMMITTEE

To enable efficient and effective operations of Kericho and Litein Municipal Boards, it is hereby proposed that:

- a) The functions of municipal boards outlined in the Urban Areas and Cities Act under Section 20, and the powers of municipal boards as outlined under section 21, be transferred to Kericho Municipal Board and Litein Municipal Board respectively
- b) Programs and the resources relevant to the functions transferred be availed to Kericho Municipal Board and Litein Municipal Board respectively
- c) A technical committee consisting of not more than seven officers and headed by the County Secretary be established to coordinate the process of transfer of functions.

REQUEST TO THE COUNTY EXECUTIVE COMMITTEE

The department of Lands, Housing and Physical Planning hereby requests that this memorandum and the proposals contained therein be adopted by this sub-committee for approval.


Hon. Barnabas K. Ngeno

CEC MEMBER- LANDS, HOUSING AND PHYSICAL PLANNING