



THE REPUBLIC OF KENYA

LAWS OF KENYA

THE INTERGOVERNMENTAL RELATIONS ACT

NO. 2 OF 2012

2012

Published by the National Council for Law Reporting
with the Authority of the Attorney-General

www.kenyalaw.org

NO. 2 OF 2012

INTERGOVERNMENTAL RELATIONS ACT

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NO. 2 OF 2012

INTERGOVERNMENTAL RELATIONS ACT

[Date of assent: 27th February, 2012.]

[Date of commencement: See section 1]

An Act of Parliament to establish a framework for consultation and co-operation between the national and county governments and amongst county governments; to establish mechanisms for the resolution of intergovernmental disputes pursuant to Articles 6 and 189 of the Constitution, and for connected purposes

[Act No. 2 of 2012.]

PART I – PRELIMINARY

1. Short title and commencement

This Act may be cited as the Intergovernmental Relations Act, 2012 and shall come into operation upon the final announcement of the results of the first elections under the Constitution.

2. Interpretation

In this Act, unless the context otherwise requires—

"Cabinet Secretary" means the Cabinet Secretary for the time being responsible for matters relating to intergovernmental relations;

"competencies" means powers given to a public authority in respect of a specific activity, which is key to ensuring the provision of a public service and includes powers of planning, regulating, setting standards, constructing, financing, managing, monitoring and evaluating, sanctioning or intervening in any way to ensure that a function is discharged;

"Council" means the Council of County Governors established under section 19;

"level of government" means the national and county level of government;

"Secretariat" means the Intergovernmental Relations Secretariat established under section 15;

"Summit" means the National and County Government Co-ordinating Summit established under section 7;

"Technical Committee" means the Intergovernmental Relations Technical Committee established under section 11.

3. Objects and purposes of the Act

The objects and purposes of this Act are to—

- (a) provide a framework for consultation and co-operation between the national and county governments;
- (b) provide a framework for consultation and co-operation amongst county governments;
- (c) establish institutional structures and mechanisms for intergovernmental relations;