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REPUBLIC OF KENYA

PARLIAMENT

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SENATE BILLS  
(Bill No. 14 of 2023)

**THE EQUALISATION FUND (ADMINISTRATION)  
BILL, 2023**

(A Bill published in the Kenya *Gazette* Supplement No. 44 of 12<sup>th</sup> April, 2023 and passed by the Senate, with amendments, on 12<sup>th</sup> October 2023.)

**THE EQUALISATION FUND (ADMINISTRATION) BILL 2023**

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**THE EQUALISATION FUND (ADMINISTRATION) BILL, 2023**

**A Bill for**

**AN ACT of Parliament to provide for the administrative structures for the management of the Equalisation Fund; to establish an Advisory Board; and for connected purposes.**

**ENACTED by the Parliament of Kenya, as follows—**

**PART I – PRELIMINARIES**

Short title and commencement.

1. This Act may be referred to as the Equalisation Fund (Administration) Act, 2023 and shall be deemed to have come into effect immediately upon assent.

Interpretation.

2. In this Act –

“Accounting Standard Board” has the meaning assigned to it under section 2 of the Public Finance Management Act;

“Board” means the Equalization Fund Advisory Board established under section 6;

“Cabinet Secretary” means the Cabinet Secretary responsible for matters relating to Finance;

“county executive committee member” means the county executive committee member responsible for finance;

“county governments” means the County Governments in which marginalized areas identified by the Commission on Revenue Allocation exist for purposes of Article 204(2) of the Constitution;

“eligible county” means a county government identified as a beneficiary of the Fund by the Commission on Revenue Allocation in accordance with Article 216(4) of the Constitution;

“First Policy” means the first policy determined by the Commission on Revenue Allocation under Article 216(4) of the Constitution in identifying marginalized areas for purposes of Article 204(2) of the Constitution;

“Fund” means the Equalization Fund established under Article 204 of the Constitution;

“fund administrator” means the person appointed under section 14;

“marginalized area” means an area identified under policy determined by the Commission on Revenue Allocation in accordance with Article 216 (4) of the Constitution.

“revenue” means the total revenue collected by the National Government including ordinary revenue and Appropriations-in-Aid.

“Second Policy” means the Second Policy determined by the Commission on Revenue Allocation under Article 216(4) of the Constitution in identifying marginalized areas for purposes of Article 204(2) of the Constitution; and

“unutilized balance” means –

- (a) amounts not withdrawn from the Fund at the end of financial year; and
- (b) any amount withdrawn from the Fund for purposes of provision of basic services under an Appropriations Act and not expended at the end of financial year;
- (c) amount earmarked for the First Policy with fourteen Counties ongoing projects; and
- (d) amount earmarked for the Second Policy with 34 Counties (New projects to be identified).

Purpose.

3. The purpose of this Act is to –

- (a) provide a framework for administration and management of the Equalization Fund in accordance with Article 204 of the Constitution;
- (b) provide for completion of projects under policies developed by the Commission on Revenue Allocation under Article 216(4) of the Constitution;
- (c) provide a framework for the identification, selection and implementation of projects for purposes of the Fund;
- (d) suspend the application of Article 204(7) of the Constitution and extend the pendency of the Fund; and
- (e) provide for the procedures in relation to winding up of the Fund.

**PART II – THE EQUALISATION FUND**

Source of the Fund.

4. The Fund shall, pursuant to Article 204(1) of the Constitution, consist of one half of all revenue collected by the national government each year calculated on the basis of the most recent audited accounts of revenue received, as approved by the National Assembly.

Object of the Fund.

5. The object of the Fund is to provide basic services including water, roads, health facilities and electricity to the marginalized areas to the extent necessary to bring the quality of those services to the level generally enjoyed by the rest of the nation, so far as possible in an equitable, efficient and transparent manner.

**PART III – ESTABLISHMENT OF ADVISORY BOARD**

Establishment of Equalisation Fund Advisory Board.

6. (1) There is established a Board to be known as the Equalisation Fund Advisory Board which shall consist of—

- (a) the Chairperson who shall be appointed by the Cabinet Secretary;
- (b) the Principal Secretary responsible for matters relating to finance;
- (c) the Principal Secretary responsible for matters relating to devolution or a representative designated in writing;
- (d) one person from a pastoralist community nominated by the National Assembly;
- (e) one person nominated by the Senate;
- (f) two persons nominated by the Council of Governors drawn from areas identified as marginalized by the Commission on Revenue Allocation;
- (g) the Chairperson of the Commission on Revenue Allocation or a representative designated in writing;
- (h) one person representing persons with disabilities appointed by the Cabinet Secretary;
- (i) the Chief Executive Officer who shall be secretary of the Board.

(2) A person nominated under section (1)(d),(e) and (f) shall be appointed by the Cabinet Secretary by notice in the *Gazette*.

(3) The persons appointed under subsection (1)(d), (e), (f) and (h) shall hold office for a term of three years and shall be eligible for reappointment for one further term of three years.

Qualifications for appointment to the Board.

7. A person is qualified for appointment under section 6(1)(d), (e) and (f) if that person-

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya;
- (c) has at least five years' professional experience in the field of economics, banking, finance, law or any other field relevant to the functions of the Board; and
- (d) meets the requirements of Chapter Six of the Constitution.

Vacation of office.

8. A member of the Board appointed under section 6(1)(d),(e) and (f) may-

- (a) resign from office by notice in writing to the Cabinet Secretary;
- (b) be removed from office by the Cabinet Secretary if the member-
  - (i) has been absent from three consecutive meetings of the Board without permission from the Board;
  - (ii) is adjudged bankrupt or enters into a composition or scheme of arrangement with his creditors;
  - (iii) is convicted of an offense involving dishonesty or fraud;
  - (iv) is convicted of a criminal offence and sentenced to imprisonment for a term exceeding six months;
  - (v) is incapacitated by prolonged physical or mental illness; or
  - (vi) is otherwise unfit or unable to discharge the functions of the office.

Functions of the Board.

9. (1) The Advisory Board shall —

- (a) advise and make recommendations to the Cabinet

- Secretary on the distribution of resources for the provision of the basic services to the marginalised areas under Article 204 of the Constitution in line with the recommendations of the Commission on Revenue Allocation;
- (b) appraise and evaluate projects proposed under the workplans submitted to the Advisory Board under section 15 to ensure compliance with the Constitution and the recommendations issued by the Commission on Revenue Allocation;
  - (c) make recommendations on the priority areas requiring financing and implementation in accordance with the workplans considered under section (b) and in line with the recommendations of the Commission on Revenue Allocation;
  - (d) oversee, in consultation with the County Governments, the implementation of the projects to ensure compliance with the Constitution;
  - (e) monitor and evaluate the projects implemented by County Governments to determine their impact in addressing the factors contributing to the marginalisation of the areas identified in the counties;
  - (f) put in place measures for transparency and accountability in the implementation of projects by County Governments;
  - (g) establish a framework for collaboration between the National Government and County Governments in the implementation of projects in line with the Constitution, the recommendations of the Commission on Revenue Allocation and this Act;
  - (h) review the consolidated quarterly reports prepared by the officer administering the Fund on the implementation of the projects and make recommendations to the Cabinet Secretary on performance improvement;
  - (i) review the annual estimates of expenditure of the Fund for approval by the Cabinet Secretary;
  - (j) undertake project public participation in line with Article 201 of the Constitution; and



- (k) carry out such other functions that may be necessary for the achievement of the objects and purposes of this Act or that may be conferred by any other law.

Decisions of the  
Cabinet Secretary.

10. (1) The Cabinet Secretary shall take into account the recommendations of the Board

(2) Where Cabinet Secretary deviates from the recommendations of the Advisory Board, the Cabinet Secretary shall give reasons for the deviation in writing.

Committees of the  
Board.

11. The Advisory Board may –

- (a) establish such committees as it considers necessary for the effective performance of its functions and exercise of its powers under this Act;
- (b) invite to sit in a meeting of the Board, such other persons whose knowledge and skills are found necessary for the effective performance of the Board; and
- (c) by resolution either generally or in any particular case, delegate to a committee, the exercise of any of the powers or the performance of any of the functions of the Board under this Act or any other written law.

Expenses of the  
Board.

12. (1) Subject to subsection (2), there shall be paid out of the Fund, expenses of the Advisory Board and such other expenses incurred pursuant to the object and purpose for which the Fund is established.

(2) The expenditure incurred on the Fund shall be on the basis of and limited to annual work programmes and budget estimates prepared by the Administrator of the Fund and approved by the Advisory Board and the Cabinet Secretary at the beginning of the financial year to which they relate.

(3) The administrative costs and expenses of the Advisory Board shall not exceed three percent of the approved annual allocation to the Fund.

(4) Subsection (3) shall come into force and be applicable with respect to the financial year in which this Act comes into force and shall not apply with respect to preceding financial years.

Officer  
administering the  
Fund.

13. (1) The Chief Executive Officer of the Board shall be the administrator to the Fund and shall be competitively recruited by the Board.

(2) A person is qualified for appointment as a Chief Executive Officer if the person -

- (a) has at least a Master's degree from a university recognized in Kenya;
- (b) has at least ten years' experience at senior management level in financial management, business administration, economics or law; and
- (c) meets the requirements of Chapter Six of the Constitution.

(3) The Chief Executive Officer shall serve for a term of three years and shall be eligible for re-appointment for a further and final term of three years.

(4) The officer administering the Fund shall -

- (a) open a separate account at the Central Bank of Kenya into which all monies raised under section 4 shall be paid into;
- (b) operate and maintain the bank account in (a) in a manner as prescribed by the National Treasury from time to time;
- (c) consult with Cabinet Secretary and the Advisory Board on matters relating to the administration of the Fund;
- (d) cause to be kept proper books of accounts and other books and records in relation to the Fund, of all activities and undertakings financed from the Fund;
- (e) prepare, sign and submit to the Auditor-General and Parliament, in respect of each financial and within three months after the end thereof, a statement of accounts relating to the Fund with a copy to the Controller of Budget and the statements shall be prepared in a manner prescribed by the Accounting Standards Board;
- (f) furnish additional information as the officer considers to be proper and sufficient for the purpose of examination and audit by the Auditor-General in accordance with the provisions of the Public Audit Act; and

- (g) prepare quarterly reports on the receipts into issues and withdrawals from the Fund and submit it to the Cabinet Secretary for publication in the *Gazette* before or on the twenty first day of every third month of the financial year.

Conduct of affairs  
of the Board.

14. (1) The Board shall conduct its affairs in accordance with the Schedule.

(2) Except as provided in the Schedule, the Board may regulate its own procedure.

Secretariat.

15. (1) There shall be a secretariat consisting of –

- (a) the officer administering the Fund; and
- (b) such other public officers as the Cabinet Secretary shall, in consultation with the Advisory Board, designate for the proper performance of the functions of the secretariat under this Act.

(2) The functions of the Secretariat shall be to—

- (a) provide technical and administrative services to the Advisory Board;
- (b) implement the decisions, strategies and work plan of the Advisory Board;
- (c) make recommendations to the Advisory Board on the formulation and implementation of programmes for the carrying out of the functions of the Board;
- (d) review and consolidate the work-plans received under these Guidelines for consideration by the Advisory Board;
- (e) identify any challenges in the implementation of projects and make recommendations to the Advisory Board on the remedial measures required to be undertaken;
- (f) maintain a data base setting out information on –
  - (i) projects, operations and programmes undertaken with respect to each County Government in marginalised areas have been identified by the Commission on Revenue Allocation;

- (ii) monies appropriated from the Fund with respect to each project or programme; and
- (iii) status of each project or programme implemented;
- (g) prepare and ensure timely submission of reports to the Advisory Board and the Cabinet Secretary regarding the implementation of projects and programmes under the Fund;
- (h) make arrangements for periodical evaluation of the criteria, standards and programmes in relation to the objects and functions of the Advisory Board; and
- (i) perform such other functions as may be assigned to it by the Advisory Board.

#### **PART IV – COUNTY TECHNICAL COMMITTEES**

Projects and programmes for financing under the Fund.

16. The Fund shall finance programmes or projects for the provision of the following basic services in areas identified as marginalised areas by the Commission on Revenue Allocation—

- (a) water and sanitation;
- (b) roads;
- (c) health facilities;
- (d) electricity;
- (e) such other basic services as shall be identified by the Commission on Revenue Allocation as requiring implementation in a marginalized area.

Establishment of county technical committees.

17. The Board shall, in every eligible county, establish and convene a county technical committee comprising of-

- (a) the County Commissioner and the Governor who shall be co-chairpersons;
- (b) the relevant county executive committee member for Finance;
- (c) Constituency Development Fund Managers;
- (d) a representative of the relevant County Assembly; and

- (e) a public officer employed in the respective county government with technical expertise in areas that the prioritized projects fall.

Functions of the county technical committee.

**18.** The County Technical Committee shall be responsible for approving all projects to be financed from the Fund.

Sub-county technical committee.

**19.** The Board shall, in every eligible county, establish a sub-county technical committee comprising of-

- (a) the deputy county commissioner and the sub-county administrator who shall be co-chairpersons;
- (b) not more than two public officers designated by the county executive committee member with technical expertise in the areas of the prioritized projects;
- (c) not more than two public officers appointed by the Cabinet Secretary with technical expertise in the areas of the prioritized projects;
- (d) the chairpersons of the Project Identification and Implementation Committees within the sub-county; and
- (e) the secretary of the Constituency Development Fund.

Functions of the sub-county technical committee.

to-

**20.** The functions of the sub-county technical committee shall be

- (a) receive project funding proposals from respective Project Identification and Implementation Committees;
- (b) evaluate and prioritize all development proposals from the Project Identification and Implementation Committees;
- (c) access the feasibility and cost all project proposals;
- (d) submit project proposals and funding requests received from the Project Identification and Implementation Committees;
- (e) monitor all projects;
- (f) prepare quarterly reports on funds received and implementation status for submission to the county technical committee and the member of the county executive; and
- (g) prepare and submit to the county technical committee and the member of the county executive annual reports on

implementation of all projects.

Project  
Identification and  
Implementation  
Committee.

21. The Board shall, in every eligible county, establish a Project Identification and Implementation Committee comprising of-

- (a) the Assistant Sub-County Commissioner who shall be the Chairperson;
- (b) the village administrators of areas defined by the Commission as marginalised;
- (c) a representative of women, youth and persons with disabilities from marginalised areas;
- (d) a representative of faith-based groups and non-governmental organisations.

Functions of  
Project  
Identification and  
Implementation  
Committee.

22. The functions of the Project Identification and Implementation Committee shall be to-

- (a) undertake public participation in beneficiary counties;
- (b) identify and prioritize project in beneficiary areas in line with guidelines issued by the administrator of the Fund;
- (c) prepare and submit project funding proposals to sub-county technical committee; and
- (d) provide oversight on project implementation.

Functions of the  
county executive  
committee  
member.

23. (1) The county executive committee member in each eligible county shall-

- (a) consolidate all projects approved by the county technical committee and submit to the Secretary of the Board for funding with copy to the Commission;
- (b) prepare financial statements for the Fund for each financial year in a form prescribed by the Accounting Standards Board in accordance with the Act and submit to the Secretary of the Board;
- (c) prepare quarterly financial reports for the Fund in a form prescribed by the Accounting Standards Board and submit to the Secretary of the Board;
- (d) prepare quarterly reports on funds received and implementation status of all projects financed by the Fund with a copy to the Secretary of the Board, the Commission

and the Controller of Budget; and

- (e) prepare annual report on implementation of all projects financed by the Fund with a copy to the Secretary of the Board, the Commission and the Controller of Budget.

(2) A report prepared under section (1)(e) shall include-

- (a) information relating to the procurement of services and works in relation to the projects and programmes under the workplan;
- (b) a schedule of the works required to be undertaken and status of the implementation of projects and programmes;
- (c) the timelines for completion of specific phases of projects and programmes;
- (d) the manner in which the funds received from the Fund have been utilised in relation to any project or programme;
- (e) the monies disbursed and any balance of unspent funds; and
- (f) such other information as the Board may require.

Approval of  
workplan.

24. The County Executive Committee Member responsible for matters relating to finance shall submit workplans through the respective county technical committee to the Board for approval.

Preparation of  
workplans.

25. (1) The county executive committee member shall, upon the identification of projects and programmes under section 24, prepare a workplan setting out —

- (a) a schedule of projects and programmes proposed to be undertaken by the county government in the areas identified by the Commission;
- (b) a technical assessment of the viability of the projects and programmes;
- (c) a report on the public participation undertaken during the process of identification of programmes and projects;
- (d) an assessment of the manner in which the programmes or projects would be expected to address the shortcomings identified by the Commission on Revenue Allocation in the

provision of the identified basic needs;

(e) an assessment of how the programmes and projects identified impact on the County Integrated Development Plan; and

(f) the approximate cost of the works to be undertaken in relation to a project or programme identified in the workplan.

(2) In identifying programs and projects for inclusion in the workplan, the county executive committee member shall —

(a) take into account —

(i) the criteria and other recommendation made by the Commission on Revenue Allocation;

(ii) the costing of the project and the time required for the implementation of the project on a priority basis;

(iii) recommendations, standards and guidelines issued by the Advisory Board;

(iv) the interventions required to be undertaken on a priority basis in order to address the needs identified by the Commission on Revenue Allocation for the provision of identified basic services; and

(v) the recommendations of the respective Ministry or State Department;

(b) undertake public participation using the structures established for citizen participation under section 91 of the County Governments Act; and

(c) collaborate with the relevant Ministry or State Department.

(3) The county executive committee member shall ensure that a workplan prepared under section (1) is aligned to the annual development plan of the county prepared under the Public Finance Management Act.

(4) The relevant Ministry or State Department shall make its recommendations to the County Executive Committee Member on the proposed workplan within fourteen days of receipt of a request under subsection (2)(c) of this Act.

No. 17 of 2012.

Submission of

26. (1) The county executive committee shall, upon approval of



workplan to the  
Advisory Board.

a workplan, submit the workplan to the Board.

(2) Upon receipt of the workplan, the Board shall –

- (a) appraise the workplan to ensure compliance with this Act;
- (b) ensure that the workplan adequately addresses the needs identified by the Commission on Revenue Allocation;
- (c) identify the programmes or projects that require to be implemented on a priority basis; and
- (d) make its recommendations to the Cabinet Secretary.

Quarterly reports  
on projects and  
disbursements.

27. (1) The Board shall, on a quarterly basis, submit a report to the Cabinet Secretary detailing—

- (a) a summary of the project and programmes approved for financing in the preceding year indicating the funding status of such projects, if any;
- (b) a summary of the status of disbursements of funds to the various projects and implementation progress;
- (c) a summary of the status of disbursements from the Fund to the respective county governments or any agency involved in implementation of any projects financed from the Fund; and
- (d) any restriction imposed on a county government or any agency involved in the implementation of the projects or programmes by the county government.

(2) A copy of a report prepared under subsection (1) shall be submitted to the Commission and the Controller of Budget.

Report by the  
county executive  
committee  
member.

28. (1) The county executive committee member shall—

- (a) prepare and submit to the Advisor Board quarterly reports on the implementation of the projects or programs under the workplan in the format prescribed by the Advisory Board; and
- (b) ensure that any projects undertaken under the workplan are carried out in accordance with the Public Procurement and Asset Disposal Act and any other law.

(3) The officer administering the Fund shall consolidate the reports submitted under section (2) for consideration by the Advisory Board and the Cabinet Secretary.

Withdrawals from  
the Fund

**29.** (1) The administrator of the Fund shall open a designated Equalisation Fund account at the Central Bank of Kenya.

(2) Where a withdrawal from the Fund is authorized under an Act of Parliament that approves the appropriation of money, the officer administering the Fund shall make a requisition for the withdrawal and submit it to the Controller of Budget for authorization.

(3) The authorization by the Controller of Budget of a withdrawal from the Fund, together with written instructions from the officer administering the Fund requesting for withdrawal, shall be sufficient authority for the Central Bank of Kenya to pay amounts from the Equalization Fund account in accordance with the authorization and instructions given.

(4) All withdrawals made from the Fund under subsection (1) shall be deposited into the respective spending agencies account.

(5) Any unutilized balances in the Equalisation Fund shall not lapse at the end of the Financial year but shall be retained for use for the purpose for which the Fund is established.

Audit.

No. 18 of 2012  
No. 34 of 2015

**30.** The accounts of the Fund shall be audited and reported upon in accordance with the Public Finance Management Act and the Public Audit Act.

#### **PART V – WINDING UP OF THE FUND**

Reports to the  
Advisory Board..

**31.** (1) At least eighteen months before the expiry of the term specified under Article 204(6) of the Constitution or in legislation enacted by Parliament pursuant to Article 204(7) of the Constitution—

(a) the Advisory Board shall prepare a status report on all existing pending projects and their funding requirements in line with the submitted workplans; and

(b) the Cabinet Secretary shall –

(i) make the necessary requisition for the transfer of monies to the county governments for the completion of the projects; and

(ii) shall ensure that monies required for the completion of the projects has been transferred to the respective county governments.

(2) At least twelve months before the expiry of the period specified under Article 204(6) of the Constitution or in legislation enacted by Parliament pursuant to Article 204(7) of the Constitution the county executive committee members in the respective county governments shall submit to the Advisory Board —

- (a) a schedule of the programmes and projects implemented pursuant to Article 204 of the Constitution and the expected completion date;
- (b) an assessment report of the impact of the programmes and projects that have been implemented pursuant to Article 204 of the Constitution; and
- (c) a financial report on the projects and programmes.

(3) The Advisory Board shall prepare the winding up report of the Fund not later than three months from the period specified under Article 204(6) of the Constitution or in legislation enacted by Parliament pursuant to Article 204(7) of the Constitution for approval by the Cabinet Secretary.

(4) The Cabinet Secretary shall, submit the winding up report to the National Assembly and the Senate within fourteen days of the receipt of the report under section (3).

Suspension under Article 204(8).

32. (1) Notwithstanding the provisions of section 31, the period referred to under Article 204(6) is suspended.

(2) The Fund shall remain in force for a further non-renewable term of ten years from the date upon which the Fund would have lapsed under Article 204(6).

Interpretation of part.

#### **PART VI - REPEALS, SAVINGS AND TRANSITIONS**

33. (1) In this part-

“Advisory Board” means the Advisory Board established under regulation 4(1) of the Public Finance Management (Equalization Fund Administration) Regulations, 2021;

“repealed Regulations” means the Public Finance Management (Equalization Fund Administration) Regulations, 2021

(2) The Board shall be the successor to the Advisory Board existing immediately before the commencement of this Act.

Repeal of Legal Notice No. 54 of 2021.

34. The Public Finance Management (Equalization Fund Administration) Regulations, 2021, is repealed.

Transitional provisions.

35. (1) Any rights and obligations of the Advisory Board existing at the commencement of this Act shall, by virtue of this subsection, vest in the Board established under section 6 of this Act.

(2) Any reference in any written law, document or instrument to the Advisory Board shall be deemed to be a reference to the Board.

(3) Any rights and obligations vested in or enforceable by or against the Advisory Board shall, by virtue of this subsection, be vested in or become enforceable by or against the Board.

(4) Any asset and liability held or imposed on the Advisory Board shall, by virtue of this subsection vest in the Board.

On-going projects.

36. Any ongoing projects under the repealed Regulations shall be finalized in accordance with the provisions of this Act.

Members of the Advisory Board.

37. A person who was a member of the Advisory Board immediately before the commencement of this Act shall be deemed to be a member of the Board for the unexpired period of that person's tenure.

Staff of the Advisory Board

38. A person who immediately before the commencement of this Act was an officer or employee of the Advisory Board shall be deemed to be a member of staff of the Board for the unexpired period of that person's tenure.

## **SCHEDULE**

(s. 14)

### **PROVISIONS RELATING TO MEETINGS OF THE ADVISORY BOARD**

1. The Board shall meet at least once in every three months to conduct the business of the Board of Authority.

2. The chairperson may on his or her own motion, or upon request by a member, call a special meeting of the Board at any time, where he or she considers it expedient for the transaction of the business of the Board.

3. Other than a special meeting, or unless three quarters of members

agree, at least fourteen days' written notice of every meeting of the Board of the Authority shall be given to every member of the Board by the secretary.

4. The quorum at a meeting of the Board of the Authority shall be half of the members.

5. The chairperson shall preside at the meetings of the Board of the Authority and in the absence of the chairperson, the vice-chairperson or a member of the Board elected by the members present from among their number shall preside.

6. The matters of the Board shall be decided by a majority of the members present and voting and in the event of equality of votes, the person presiding shall have a casting vote.

7. The proceedings of the Board of the Authority shall not be invalidated by reason of a vacancy among the members or a defect in the appointment or qualification of a member.

8. At the first meeting of the Board, the members shall elect a vice-chairperson, not being an *ex-officio* member, from among its members.

9. Subject to the provisions of this Schedule, the Board may determine its own procedure and the procedure for any committee of the Board and for attendance of any other persons at the meetings of the Board.


*The Equalisation Fund (Administration) Bill 2023*

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I certify that this printed impression is a true copy of the Bill as passed by the Senate on Thursday, 12<sup>th</sup> October, 2023.

  
Clerk of the Senate

Endorsed for presentation to the National Assembly in accordance with the provisions of standing order 161 of the Senate Standing Orders.

  
Speaker of the Senate