



THE KENYA GAZETTE

Published by Authority of the Republic of Kenya

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

Vol. CVI—No. 34

NAIROBI, 23rd April, 2004

Price Sh. 40

GAZETTE NOTICE NO. 3040

THE LOCAL AUTHORITIES TRANSFER FUND ACT, 1998

(No. 8 of 1998)

THE LOCAL AUTHORITIES TRANSFER FUND REGULATIONS, 1999

(L.N. 142 of 1999)

ALLOCATION OF FUNDS AND DISBURSEMENT CRITERIA FOR 2004/2005
FINANCIAL YEAR

PURSUANT to regulation 15 of the Local Authorities Transfer Fund Regulations, 1999, the Minister for Finance publishes the following:-

Allocation of funds

1. For the financial year ending on 30th June, 2005, the amounts set out in the First Schedule are allocated from the Local Authorities Transfer Fund to the local authorities indicated.

Disbursement Criteria

2. The amounts set out in the First Schedule have been allocated on the basis of the disbursement criteria set out in the Second Schedule.

General conditions on disbursement from Fund

3. As required under regulation 14, no amounts shall be disbursed to a local authority unless the local authority submits the following, by 16th June, 2004, to the Ministry of Local Government:-

- (a) annual estimates in accordance with section 212 of the Local Government Act, approved by the council of the local authority; and

- (b) information sheets for all capital expenditure projects as specified in Forms 1A and 1B set out in the Schedule to the Regulations.

Disbursement from Service Delivery Account

4.(1) As required under regulation 17, no amounts shall be disbursed to a local authority from the service delivery account unless the local authority demonstrates, in the submissions described in paragraph 3, that-

- (a) at least fifty percent of the allocations from the service delivery-account has been budgeted for capital expenditures;
- (b) expenditure on personnel does not exceed sixty percent of the total expenditures of the local authority; and
- (c) the authority has paid all statutory charges that became payable in the 2000/2001 financial or in a subsequent financial year up to and including the 2003/2004 financial year (this requirement shall be deemed to be met if the total payments to a statutory creditor on or after 1st July, 2000 equal or exceed the statutory charges, even if the creditor credits the payments towards other debts).

(2) The amounts allocated to each local authority from the service delivery account shall be disbursed as follows:

- (a) the first seventy-five percent, on or after 30th September, 2004; and
- (b) the remaining twenty-five percent, on or after 30th January 2005.

Disbursement from Performance Account

5.(1) As required under regulation 27, the local authority shall submit the following documents:-

- (a) a statement of revenues, expenditure, cash and bank balances for the 2003/2004 financial year, as specified in Form 3 of the Schedule to the Regulations, ready to be duly certified as a true record by an auditor appointed under regulation 25;
- (b) a statement of debtors and creditors as at 30th June, 2004 as specified in Form 4 of the Schedule to the Regulations, together with--
 - (i) a brief statement of the local authority's progress in implementing the previous year's plans for paying its debts;
 - (ii) certification of the debt repayments made in the 2003/2004 financial year; and
 - (iii) a statement of the local authority's plan for reducing its debts over the two-year period consisting of the 2004/2005 and 2005/2006 financial years;
- (c) a full abstract of accounts of the local authority for the 2003/2004 financial year, ready for auditing by the Controller and Auditor-General;

- (d) a revenue enhancement plan for the 2005/2006 financial year, in Form 5 of the Schedule to the Regulations, showing the means by which the local authority intends to enhance its policies and administration of revenues; and
- (e) a Local Authority Annual Service Delivery Action Plan (LASDAP) setting out the local authority's plans for improvement of local services for the 2005/2006 financial year.

(2) As required under regulation 27, the documents described in subparagraph (1) are due –

- (a) for the documents described in subparagraphs (1)(a) and (1)(b), on or before 30th September, 2004;
- (b) for the documents described in subparagraph (1)(c), on or before 31st December, 2004;
- (c) for the documents described in subparagraphs (1)(d) and (1)(e), on or before 28th February, 2005.

(3) A local authority shall be entitled, as follows, to the indicated percentage of the amount allocated to the local authority from the performance account:-

- (a) after submission of the documents described in subparagraph (1)(a), twenty percent;
- (b) after submission of the documents described in subparagraph (1)(b), twenty percent;
- (c) after submission of the documents described in subparagraph (1)(c), twenty percent;
- (d) after submission of the documents described in subparagraph (1)(d), twenty percent;
- (e) after submission of the documents described in subparagraph (1)(e), twenty percent.

FIRST SCHEDULE

para. 1

ALLOCATIONS FROM THE LOCAL AUTHORITIES TRANSFER FUND

LGID	Local Authority Name	Service Delivery Account	Performance Account
1	Nairobi City Council	415,079,851	276,719,900
6	Ahero Town Council	5,118,778	3,412,518
11	Awendo Town Council	7,556,182	5,037,455
16	Baringo County Council	13,883,161	9,255,441
21	Bomet County Council	18,040,754	12,027,170
26	Bomet Municipal Council	3,642,647	2,428,432
31	Bondo County Council	12,052,316	8,034,877
36	Bondo Town Council	3,479,379	2,319,586
41	Bungoma County Council	34,329,342	22,886,228
46	Bungoma Municipal Council	10,266,747	6,844,498

FIRST SCHEDULE—(Contd.)

LGID	Local Authority Name	Service Delivery Account	Performance Account
51	Bureti County Council	11,783,344	7,855,562
56	Burnt Forest Town Council	2,888,790	1,925,860
61	Busia County Council	14,899,028	9,932,685
66	Busia Municipal Council	7,549,813	5,033,208
71	Butere-Mumias County Council	21,639,274	14,426,183
76	Chepareria Town Council	1,441,112	960,741
81	Chogoria Town Council	2,695,136	1,796,757
86	Chuka Municipal Council	3,763,609	2,509,072
91	Eldama Ravine Town Council	4,235,815	2,823,877
96	Eldoret Municipal Council	34,521,531	23,014,354
101	Embu County Council	9,423,911	6,282,607
106	Embu Municipal Council	7,952,617	5,301,745
111	Funyula Town Council	1,983,385	1,322,256
116	Garissa County Council	16,275,097	10,850,065
121	Garissa Municipal Council	11,496,209	7,664,139
126	Gucha County Council	16,575,649	11,050,433
131	Gusii County Council	16,137,544	10,758,363
136	Homa Bay County Council	12,810,169	8,540,113
141	Homa Bay Municipal Council	8,290,082	5,526,722
143	Ijara County Council	4,040,917	2,693,944
146	Isiolo County Council	10,090,564	6,727,042
151	Iten-Tambach Town Council	3,064,562	2,043,041
156	Kabarnet Municipal Council	3,508,777	2,339,185
161	Kajiado Town Council	2,818,377	1,878,918
166	Kakamega County Council	25,155,550	16,770,367
171	Kakamega Municipal Council	12,767,087	8,511,391
176	Kandara Town Council	2,467,862	1,645,242
181	Kangema Town Council	2,383,106	1,588,738
186	Kangundo Town Council	11,611,393	7,740,928
191	Kapenguria Municipal Council	5,569,390	3,712,926
196	Kapsabet Municipal Council	6,717,492	4,478,328
201	Karatina Municipal Council	2,224,136	1,482,758
206	Karuri Town Council	8,769,839	5,846,560
211	Kehancha Municipal Council	10,215,083	6,810,055
216	Keiyo County Council	6,791,965	4,527,976
221	Kendu Bay Town Council	2,443,547	1,629,032
226	Kericho Municipal Council	9,467,930	6,311,953
231	Keroka Town Council	3,684,064	2,456,043
236	Kerugoya/Kutus Municipal Council	4,890,563	3,260,375
241	Kiambu County Council	18,477,397	12,318,264
246	Kiambu Municipal Council	6,497,307	4,331,538
251	Kikuyu Town Council	9,799,507	6,533,005
256	Kilifi County Council	25,638,397	17,092,264
261	Kilifi Town Council	8,965,012	5,976,675
266	Kimilili Municipal Council	5,946,883	3,964,588
271	Kipkelion Town Council	3,078,001	2,052,001
276	Kipsigis County Council	16,749,129	11,166,086
281	Kirinyaga County Council	22,611,946	15,074,631
286	Kisii Municipal Council	7,541,066	5,027,378
291	Kisumu County Council	9,935,187	6,623,458

FIRST SCHEDULE—(Contd.)

<i>LGID</i>	<i>Local Authority Name</i>	<i>Service Delivery Account</i>	<i>Performance Account</i>
296	Kisumu Municipal Council	45,374,408	30,249,606
301	Kitale Municipal Council	14,266,987	9,511,324
306	Kitui County Council	20,098,766	13,399,178
311	Kitui Municipal Council	9,936,681	6,624,454
316	Koibatek County Council	7,710,839	5,140,560
321	Kwale County Council	33,258,300	22,172,200
326	Kwale Town Council	2,929,367	1,952,911
331	Laikipia County Council	12,388,613	8,259,075
336	Lamu County Council	6,991,396	4,660,931
341	Limuru Municipal Council	5,044,608	3,363,072
346	Litein Town Council	5,464,478	3,642,985
351	Lodwar Municipal Council	5,131,085	3,420,724
356	Londiani Town Council	3,355,949	2,237,299
361	Luanda Town Council	5,574,014	3,716,009
366	Lugari County Council	12,464,942	8,309,961
371	Machakos Municipal Council	12,266,804	8,177,869
376	Makueni County Council	38,244,530	25,496,353
381	Makuyu Town Council	3,596,846	2,397,897
386	Malaba Town Council	3,609,259	2,406,173
391	Malakisi Town Council	3,345,867	2,230,578
396	Malava Town Council	3,483,671	2,322,447
401	Malindi County Council	9,674,543	6,449,696
406	Malindi Municipal Council	14,506,852	9,671,234
411	Mandera County Council	14,694,740	9,796,493
416	Mandera Town Council	7,246,151	4,830,768
421	Maragua County Council	15,586,672	10,391,115
426	Maragua Town Council	2,887,727	1,925,151
431	Marakwet County Council	7,959,244	5,306,163
436	Maralal Town Council	4,464,470	2,976,313
441	Mariakani Town Council	5,382,356	3,588,237
446	Marsabit County Council	8,980,875	5,987,250
451	Masaku County Council	26,393,499	17,595,666
456	Masimba Town Council	3,157,171	2,104,780
461	Matuu Town Council	3,916,150	2,610,767
466	Maua Municipal Council	4,345,670	2,897,113
471	Mavoko Municipal Council	6,493,538	4,329,026
476	Mbeere County Council	9,827,620	6,551,746
481	Mbita Point Town Council	3,213,961	2,142,640
486	Meru County Council	25,315,076	16,876,718
491	Meru Municipal Council	9,147,251	6,098,167
496	Meru South County Council	7,882,492	5,254,994
501	Migori County Council	17,101,201	11,400,800
506	Migori Municipal Council	7,764,695	5,176,464
511	Molo Town Council	8,393,457	5,595,638
516	Mombasa Municipal Council	129,413,492	86,275,661
521	Mount Elgon County Council	8,437,936	5,625,291
526	Moyale County Council	5,579,216	3,719,477
531	Mtito Andei Town Council	2,742,269	1,828,179
536	Muhoroni Town Council	4,418,198	2,945,466
541	Mumias Municipal Council	10,670,122	7,113,415

FIRST SCHEDULE—(Contd.)

LGID	Local Authority Name	Service Delivery Account	Performance Account
546	Murang'a County Council	16,242,005	10,828,004
551	Murang'a Municipal Council	3,703,540	2,469,027
556	Mwingi County Council	12,820,262	8,546,842
561	Mwingi Town Council	5,747,522	3,831,681
566	Naivasha Municipal Council	11,315,734	7,543,823
571	Nakuru County Council	50,123,469	33,415,646
576	Nakuru Municipal Council	43,851,725	29,234,484
581	Nambale Town Council	2,357,338	1,571,558
586	Nandi County Council	23,979,911	15,986,608
591	Nandi Hills Town Council	4,580,584	3,053,722
596	Nanyuki Municipal Council	7,416,879	4,944,586
601	Narok County Council	17,603,186	11,735,458
606	Narok Town Council	6,408,951	4,272,634
616	Nyahururu Municipal Council	6,052,991	4,035,328
621	Nyamache Town Council	3,169,319	2,112,880
626	Nyamarambe Town Council	2,949,878	1,966,586
631	Nyambene County Council	29,478,802	19,652,535
636	Nyamira County Council	20,831,275	13,887,516
641	Nyamira Town Council	5,620,978	3,747,319
646	Nyandarua County Council	25,718,980	17,145,987
651	Nyando County Council	12,740,629	8,493,753
656	Nyansiongo Town Council	3,205,792	2,137,194
661	Nyeri County Council	29,141,213	19,427,475
667	Nyeri Municipal Council	12,583,887	8,389,258
671	Nzoia County Council	25,477,117	16,984,744
676	Ogembo Town Council	3,582,485	2,388,324
681	Ol'Kalou Town Council	5,471,561	3,647,708
686	Olkejuado County Council	30,858,827	20,572,551
691	Othaya Town Council	2,563,237	1,708,824
696	Oyugis Town Council	4,831,484	3,220,989
701	Pokot County Council	13,140,946	8,760,630
706	Port Victoria Town Council	2,673,680	1,782,454
711	Rachuonyo County Council	12,197,230	8,131,487
716	Rongo Town Council	5,022,490	3,348,327
721	Ruiru Municipal Council	17,796,052	11,864,034
726	Rumuruti Town Council	3,096,527	2,064,351
731	Runyenjes Municipal Council	4,018,363	2,678,908
736	Sagana Town Council	2,461,778	1,641,185
741	Samburu County Council	9,517,692	6,345,128
746	Siaya County Council	17,639,708	11,759,806
751	Siaya Municipal Council	4,939,075	3,292,717
756	Sirisia Town Council	2,157,224	1,438,150
761	Sotik Town Council	2,210,201	1,473,467
766	Suba County Council	7,529,489	5,019,660
771	Suneka Town Council	3,707,322	2,471,548
776	Tabaka Town Council	2,946,290	1,964,193
781	Taita / Taveta County Council	10,182,957	6,788,638
786	Tana River County Council	12,183,066	8,122,044
791	Taveta Town Council	5,177,533	3,451,689
796	Teso County Council	8,345,716	5,563,810

FIRST SCHEDULE—(Contd.)

LGID	Local Authority Name	Service Delivery Account	Performance Account
801	Tharaka County Council	5,969,560	3,979,707
806	Thika County Council	24,247,238	16,164,826
811	Thika Municipal Council	17,155,964	11,437,310
816	Trans Mara County Council	10,528,706	7,019,137
821	Turkana County Council	25,530,014	17,020,010
826	Ugunja Town Council	2,917,337	1,944,892
831	Ukwala Town Council	3,495,930	2,330,620
836	Vihiga County Council	17,592,573	11,728,382
841	Vihiga Municipal Council	8,556,400	5,704,267
846	Voi Municipal Council	4,927,420	3,284,946
851	Wajir County Council	21,537,668	14,358,445
856	Wareng County Council	23,079,148	15,386,099
861	Webuye Municipal Council	6,154,594	4,103,063
866	Wote Town Council	4,524,887	3,016,591
871	Yala Town Council	2,542,300	1,694,867
	TOTAL	2,400,000,000	1,600,000,000

para. 2

SECOND SCHEDULE

CRITERIA FOR ALLOCATION OF FUNDS

1. Allocation of the funds to the local authorities was done in the following manner-

- (a) a basic minimum lump-sum of shillings one million five hundred thousand per local authority;
- (b) sixty percent of the total amount reflected in the First Schedule on the basis of the population of the Local authority; and
- (c) the remaining share (33.4 percent) of the total amount reflected in the First Schedule on the basis of the urban population of the local authority.

2. The size of the population and urban population considered for purposes of the allocation under paragraphs 1(b) and 1(c) was that reflected in the 1999 Population Census as issued by the Central Bureau of Statistics.

Dated the 20th April, 2004.

DAVID MWIRARIA,
Minister for Finance.