



LEGISLATIVE BULLETIN



The KPDA Legislative Bulletin summarizes some of the key Bills, and Motions set for debate and consideration before Parliament in the week ending 2nd July 2021.

THE NATIONAL ASSEMBLY

1. **The Landlord and Tenant Bill, 2021**

The proposed Landlord and Tenant Bill, 2021 is intended to introduce a consolidated legal framework to govern landlord and tenant relationships. The bill was published on 12th February 2021 and is still undergoing review in parliament

2. **The Land (Amendment) Bill, 2019**

The principal object of the Bill is to amend the Land Act No. 6 of 2012. It states that where public land has been allocated to a public body or public institution by the National Land Commission for a public purpose or where land set aside by persons or land buying companies for a public purpose, the Registrar of Lands under the Land Registration Act, 2012 shall issue a certificate of title in the name of the public body, public institution or the relevant ministry as the case may be. As it is presently, public land and land set aside for a public purpose by land buying companies continue to be grabbed by private persons primarily because there exists no certificates of title issued in respect to such land. The bill therefore seeks to provide for registration of public land.

Parliament passed the bill and it is to be forwarded to the Senate for consideration.

3. **The National Construction Authority (Amendment) Bill, 2020**

The principal object of this Bill is to amend the National Construction Authority Act, No.41 of 2011 to ensure women, youth and persons living with disabilities with startup businesses who apply to be registered as contractors under category six, seven and eight are exempted from paying the

prescribed fee. The amendment seeks to recognize women, youth and persons living with disabilities as marginalized groups and to cushion them from the burden of paying registration fees.

The first reading of the bill was on 9th June 2021.

Key Words and their Meaning

Committee of the Whole - This is a Committee composed of all Senators in plenary. At Committee, the Senate considers the Bill clause by clause and may amend the clauses. Any Senator, other than the sponsor of the Bill, who wishes to move an amendment to the Bill, must give written notification of the amendment to the Clerk at least twenty-four (24) hours before commencement of the sitting at which the amendment is to be considered.

Concurrence of the National Assembly - A Bill that is passed by the Senate must be submitted to the National Assembly. A certified copy of the Bill is forwarded to the Clerk of the National Assembly together with a Message signed by the Speaker requesting concurrence of the Assembly. If the National Assembly agrees with the Bill and does not propose any amendments, the Senate forwards the Bill to the President for assent. If the National Assembly proposes amendments to the Bill, the amendments are submitted to the Senate and are circulated to the Senators. The amendments are then considered in the Committee of the Whole. The Senate may then pass the Bill by including all the amendments or may reject any or all the amendments. Where an amendment is rejected, the Bill is referred to a mediation committee.

Defer - Postponing the Bill to a later time.

Mediation Committee - Whenever the Senate does not agree to any of the amendments proposed by the National Assembly or rejects a Motion that a Bill which originated in the National Assembly be read a second or third time, the Speakers of both Houses appoint a Mediation Committee, consisting of an equal number of Senators and Members of the National Assembly to develop a version of the Bill that is agreeable to both Houses. If the Committee agrees on a version that is passed by both Houses, the Bill is passed.

Recess - Basically a break where a legislative body is released and reassembles at a later time. The members of the body are however expected to return soon in the case of a short recess.

First Reading - The bill is present to the National Assembly by the mover. No debate takes place during this stage

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