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***KENYA GAZETTE SUPPLEMENT***

***GARISSA COUNTY ASSEMBLY BILLS, 2024***

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**NAIROBI, 3rd December, 2024**

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**THE GARISSA RANGELAND MANAGEMENT BILL, 2024**

**A Bill for**

**AN ACT** of the County Assembly Garissa to facilitate sustainable and holistic management of rangelands within the County; and for connected purposes: -

Enacted as follows:

**PART I – PRELIMINARY**

**1. Short Title and Commencement**

This Act shall be cited as the Garissa Rangeland Management Act 2024.

**2. Interpretation**

In this Act, unless the context otherwise permits:

**“Community land”** has the meaning assigned to it under Article 60 of the Constitution of Kenya 2010;

**“Community Land Management Committee”** has the meaning assigned to it under the Community Land Act 2016;

**“Community Wildlife Compensation Committee”** has the meaning assigned to it under the Wildlife Conservation and Management Act, 2013;

**“County”** means Garissa County;

**“County executive”** means the County Executive Committee Member in charge of matters relating livestock and animal husbandry in the County, appointed in accordance with section 35 of the County Governments Act 2012;

**“County Public Service Board”** has the meaning assigned to it under the County Governments Act 2012;

**“Decentralized Units”** as used in this act refer to the Sub-County, Ward and Village as constituted under the County Governments Act;

**“Department”** means the department within the County dealing with matters relevant to livestock and animal husbandry in the County;

**“Director”** means the Director appointed in accordance with Section 10 of this Act;

**“Committee”** means the Rangelands Management Committee under Section 10 of this Act;

**“Dry season”** means a period of the year characterized by low or no rainfall in the County;

**“GIS Spatial Plan”** has the meaning assigned to it under the County Governments Act 2012;

**“Grazing Plan”** means a grazing plan developed in accordance with this Act;

**“Development Partners”** include Public Benefit Organizations, international organizations, religious institutions and Societies in the County;

**“Tropical livestock unit”** means one mature cow and a calf, and is equivalent to one camel, ten heads of goats or ten heads of sheep;

**“Rangeland”** means land carrying natural or semi-natural vegetation which provides habitat suitable for herds of wild or domestic animals whether privately or communally owned within the County, excluding gazetted settlements;

**“Rangeland management Committee”** means a committee established under this act for the purposes of managing the rangelands within the County;

**“Rangeland resources”** include pasture, vegetation, water points, trees and salt licks within range lands;

**“Rangeland scout”** means an unarmed compliance officer recruited in accordance with section 17 of this Act;

**“Registered Community”** has the meaning assigned to it under the Community Land Act 2016;

**“Seasonal rangeland reserves”** means designated land within the County that is favorable for grazing only either during wet seasons or dry seasons;

**“Settlement”** includes a Village;

**“Sub-county committee”** means a Sub -County Rangeland Committee established under this Act;

**“Ward committee”** means a Ward Rangeland Committee established under this Act;

**“Wet season”** means a period of the year characterized by higher occurrences rainfall in the County;

### **3. Objects of the Bill**

The object of this bill is to facilitate and promote the sustainable and holistic management of rangelands and rangeland resources through:

- (a) strengthening customary mechanisms for grazing control and management,
- (b) facilitating community peace building,
- (c) promoting inter-community access to rangeland resources,
- (d) regulation of fencing in rangeland areas,
- (e) protection of seasonal rangeland reserves,
- (f) optimize the economic potential of the rangelands,
- (g) facilitate land related County Planning and Development under the Fourth Schedule of the Constitution of Kenya,
- (h) adopt any other approaches, technologies and initiatives in furtherance of the objectives stated above; and
- (i) regulate and control settlements, water points, development projects

### **4. Principles of Rangeland Management**

Rangeland management in the County shall be guided by the principles stated in Article 60 of the Constitution of Kenya as well as the following principles:

- (a) recognition and respect for community-based institutions for managing rangelands;
- (b) inter-community access to rangeland resources for communities within and without the County;
- (c) identification of and adherence to seasonal grazing patterns;
- (d) rational distribution of human settlements and water points;
- (e) limiting grazing to the recommended carrying capacity of an area regarding the kind and class of animals;
- (f) alternative dispute resolution mechanisms for resolving rangeland resource related conflicts;



- (g) cooperation with relevant government agencies in managing access to and conservation of rangeland resources;
- (h) cooperation with non-state actors in community capacity building;
- (i) identification and protection of community interests in rangelands;
- (j) promotion of cross-gender and inter-generational access to rangeland resources;
- (k) free and sustainable access to rangeland resources for pastoralist communities;
- (l) restriction of access to rangeland resources premised on rational consideration.
- (m) sustainable rangeland management through research and data informed approaches,

## **PART II – ADMINISTRATION**

### **5. County Rangeland Management Technical Committee**

- (1) There is established the Garissa County Rangeland Management Technical Committee
- (2) The County Executive Member shall appoint the Committee comprising the following persons: -
  - (a) The Chief Officer of the Department, who shall be the chairperson of the Committee.
  - (b) The Director in charge of rangeland management, who shall be the secretary of the Committee.
  - (c) The Director in charge of matters relating to the environment and natural resources in the County.
  - (d) The Director in charge of matters relating to water service provision in the County.

- (e) The Director in charge of matters relating to land and urban planning in the County;
  - (f) A representative of the National Environment Management Authority Office in the County;
  - (g) The County Coordinator of the National Drought Management Authority.
  - (h) The County Commissioner or a representative appointed in writing.
  - (i) One person nominated by the Community Wildlife Compensation Committee;
  - (j) The County Forest Conservator;
  - (k) The Director in charge of Gender in the County
  - (l) One person appointed to represent Development Partners in the County; and
  - (m) One person appointed to represent learning and research institutions in the County.
- (3) Notwithstanding (2) the Committee may co-opt any such other member in discharge of its functions on need basis in liaison with the County Executive Member
- (4) The appointments made under (2) shall be in accordance with Article 27 of the Constitution and reflecting the clans and communities within the County

#### **6. Functions of the Technical Management Committee**

The Committee shall have the following functions:

- (1) Formulate, review and implement the County Rangeland Management Policies;
- (2) Shall form part of the Technical Advisory Committee constituted in accordance with Section 61 of the Environmental Management and Co-ordination Act (No. 8 of 1999) where the environmental subject matter involves rangeland resources;

- (3) Coordinate communication between the Ward Committees and the National Environment Management Authority Director General.
- (4) undertake regular rangeland mapping in cooperation with the following government agencies:
  - (a) the Department in charge of matters relating to land in the County;
  - (b) Community Land Management Committees present in the County; and
  - (c) relevant National Government security, environment and administration agencies.
- (5) facilitate the recognition, inclusion and proper planning for rangelands in the County GIS Spatial Plan;
- (6) identify and categorize and conserve grazing areas;
- (7) identify and publish information on early warning signs in cooperation with other relevant government agencies and non-state stakeholders;
- (8) make recommendations to the County Executive on the creation and merger of settlements within the County;
- (9) provide emergency measures to preserve livestock during harsh weather conditions; and
- (10) provide technical assistance to the Ward Rangeland Committees;
- (11) to facilitate the sustainable management of rangelands in the County;
- (12) administer county rangeland reserves on behalf of the County;
- (13) coordinate the affairs of the Sub-County and Ward Rangeland Committees;
- (14) recommend actions to be taken to ensure better management of rangelands, including recommendations on human settlements;
- (15) harmonize and advise Ward Rangeland Committees on Grazing Plans;
- (16) Advise and provide oversight for penalties from rangeland related offences administered by the Rangeland Committees; and
- (17) any other role necessary for the performance of its functions under this Act.

**7. Meetings of the Committee**

The Conduct of the affairs and meetings of the Committee shall be set out in Schedules I of this Act

**8. Allowances for the Committee**

The members of the Committee may be entitled to such allowances as directed by the Salaries and Remuneration Commission.

**9. Appointment of the Director**

- (a) There shall be a Director for rangeland management in the County.
- (b) A person shall be eligible to be appointed as a Director under this section, if that person possesses the following qualifications:
  - (a) Have a degree in matters relating to rangeland management, animal husbandry, environmental science and natural resource management;
  - (b) Have at least ten years post qualification experience; and
  - (c) Have at least five years' experience in a management position in the Public Service.
- (c) The County Public Service Board shall second staff from the County Public Service who meet the qualification criteria to serve as a Director under this section.
- (d) Where the County Public Service Board is unable to find a qualified person from the County Public Service, the County Public Service Board shall recruit a qualified person competitively.
- (e) The Director shall serve for contract a term of three years, that is renewable for a further last term of three years subject to performance.

**10. Functions of the Director**

The Director shall be subject to the direction of the Committee and shall: -

- (a) be responsible for day-to-day management of the affairs of the Committee;

- (b) be responsible for the direction of the affairs and transactions of the Committee, the exercise, discharge and performance of its objectives, functions and duties; and
- (c) Carry out any other duty as may from time to time be assigned by the Committee.

#### **11. Other Staff of the Committee**

The County Executive, in consultation with the County Public Service Board may second staff from the Department to the Committee.

#### **12. Sub - County Rangeland Management Committees**

- (f) There is established within each Sub-County in the County a Sub-County Rangeland Management Committee
- (g) A Sub-County Rangeland Committee shall comprise the following persons:
  - (ii) The Sub- County administrator, who shall be the chairperson of the Sub – County Committee;
  - (iii) The Chairpersons of the Ward Rangeland Management Committees;
  - (iv) The sub-county livestock officer, who shall be the secretary to the Sub-County Committee;
  - (v) The Sub- County environment officer;
  - (iv) The Sub- County water officer;
  - (ivi) The Sub- County land and urban planning officer; (ivii) The Sub- County Peace Committee chairperson;
  - (iviii) Not more than three Chairpersons of Community Land Management Committee in the Sub-County, appointed by the Director; and
  - (iix) A Deputy County Commissioner resident in the sub- county appointed by the County Commissioner

#### **13. Functions of the Sub – County Committee**

The Sub – County Committee shall perform the following functions:

- (a) Coordinate the activities of the Ward Committees;
- (b) Receive reports from Ward Committees;
- (c) Facilitate and coordinate the nomination of persons to the Ward Committees; and
- (d) Address sub – county level issues on range land management.

**14. Allowances for the Sub – County Committee**

The members of the Sub – County Committee may be entitled to such allowances as directed by the Salaries and Remuneration Commission.

**15. Ward Rangeland Management Committees**

- (1) There shall be established within each Ward in the County a Ward Rangeland Management Committee.
- (2) A Ward Rangeland Committee shall comprise the following persons
  - (a) Fifteen persons nominated from the villages in the ward, of which:
    - (i) Five persons shall be nominated from women in the Ward; and
    - (ii) Two persons shall be nominated from youth in the Ward
    - (iii) The Chairperson of the Ward Peace Committee;
    - (iv) The Ward Administrator, who shall be secretary of the Ward Committee; and
  - (b) The following persons who shall be advisory members:
    - (i) One Assistant County Commissioner resident in the Ward, appointed by the County Commissioner;
    - (ii) The Ward Livestock Officer;
    - (iii) The Ward Agriculture Officer;
    - (iv) The Ward Water Officer; and
    - (v) The Ward Environment Officer;
- (3) The Committee shall publish guidelines for the evaluation of the performance of the nominated Ward Committee members.

- (4) The nominated members of the Ward Rangeland Management Committee shall elect a Chairperson from among themselves.
- (5) The County Executive may develop regulations for the better administration of this part.

**16. Functions of the Ward Committees**

The Ward Committees shall perform the following functions:

- (a) develop grazing plans in accordance with seasons;
- (b) participatory rangeland resource mapping;
- (c) receiving and considering requests from neighboring communities to access grazing areas in their respective jurisdictions;
- (d) making requests to neighboring communities to access and use grazing areas in other counties, Sub-Counties or Wards;
- (e) facilitating conflict resolution for rangeland resource related conflicts;
- (f) coordinating conservation of rangelands;
- (g) facilitating sharing of rangeland resources at county, Sub-County, Ward level or country level where applicable;
- (h) facilitating community capacity building on rangeland access, conservation and utility;
- (i) Dissemination of climate advisory in collaboration with other state and non-state agencies;
- (j) Implement ward community agreement or laws on ward rangeland management;
- (k) Advise on the development of rangeland infrastructure such as water facilities and livestock access roads,
- (l) Adopt emerging rangeland technology
- (n) Supervise extraction of rangeland resources as custodians and beneficiaries of community land;

- (o) Reporting violations of obligations under environment law or directives;
- (p) Facilitate enforcement of relevant environmental laws and directives considering rangeland related land use change;
- (q) Protection and promotion of the land use rights of beneficiaries in the community land setup;
- (r) Participate in the restoration of degraded land and conservation of existing rangelands; and
- (s) any other duty assigned by the County Executive or the Committee.

#### **17. Meetings of the Ward Committees**

The Conduct of the affairs and meetings of the Ward Committees shall be set out in Schedule II of this Act

#### **18. Tenure of Committee Members**

- (1) The appointed members of the Management Committees shall each be eligible to serve for a three-year term, that may be renewed subject to good performance
- (2) A member of the Committee appointed under this Act may be removed from office by one or all the following grounds; -
  - (a) serious violation of the Constitution of any other written law;
  - (b) gross misconduct;
  - (c) Physical or mental incapacity;
  - (d) Incompetence; and/or
  - (e) Bankruptcy
- (3) Any member appointed to any Committee may resign by communicating in writing to the County Executive Member

#### **19. Technical Support for Rangeland Committees**

The County through the Department and the Technical Management Committee shall provide technical support for the Rangeland Committees including but not limited to:

- (a) capacity building for the members of the rangeland Committees;



- (b) facilitation of the meetings of the Rangeland Committees;
- (c) provision of County Staff to manage the affairs of the Rangeland Committees; and
- (d) facilitating the nomination of members to the Rangeland Committees.

**20. Allowances for the Rangeland Committees**

The members of the Rangeland Committees shall be entitled to such allowances as may be directed by the Salaries and Remuneration Commission.

**21. Rangeland Conservation Scouts**

- (a) The Committee shall request the County Public Service Board to recruit rangeland scouts and assign them to the Ward Committees to facilitate the enforcement needs under this act.
- (b) The Rangeland Conservation Scouts a resident of the respective Ward and must be recommended by at least two thirds of the members of a respective Ward Rangeland Committee.
- (c) The Rangeland Conservation Scouts shall be under the general direction of the Ward Committee and the Committee.
- (d) The Committee shall coordinate capacity building for the Rangeland Conservation Scouts, including training on human rights obligation in enforcement.

**PART III –RANGELAND USE AND CONSERVATION**

**22. Land Rights and Sustainable Use Awareness**

The Committee shall develop and facilitate programs on land rights and sustainable land use awareness in the County including:

- (a) Constitutional provisions on land rights;
- (b) communal ownership of land and relevant developments in the law;
- (c) best practices in rangeland management;
- (d) gender equality and land rights;

- (e) dispute resolution; and
- (f) any other issue of relevance to land rights and sustainable land use management.

### **23. Rangeland Zoning**

- (1) The Committee shall undertake periodic survey and mapping in order to create zones within the rangelands in consultation with the Sub – County Committees and Ward Committees.
- (2) The zones within the rangelands shall be categorized as:
  - (a) wet season grazing zones;
  - (b) dry season grazing zones;
  - (c) reserve rangelands;
  - (d) designated key wildlife conservation areas;
  - (e) forest zones; or
  - (f) rangeland resources such as watering corridors and stock routes
- (6) The rangeland zones shall determine the grazing plan in the County.
- (7) The Committee shall take necessary recognition of community land rights, and the rights of Management Committees to coordinate the development of land use plans.
- (8) Rangeland Zones shall be considered as land use plans for rangelands in the County.

### **24. Reserve Rangelands**

- (1) The Committee shall in consultation with the Ward Committees identify areas within the County and create Reserve Rangelands.
- (2) A community may voluntarily provide land to which the respective community has a claim of title to the County for purposes of creating a County Reserve Rangeland.
- (3) The County Reserve Rangelands shall be accessed for pasture under guidelines developed by the Committee.

**25. Development of County Reserve Rangelands**

- (1) The Committee shall develop infrastructure in the County Reserve Rangeland.
- (2) Infrastructure developed in subsection (1) above may include to ensure that water for livestock and climate resilient vegetation.

**26. Ward Grazing plans**

- (1) The Sub-County Committee shall coordinate the Ward Committees to prepare a Ward grazing plan at the beginning of every season and submit this plan to the Committee for approval.
- (2) The Committee may consult Community Land Management Committees in the County when approving Grazing Plans.
- (3) The Committee shall consider the Grazing Plans from all Ward Rangeland Committees, and make recommendations as necessary and publish the Grazing Plan in the respective Ward.
- (4) The Grazing Plans shall determine the grazing patterns for a particular season and shall be binding on all rangeland users in the County;
- (5) The Committee shall ensure that access to grazing areas is given free of charge to the residents of the county, and any restrictions imposed are purely on a rational basis.
- (6) A livestock owner who willfully contravenes a Grazing Plan for a particular ward commits an offence and is liable to a penalty prescribed by the Committee
- (7) The penalty in subsection (6) above shall be paid to the Rangeland Fund for conversion into cash equivalent, or be deposited at the Rangeland Fund in its cash equivalent.

**27. Customary Knowledge Systems**

- (1) The Committee shall facilitate the research, documentation and dissemination of the customary methods and practices relating to rangeland management.
- (2) the information gathered in subsection (1) above shall be used in developing the Rangeland Zones and the Grazing Plans.

- (3) The Committee shall publish guidelines to ensure that persons who undertake research and appropriate Customary Knowledge Systems, properly acknowledge the respective communities.
- (4) The Committee shall put in place measures to ensure that benefits accruing due appropriation of customary knowledge are adequately shared with respective communities.

**28. Fencing within the rangelands**

- (1) A person or community shall not fence off land within the rangeland without a permit issued by the Committee.
- (2) Where a permit application for constructing a fence has been made to the Committee, the Committee shall communicate the approval in writing to the respective Ward Committee.
- (3) The Committee shall consider the principles of rangeland management stipulated in this Act to grant a licensing permit.
- (4) A person who contravenes the provisions of this section commits an offence and is liable to a fine of ten thousand shillings per day, from the date on which a notice for removal issued lapses, for each day in which the illegal fence remains intact.
- (5) The fine in subsection (4) above shall be paid to the Rangeland Fund.

**29. Carrying Capacity Assessment**

- (1) The Committee shall undertake seasonal livestock carrying capacity assessment for each Rangeland Zone through various activities including:
  - (a) conducting a livestock population assessment;
  - (b) rangeland health assessment; and
  - (c) undertaking livestock migratory route mapping;
- (2) The Committee may develop programs for the reduction of herds and livestock based on findings of the livestock carrying capacity assessment in subsection (1) above

**30. Range Improvement**

The Committee shall facilitate the improvement of the rangeland through various activities including:

- (a) development of firebreaks;
- (b) undertaking reseeding programs;
- (c) Rangeland water point developments in the rangelands;
- (d) Control and management of invasive species; and
- (e) reintroduction of indigenous species of plants in the rangelands
- (f) Adoption and integration of conservation agriculture technologies

**31. Control of settlements and water points in the rangelands**

The Committee shall consult the Rangeland Committees and make recommendations to the County Executive Committee on settlements within the rangelands including:

- (a) the parameters for establishing settlements within the rangelands;
- (b) recommendations to merge settlements;
- (c) Settlement free rangeland zones; and
- (d) Control and closure of water points.

**PART IV – FINANCIAL PROVISIONS**

**32. Establishment of the Rangeland Fund**

- (1) There is established a Fund known as the Rangeland Fund
- (2) The Fund in subsection (1) above shall be established under Section 116 of the Public Finance and management Act.
- (3) The Fund shall consist of the following monies:
  - (a) Appropriation from the County Assembly, equivalent to five percent of the development budget of the previous Financial Year;

- (b) Fines and penalties administered under this Act; and
- (c) Gifts and donations made to the Fund.
- (d) monies and assets lawfully donated to the Board; and
- (e) Any monies accruing to the Board from any other source

**33. Administration of the Fund**

- (1) The Committee shall be the Board of the Fund;
- (2) The County Executive Member of Finance shall designate a person to be the Fund Administrator
- (3) The monies under the Fund shall be used for financing programs and activities of the Ward Committees under this Act.
- (4) The County Executive Member in charge of Finance shall publish regulations on the management of this Fund in accordance with the Public Finance Management Act.

**34. Accounts and Audit**

- (1) The books and records of accounts of the income, expenditure, assets and liabilities of the Fund shall be kept and maintained in accordance with the Public Finance Management Act (No. 18 of 2012).
- (2) The accounts of the Fund shall be audited and reported in accordance with the provisions of Articles 226 and 229 of the Constitution and the Public Audit (No. 34 of 2015)

**PART V –MISCELLANEOUS**

**35. Regulations**

- (a) The Executive Member shall make regulations for all matters necessary for the proper administration of this Act including:
  - (b) appointment of persons to the Committee;
  - (c) allowances for the non-staff members of the Committee;
  - (d) nomination and removal of the members of the Rangeland Committees;

- (e) conduct of the affairs of the Sub-County Committees and Ward Committees;
- (f) penalties administered under this Act; and
- (g) infrastructure development of County Reserve Rangelands.

### **36. Exemption from liability**

Nothing done by a person exercising authority or a power under this Act shall, if the matter or thing was done or omitted in good faith for the purpose of executing this Act or any rule, regulation or order made under this Act, subject such a person in his personal capacity to any action, suit, claim or demand whatsoever.

### **37. Liability for damages**

The provisions of Section 31 shall not relive the Board of the liability to pay compensation or damages to any person or any injury to him or her, his or her property or any of his or her interests caused by this Act or any other written law

### **38. Transition Clause**

- (1) The current Director for Livestock Production shall become the Director under this Act, upon commencement of this Act.
- (2) Where there are Ward Committees in existence at the commencement of this Act, such Ward Committees shall be deemed to have been constituted under this Act.
- (3) A Ward Committee constituted under subsection (2) above shall be reorganized by the Committee in order to fit the terms under this Act.

### **39. Offences and Penalties**

- (1) A person who fails to obey any instruction or guideline issued under this act commits an offence.
- (2) Where a person commits an offence under this Act, that person shall be liable to a penalty payable to the Rangeland Fund
- (3) Penalties under this act may be in the form of livestock and shall be converted in accordance with a livestock unit conversion ratio

**SCHEDULE I – CONDUCT OF THE AFFAIRS OF GARISSA RANGELAND  
MANAGEMENT COMMITTEE**

**Section 7**

**1. Meetings**

- (a) The Chairperson shall convene meetings of the Committee at least once in every quarter of a financial year, by issuing a fourteen-day notice.
- (b) The chairperson may at any time convene a special meeting of the Committee and shall do so within one month of the receipt by him of a written request signed by at least two members.
- (c) In the absence of the chairperson from any Committee meeting, the members present shall elect one of their number to preside, and such member shall, as concerns that meeting, have all the powers and attributes of the chairperson under this Act.
- (d) At every meeting of the Committee the member presiding shall have a casting as well as a deliberative vote.
- (e) The quorum for the meetings of the Committee shall be two thirds of the membership

**2. Committees**

- (a) The Committee may establish such committees as it may deem appropriate to perform such functions and responsibilities as it may determine.
- (b) The Committee shall appoint the chairperson of a committee established under subparagraph (1) from amongst its members.
- (c) The Committee may where it deems appropriate, invite any person to attend the deliberations of any of its committees.
- (d) All decisions by the committees appointed under subsection (1) shall be ratified by the Committee.

**3. Declaration of Interest**

- (a) A member who has an interest in any matter present at a meeting shall at the meeting and as soon as reasonably practicable after the commencement, disclose the fact thereof and shall not take part in the consideration or



discussion of, or vote on, any questions with respect to the contract or other matter, or be counted in the quorum of the meeting during consideration of the matter.

- (b) A disclosure of interest made under subparagraph (1) shall be recorded in the minutes of the meeting at which it is made.
- (c) A member of the Committee who contravenes subparagraph (1) shall cease to be a member of the Committee of the Executive Member.
- (d) The Executive Member shall decide for the appropriate action and process regarding subsection (3) above.

**SCHEDULE II – CONDUCT OF THE AFFAIRS OF SUB-COUNTY  
COMMITTEES AND WARD COMMITTEES**

**1. Meetings**

- (a) The Committee shall disseminate information on the expected seasons in the County in order to guide
- (b) The Chairperson shall convene meetings of the Sub – County Committees or Ward Committees at the beginning of each season.
- (c) The chairperson may at any time convene a special meeting of the Sub – County Committees or Ward Committees and shall seek the approval of the Director within one week of the receipt of a written request signed by at least two members.
- (d) Special meetings shall be convened only with the approval of the Director.
- (e) In the absence of the chairperson from any Sub – County Committees or Ward Committees meeting, the members present shall elect one of their number to preside, and such member shall, as concerns that meeting, have all the powers and attributes of the chairperson under this Act.
- (f) At every meeting of the Sub – County Committees or Ward Committees the member presiding shall have a casting as well as a deliberative vote.
- (g) The quorum for the meetings of the Sub – County Committees or Ward Committees shall be two thirds of the membership.

**2. Declaration of Interest**

- (a) A member who has an interest in any matter present at a meeting shall at the meeting and as soon as reasonably practicable after the commencement, disclose the fact thereof and shall not take part in the consideration or discussion of, or vote on, any questions with respect to the contract or other matter, or be counted in the quorum of the meeting during consideration of the matter.
- (b) A disclosure of interest made under subparagraph (1) shall be recorded in the minutes of the meeting at which it is made.

- (c) A member of the Sub – County Committees or Ward Committees who contravenes subparagraph (1) shall cease to be a member of the Sub – County Committees or Ward Committees upon direction of Committee.
- (d) The Committee shall make arrangements for the appropriate action and process with regard to subsection (3) above.

**MEMORANDUM OF OBJECTS**

This is a Bill for establishing sound and sustainable management of the Rangelands in Garissa County and the preservation of the pastoral livelihood which accounts for 80% of the economy of Garissa County. The Bill ensures that there is a joint management of rangeland resources between the County Government and the locals.

Part I sets out the preliminary matters including the interpretation and the objects of the bill.

Part II provides for the administration including establishing a Rangeland Committee, Rangeland Sub -County Committees, Rangeland Ward Committees, Rangeland Scouts and the functions of the Committee regarding rangeland management.

Part III provides for rangeland use management and conservation including zoning, preparation of grazing schedules and regulation of fencing within rangeland areas.

Part IV provides for the establishment of the Rangeland Fund. Part V provides for miscellaneous matters.

The enactment of this Bill will occasion additional expenditure of public funds to be provided for through the annual estimates.

**STATEMENT ON CONSTITUTIONALITY AND CONFLICT  
OF LAWS**

The Bill does not contravene any of the provisions of the Constitution and is not ultra vires to any of the provisions of any national law relating to Livestock.

In case of any conflict between the Bill and any National laws, the provisions of Article 191 of the Constitution shall take effect.

**Hon. Abdi Muhiyadin Abdi**  
**Chairperson, Agriculture, Livestock and**  
**Pastoral Economy Committee.**