



THE REPUBLIC OF KENYA

KENYA GAZETTE SUPPLEMENT
ACTS, 1979

NAIROBI, 11th MAY, 1979

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**THE CONSTITUTION OF KENYA (AMENDMENT)
(No. 2) ACT, 1979**

No. 5 of 1979

Date of Assent: 10th May, 1979

Date of Commencement: 11th May, 1979

An Act of Parliament to amend the Constitution

ENACTED by the Parliament of Kenya as follows:—

1. This Act may be cited as the Constitution of Kenya (Amendment) (No. 2) Act, 1979, and shall be read as one with the Constitution.

Short title.

2. Section 35 of the Constitution is amended—

Amendment
to section 35.

(a) by inserting at the beginning of subsection (1) the words and comma "Subject to any order made under subsection (6),"; and

(b) by adding the following new subsection—

(6) The Minister for the time being responsible for elections to the National Assembly may, by order published in the Kenya Gazette, provide that a person shall not be qualified to be elected by virtue of holding any office specified in paragraph (f) of subsection (1), or specified for the purposes of that paragraph under subsection (5), which is prescribed in the order, if he holds such office after a date prescribed in the order, which date shall not be more than six months prior to the date of nomination for preliminary elections prescribed under an Act of Parliament:

Provided that no order under this subsection shall be made to operate with retrospective effect.