

**THE CONSTITUTION OF KENYA (AMENDMENT)
ACT, 1984**

No. 7 of 1984

Date of Assent: 30th May, 1984

*Date of Commencement: Sections 4, 5 and 6—By Notice
Rest—8th June, 1984*

An Act of Parliament to amend the Constitution

ENACTED by the Parliament of Kenya as follows:—

Short title and
commencement.

1. This Act may be cited as the Constitution of Kenya (Amendment) Act, 1984, and shall come into force—

(a) as regards this section and sections 2 and 3, on the date of publication of this Act in the Gazette;

(b) as regards sections 4, 5 and 6, on a date to be appointed by the President.

Amendment to
s. 44.

2. Section 44(5) of the Constitution is amended by inserting after “under this section” the expression “, whether the decision be interlocutory or final.”.

Amendment to
s. 64.

3. Section 64 of the Constitution is amended by adding the following new subsection—

(4) Where a puisne judge has been appointed as a judge of appeal he may continue to exercise the functions of a puisne judge to enable him to complete proceedings in the High Court that were commenced before him prior to his being so appointed.

Amendment to
s. 106.

4. Section 106(1) of the Constitution is amended by deleting “five other members” and inserting “fifteen other members”.

Amendments
to s. 107.

5. Section 107(1) of the Constitution is amended—

(a) by inserting immediately after “the public service” in the second line the words “and in the service of local authorities”;

(b) by deleting the full stop at the end of the proviso and inserting “or, in the case of appointments to the service of local authorities, to particular local authorities.”.

6. Section 123(1) of the Constitution is amended by inserting in appropriate alphabetical sequence—

Amendment to
s. 123.

“local authority” means a municipal, county, town or urban council, or a council for any other area, established by or under an Act of Parliament.