NAKURU COUNTY GAZETTE SUPPLEMENT

BILLS, 2014

NAIROBI, 10th July, 2014

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THE NAKURU COUNTY EDUCATION REVOLVING FUND BILL, 2014.

A Bill for

PART I—PRELIMINARY

1. This Act may be cited as the Nakuru County Education Fund (NACEF) Act, 2014 and shall come into operation on a date appointed by the County Executive Member responsible for Education by notice in the County Gazette and the Kenya Gazette.

2. In this Act, unless the context otherwise requires—

“Secondary education” means education immediately following primary level.

“Tertiary education” means education provided by polytechnics, colleges and universities.

“Access” means the right or opportunity to use or benefit from education.

“Equity” means act of being fair and impartial in matters of education.

“Education improvement” means making education better in all ways.

“Committee” means the county/ward Fund Body established by section 4.

“County Executive Secretary” means the County Executive Secretary for the time being responsible for matters relating to the County Education Access, Equity and Improvement Fund;

“Chairperson” means the Chairperson of the Committees appointed under 8 and 15 and;

“Secretary” means the Secretary of the Committee appointed under section 8 and 15;

“Community” means residents of a particular geographical area or region defined as county ward, location, sub location or village and having common interests;

“County” has the meaning assigned to it in the Elections Act, 2011 (Cap. 7);

“Ward” has the meaning assigned to it in the County Government Act, 2012.
The Nalruru County Education Revolving Fund Bill, 2014.

"County Education Fund Committee" means the committee established under section 116 of the PFMA 2012.

"Fund" means the County Education Fund established under section 5 of this Act.

"Project" means those activities or services described in section 6 and 23 of this Act;

"Youth" means a person who has attained the age of eighteen years but has not attained the age of thirty-five years.

3. (1) There is hereby established a Board to be known as the Nakuru Education Revolving Fund Management Board which shall be a body corporate with perpetual succession and a common seal.

(2) The Board shall be capable in its corporate name of—

(a) suing and being sued;

(b) taking, purchasing or otherwise acquiring holding, charging and/or disposing of movable and immovable property;

(c) entering into contract;

(d) doing or performing all such other things or acts necessary for the proper performance of its functions under this Act and which may lawfully be done or performed by a body corporate;

4. (1) The Governor shall be the Patron of the Board. The Board shall have 11 members and shall consist of—

(a) a Chairman appointed by the Governor.

(b) a Vice Chair elected by the members

(c) a Secretary.

(d) a Representative of the youth.

(e) a Representative of persons with disabilities

(f) three members representing special interest groups
(g) a representative of the Finance docket.

(h) the legal advisor and the County Secretary who shall be ex officio with no voting rights.

(2) The members of the Board referred in paragraphs (c) to (f) shall be appointed by the County Executive Committee Member in charge of Education.

(3) The members of the Board other than the ex officio members shall hold office for a period of 3 years and may be eligible for re-appointment for one more term of three years.

(4) In making the appointments referred to in (2) hereinabove the County Executive Committee Member in charge of Education shall take into account regional balance and one third gender rule.

5. (1) Unless disqualified under clause (2) a person is eligible for appointment as a Board member if the person—

(a) is registered as a voter in Nakuru County;

(b) meets the requirements of Chapter Six of the Constitution of Kenya;

(c) has working experience in business, the education sector or institution of higher learning or a faith based organization?

(2) The office of a member of the Board shall fall vacant—

(a) if not being an ex officio member he submits his resignation in writing under his hand to the appointing authority through the secretary;

(b) if the Board is satisfied that such a member is by reason of his physical or mental infirmity unable to execute the functions of his office;

(c) if he has been adjudged bankrupt by a competent court of law or has committed a criminal offence which directly or otherwise reflects adversely on his status as a member
of the Board; or

(d) Upon his death.

(3) Where the office of a member becomes vacant under subsection (2), the Secretary shall forthwith notify the vacancy to the appointing authority for appropriate action.

6. (1) There shall be a Secretary to the Board who shall be appointed by the County Executive Committee Member in charge of Education and who shall be the Chief Executive of the Board and shall be responsible for the management of the day to day activities of the Board.

(2) The Secretary shall hold office for four years and shall be eligible for reappointment.

(3) The Secretary shall be the head of the Secretariat and shall be responsible to the Board in ensuring that the Secretariat satisfactorily carries out duties and performs functions assigned to it by the Board.

(4) The Secretary shall be an ex officio member of the Board and shall have no right to vote at the meetings of the Board.

7. The functions of the Board shall be—

(a) to formulate sound policies for regulating the management of the Fund;

(b) to solicit for funds and other assistance to promote the functions of the Board;

(c) to set the criteria and conditions governing the granting of loans including the rate of interest and recovery of loans;

(d) to receive any gifts, donations, grants or endowments made to the Board and to make legitimate disbursements therefrom;

(e) to establish and maintain links with other persons, bodies or organizations within or outside Kenya, as the Board may consider appropriate for the furtherance of the purposes for which the Board is established;

(f) to enter into contracts with financial
institutions for the purpose of loans disbursement and recovery;

(g) to grant loans out of the Fund either with or without security, as the Board may deem fit to any eligible person to enable him, or assist any student to meet the cost of higher education;

(h) to determine the maximum number of eligible persons or students to be granted loans in any one particular year;

(i) to invest any surplus funds not currently require for the purpose of the Board in any investment authorized by law for the investment of trust funds with power from time to time to vary or realize those investments;

(j) with the consent of the County Executive Committee Member in charge of Education, to set up and expend such other funds as may from time to time be required;

(k) to receive and consider all loan applications from eligible persons or students wishing to be considered for the award of higher education loans, and to approve, withhold or reject such requests in accordance with the provisions of this Act;

(l) to borrow such monies from such sources and in such amounts as my be approved by the County Executive Committee Member in charge of Education with concurrence of the County Executive Committee Member in charge of Finance and to secure such loans in such manner as they deem fit;

(m) to take out insurance cover for risky loans such as death, incapacity or inability to pay, as the Board deems fit;

(n) to establish and award bursaries and scholarships which it may consider necessary for the promotion of the objective and
functions of the Board;

(o) to perform any other functions relating to the granting of students' loans in accordance with the provision of this Act; and

(p) to perform and exercise all other functions and powers conferred on the Board by this Act.

8. (1) The Board shall appoint the following committees—

(a) the loans Disbursement and recovery Committee;

(b) the Finance, Staff and General Purposes Committee; and

(c) any other committee that the Board deems appropriate.

(2) The membership of each Committee shall be five and the quorum shall be three members present.

(3) Each Committee shall elect its own chairman.

(4) All committees of the Board shall have powers to invite members of the board or any other person with relevant information or expertise.

(5) Subject to this Act, the Committees shall regulate their own proceedings.

9. (1) The Board may delegate to any of its Committees such of its powers and duties as it may deem necessary.

(2) Except with the written authority of the Board, no act of a Committee shall be binding on the Board until it has been approved by the Board.

(3) Any person aggrieved by a decision of a Committee, may appeal to the Board within thirty days from the date of such decision, the decision of the Board shall be final and not subject to a further appeal in any court.

10. The Board may by resolution either generally or in any particular case delegate to any member, officer, employee or agent of the Board the exercise of any of the
powers or the performance of any of the functions or
duties of the Board as authorized by this Act.

11. (1) The Chairman shall preside at all the
meetings of the Board unless he is absent from a
particular meeting in which case the vice chairmanshall
preside at that particular meeting or part thereof.

(2) The Board shall meet at least four times in
each year, but the Chairman shall upon requisition in
writing by at least seven members, convene a special
meeting of the Board at any time.

(3) The quorum necessary for transaction of
the business of the Board shall be 50% of the members:

Provided that the quorum at any requisitioned
meeting shall be any number of the members of the
Board entitled to attend such meeting and the meeting
shall be free to adopt any procedure thereat suitable in the
circumstances.

(4) All questions at any meeting of the Board
shall be determined by a simple majority of the votes of
the members present and voting.

(5) The Chairman shall, in case of equality of
votes, have an original and a casting vote.

(6) The secretary shall cause minutes and
proceedings of all the Board’s meetings to be entered into
the Minute-Book kept for that purpose.

(7) Subject to this Act, the Board shall
regulate its own proceedings.

PART III—ESTABLISHMENT AND
ADMINISTRATION OF THE FUND

12. (1) There is hereby established a Fund to
be known as Nakuru Education Revolving Fund which
shall be managed and administered by the Board.

(2) The object and the purpose of the fund
shall be to provide funds to be used for granting loans,
bursaries and/or scholarships to assist Nakuru County
students to pursue post primary and higher education at
such institutions within and outside Kenya, recognized by
the (Commission for Higher Education).
13. (1) There shall be credited to the Fund—

(a) sums of money which may from time to time be voted by Nakuru County Assembly for that purpose;

(b) sums which represent the repayment of the capital and interest of any loan granted by the Board;

(c) income from any investment made by the Board;

(d) any sums of money borrowed by the Board with the consent of the County Executive Committee Member Incharge of Education;

(e) any gifts, donations, grants and endowments made to the Fund.

(2) There shall be paid out of the Fund any expenditure approved by the Board and incurred in connection with the administration of the Fund.

14. The fund shall be appropriated as hereunder—

(a) 5% Administrative costs

(b) 7.5% Investment

(c) 25% Orphans

(d) 47.5% Needy students

(e) 15% Affirmative action, gender, persons living with disabilities and regional balance.

15. (1) Every student wishing to be considered for the grant of a higher education loan, post primary education loan or bursary shall make an application to the Board in the prescribed form.

(2) Every student who has been awarded a higher education loan or post primary education loan shall be issued with a Loanee Identification Personal Account Number (L.I.P.A.) by the Board.

(3) Any student who—

(a) in filling a loan application form knowingly makes any false statement, whether orally or in writing relating to any matter affecting his request for a loan; or

(b) being required under paragraph (a) to answer
any questions, furnish any information or particulars or produce any document or paper, neglects to do so without reasonable cause; or

(c) is granted a loan based on false information, shall be guilty of an offence and in the case of paragraphs (a) and (b) be liable to a fine of not less than three thousand shillings or to imprisonment for a term of not less than six months and in the case of paragraph (c) to a fine of not less than thirty thousand shillings or imprisonment for a term of not less than three years.

16. (1) The Board may—

(a) accept or reject any application for a loan or bursary;

(b) grant a loan to any student and in so granting impose conditions, demand security and require repayment in installments at such times and within such periods as the Board deems fit;

Provided that and subject to the provisions of this section the Board may upon the request by any student to whom a loan has been granted any time vary—

(i) the condition subject to which the loan was made;

(ii) any security given in relation to the loan;

(iii) any of the terms of repayment of the loan.

(2) Where the Board has resolved to make a loan to any eligible student, the Board shall notify the applicant in writing, and require him within a specified period not exceeding six months to comply with any conditions and provide any security which the Board may have imposed or demanded.

(3) Where any applicant fails to comply with the requirement of the Board notified to him under subsection (2) within the prescribed period, the application shall be deemed to have lapsed.
17. (1) A loanee shall be required, subject to and in accordance with this Act or any regulations made thereunder, within one year of completion of his studies or within such a period as the Board decides to recall its loan whichever is the earlier—

(a) to inform the Board of his contact address;

(b) to begin repayment of his loan together with any interest accrued thereon;

(c) if he is in formal employment, to authorize his employer to deduct the loan repayment and to remit it to the Board in such manner as the Board may direct.

(2) Any loanee who fails or neglects to satisfy the requirements of subsection (1) within the stipulated time shall, in addition to any other action that the Board may take against him, be guilty of an offence and liable to a fine of not less than five thousand shillings in respect of each loan deduction that remains unpaid in accordance with provisions of subsection (1), and such fine shall be payable to the Board.

18. (1) Every employer shall be required, subject to and in accordance with this Act or any regulations made thereunder-

(a) upon the employment of any loanee to inform the Board in writing within a three months period of such employment;

(b) Upon confirmation by the Board that such a person so employed is a loanee, to deduct from the wages or remuneration of the loanee, the amount of any loan as instructed by the Board.

(2) The employer shall pay every deduction from the loanee's wages or remuneration in the prescribed manner to the Board within 15 days after the end of each month.

18.A Subject to section 125(3) of the Income Tax Act (Cap.470), the Kenya Revenue Authority shall, at the request of the Board, furnish it with the name and address of a borrower or the employer of a borrower, if such
information is known to the Authority.

19. (1) Where an employer fails to deduct or after deduction any loan repayment from a loanee and does not pay such deductions to the Board within the prescribed period, a sum equal to five percent of the total amount of the repayment shall be charged on the employer for each month or part of the month that the repayment remains unpaid.

(2) Where an employer fails, without reasonable excuse, to notify the Board that he has in his employment a loanee, within the specified period, that employer shall be guilty of an offence and liable to a fine of not less than three thousand shilling for each month or part of the month that he fails to notify the Board of such employment.

20. On the last day of each calendar year the Board shall send to all loanees an annual return from which every loanee shall be required to fill and submit to the Board before the end of the month of February of the proceeding year.

21. In making its deduction for loan recovery, the Board shall not deduct more than one quarter of the loanee's basic monthly salary.

22. (1) If in the opinion of the Board there has been or is likely to be a breach of or failure to comply with any condition or term of repayment in respect of a loan the Board may forthwith—

(a) recovery from the person from whom the loan was made or his personal representative as a civil debt under the Debts (Summary Recovery) Act (CAP.42) the amount of the loan or the amount thereof then remaining unpaid together with interest thereon;

(b) enforce or realize any security relating thereto.

(2) The Board may, in exercise of the powers conferred by subsection (1) engage the services of private legal practitioners.
23. Notwithstanding the provisions of this Act, in any case where the Board is of the opinion that a loanee should be exempted from repaying his loan by reason of-

(a) death;
(b) incapacitation;
(c) considerations of hardship or equity;
(d) impossibility or undue difficulty, or the expenses to be incurred in the recovery of the loan being far in excess of the amount sought to be recovered,

thereupon the liability of the loan shall be extinguished or deemed to be abandoned under the provision of this Act and the provisions of this Act, other than this section, shall no longer apply to any such loan.

PART IV – OFFICERS OF THE BOARD

24. The Board shall employ such officers, inspectors and servants as shall be necessary for the performance of their functions under this Act and shall pay out of the Fund to such officers and servants such salaries and allowance as the Board may from time to time determine.

25. (1) Every inspector appointed under Section 24 shall for the purposes of ascertaining whether the provisions of this Act have been complied with within any premises or place liable to inspection under this section have power to enter such premises or place at all reasonable times and to examine every person whom he finds therein.

(2) The occupier of any premises or place liable to inspection under this section and any person who is or has been employing any loanee and the servants and agents of such occupier or other person, and any employer shall furnish to the inspector all such information and produce for inspection all such documents as the inspector may reasonably require for the purposes of ascertaining whether loan repayments are or have been made or have been duly paid by or in respect of any loanee employed in such premises.
(3) Any person who—

(a) willfully delays or obstructs any inspector in the exercise of any power under this section; or

(b) refuses or neglects to answer any question or to furnish any information or to produce any document when required so to do under this section, shall be guilty of an offence:

Provided that no person shall be required under this section to answer any question or to give any information which tends to incriminate him.

(4) Every inspector shall, upon seeking admission to any premises for the purposes of inspection, produce his letter of authorization issued by the Board.

26. An inspector appointed under section 24 or any other person authorized by the Board in writing may, subject to the general or special directions of the Director of Public Prosecution prosecute in any court for all offences under this Act and for that purpose have all the powers conferred on a public prosecutor by the Criminal Procedure Code (Cap.75)

PART V – LEGAL PROCEEDINGS

27. Proceedings for an offence under this Act may, notwithstanding in any law to the contrary, be commenced at any time within the period of twelve months from the date on which evidence sufficient in the opinion of the Board to justify a prosecution for the offence comes to the knowledge of the Board.

28. (1) The court before whom any person is convicted of an offence under this Act shall without prejudice to any civil remedy, order such person to pay to the Board as the case may be, the amount of any outstanding loan repayments and interest or any other sum, together with any penalty thereon, found to be due from such person to the Board, and any sum so ordered shall be recoverable as a fine and paid to the Board.

(2) All sums due to the Board shall be recoverable as debts due to the Board and without prejudice to any other remedy may be recovered by the Board summarily as a civil debt.
All criminal and civil proceedings under this Act, may, without prejudice to any other in that behalf, be instituted by any inspector or other officer of the Board and where the proceedings are instituted or brought in a Magistrate’s court, any such inspector or other officer shall prosecute or conduct the proceedings.

All sums recovered by legal proceedings in respect of sums which should have been but were not paid to the Board shall be so paid to the Board.

In any proceedings under this Act, a copy of the evidence entry in the accounts of or any extract from the records or register of the Board shall, if stated to be a true copy by a certificate purporting to be signed by the Secretary or a person authorized on his behalf by him, be received in evidence as prima facie evidence of the truth of the contents thereof.

PART VI – FINANCIAL PROVISIONS

The financial year of the Board shall be the period of twelve months commencing on the 1st of July and ending on the 30th June of the following year.

(1) The Board shall submit to the County Executive Committee Member Incharge of Education an estimate of its income and expenditure during the succeeding financial year six months before the commencement of the financial year.

(2) The County Executive Committee Member Incharge of Education shall communicate to the Board his approval of the annual estimates at least one calendar month before the commencement of the financial year.

The annual estimates shall make provisions for all the estimates of expenditure of the Board for the financial year and shall provide, subject to the provision of section 14, for—

(a) the cost of administration of the Board including payment of salaries, allowances, pensions, gratuities and other charges whatsoever payable to the staff and members of the Board;
(b) the payment or reimbursement to the members of the Board of monies in respect of expenses incurred during the attendance of the meetings of the Board;

(c) the development and maintenance of any property vested in the Board.

(4) Except with the approval of the County Executive Committee Member Incharge of Education, no expenditure shall be incurred for the purposes of the Board except in accordance with the annual estimates approved under subsection (2).

32. (1) The Board shall cause to be kept all proper books and records of accounts of the income, expenditure, assets and liabilities of the Fund.

(2) The Board shall, not more than four months or such longer period as the County Assembly may by resolution appoint after the end of each financial year, cause to be prepared and submitted to the Auditor General.

(a) a balance sheet showing in detail the assets and liabilities of the Board at the end of the financial year;

(b) a statement of financial activities, income and expenditure during the financial year; and

(c) other statements of accounts as may be necessary to fully disclose the undertaking, assets, liabilities and discharge of the functions of the Board.

(3) The accounts of the Board shall be audited by the Auditor General or an auditor approved by the Auditor General.

(4) Within a period of four months after the end of each financial year, the auditor shall report on the examination and audit of the accounts of the Board to the County Executive Committee Member Incharge of Education.

(5) The County Executive Committee Member Incharge of Education shall lay the auditor's report submitted to him under subsection (5) before the County
As soon as practicable, in accordance with provisions of section 31(5) of the Exchequer and Audit Act, and if he fails or neglects to comply, the provisions of subsection (6) of that section shall apply.

(6) The fee for any auditor shall be fixed and paid by the Board.

33. The Board shall within three months after the end of each financial year, prepare a report on the operation of the Fund during that financial year and shall transmit such report to the County Executive Committee Member Incharge of Education who shall cause it to be presented to the County Assembly together with the report of the Auditor General or an Auditor and certified copies of the accounts referred to in section 32.

PART VII – MISCELLANEOUS PROVISIONS

34. (1) Any person having an official duty or being employed in, or in connection with, the administration of this Act shall regard and deal with all documents, information, returns and forms relating to applications for loans or to the granting of loans under this Act as secret and confidential.

(2) Any person having possession of, or control over, or access to, any documents, information, returns or forms relating to a matter referred to in subsection (1) who communicates anything contained therein—

(a) to any person other than a person to whom he is authorized by the Board to communicate it; or

(b) otherwise than for the purposes of this Act, shall be guilty of an offence.

(3) Any person guilty of an offence under this Act shall, where no other penalty is prescribed, be liable to a fine not exceeding ten thousand shillings or to imprisonment for a term not exceeding three years.

35. No matter or thing done by the Chairman, Vice Chairman or any member of the Board or any officer, employee or agent of the Board shall, if the matter or
thing is done bona fide for the purpose of executing any provision of this Act, render the Chairman, Vice Chairman, member, officer, employee or agent or any person acting on their directions, personally liable to any action, claim or demand whatsoever.

36. The provisions of this Act shall not relieve the Board of the liability to pay compensation or damages to any person for any injury to him, his property or any of his interest caused by the exercise of any power conferred by this Act or by the failure, whether wholly or partially of the exercise of such powers.

37. The County Executive Committee Member Incharge of Education may by notice exempt any class of persons from all or any of the provisions of this Act, where in his opinion it is expedient in the public interest to do so.

38. (1) This Act shall, subject to the provisions thereof relating to exempt persons, apply to persons in the service of the Nakuru County Government, the other County Governments within the Republic of Kenya and the National Government as it would apply if their employer were a private person or a State corporation.

(2) All monies required to be paid under this Act by the Nakuru County Government, the other county Governments within the Republic of Kenya and the National Government in respect of loan repayments in relation to persons in the service of the Nakuru County Government, the other County Governments within the Republic of Kenya and the National Government shall be charged on and paid out of the Consolidated Fund without any further appropriations than in this Act.

39. (1) The County Executive Committee Member Incharge of Education may make regulations generally for the better of carrying out the provisions of this Act, and without prejudice to the foregoing, the County Executive Committee Member Incharge of Education may make regulations in respect of the following—

(a) the receipt processing and approval of applications for loans and the granting of loans to students.

(b) the preparation and maintenance of loanees’
records;
(c) the withdrawal, recovery and cancellation of loans already granted;
(d) the waiver or exemption from repayment of loans;
(e) persons who being loanees are or have been living outside Kenya;
(f) the terms and conditions of service for the Board’s staff;
(g) the setting-up of procedures for dealing with loan defaulters; and
(h) the grant of bursaries and scholarships.

APPENDIX A

THE NAKURU COUNTY REVOLVING FUND

LOAN APPLICATION FOR POST SECONDARY TRAINING/EDUCATION

(Please Study the Form carefully and fill the parts that apply to you only.)

PART A: STUDENT’S PERSONAL INFORMATION

1. Full Name: ............................ ............................ ............................  
   (Surname) (First) (Middle)

2. Gender:  Male        [ ]  Female   [ ]

3. Date of Birth: ............................ ID. No. ............................

4. Disclose any disability: ..........................................................

5. Ward: ............................ Sub-County: ............................

6. Postal address ...............E-mail: ...............Cell-phone: ...............

PART B: COLLEGE/UNIVERSITY DETAILS

1. Name of the College/University admitted to:
2. Year of study: (Tick appropriately)

3. Admission No ..............

   1st [ ] 2nd [ ] 3rd [ ] 4th [ ] 5th [ ] 6th [ ]

4. Type of course/Training:.................................................................

5. Tick appropriately

   Post graduate [ ] Undergraduate [ ] Diploma [ ] Certificate [ ]

6. Total fees (per year).......................... Outstanding..........................

   Balance..........................

PART C: FAMILY INFORMATION (Tick appropriately)


   C). Partial Orphan [ ] D). Total Orphan [ ]

N.B. Attach photocopies of death certificate (s) where applicable.

2. Who has been paying your school fees:..............................................

3. Father’s Name:.................................................................

   Occupation:.................................................................

   Postal address............................................ E-mail..........................

   Cell phone............................................. Id. No..........................

4. Mother’s Name:.................................................................

   Occupation:.................................................................

   Postal address............................................. E-mail..........................

   Cell phone............................................. Id. No..........................

5. Guardian’s Name:.................................................................

   Occupation:.................................................................

   Postal address............................................. E-mail.............................
Cell phone.............................. Id. No.........................................................

6. Gross Income in the last 12 months Kshs.: ........................................
(Gross income includes: Salaries, Business, Farming and any other form of
income) Father’s Income: Kshs.................................................................
Mother’s Income: Kshs.................................................................
Guardian’s Income: Kshs.................................................................
Self: Kshs.................................................................

7. Applicant’s siblings in Primary, Secondary Schools, Colleges and Universities.

<table>
<thead>
<tr>
<th>Sibling’s name</th>
<th>Institution</th>
<th>Form/year</th>
<th>Fees Per Year</th>
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PART D: (To be filled by the two referees)

1. REFEREES

They should be persons from your Sub County who know you well.

A. Name and ID No:.........................................................

Address.................................................................

E-mail.................................................................

Cell No.......................Signature & Date...........................
2. GUARANTOR

Should be: Parent/Guardian/Sponsor

Name and ID No: .................................................................

Address ................................................................................

E-mail ................................................................................

Cell No. ............................................................... Signature & Date.

PART E: DECLARATION

1. APPLICANT'S STATEMENT

(Indicate any previous loan that you have been awarded)

<table>
<thead>
<tr>
<th>Amount</th>
<th>Source</th>
<th>Year</th>
</tr>
</thead>
</table>

Briefly explain why you should be considered for a loan:

...................................................................................................................

...................................................................................................................

...................................................................................................................

...................................................................................................................

I declare that the information given herein is true to the best of my knowledge, belief and information.

......................................................... Applicant Signature ........................................ Date

In the presence of:

Commissioner of Oaths/Magistrate
2. PARENT/GUARDIAN DECLARATION

I declare that I have read this Form and I confirm that the information given herein is true to the best of my knowledge, belief and information.

<table>
<thead>
<tr>
<th>Name</th>
<th>Signature &amp; Date</th>
<th>Cell No.</th>
</tr>
</thead>
</table>

In the presence of:

Commissioner of Oaths/Magistrate

3. VILLAGE ADMINISTRATOR

<table>
<thead>
<tr>
<th>Name</th>
<th>Signature &amp; Cell No.</th>
<th>Rubber Stamp &amp; Date.</th>
</tr>
</thead>
</table>

4. WARD ADMINISTRATOR

<table>
<thead>
<tr>
<th>Name</th>
<th>Signature &amp; Cell No.</th>
<th>Rubber Stamp &amp; Date.</th>
</tr>
</thead>
</table>

5. RELIGIOUS LEADER

I confirm that the information given above is correct to the best of my knowledge and belief.

<table>
<thead>
<tr>
<th>Name</th>
<th>Signature &amp; Cell No.</th>
<th>Rubber Stamp &amp; Date.</th>
</tr>
</thead>
</table>

6. COLLEGE/UNIVERSITY VERIFICATION

I confirm that the above named is a student in this institution.

<table>
<thead>
<tr>
<th>Name</th>
<th>Signature &amp; Cell No.</th>
<th>Rubber Stamp &amp; Date.</th>
</tr>
</thead>
</table>

PART G: FOR OFFICIAL USE ONLY
Recommended □ Not Recommended □

Reasons for disqualification


LOAN AWARDED

Kshs. Date.

SIGNED/CHECKED BY:
CHAIRMAN

........................................ Signature ........................................ Rubber Stamp & Date
SECRETARY

........................................ Signature ........................................ Rubber Stamp & Date
ACCOUNTS MANAGER

........................................ Signature ........................................ Rubber Stamp & Date

CHECK LIST

Please make sure you attach the photocopies of the following documents where applicable:

1. National Identification Cards (ID) of Loanee, Parents, Guardian, Sponsor and Referees
2. Birth Certificates
3. Current Fee Structure
4. Students ID
5. Current transcripts
6. Death Certificate (s) where applicable.
7. Admission letter for new students
8. Secondary School leaving certificate

*Please Note: It is the responsibility of the loanee to ensure that once employed the employer informs the Nakuru Revolving Fund Board.

**APPENDIX B**

F2

**LOAN RECOVERY FORM**

**THE NAKURU COUNTY REVOLVING FUND**

**EMPLOYER’S NAME:**

1. **Address:**
   (a) Postal:
   (b) Physical Location:

2. **Telephone No:**

3. **E-mail:**

4. **Name of contact person:**
   **Designation:**

**INFORMATION ABOUT EX-UNIVERSITY STUDENT (S) FROM THE EMPLOYER**

1. **Full Name of Employee**

2. **National Identification Card**

3. **Employment No.**

4. **Salary per month**

5. **Recovery amount per month**

6. **E-mail address**

7. **Cell phone No.**

8. **Physical address**
APPLICATION FOR BURSARY FOR SECONDARY SCHOOLS

PART A: STUDENT’S PERSONAL INFORMATION

1. Full Name:

........................................... ........................................... ...........................................
(Surname) (First) (Middle)

2. Student’s Admission Number.................................................................

Gender: Male ☐ Female ☐

3. Date & Year of Birth:.................................................................

4. Disclose any disability:.................................................................

5. Last Primary School attended:.................................................................

6. Sub County........................................................................

7. Ward........................................................................

8. Village........................................................................

PART B: SCHOOL INFORMATION

Name of the School & Address........................................................................

Tel................................................................. E-mail.................................................................

Year of joining the School................................................................. Joined in form.................................................................

Currently in form.................................................................

Day Scholar: Yes ☐ No ☐

Boarder: Yes ☐ No ☐
The Nakuru County Education Revolving Fund Bill, 2014.

PART C: (To be filled and confirmed by the Principal)

1. Current year outstanding fees (Total)..............................................
2. Outstanding balance at the time of applying........................................
3. Has the student received assistance before?........................................
4. If yes from where and how much?....................................................
5. Bank account Name and A/C No of the school....................................
6. Tel No of the School................................................................. E-mail...........................................................

7. Principal’s Comments on:

   (a) Academic □ □ □ □
   (b) Discipline □ □ □ □
   (c) Leadership □ □ □ □
   (d) Co-curricular Activities □ □ □ □

(Principal’s Name) (Cell No. & Sign) (R/Stamp & Date)

PART D: FAMILY INFORMATION (Please note that false information will lead to automatic disqualification)

1. Tick appropriately:
   a). Both parents alive □ □
   b). Single parent □ □
   c). Partial Orphan □
   d). Total Orphan □

2. Father’s Name..................................................................................
   Occupation......................................................................................
   Name of Employer...........................................................................
   Postal Address................................................................................
   Physical Address............................................................................
   Cell No................................................. E-mail...................................

3. Mother’s Name..................................................................................
The Nahtnt County Education Revolvins Fund Bill, 2014

Occuption.................................................................
Name of Employer.........................................................
Postal Address.............................................................
Physical Address...........................................................
Cell No................................................................. E-mail........................................

4. Guardian’s Name..........................................................
Occupation.................................................................
Name of Employer..........................................................
Postal Address.............................................................
Physical Address...........................................................
Cell No................................................................. E-mail........................................

Applicant’s siblings in Secondary Schools, Colleges and Universities.

<table>
<thead>
<tr>
<th>Sibling’s name</th>
<th>Institution</th>
<th>Form/year</th>
<th>Fees Per Year</th>
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.........................................................  ........................................  ........................................
Applicant’s Name   Sign & Date   Cell No.
PART E: FAMILY INCOME STATUS (Please give correct information)

Monthly Gross Income in: Ksh..................................................

Father: Kshs............. Mother: Kshs............. Guardian: Kshs.............

.........................................................  ........................................  ........................................
(Name, Sign & Date)   (Name Sign & Date)   (Name Sign & Date)
(Income includes Salaries, Business, Farming and any form of income)
The Nakuru County Education Revolving Fund Bill, 2014.

1. APPLICANT'S STATEMENT

(Indicate any previous bursary that you have been awarded)

<table>
<thead>
<tr>
<th>Amount</th>
<th>Source</th>
<th>Year</th>
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</table>

Briefly explain why you should be considered for a bursary:

..........................................................................................................................
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2. PARENT/GUARDIAN DECLARATION

I declare that I have read this Form and I confirm that the information given herein is true to the best of my knowledge, belief and information.

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Name: ___________________________  Signature & Date: ________________________  Cell No.: _______________________

In the presence of:

Commissioner of Oaths/Magistrate

PART F: (TO BE FILLED THE FOLLOWING PERSON’S)

1. RELIGIOUS LEADER: Not Needy    ☐  Needy    ☐  Very Needy    ☐  (Tick)

Comment: .......................................................................................................................
2. VILLAGE ADMINISTRATOR: Not Needy [□] Needy [□] Very Needy [□] (Tick)

Comment..........................................................................................................................

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Name [__________________________] Cell No. & Sign [__________________________] R/Stamp & Date [__________________________]

3. WARD ADMINISTRATOR: Not Needy [□] Needy [□] Very Needy [□] (Tick)

Comment..........................................................................................................................

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Name [__________________________] Cell No. & Sign [__________________________] R/Stamp & Date [__________________________]

PART G: FOR OFFICIAL USE ONLY

Recommended [□] Not Recommended [□]

Reasons for Disqualification..............................................................................................

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BURSARY AWARDED

Kshs.............................................. Date..........................................................
The Nakuru County Education Revolving Fund Bill, 2014.

SIGNED/CHECKED BY:

CHAIRMAN

[Signature] \[Rubber Stamp & Date\]

SECRETARY

[Signature] \[Rubber Stamp & Date\]

ACCOUNTS MANAGER

[Signature] \[Rubber Stamp & Date\]

CHECK LIST

Attach the following documents:

1. Copy of the result slip/Report form of previous term.
2. Copy of leaving Certificate.
3. Copy of Death Certificate (s) where applicable.
4. Fee structure duly signed and rubber stamped by the Principal of the school.
5. Copy of Identification Card (s) of Parent's/Guardian.
APPENDIX D

THE NAKURU COUNTY REVOLVING FUND

LOAN APPLICATION FOR YOUTH POLYTECHNIC TRAINING/EDUCATION

(PLEASE STUDY THE FORM CAREFULLY AND FILL THE PARTS THAT APPLY TO YOU ONLY.)

PART A: STUDENT'S PERSONAL INFORMATION

1. Full Name: .......................... .......................... .......................... ..........................
   (Surname) (First) (Middle)

2. Gender: Male □ Female □

3. Date of Birth: .......................... ID. NO: ..........................

4. Disclose any disability: ..........................

5. Ward: .......................... Sub-County: ..........................

6. Postal address: .......................... E-mail: .......................... Cell-phone: ..........................

PART B: COLLEGE/YOUTH POLYTECHNIC

1. Name of the College/Technical school/youth polytechnic admitted to: (include the full address and Tel. No):
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   ...
2. Year of study: (Tick appropriately)

3. Admission No ....................

1st 2nd 3rd 4th 5th 6th

4. Type of course/Training .................................................................

5. Tick appropriately
   Diploma  Certificate

6. Total fees (per year) ................ Outstanding Balance ............... 

PART C: FAMILY INFORMATION (Tick appropriately)

   D). Total Orphan

   N.B. Attach photocopies of death certificate(s) where applicable.

2. Who has been paying your school fees: ............................................

3. Father’s Name:  
   Occupation:  

   Postal address  E-mail  Cell phone

   ID. No.

4. Mother’s Name:  
   Occupation:  

   Postal address  E-mail  Cell phone

   ID. No.
5. Guardian’s Name: 

Occupation:

Postal address

E-mail

Cell phone

ID. No.

6. Gross Income in the last 12 months Kshs.: 

(Gross income includes: Salaries, Business, Farming and any other form of income)

Father’s Income: Kshs.

Mother’s Income: Kshs.

Guardian’s Income: Kshs.

Self: Kshs.

7. Applicant’s siblings in Primary, Secondary Schools, Colleges and Universities.

<table>
<thead>
<tr>
<th>Sibling’s name</th>
<th>Institution</th>
<th>Form/year</th>
<th>Fees Per Year</th>
</tr>
</thead>
<tbody>
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</tbody>
</table>
PART D: (To be filled by the two referees).

1. REFEREES

They should be persons from your Sub County who know you well.

C. Name and ID No: ..........................................
   Address................................................................
   E-mail..................................................................
   Cell No................Signature & Date..................

D. Name and ID No: ..........................................
E. Address................................................................
F. E-mail..................................................................
G. Cell No................Signature & Date..................

2. GUARANTOR

Should be: Parent/Guardian/Sponsor

Name and ID No: ..........................................
   Address................................................................
   E-mail..................................................................
   Cell No................Signature & Date..................

PART E: DECLARATION

1. APPLICANT’S STATEMENT

(Indicate any previous loan that you have been awarded)

<table>
<thead>
<tr>
<th>Amount</th>
<th>Source</th>
<th>Year</th>
</tr>
</thead>
</table>
Briefly explain why you should be considered for a loan:

........................................................................................................................
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........................................................................................................................

I declare that the information given herein is true to the best of my knowledge, belief and information.

................................................................. ............................................................
Applicant Signature Date

In the presence of:

Commissioner of Oaths/Magistrate

2. PARENT/GUARDIAN DECLARATION

I declare that I have read this Form and I confirm that the information given herein is true to the best of my knowledge, belief and information.

................................................................. ............................................................
Name Signature & Date Cell No.

In the presence of:

Commissioner of Oaths/Magistrate

3. VILLAGE ADMINISTRATOR

................................................................. ............................................................
Name Signature & Cell No. Rubber Stamp & Date.

5. WARD ADMINISTRATOR
5. RELIGIOUS LEADER

I confirm that the information given above is correct to the best of my knowledge and belief.

Name ____________________________ Signature & Cell No. ____________________________ Rubber Stamp & Date.

6. COLLEGE /YOUTH POLYTECHNIC VERIFICATION

I confirm that the above named is a student in this institution.

Name ____________________________ Signature & Cell No. ____________________________ Rubber Stamp & Date.

PART G: FOR OFFICIAL USE ONLY

Recommended [ ] Not Recommended [ ]

Reasons for disqualification: __________________________________________________________

__________________________________________________________

__________________________________________________________

__________________________________________________________

LOAN AWARDED

Kshs. ____________________________ Date ____________________________

SIGNED/CHECKED BY:
CHAIRMAN

Signature ____________________________ Rubber Stamp & Date
CHECK LIST

Please make sure you attach the photocopies of the following documents where applicable:

1. National Identification Cards (ID) of Loanee, Parents, Guardian, Sponsor and Referees
2. Birth Certificates
3. Current Fee Structure
4. Students ID
5. Current transcripts
6. Death Certificate(s) where applicable
7. Admission letter for new students

*Please Note: it is the responsibility of the loanee to ensure that once employed the employer informs the Nakuru Revolving Fund Board.

MEMORANDUM OF OBJECTS AND REASONS

This Bill is prepared pursuant to Article 184(2) and 185(2) of the Constitution of Kenya Upon taking cognizance of the need to better the education standards of the residents of the county and regard being had to the financial cost of attaining this goal it is thus necessary to create a Revolving Fund to cater for the funding of education in the county.

The purpose of this Bill is to provide the appropriate legislative framework and mandate upon which the County Government shall disburse loans, bursaries and scholarships to the residents of the county.

The Bill seeks to emulate the spirit and the letter of the Higher Education Loans Board Act Chapter 213A Laws of Kenya though it
has been modified to accommodate the specific needs on the county wherefore all post primary school applicants are considered and given the opportunity to advance their education in different institutions of learning be they youth polytechnics, secondary schools, universities or other tertiary institutions.

This Bill provides for the establishment of a revolving fund, a management board and it sets out the criteria for the selection of the board membership, and the tenure of the board.

The prerequisite for eligibility, the terms and condition for the grant of loan, bursaries or scholarship are clearly outlined in the forms contained in the appendix to this Bill.

It is the aim of this Bill to provide a loan recovery procedure. The Bill sets out the mandate of the board and it outlines its functions.

The Bill discloses the Revolving Fund’s source of revenue and mandates the board to invest a percentage of the Revolving Fund to enable it generate more funds.

The Bill makes provision for the employment of staff necessary to facilitate the smooth running of the fund.

The Bill provides for the annual submission by the Board of a report of the operations of the Fund and a report of the Auditor General to the County Assembly.

The implementation of the provisions of this proposed legislation will entail an expenditure of public funds, which shall be voted for the County Assembly.

Dated the 12th May, 2014.

FLORENCE W. NJOROGE,
Chairperson, Early Childhood Education & Vocational Training Committee.