

**THE AGRICULTURAL DEVELOPMENT
CORPORATION (AMENDMENT)
ACT, 1981**

No. 7 of 1981

Date of Assent: 10th September, 1981

Date of Commencement: 1st April, 1981

An Act of Parliament to amend the Agricultural Development Corporation Act

Enacted by the Parliament of Kenya as follows:—

1. This Act may be cited as the Agricultural Development Corporation (Amendment) Act, 1981, and shall be deemed to have come into operation on the 1st April, 1981.

Short title and commencement.

2. Section 2 of the Agricultural Development Corporation Act (in this Act referred to as the principal Act) is amended—

Amendment of section 2 of Cap. 346.

(a) by deleting the definition of “General Manager” and substituting—

“managing director” means the managing director of the corporation appointed under section 14 of this Act;

(b) by deleting the definition of “Minister”.

3. Section 5 of the principal Act is amended by deleting subsection (1) and substituting the following—

Amendment of section 5 of Cap. 346.

(1) The Corporation shall consist of—

(a) a chairman appointed by the President;

(b) not more than ten members appointed by the Minister in consultation with the President, who, in his opinion, possess qualities likely to be of benefit to the corporation and of whom—

(i) at least one shall be an accountant registered under the Accountants Act;

Cap. 531.

(ii) at least one shall be appointed by reason of his knowledge of international finance;

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Cap. 318.

- (iii) at least one shall be appointed by reason of his knowledge of the processing and marketing of agricultural produce;
- (iv) at least one shall be appointed to represent the interests of lenders of funds to the corporation;
- (c) two members appointed by the Minister, in consultation with the President, from a panel of not less than five names submitted by the Central Agricultural Board established under the Agriculture Act;
- (d) the Permanent Secretary to the Ministry responsible for the functions of the Corporation or a person deputed by him in writing for the purposes of this Act;
- (e) the Permanent Secretary to the Ministry for the time being responsible for agriculture or a person deputed by him in writing for the purposes of this Act;
- (f) the Permanent Secretary to the Ministry for the time being responsible for livestock development or a person deputed by him in writing for the purposes of this Act;
- (g) the Permanent Secretary to the Ministry for the time being responsible for finance or a person deputed by him in writing for the purposes of this Act;
- (h) the managing director appointed under section 14 of this Act.

Replacement of
section 14 of
Cap. 346.

4. The principal Act is amended by repealing section 14 and substituting the following—

**Managing
director.**

14. (1) There shall be an officer of the Corporation, to be known as the managing director, who shall be appointed by the Minister and who shall be responsible for the execution of the policy of the Corporation and for the control and management of its day-to-day business.

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(2) The Corporation shall delegate to the managing director such of its functions under this Act as are necessary to enable him to transact effectively the day-to-day business of the Corporation.

(3) In the event of the managing director being absent on leave or being incapacitated by sickness or other cause, the Corporation, with the approval of the Minister, may appoint a person to act as the managing director during such period of absence or incapacitation, and the person so acting may exercise all the powers and discharge all the duties by this Act exercisable or to be performed by the managing director.

5. Section 15 (2) of the principal Act is amended by deleting the expression "General Manager" wherever it occurs and substituting "managing director".

Amendment of
section 15 of
Cap. 346.

6. Section 16 of the principal Act is amended by deleting the expression "General Manager" wherever it occurs and substituting "managing director".

Amendment of
section 16 of
Cap. 346.

7. Section 17 (2) of the principal Act is amended by deleting the words "members of the professional bodies specified in the Schedule to the Accountants (Designations) Act" and substituting "accountants registered under the Accountants Act".

Amendment of
section 17 of
Cap. 346.

Cap. 531.