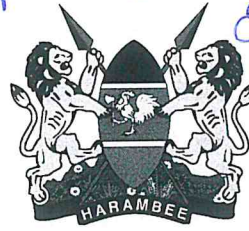


Approved  
BOSU/SNA  
26/11/2025



Hon. Speaker,  
pro approve  
Tabiri  
25/11/25

REPUBLIC OF KENYA  
THE NATIONAL ASSEMBLY


THIRTEENTH PARLIAMENT – FOURTH SESSION – 2025

COMMITTEE ON DELEGATED LEGISLATION

REPORT ON THE CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT  
(GOVERNMENT PRESS FUND) REGULATIONS, 2025 (LEGAL NOTICE NO. 142 OF  
2025)

NOVEMBER 2025

*The Directorate of Audit, Appropriations  
& General Purpose Committees  
The National Assembly  
Parliament Buildings*

 <b>THE NATIONAL ASSEMBLY PAPERS LAID</b>	
<b>DATE:</b> 26 NOV 2025	
<b>DAY:</b> WED	
<b>TABLED BY:</b>	Hon. Samuel Chepkonga, MP Chairperson
<b>CLERK-AT THE-TABLE:</b>	David Mcharo



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## **ABBREVIATIONS AND ACCRONYMS**

AG	Attorney General
CBS	Chief of the Order of the Burning Spear
CEO	Chief Executive Officer
DLS	Directorate of Legislative and Procedural Services
EGH	Elder of the Order of the Golden Heart
EBS	Elder of the Order of the Burning Spear
GoK	Government of Kenya
LN	Legal Notice
MDA	Ministry, Department and Agency
MP	Member of Parliament
OAG	Office of the Auditor-General
ODM	Orange Democratic Movement
UDM	United Democratic Movement
UDA	United Democratic Alliance
UPA	United Progressive Alliance
UPIA	United Party of Independent Alliance
WDM–Kenya	Wiper Democratic Movement–Kenya

## CHAIRPERSON'S FORWARD

The Public Finance Management (Government Press Fund) Regulations, 2025 were made vide *LN. No. 142 of 2025* pursuant to powers conferred on the Cabinet Secretary for the National Treasury and Planning under section 24(4) of the Public Finance Management Act (*Cap. 412A*), hence, is a statutory instrument within the meaning of section 2 of the Statutory Instruments Act (*Cap. 2A*).

The Regulations were published in the Gazette on 28<sup>th</sup> August 2025 and received by the Clerk of the National Assembly on 4<sup>th</sup> September 2025. They were tabled before the House on 24<sup>th</sup> September 2025, within the statutory timelines set out in section 11(1) of the Statutory Instruments Act (*Cap. 2A*). They were committed to the Committee on Delegated Legislation for consideration.

The purpose of this Statutory Instrument is to establish a fund to support the sustainability of the commercial and non-commercial activities of the Government Press, which include printing, publishing, publications and consulting.

Pursuant to section 16 of the Statutory Instruments Act (*Cap. 2A*), which requires the Committee to confer with the regulation-making authorities before making its decision, the Committee held a meeting with the National Treasury and Economic Planning on Thursday, 13<sup>th</sup> November, 2025, to deliberate on the Regulations.

Having examined the Public Finance Management (Government Press Fund) Regulations, 2025 (*LN. No. 142 of 2025*) against the Constitution, the Statutory Instruments Act (*Cap. 2A*), the Public Finance Management Act (*Cap. 214A*), and the Interpretation and General Provisions Act (*Cap. 2*), the Committee resolved to recommend that the House **Committee recommends that the House APPROVES the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025) in accordance with section 24(4) the Public Finance Management Act (Cap. 412A) subject to annulling Regulations 5(2)(d), 9(1), and 12(1)(g) for contravening section 13(m) of the Statutory Instrument Act (Cap. 2A).**

I sincerely thank the Speaker and the Office of the Clerk of the National Assembly for the invaluable support accorded to the Committee in the discharge of its mandate. I also wish to thank the Committee Membership and the Secretariat for their diligence in considering these Regulations.

On behalf of the Members of the Committee on Delegated Legislation and pursuant to Standing Order 210, it is my pleasure and duty to present to the House the Committee's **Report on the Consideration of the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025).**

**HON. CHEPKONG'A KIPRONO SAMUEL, CBS, MP.**

## 1.0 PREFACE

### 1.1 Establishment and Mandate of the Committee

1. The Select Committee on Delegated Legislation is established under *Standing Order No. 210* of the National Assembly Standing Orders and is mandated to consider statutory instruments submitted to Parliament for consideration. The Committee is expected to consider in respect of any statutory instrument, whether it is in accord with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws.
2. The Committee is mandated to consider in respect of any statutory instrument, whether it:
  - a) is in accordance with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written laws;
  - b) infringes on fundamental rights and freedoms of the public;
  - c) contains a matter which in the opinion of the Committee should more properly be dealt with in an Act of Parliament;
  - d) contains imposition of taxation;
  - e) directly or indirectly bars the jurisdiction of the Courts;
  - f) gives retrospective effect to any of the provisions in respect to which the Constitution or the Act does not expressly give any such power;
  - g) involves expenditure from the Consolidated Fund or other public revenues;
  - h) is defective in its drafting or for any reason the form or purport of the statutory instrument calls for any elucidation;
  - i) appears to make some unusual or unexpected use of the powers conferred by the Constitution or the Act pursuant to which it is made;
  - j) appears to have had unjustifiable delay in its publication or laying before Parliament;
  - k) makes rights, liberties or obligations unduly dependent upon non-reviewable decisions;
  - l) makes rights, liberties or obligations unduly dependent insufficiently defined administrative powers;
  - m) inappropriately delegates legislative powers;
  - n) imposes a fine, imprisonment or other penalty without express authority having been provided for in the enabling legislation;
  - o) appears for any reason to infringe on the rule of law;
  - p) inadequately subjects the exercise of legislative power to Parliamentary scrutiny; and
  - q) accords to any other reason that the Committee considers fit to examine.

## 1.2 Committee Membership

3. The Committee membership comprises –

### Chairperson

**Hon. Chepkong’ a Kiprono Samuel, CBS, M.P.**

Ainabkoi Constituency

UDA

### Vice-Chairperson

**Hon. Githinji Robert Gichimu, M.P.**

Gichugu Constituency

UDA

### Committee Members

**Hon. Mbui Robert, CBS, M.P**

Kathiani Constituency

WDM-Kenya

**Hon. (Maj) (Rtd) Dekow Barrow Mohamed,  
M.P**

Garrisa Township Constituency

UDA

**Hon. Julius Lekakeny Ole Sunkuli, EGH,  
EBS, M.P.**

Kilgoris Constituency

KANU

**Hon. Kamene Joyce, M.P**

Machakos County

WDM-Kenya

**Hon. Dr. Onchoke, Mamwacha Charles,  
M.P.**

Bonchari Constituency

UPA

**Hon. Dr. Kimaiyo, Gideon Kipkoech, M.P.**

Keiyo South Constituency

UDA

**Hon. Waithaka, John Machua, M.P.**

Kiambu Constituency

UDA

**Hon. Chebor, Paul Kibet, M.P**

Rongai Constituency

UDA

**Hon. Yakub Adow Kuno, M.P**

Bura Constituency

UPIA

**Hon. (Maj) (Rtd) Abdullahi, Bashir Sheikh,  
M.P.**

Mandera North Constituency

UDM

**Hon. Mwirigi John Paul, M.P.**

Igembe South Constituency

**Hon. Odoyo, Jared Okello, M.P.**

Nyando Constituency

**UDA**

**Hon. Chepkorir Linet, M.P.**  
Bomet County

**UDA**

**Hon. Oluoch, Anthony Tom M.P.**  
Mathare Constituency

**ODM**

**Hon. Mwale, Nicholas S. Tindi M.P.**  
Butere Constituency

**ODM**

**Hon. Mugabe Innocent Maino, M.P.**  
Likuyani Constituency

**ODM**

**ODM**

**Hon. Munyoro Joseph Kamau, M.P**  
Kigumo Constituency

**UDA**

**Hon. Lenguris Pauline, M.P.**  
Samburu County

**UDA**

**Hon Mnyazi Amina Laura, MP.**  
Malindi Constituency

**ODM**

### 1.3 Committee Secretariat

4. The Secretariat facilitating the Committee comprises –

**Ms. Esther Nginyo**  
*Senior Clerk Assistant (Team Leader)*

Mr. Dima Dima  
*Deputy Director-DLS*

Mr. Brian Langwech  
*Clerk Assistant III*

Mr. Silvanus Makau  
*Clerk Assistant III*

Ms. Angela Musau  
*Legal Counsel II*

Ms. Elzy Cherop  
*Legal Counsel II*

Mr. Daniel Ominde  
*Research Officer III*

Mr. Noah Chemweno  
*Serjeant at Arms*

Mr. Valerian Pascal  
*Hansard Reporter III*

Ms. Rahab Chepkilim  
*Audio Officer*

## **2.0 CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT (GOVERNMENT PRESS FUND) REGULATIONS, 2025 (L.N. NO. 142 OF 2025)**

### **2.1 Introduction**

5. The Public Finance Management (Government Press Fund) Regulations, 2025 (*LN. No. 142 of 2025*) were made pursuant to the powers conferred on the Cabinet Secretary for the National Treasury and Planning under section 24(4) of the Public Finance Management Act (*Cap. 412A*) hence, is a statutory instrument within the meaning of section 2 of the Statutory Instruments Act (*Cap. 2A*).
6. The Regulations were published in the Gazette on 28<sup>th</sup> August 2025, received by the Clerk of the National Assembly on 4<sup>th</sup> September 2025 and were tabled before the House on 24<sup>th</sup> September 2025, being within the statutory timelines contemplated under section 11(1) of the Statutory Instruments Act. They were subsequently transmitted to the Committee on Delegated Legislation for consideration.
7. Pursuant to section 16 of the Statutory Instruments Act Cap 2A, which requires the Committee to confer with the regulation-making authorities before making its decision, the Committee held a meeting with the National Treasury and Economic Planning on Thursday, 13<sup>th</sup> November, 2025, to deliberate on the Regulations.

### **2.2 Object and Purpose of the Regulations**

8. The purpose of this Statutory Instrument is to establish fund to support the sustainability of the commercial and non-commercial activities of the Government Press, which include printing, publishing, publications and consulting and in particular:
  - (a) finance the purchase of raw materials for printing and publishing works by the Government Press;
  - (b) finance the maintenance, renewal and replacement of plant, machinery and equipment used for printing and publishing works by the Government Press;
  - (c) provide resources for the payment of overheads related to printing and publishing works referred to in paragraph (a); and
  - (d) support any other activities incidental to the sustainability of the Fund.

### **2.3 Policy Context and Rationale for the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025)**

9. The Government Press Fund was established under the Exchequer and Audit Regulations (Government Press Fund) Regulation, 1988, to support the operations of the Government Press. From its inception, the fund was primarily used to procure production materials necessary for printing and publishing government documents.
10. The primary objective of the Government Press Fund was to facilitate the publishing, printing, and dissemination of official government information, state security materials, and educational resources, including exercise books for ministries, departments, and the public.

The fund served as a revolving financial resource to ensure a steady supply of production materials, particularly paper and other essential consumables. Additionally, it provided financial flexibility in emergencies requiring urgent procurement of printing materials.

11. The fund was subject to audit by the Office of the Auditor General. Despite significant changes in both internal and external operational environments, it was never formally reviewed after its establishment in 1988. Furthermore, the fund was designed to enable the Government Press to sustain the provision of free printed standard government forms and books to various ministries, departments, and agencies, ensuring efficient service delivery across the public sector.

#### **2.4 Summary of the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025)**

12. The Regulations are in four (4) parts: Part I is on preliminary provisions; Part II is on the establishment of the Fund; Part III is on the administration and management of the Fund; Part IV is on miscellaneous provisions.
13. **Regulations 1 and 2** are preliminary provisions which include the citation and interpretation.
14. **Regulation 3** establishes the Fund, while **Regulation 4** provides for the capital of the Fund.
15. **Regulation 5** provides for the object and purpose of the Funds.
16. **Regulation 6** provides for the principles guiding the administration of the Fund.
17. **Regulation 7** provides for the sources of the Fund.
18. **Regulation 8** provides for payments out of the Fund.
19. **Regulation 9** provides for the selling price of printing and publishing work.
20. **Regulation 10** establishes the Government Press Fund Oversight Board.
21. **Regulation 12** provides for the functions of the Board.
22. **Regulation 13** provides that the Administrator of the Fund shall be the Government Printer, who shall be the secretary to the Government Press, while **Regulation 14** provides for the responsibilities of the Administrator of the Fund.
23. **Regulation 15** provides for the Secretariat of the Fund, while **Regulation 16** provides for the functions of the Secretariat.
24. **Regulation 17** provides for the opening, operating and closing of accounts.
25. **Regulation 18** provides for overdrawn accounts, while **Regulation 19** provides for monies to be retained in the Fund.
26. **Regulation 20** provides for expenditure and commitments of the Fund.

27. **Regulation 21** provides for the administration costs.
28. **Regulation 22** provides for the annual estimates of revenue and expenditure.
29. **Regulation 23** provides for the investment of the Fund.
30. **Regulation 24** requires the Administrator of the Fund to ensure proper books of accounts are kept and annual statements are prepared.
31. **Regulations 25, 26 and 27** provide for the audit of the Fund, annual performance reports, and application of government financial regulations and procedures.
32. **Regulation 28** provides for offences and penalties.
33. **Regulations 29, 30 and 31** provide for the winding up of the Fund, revocation of L.N. 33 of 1989, and transitional clauses.

## **2.5 Scrutiny of the Instrument**

34. The Committee examined the Public Finance Management (Government Press Fund) Regulations 2025 (*LN. No. 142 of 2025*) against the Constitution, the Interpretation and General Provisions Act (*Cap 2*), the Public Finance Management Act (*Cap. 412A*) and the Statutory Instruments Act (*Cap. 2A*).
35. The scrutiny was undertaken following the tabling of the Regulations before the House on 24<sup>th</sup> September, 2025 and their subsequent referral to the Committee on Delegated Legislation. The Committee held a meeting with the National Treasury and Economic Planning on Thursday, 13<sup>th</sup> November, 2025, at Room 21, 5<sup>th</sup> Floor, Bunge Tower, Parliament Buildings, to deliberate on the Regulations.
36. During the scrutiny, the Committee noted that Regulations 5(2)(d), 9(1), and 12(1)(g) inappropriately delegate legislative powers contrary to section 13(m) of the Statutory Instruments Act (*Cap. 2A*).

### 3.0 COMMITTEE OBSERVATIONS

37. Having examined the Public Finance Management (Government Press Fund) Regulations, 2025 (*LN. No. 142 of 2025*) against the Constitution, the Public Finance Management Act (*Cap. 412A*) and the Statutory Instruments Act (*Cap. 2A*), the Interpretation and General Provisions Act (*Cap. 2*), the Committee observed **THAT**: -

#### 3.1 Statutory Timelines

38. The Regulations were published in the gazette on 28<sup>th</sup> August, 2025 vide Legal Notice No. 142 of 2025, submitted to the Clerk of the National Assembly on 4<sup>th</sup> September, 2025 and laid on the table of the House on 24<sup>th</sup> September, 2025, being within the requisite statutory timelines under section 11(1) of the Statutory Instruments Act (*Cap. 2A*).

#### 3.2 Consultations/Public Participation

39. Articles 10 and 118 of the Constitution and section 5 of the Statutory Instruments Act require that the regulation-making authority conduct public participation and sufficient consultation with the stakeholders and persons likely to be affected by the regulations.

40. The Government Press Fund Taskforce, responsible for the preparation and development of the Regulations, held consultations with key stakeholders and their input was considered before finalization of the Draft Regulations. The Taskforce comprised the National Treasury, Executive Office of the President, Government Press and the Office of the Attorney General.

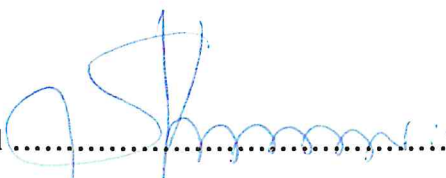
41. In line with section 5 of the Statutory Instruments Act (*Cap. 2A*), the National Treasury, together with the Executive Office of the President, undertook public participation before publication of the Regulations. The mode of public participation included an invitation of key stakeholders via an advertisement posted on the National Treasury website and published in the My Gov Newspaper of 10<sup>th</sup> March, 2024, and written submissions received vide [psnt@treasury.go.ke](mailto:psnt@treasury.go.ke) and [jona.wala@treasury.go.ke](mailto:jona.wala@treasury.go.ke).

#### 3.3 Regulatory Impact Statement

42. The National Treasury and Economic Planning prepared an impact assessment for the statutory instrument in line with Part II of the Statutory Instruments Act (*Cap. 2A*).

#### 4.0 COMMITTEE RECOMMENDATION


43. Having examined the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025) in accordance with the Constitution, the Statutory Instruments Act (Cap. 2A), the Public Finance Management Act (Cap. 412A), the Interpretation and General Provisions Act (Cap. 2), the **Committee recommends that the House APPROVES the Public Finance Management (Government Press Fund) Regulations, 2025 (LN. No. 142 of 2025) in accordance with section 24(4) the Public Finance Management Act (Cap. 412A) subject to annulling Regulations 5(2)(d), 9(1), and 12(1)(g) for contravening section 13(m) of the Statutory Instrument Act (Cap. 2A).**

Signed  .....

Date 25th November 2022 .....

THE HON. CHEPKONG'A SAMUEL KIPRONO, CBS, MP  
(CHAIRPERSON)

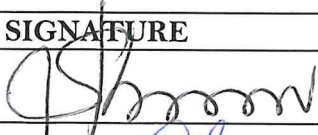

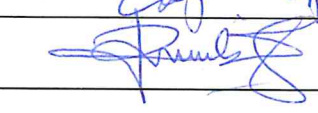

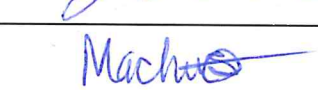
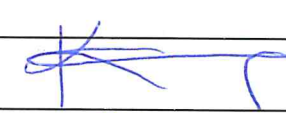
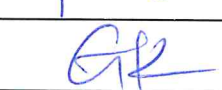
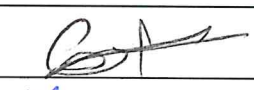
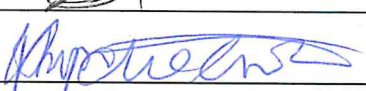
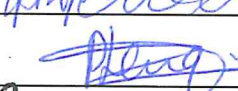
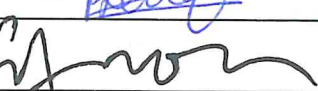
COMMITTEE ON DELEGATED LEGISLATION

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 26 NOV 2025	DAY: WED
TABLED BY:	Hon Samuel Chepkonga, MP Chairperson
CLERK-AT-TABLE:	David Mcharo

**COMMITTEE ON DELEGATED LEGISLATION.**

DATE 25/11/25 VENUE BUNGE TOWER 5<sup>TH</sup> FLOOR TIME 10:00AM

**ADOPTION OF THE COMMITTEES' REPORT ON ITS CONSIDERATION OF THE PUBLIC FINANCE MANAGEMENT (GOVERNMENT PRESS FUND) REGULATIONS, 2025 (LN. NO. 142 OF 2025)**

	NAME	SIGNATURE
1.	The Hon. Chepkonga Kiprono Samuel, CBS, M.P, Chairperson	
2.	The Hon. Githinji, Robert Gichumi, M.P. Vice-Chairperson	
3.	The Hon. Mbui, Robert, CBS, M.P.	
4.	The Hon. Sunkuli Julius Lekakeny, EGH,EBS, M.P.	
5.	The Hon. Maj. (Rtd) Abdullahi Bashir Sheikh, M.P.	
6.	The Hon. Mwirigi, John Paul, M.P.	
7.	The Hon. Kamene, Joyce, M.P.	
8.	The Hon. Mwale, Nicholas S. Tindi, M.P.	
9.	The Hon. Odoyo, Jared Okello, M.P.	
10.	The Hon. Waithaka, John Machua, M.P.	
11.	The Hon. Maj. (Rtd.) Dekow Barrow Mohamed, M.P.	
12.	The Hon. Munyoro, Joseph Kamau, M.P.	
13.	The Hon, Kimaiyo, Gideon Kipkoech, M.P.	
14.	The Hon. Oluoch Anthony, M.P.	
15.	The Hon. Chepkorir, Linet, M.P.	
16.	The Hon. Chebor, Paul, M.P.	
17.	The Hon. Lenguris, Pauline, M.P.	
18.	The Hon. Mamwacha Onchoke Charles, M.P.	
19.	The Hon. Yakub, Adow Kuno, M.P.	
20.	The Hon. Mnyazi, Amina Laura, M.P.	
21.	The Hon. Mugabe, Innocent Maino, M.P.	

