CHAPTER 170

THE CONTINGENCIES FUND ACT.

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CHAPTER 170

THE CONTINGENCIES FUND ACT.

Commencement: 6 June, 1962.

An Act to provide for the establishment and administration of a Contingencies Fund and for purposes connected therewith.

1. Interpretation.

In this Act, unless the context otherwise requires—

(a) "financial year" has the meaning ascribed to it in article 257 of the Constitution;

(b) "Minister" means the Minister responsible for finance.

2. Establishment of the Contingencies Fund.

(1) The Civil Contingencies Fund established by a resolution of the Legislative Council on the 28th February, 1956, shall continue in operation by virtue of this Act under the name of the Contingencies Fund; and any advance made from the Civil Contingencies Fund and not repaid before the commencement of this Act shall be deemed to have been made from the Contingencies Fund under this Act.

(2) The permanent capital of the Contingencies Fund shall consist of—

(a) the permanent capital of the Civil Contingencies Fund (that is to say, five million shillings); and

(b) such other sums as may be appropriated by Parliament for the purposes of the Contingencies Fund.

(3) Subject to this Act, the Contingencies Fund shall be administered by the Secretary to the Treasury.

3. Purpose of the Contingencies Fund.

(1) If the Minister is satisfied that—

(a) there has arisen an urgent and unforeseen need for expenditure for which no other provision exists; and

(b) it is in the public interest that funds should be provided to meet that need prior to the time when approval of Parliament may next be sought,

he or she may authorise advances to be made from the Contingencies Fund to meet that need.

(2) Where any advance is made from the Contingencies Fund under this Act, a supplementary estimate for the purpose of replacing in the Contingencies Fund the amount advanced shall be presented to Parliament as soon as possible.

4. Accounts.

Within four months after the end of each financial year, the Secretary to the Treasury shall prepare, sign and transmit to the Auditor General the accounts of the Contingencies Fund in respect of the preceding financial year.

History: Cap. 150; Decree 35/1973; S.I. 135/1968, s. 1.

Cross Reference

Constitution of 1995.