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**COUNTY GOVERNMENT OF LAMU****COUNTY ASSEMBLY OF LAMU****THIRD ASSEMBLY – FOURTH SESSION****VOTES AND PROCEEDINGS****WEDNESDAY, 29 APRIL, 2026 AT 10:30 AM**

1. The Assembly assembled at Ten thirty O'clock.
2. The Proceedings were opened with prayers
3. **MOTION - ESTABLISHMENT AND OPERATIONALIZATION OF THE COUNTY ATTORNEY OFFICE IN LAMU COUNTY.**

AWARE THAT, Article 176 of the Constitution of Kenya 2010 establishes county governments consisting of a county assembly and a county executive;

FURTHER AWARE THAT, Article 179 of the Constitution vests executive authority in the County Executive Committee, which requires sound and independent legal guidance to effectively discharge its mandate;

COGNIZANT THAT, Section 4 of the Office of the County Attorney Act, 2020 provides for the establishment of the Office of the County Attorney in each county;

NOTING THAT, the Office of the County Attorney is mandated to act as the principal legal advisor to the County Government, represent the County in court and other legal proceedings, negotiate, draft and vet contracts, and ensure compliance with the Constitution and other laws;

FURTHER NOTING THAT, Lamu County continues to engage in major development projects, land matters, and contractual agreements that require robust legal oversight to safeguard public resources;

CONCERNED THAT, the absence or inadequate operationalization of a fully functional County Attorney's Office in Lamu County exposes the County Government to avoidable litigation, weak contract enforcement, and potential loss of public funds;

ALSO CONCERNED THAT, over-reliance on external legal counsel is costly, unsustainable, and undermines institutional memory and efficiency in service delivery;

NOW THEREFORE, this County Assembly resolves that:

1. The County Executive Committee Member responsible for Legal Affairs in Lamu County takes immediate steps to fully establish and operationalize the Office of the County Attorney in strict compliance with the law;
2. A qualified and experienced County Attorney be competitively recruited and appointed in accordance with the relevant statutory provisions;
3. Adequate budgetary allocation be made in the County budget to support staffing, infrastructure, and operational needs of the Office;
4. The Office of the County Attorney develops and implements a comprehensive legal services framework for Lamu County, including contract management systems, dispute resolution mechanisms, and legal compliance protocols;
5. All County Departments and Agencies be required to seek legal clearance from the Office of the County Attorney before entering into contracts or agreements;
6. The County Attorney submits periodic reports to the County Assembly on legal matters affecting the County, including pending cases, financial exposure, and compliance status;

AND FURTHER, that the County Public Service Board expedites the recruitment of competent legal personnel to support the effective functioning of the Office

4. THE ASSEMBLY ROSE – at eleven thirty O'clock.

MEMORANDUM

*The Speaker will take the Chair
In the next sitting*