

Billy Oloo

Associate



Billy Oloo is an Associate in our Finance & Banking, and Real Estate Law practice areas.

About Billy

News

[Tax stability and predictability for economic sustainability](#)

Prior to deciding to introduce or redomicile a business in any country, an investor must always consider how favourable, stable, and predictable the country's tax system is. The primary rationale for this is the need for certainty and guarantee regarding the future sustainability of investment in the host country. This predictability ensures that the investor can plan for their business, which includes planning ahead for tax liabilities and allocating resources appropriately and efficiently. On the other hand, a tax regime that is unstable and unpredictable has the opposite effect, that is, it hinders an investor's power to consciously make investment decisions, which would ultimately be a deterrent, leading to capital flight and reduced economic activity. Foreign direct investment (FDI) is particularly sensitive to tax stability and predictability, as investors weigh the risks associated with potential changes in tax laws. Countries with consistent and transparent tax regimes are more likely to attract FDI, contributing to economic development and job creation.

[Sealing the loopholes? An analysis of the Affordable Housing Bill, 2023](#)

The High Court of Kenya, in its decision of 28 November 2023 in *Okiya Omtatah Okoiti and 51 Others V The Cabinet Secretary for the National Treasury and Planning and 6 Others*, Constitutional Petition No. E181 of 2023 (Consolidated), held that the housing levy as framed in Finance Act, 2023 (Finance Act) was unconstitutional. Consequently, the Government gazetted the Affordable Housing Bill, 2023 (Bill) on 7 December 2023 as an attempt to cure the issues that were raised by the High Court in its decision. This alert analyses the Bill vis-à-vis the issues that were identified by the High Court.

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Expertise

[Finance & Banking Law](#)

[Real Estate Law](#)

Location

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Language

English

Swahili