

REPUBLIC OF KENYA



THE NATIONAL ASSEMBLY

-----  
TWELFTH PARLIAMENT- THIRD SESSION

THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY

REPORT ON THE COUNTY GOVERNMENTS (AMENDMENT) BILL, 2018  
(SENATE BILL NO. 13 OF 2018)

THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 19 FEB 2020	DAY: WEDNESDAY (Am)
TABLED BY:	HON. PETER KALUMA FOR. DC- ADMINISTRATION AND NATIONAL SECURITY
CLERK-AT-THE-TABLE:	

DIRECTORATE COMMITTEESERVICES  
THE NATIONAL ASSEMBLY  
PARLIAMENT BUILDINGS  
NAIROBI

FEBRUARY, 2020

Approved  
9/2/20  
DC/NA

# CONTENTS

APPENDICES .....	3
FOREWARD .....	4
1.0 PREFACE.....	5
2.0 COMMITTEE MEMBERS .....	6
2.1 Committee Secretariat.....	7
2.2 ADOPTION OF THE COMMITTEE REPORT .....	8
3.0 BACKGROUND .....	9
4.0 SITTINGS.....	9
5.0 SUMMARY OF THE COUNTY GOVERNMENTS (AMENDMENT) BILL, 2018, SENATE BILL NO. 13 OF 2018 .....	9
6.0 CONSIDERATION OF THE COUNTY GOVERNMENTS (AMENDMENT) BILL, 2018, SENATE BILL NO. 13 OF 2018.....	10
7.0 PUBLIC PARTICIPATION .....	13
8.0 CLAUSE BY CLAUSE CONSIDERATION OF THE BILL.....	15
8.1 COMMITTEE AMMENDMENTS .....	18
9.0 COMMITTEE GENERAL OBSERVATIONS.....	19
10.0 COMMITTEE RECCOMMENDATIONS .....	20

**APPENDICES**

Annex 1-

Adoption list

Annex 2-

Minutes

Annex 3-

Request for the Submission of Memoranda

Annex 4-

Memoranda

## **Chairpersons Foreword**

The Bill was read for the first time on Wednesday 24<sup>th</sup> April, 2019 and subsequently committed to the Committee pursuant to the provisions of Standing Order 127 (1), it is on this basis that the Committee makes this Report. The Committee on Thursday 2<sup>nd</sup> May, 2019 put an advert on local daily newspapers inviting for comments from the public on the Bill.

I take this opportunity to thank all Members of the Committee for their input in the consideration of the County Governments (Amendment) Bill, 2018 (Senate Bill No. 13 of 2018). The Committee also takes this opportunity to thank the Offices of the Speaker and of the Clerk of the National Assembly for the logistical support accorded to it during the exercise. The Committee also appreciates the role played by the media following its coverage of the proceedings, thus enhancing accountability and transparency

Pursuant to provisions of Standing Order 199 (6), and on behalf of the Departmental Committee on Administration and National Security, it is my pleasant privilege and honour to present to this House the Report of the Committee on the County Governments (Amendment) Bill (Senate No. 13 of 2018).

**Hon. Paul Koinange, M.P. Chairperson**

## **1.0 PREFACE**

The Departmental Committee on Administration and National Security was constituted on 14<sup>th</sup> December 2017 pursuant to provisions of Standing Orders 216(1).

1. The Committee executes its mandate in accordance with the provisions of Standing Order 216 (5), from which it draws its mandate to, inter alia;
  - a) investigate, inquire into and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments; and
  - b) study and review all legislation referred to it;
  - c) To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204.

### **Honourable Speaker,**

2. In executing its mandate, the Committee oversees the following Ministries and Departments:
  - i) The Ministry of Interior & Coordination of National Government
    - a) State Department of Interior
    - b) State Department of Border Control, Immigration and Registration of Persons.
    - c) State Department of Correctional Services
  - ii) The National Police Service Commission
  - iii) The Independent Policing Oversight Authority
  - iv) The Public Service Commission
3. According to Schedule II of the Standing Orders, the Committee is mandated to

Consider the following subjects:

- i) National Security;
- ii) Police Services;
- iii) Home Affairs;
- iv) Public Administration;
- v) Public Service,
- vi) Prisons;
- vii) Immigration

## 2.0 COMMITTEE MEMBERS

### Chairperson

Hon. Paul Karuga Koinange, MP  
MP for Kiambaa Constituency

**Jubilee Party**

### Vice-Chairperson

Hon. John Waluke, MP  
M.P for Sirisia Constituency

**Jubilee Party**

Hon. Wamunyinyi, Athanas Misiko  
Wafula, MP  
MP for Kanduyi Constituency  
**Ford Kenya Party**

Hon. Kaluma, George Peter Joseph, MP  
MP for Homa Bay Town Constituency  
**ODM Party**

Hon. (Dr.) Makali Mulu, MP  
MP for Kitui Central Constituency  
**Wiper Party**

Hon. Theuri George, MP  
Mp for Embakasi West Constituency  
**Jubilee Party**

Hon. Joshua Aduma Owuor, MP  
Mp for Nyakach Constituency  
**ODM Party**

Hon. Capt. (Rtd) Didmus Wekesa  
Barasa Mutua, MP  
MP for Kimilili Constituency  
**Jubilee Party**

Hon. Col. (Rtd) Geoffrey Muturi,  
King'ang'i, MP  
MP for Mbeere South Constituency  
**Jubilee Party**

Hon. Arbelle, Marselino Malimo, MP  
MP for Laisamis Constituency  
**Jubilee Party**

Hon. (Dr.) Tecla Chebet Tum, MP  
MP for Nandi County  
**Jubilee Party**

Hon. Josphat Kabinga Wachira  
Wathayu, MP  
MP for Mwea Constituency  
**Jubilee Party**

Hon. Nimrod Mbithuka Mbai, MP  
Mp for Kitui East Constituency  
**Jubilee Party**

Hon. Martin Ngunjiri Wambugu, MP  
Mp for Nyeri Town Constituency  
**Jubilee Party**

Hon. Abdi Omar Shurie, MP  
MP for Balambala Constituency  
**Jubilee Party**

Hon. Halima Mucheke Yussuf, MP  
Nominated Member  
**Jubilee Party**

Hon. Edward Oku Kaunya, MP  
MP for Teso North Constituency  
**ANC Party**

Hon. Peter Francis Masara, MP  
MP for Suna West Constituency  
**Independent Party**

Hon. Ahmed Kolosh Mohamed, MP  
MP for Wajir West Constituency  
**Jubilee Party**

## **2.1 Committee Secretariat**

The Committee is facilitated by the following Secretariat:-

Mr George Gazemba, ACarb, CPM  
**Principal Clerk Assistant**  
**Lead Clerk**

Mr. Joshua Ondari  
**Clerk Assistant**

Mr. Donald Manyala  
**Research Officer**

Ms. Brigitta Mati  
**Legal Counsel**

Mr. Yaqub Ahmed  
**Media Officer**

Mr. Edison Odhiambo  
**Fiscal Analyst**

Mr. Ian Otieno  
**Audio Officer**

## **2.2 ADOPTION OF THE COMMITTEE REPORT**

We, the undersigned Members of the Departmental Committee on Administration and National Security have, pursuant to Standing Order 199, adopted this report and appended our signatures to affirm our approval and confirm its accuracy and authenticity. (*See Attached Annexes*)

1. Hon. Paul Koinange, MP
2. Hon. John Waluke, MP (Vice-Chairperson)
3. Hon. Athanas Wamunyinyi, MP
4. Hon. George Theuri, MP
5. Hon. Peter George Kaluma, MP
6. Hon. Makali Mulu, MP
7. Hon. Didmus Wekesa Barasa Mutua, MP
8. Hon. Geoffrey Kingagi Muturi, MP
9. Hon. Marselino Malimo Arbelle, MP
10. Hon. Tecla Chebet Tum, MP
11. Hon. Josphat Kabinga Wachira, MP
12. Hon. Nimrod Mbithuka Mbai, MP
13. Hon. Martin Deric Ngunjiri Wambugu, MP
14. Hon. Abdi Omar Shurie, MP
15. Hon. Yussuf Mucheke Halima, MP
16. Hon. Peter Masara, MP
17. Hon. Ahmed Kolosh Mohammed, MP
18. Hon. Aduma Owuor, MP
19. Hon. Edward Oku Kaunya, MP



### **3.0 BACKGROUND**

Article 109 of the Constitution states that “Parliament shall exercise its legislative power through Bills passed by Parliament and assented to by the President.

The County Governments (Amendment) Bill (Senate No. 13 of 2018) was read for the first time on Wednesday 24<sup>th</sup> April, 2019 and subsequently committed to the Committee pursuant to the provisions of Standing Order 127 (1) and report to the House.

The Bill seeks to amend the County Governments Act to provide for additional qualifications of the chairperson of a County Public Service Board.

### **4.0 SITTINGS.**

The Committee considered the County Governments (Amendment) Bill (Senate No. 13 of 2018) in its sittings held on Friday 16<sup>th</sup> August, 2019 and adopted its report on Tuesday, October 22, 2019.

### **5.0 SUMMARY OF THE COUNTY GOVERNMENTS (AMENDMENT) BILL, 2018, SENATE BILL NO. 13 OF 2018**

The County Governments (Amendment) Bill, 2018, Senate Bill No. 13 of 2018, was published in the Kenya Gazette No. 46 of 30<sup>th</sup> April, 2018, and was passed by the Senate, with amendments, on 26<sup>th</sup> March, 2019. The Bill seeks to amend the County Governments Act to provide for additional qualifications for the chairperson of a county public service board.

**Clause 1** of the Bill provides for the short title of the Bill as the County Governments (Amendment) Act, 2018.

**Clause 2** of the Bill provides for amendment of Section 58 of the County Government Act.

**6.0 CONSIDERATION OF THE COUNTY GOVERNMENTS (AMENDMENT) BILL, 2018,  
SENATE BILL NO. 13 OF 2018**

The committee considered the County Governments (Amendment) Bill, 2018, Senate Bill No. 13 of 2018 in a sitting held on Friday 16<sup>th</sup> August, 2019. Pursuant to Article 118 (1) (b) and standing order 127 (3) the committee invited the public to submit their comments on the Bill.

**Clause 1** of the Bill provides for the short title of the Bill as the County Governments (Amendment) Act, 2018.

**Clause 2** of the Bill provides for amendment of Section 58 of the County Government Act. Section 58 states:

- Composition of the County Public Service Board.
- 58.** (1) The County Public Service Board shall comprise—
- (a) a chairperson nominated and appointed by the county governor with the approval of the county assembly;
  - (b) not less than three but not more than five other members nominated and appointed by the county governor, with the approval of the county assembly; and
  - (c) a certified public secretary of good professional standing nominated and appointed by the governor, with the approval of the county assembly, who shall be the secretary to the board.
- (2) The appointment of the members of the Board shall be through a competitive process.
- (3) A person shall be qualified to be appointed as a member under subsection (1) if that person—
- (a) satisfies the provisions of Chapter Six of the Constitution;
  - (b) is not a state or public officer;
  - (c) in the case of chairperson or vice-chairperson, possesses a minimum qualification of a bachelor's degree from a recognised university and working experience of not less than ten years; and

(d) in the case of any other members—

(i) possesses a minimum of a bachelor's degree from a recognised university and working experience of not less than five years; and

(ii) is a professional, demonstrates absence of breach of the relevant professional code of conduct.

(4) A member of the Board shall—

(a) hold office for a non-renewable term of six years; and

(b) may serve on a part-time basis.

(5) The members of the Board may only be removed from office—

(a) on grounds set out for the removal of members of a constitutional commission under Article 251(1) of the Constitution; and

(b) by a vote of not less than seventy five percent of all the members of the county assembly.

(6) The board shall elect a vice-chairperson from amongst its members.

(7) The chairperson and vice-chairperson shall be of opposite gender.

1. The proposal is to amend section 58 of the Act in the following manner—

(a) In subsection (1) by deleting paragraph (c) and substituting therefor the following new paragraph-

(c) the secretary to the board who shall be nominated and appointed by the governor with the approval of the county assembly

**Implication:** *to remove the qualification of a secretary to the Board as one who is a certified public secretary of good professional standing.*

(b) Inserting new sub-sections immediately after subsection (1) which state—

(1A) The Secretary to the board shall be an ex-officio member of the Board and shall have no right to vote at any meeting of the Board.

(1B) In nominating or appointing a person as a member of the Board, the Governor shall-

- (a) observe the principles of gender equity, ethnic and other diversities of the people of Kenya, and shall provide equal opportunity for persons with disabilities; and
- (b) take into account the national values and principles set out in Articles 10, 27 and 232 of the Constitution

**Implication:** *to provide certainty on the role of Secretary to the Board as one who has no right to vote at any meeting of the Board. Obligate the Governor to observe constitutional principles in nominating or appointing persons as members of the Board.*

(c) By deleting paragraph (c) and substituting the following new paragraph—

- (c) in the case of the chairperson-
  - (i) possesses a minimum of a bachelors degree from a university recognised in Kenya;
  - (ii) is registered as a human resource management professional of good standing under the Human Resource Management Professionals Act; and
  - (iii) has at least ten years working experience in a managerial position either in the public or private sector.

**Implication:** *Creates additional stipulations and requirements for one to be eligible to serve as a chairperson such as “be registered as a human resource management official and have at least ten years working experience in a managerial position.*

*As a consequence the amendment will relegate the qualifications of vice-chairperson to be the same as those of other members of the Board*

## 7.0 PUBLIC PARTICIPATION

Pursuant to Article 118 of the Constitution and Standing Order 127 (3) the committee invited memoranda from the public vide a notice in the local dailies.

One of the most important features of the Country constitutional framework is the requirement of public participation in governance and other administrative activities. Specifically, the provisions of the following Articles are pertinent.

- i) Article 10 recognizes public participation as one of the national values;
- ii) Article 27 provides for equal treatment of all persons, while affirmative action in governance is provided for in Articles 54 and 56 of the Constitution;
- iii) Article 35 provides for the right of access to information held by the State or another person which is necessary for the exercise of any right or fundamental freedom;
- iv) Article 118 requires Parliament to conduct its business in an open manner and to facilitate public participation and involvement in the legislative and other business of Parliament and its committees. It also prohibits Parliament from denying the public and media access into its sittings unless there are any justifiable reasons.

The Constitution obligates the State and all State organs to ensure adequate public consultation on all public policies, legislation or any decision that is likely to impact on the people of Kenya. Failure to factor in the mandatory requirement of public participation exposes the legislative instrument or policy framework to constitutional challenges of legitimacy, hence making it actionable for unconstitutionality in a court of law.

Effective public consultation is based on principles of openness, transparency, integrity and mutual respect. The open process facilitates acceptability amongst the key stakeholders, subsequently facilitating efficient and effective implementation of the legislative instrument.

The committee put an advert on the Bill on the local dailies inviting for comments from the public.

## **8.0 CLAUSE BY CLAUSE CONSIDERATION OF THE BILL**

### **Clause 1- short title**

Clause 1 relates to the short title of the Bill.

### **Committee observations and recommendation on clause 1**

The Committee observed that there were no stakeholder comments received on this provision.

The Committee recommends that the Clause be agreed to as it appears in the Bill.

### **Clause 2—Amendment of Section 58 of the County Government Act**

Clause 2 proposes to amend section 58 of the County Government which provides for the composition of the county public service board. The amendment seeks to amend the qualifications of a secretary to the Board and that of a chairperson. The proposed amendment seeks to task governors to uphold gender, persons with disability, ethnicity principles.

### **Committee observations and recommendation on clause 2**

The Committee observed that—

1. amendments relating to Secretary to the Board—

- a) In all government institutions, a secretary to a Board does not need to have qualifications of a certified public secretary. This qualification should be provided for as an added advantage where there is advertisement of that position; and
- b) There is need to provide for qualifications of the Secretary of the Board in order to curb endorsements of persons who are not qualified by a governor;

2. amendments relating to New clause 1B—

- a) the principles of gender equity, ethnic and other diversities of the people of Kenya and representation of persons with disabilities should be deleted as they are a mere repetition of Articles 10, 27 and 232 of the Constitution;
- b) there is need to qualify paragraph (b) to provide that the governor should take into account the national values and principles as set out in the Articles of the Constitution to the extent practicable. The amendment should cater for instances where such

preferred persons do not apply or the governor cannot meet that threshold in appointing the same.

3. Amendments relating to subsection 3 paragraph (c)—
  - a) there is need to include qualifications of a vice-chairperson with that of a chairperson. A vice-chairperson is to carry out the same duties as the chairperson in the absence of the same;
  - b) delete the proposed paragraph (ii) and align qualifications to the qualifications provided for a chairperson and a vice chairperson of the Public Service Commission provided for under the Public Service Commission Act No. 10 of 2017 (Section 8);
  - c) the proposed paragraph (ii) inordinately caps and fixes the position to only human resource management professionals as persons qualified to hold the position of chairperson;

#### **Proposed amendment to Clause 2**

THAT, Clause 2 of the Bill be amended in the proposed amendment to section 58 of the County Governments Act, 2018—

- a) in subsection (1)—
  - i) by deleting the proposed paragraph (c) and substituting therefor the following new paragraph—

“(c) the secretary to the board who holds a degree from a university recognized in Kenya nominated and appointed by the governor, with the approval of the County Assembly.”

#### **Justification**

***To provide for qualifications of a secretary to the Board. This curbs blanket recommendations of persons who are not qualified for the position.***

- ii) by deleting the proposed subsection 1B and substituting therefor the following new subsection—

“1B. In nominating or appointing a person as a member of the Board, the Governor shall take into account the national values and principles set out in Articles 10, 27 and 232 of the Constitution.”

#### **Justification**



*The principles of gender equity, ethnic and other diversities, providing equal opportunity to persons with disabilities are principles also espoused under the national values and principles set out in Articles 10, 27 and 232 of the constitution. Therefore there is no need to repeat the same.*

iii) by deleting the proposed paragraph (b) and substituting therefor the following new paragraph—

a) subsection (3) by deleting paragraph (c) and substituting therefor the following new paragraph—

(c)in case of chairperson or vice chairperson—

(i) is a citizen of Kenya;

(ii) holds a degree from a university recognized in Kenya;

(iii)has at least five years' experience in a managerial position either in the public or private sector; and

(iv) meets the requirements of leadership and integrity in Chapter Six of the Constitution.

**Justification**

*To enable young persons to apply and qualify for the position of chairperson and vice chairperson. To open up the position to various professions as opposed to only human resource management professionals.*

## 8.1 COMMITTEE AMMENDMENTS

Having considered all the clauses, the committee therefore proposed the following amendments with justification as agreed upon in its meeting held on 16<sup>th</sup> August, 2019 and as adopted on Tuesday, 22<sup>nd</sup> October, 2019.

By deleting Clause 2 (c)(vi) and substituting the following new paragraph—

(v) has at least ten years working experience in a managerial position.

**Rationale:** *this will allow other people without Human Resource Managerial qualification to apply for the position.*

## 9.0 COMMITTEE GENERAL OBSERVATIONS

- a) **The Bill** removes the qualification of a secretary to the Board as one who is a certified public secretary of good professional standing.
- b) **Clause 2** provides certainty on the role of Secretary to the Board as one who has no right to vote at any meeting of the Board. Obligate the Governor to observe constitutional principles in nominating or appointing persons as members of the Board.
- c) The Bill creates additional stipulations and requirements for one to be eligible to serve as a chairperson such as “be registered as a human resource management official and have at least ten years working experience in a managerial position. As a consequence the amendment will relegate the qualifications of vice-chairperson to be the same as those of other members of the Board.

**10.0 COMMITTEE RECOMMENDATIONS**

The Committee having considered the County Governments (Amendment) Bill, 2018, Senate Bill No. 13 of 2018 will be proposing amendments in Clause 2 (c)(vi).

**Clause 2 (c)(vi)**

By deleting Clause 2 (c)(vi) and substituting the following new paragraph—

(vi)has at least ten years working experience in a managerial position.

**Rationale:** *this will allow other people without Human Resource Managerial qualification to apply for the position.*

SIGNED.....



**HON. (HON. PAUL KOINANGE, MP)  
(CHAIRPERSON)**

**DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY**

DATE.....

*14/1/2020*

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY

ATTENDANCE SCHEDULE


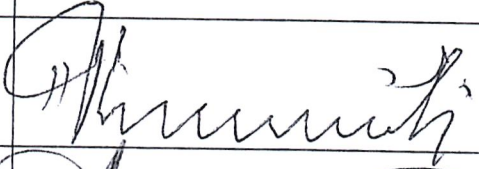
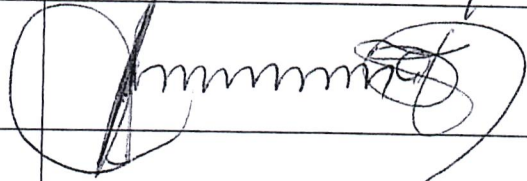

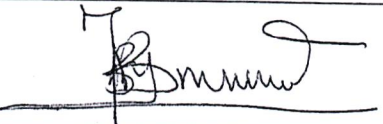
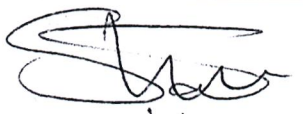

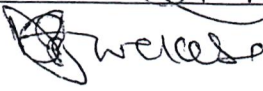

DATE: 29<sup>th</sup> October, 2019


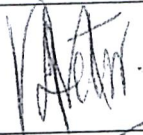
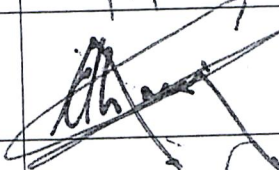
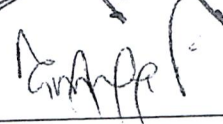
TIME: 11.00 a.m.


VENUE: Boardroom on 11<sup>th</sup> Floor, Protection House

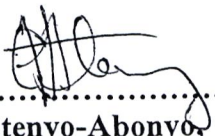
AGENDA: Adoption of the following reports on bills:

- a. The Public Service (Values & Principles) (Amendment) Bill, 2019
- b. The National Disaster Management Authority Bill, 2019
- c. The County Government (Amendment) Bill, 2018

NO.	NAME	SIGNATURE
1.	Hon. Paul Koinange, MP - Chairperson	
2.	Hon. John Waluke, MP - Vice Chairperson	
3.	Hon. Wafula Wamunyinyi, MP	
4.	Hon. George Peter Kaluma, MP	
5.	Hon. Dr. Makali Mulu, MP	
6.	Hon. George Theuri, MP	
7.	Hon. Aduma Owuor, MP	
8.	Hon. Didmus Wekesa Barasa Mutua, MP	
9.	Hon. Geoffrey Kingagi Muturi, MP	

10.	Hon. Marselino Malimo Arbelle, MP	
11.	Hon. Dr. Tecla Chebet Tum, MP	
12.	Hon. Josphat Kabinga Wachira, MP	
13.	Hon. Nimrod Mbithuka Mbai, MP	
14.	Hon. Ngunjiri Wambugu, MP	
15.	Hon. Abdi Omar Shurie, MP	
16.	Hon. Halima Mucheke, MP	
17.	Hon. Peter Masara, MP	
18.	Hon. Oku Kaunya, MP	
19.	Hon. Ahmed Kolosh Mohamed, MP	

  
 Signed.....Date.....  
 George Gazemba, ACI Arb, CPM,  
 Principal Clerk Assistant,  
 Departmental Committee on Administration and National Security.

  
 Signed.....Date.....  
 Florence Atenyo-Abonyo,  
 Director, Committee Services.

**MINUTES OF THE FIFTIETH (50) SITTING OF THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND NATIONAL SECURITY HELD ON TUESDAY, 29<sup>TH</sup> OCTOBER, 2019 AT 10.00 A.M. IN THE BOARDROOM ON 1<sup>TH</sup> FLOOR, PROTECTION HOUSE, PARLIAMENT BUILDINGS**

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**PRESENT**

1. Hon. Paul Koinange, MP - *Chairperson*
2. Hon. John Waluke, MP - *Vice – Chairperson*
3. Hon. Wafula Wamunyinyi, MP
4. Hon. Peter George Kaluma, MP
5. Hon. Dr. Makali Mulu, MP
6. Hon. George Theuri, MP
7. Hon. Aduma Owuor, MP
8. Hon. Peter Masara, MP
9. Hon. Oku Kauriya, MP
10. Hon. Ahmed Kolosh Mohamed, MP
11. Hon. Dr. Tecla Chebet Tum, MP
12. Hon. Didmus Wekesa Barasa Mutua, MP
13. Hon. Geoffrey Kingagi Muturi, MP

**ABSENT**

1. Hon. Abdi Omar Shurie, MP
2. Hon. Ngunjiri Wambugu, MP
3. Hon. Josphat Kabinga Wachira, MP
4. Hon. Halima Mucheke, MP
5. Hon. Marselino Malimo Arbelle, MP
6. Hon. Nimrod Mbithuka Mbai, MP

**IN ATTENDANCE**

**COMMITTEE SECRETARIAT-**

1. Mr. George Gazemba - Principal Clerk Assistant II
2. Mr. Joshua Ondari - Clerk Assistant
3. Mr. Donald Manyala - Research Assistant
4. Mr. Josphat Bundotich - Senior Serjeant-At-Arms
5. Mr. Ian Otieno - Audio Officer
6. Mr. James Oloo - Support Staff

**MIN No.175 /2019:-**

**PRELIMINARIES**

The chairperson officially welcomed Members to the meeting at 10.30 a.m. after prayers were said.

**MIN No.176 /2019:-**

**CONFIRMATION OF MINUTES**

1. Minutes of the 42<sup>nd</sup> sitting held on Friday, 27<sup>th</sup> September, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. Peter Kaluma, MP and the Hon. Peter Masara, MP respectively.
2. Minutes of the 43<sup>rd</sup> sitting held on Friday, 27<sup>th</sup> September, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. John Waluke – Vice-Chairperson, MP and the Hon. Oku Kaunya, MP respectively.
3. Minutes of the 44<sup>th</sup> sitting held on Tuesday, 15<sup>th</sup> October, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. Peter Kaluma, MP and the Hon. Wafula Wamunyinyi, MP respectively.
4. Minutes of the 45<sup>th</sup> sitting held on Thursday, 17<sup>th</sup> October, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. Peter Kaluma, MP and the Hon. Peter Masara, MP respectively.
5. Minutes of the 46<sup>th</sup> sitting held on Saturday, 19<sup>th</sup> October, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. Oku Kaunya, MP and the Hon. John Waluke – Vice-Chairperson, MP respectively.
6. Minutes of the 47<sup>th</sup> sitting held on Tuesday, 22<sup>nd</sup> October, 2019 were confirmed as a true record of the deliberations having been proposed and seconded by the Hon. Dr. Tecla Tum, MP and the Hon. Peter Kaluma, MP respectively.

**MIN No. 177/2019:-**

**ADOPTION OF THE REPORTS ON BILLS**

**Report on the County Governments (Amendment) Bill (Senate Bill No. 13 of 2018)**



The report was unanimously adopted by the Committee after having been proposed and seconded by the Hon. Peter Masara, MP and the Hon. Peter Kaluma, MP respectively.

**Report on the National Disaster Management Authority Bill, 2019**

The report was unanimously adopted by the Committee after having been proposed and seconded by the Hon. John Waluke, MP –Vice-Chairperson and the Hon. Wafula Wamunyinyi, MP respectively.

**Report on the Public Service (Values & Principles) (Amendment) Bill, 2019**

The report was unanimously adopted by the Committee after having been proposed and seconded by the Hon. Oku Kaunya and the Hon. Peter Kaluma, MP respectively.

**MIN No.178 /2019:-**

**ADJOURNMENT**

There being no other business to transact, the meeting was adjourned at noon until a date and time to be communicated to Members.

Signed.....

**Chairperson**

Date.....5<sup>th</sup> Dec 2019





**THE INSTITUTION OF ENGINEERS OF KENYA**  
(Engineering A Sustainable World)

**SEMINAR INVITATION**

VENUE: SAROVA WOODLANDS HOTEL, NAKURU

DATES: TUESDAY 21<sup>ST</sup> MAY TO FRIDAY 24<sup>TH</sup> MAY, 2019

SEMINAR CHARGES ARE KES 50,000/=

**PLEASE NOTE THAT THE CHARGES WILL COVER THE SEMINAR MATERIAL AND EXPENSES, TEAS AND LUNCHES**

Participants are advised to pay the fees in full before the said date in order to qualify for registration. Cash payment MUST be made at any Standard Chartered Bank into IEK account No. 0102024134900 held at Kenyatta Avenue Branch and payment slip emailed to the secretariat for registration. Payment by Company cheques may be made directly to the secretariat. Personal payments may be made through M-pesa Paybill no. 976295 and account your name e.g AN other

For further details contact the IEK Secretariat at the following address,

P.O. Box 41346-00100 Nairobi: Tel 020-2716922

Mobile 0721-729-363, email: iek@iekenya.org

Our esteemed participants are encouraged to bring their laptops for seminar exercises and activities.

**3: ALL MEMBERS OF THE INSTITUTION OF ENGINEERS OF KENYA WHO HAVE NOT RECEIVED ANY COMMUNICATION FROM iek@iekenya.org ARE REQUESTED TO URGENTLY UPDATE THEIR EMAIL ADDRESS & MOBILE PHONE NUMBER BY EMAILING THESE TO THE SECRETARIAT.**

**REPUBLIC OF KENYA**



**THE NATIONAL ASSEMBLY**  
**TWELFTH PARLIAMENT - THIRD SESSION**

In the matters of consideration by the National Assembly:-

1. The Public Order (Amendment) Bill (National Assembly Bill No. 14 of 2019)
2. The County Governments (Amendment) Bill (Senate Bill No. 13 of 2018)

**SUBMISSION OF MEMORANDA**

Article 118(1)(b) of the Constitution provides that, "Parliament shall facilitate public participation and involvement in the legislative and of Parliament and its Committees". The National Assembly Standing Order 127(5) provides that, "the Departmental Committee to which a Bill is committed shall facilitate public participation and take into account the views and recommendations of the public when the Committee makes its report to the House".

The Public Order (Amendment) Bill (National Assembly Bill No. 14 of 2019) seeks to amend the Public Order Act to make provision for organizers of public meetings or public procession leading to loss of property, life or earnings to take responsibility for the loss and compensate the affected persons.

The County Governments (Amendment) Bill (Senate Bill No. 13 of 2018) seeks to amend the County Government Act to provide for additional qualifications of the chairperson of a County Public Service Board.

The above mentioned Bills have undergone First Reading pursuant to Standing Order 127(3) and stands committed to the Departmental Committee on Administration and National Security for consideration and thereafter report to the House.

Pursuant to Article 118 (1)(b) of the Constitution and Standing Order 127, the Committee invites interested members of the public to submit any representations they may have on the said Bills. The Submissions may be forwarded to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Building, Nairobi; or emailed to [clerk@parliament.go.ke](mailto:clerk@parliament.go.ke); to be received on or before Wednesday 8<sup>th</sup> May, 2019 at 500 pm.

**MICHAEL SIALAI, EBS**  
**CLERK OF THE NATIONAL ASSEMBLY**



**NATIONAL OPEN TENDER**

National Hospital Insurance Fund (NHIF) invites interested and competent bidders from reputable firms to tender for the following items;

S/N	TENDER NO.	DESCRIPTION	ELIGIBILITY	CLOSING/ OPENING DATES
1	NHIF/060/2018-2019	Re-Tender Proposed Construction and Associated Infrastructure works for Modern ICT Equipment Room	Open	15TH MAY 2019
2	NHIF/074/2018-2019	Service Maintenance and Repair of Telephone Equipment	Open	15TH MAY 2019
3	NHIF/075/2018-2019	Design, Implementation and Commissioning of Enhanced Customer Experience Web/Mobile Portal	Open	15TH MAY 2019

Tender will be accessed from the NHIF Website [www.nhif.or.ke](http://www.nhif.or.ke) and from the National Treasury IFMIS website <http://suppliers.treasury.go.ke> free of charge. Tenderers who download the tender documents and intend to submit a bid are required to submit their contact details to [tenders@nhif.or.ke](mailto:tenders@nhif.or.ke) for reading. Bidders/Tenderers are advised to be checking our website on daily basis for any additional information, clarifications and/or addendum.

Completed tender documents in plain sealed envelopes and properly indicating the tender number as above should be addressed to:

**The Chief Executive Officer,**  
**National Hospital Insurance Fund,**  
**P.O. Box 30443,**  
**NAIROBI.**

and be placed in the tender box provided at NHIF Building, 7th floor Reception so as to reach him on or before 15<sup>th</sup> May 2019 at 10.00 a.m. The tenders will be opened immediately thereafter at the NHIF Auditorium 2nd floor, NHIF Building, in the presence of bidders or their representatives who wish to be present.

**AG. CHIEF EXECUTIVE OFFICER**  
**NATIONAL HOSPITAL INSURANCE FUND**



**3RD MAY 2019**

**Theme: Food Safety for Sustainable Agribusiness**

Venue:  
MovenPick Hotel and Residences,  
Westlands, Nairobi

Time:  
6:00 pm



To book your ticket, call Sheila on 0702349664, or email : [sheila.waswa@aeawards.co.ke](mailto:sheila.waswa@aeawards.co.ke)/ [www.aeawards.co.ke](http://www.aeawards.co.ke)

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