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12TH PARLIAMENT – THIRD SESSION - 2019

REPORT OF THE
DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND NATIONAL
SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING
COMMITTEE ON NATIONAL SECURITY, DEFENCE & FOREIGN
RELATIONS OF THE SENATE

ON

THE VETTING OF MR. HILARY NZIOKI MUTYAMBAI - NOMINEE FOR
APPOINTMENT TO THE POSITION OF THE INSPECTOR- GENERAL OF
THE NATIONAL POLICE SERVICE

	
THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 02 APR 2019	DAY: TUESDAY
TABLED BY:	ADMN. & NATIONAL SECURITY CHAIR PERSON HON. PAUL KOINANGE
CLERK-AT THE-TABLE:	

CLERK'S CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI

APRIL, 2019



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CHAIRPERSONS' FOREWORD

Mr. Speaker,

Article 245 (1) and 245(2)(a) of the Constitution establishes the Office of the Inspector-General, which is an office in the National Police Service. The Inspector-General is appointed by the President, with the approval of Parliament. The Inspector-General exercises independent command over the National Police Service, and performs any other functions prescribed by national legislation.

Mr. Speaker,

After receiving the message from H.E. the President on the nomination of Mr. Hilary Nzioki Mutyambai for the position of the Inspector-General of the National Police Service, the Speaker of the National Assembly and the Speaker of the Senate on Tuesday, 19th March, 2019 and Wednesday 20th March, 2019 respectively issued a communication and directed that the vetting of the nominee for appointment to the position of Inspector-General of National Police Service, be conducted jointly by both Houses as required by the Constitution and Statute.

The name of the nominee and his curriculum vitae were referred by the National Assembly to the Departmental Committee on Administration and National Security, and by the Senate to the Standing Committee on National Security, Defence and Foreign Relations. The Committees held preliminary sittings on Wednesday 27th March 2019 to prepare for the vetting and consider memoranda from the members of the public.

The afore-mentioned Committees, herein referred in the Report as Committees, complied with the Constitutional and legal requirements and established procedures for vetting. The Committees ensured public participation and openness in carrying out the approval process. Notifications inviting the public to submit memoranda were placed in the mainstream print media on Thursday, 21st March, 2019 as required under the law.

The Committees conducted the vetting exercise on Thursday, 28th March, 2019. In conducting the vetting exercise, the Committees were guided by the provisions of the Constitution, the National Police Service Act, 2011, the Public Appointments (Parliamentary Approval) Act and the Standing Orders of the respective Houses.

Mr. Speaker,

The Committees made several observations during the vetting exercise, key among them being the fact that Article 245(2)(a) of the Constitution read together with sections 12(1) and 12(2) of the National Police Service Act, 2011 (as amended by the National Police Service (Amendment) Act, 2014 and the Security Laws (Amendment) Act, 2014), give the President





the powers/authority to nominate a candidate for appointment to the position of the Inspector-General of the National Police Service.

The Committees made observations, contained in this Report, on the basis of constitutional and legal requirements as well as submissions of the nominee during the approval hearing.


The Committees recommendation was based on the evidence and information from the proceedings of the Committee during the vetting exercise. The Committees recommend that, having considered the suitability, capacity and integrity of the nominee, and pursuant to Article 245(2)(a) of the Constitution and Section 8 (2) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, Parliament approves the nomination of Mr. Hilary Nzioki Mutyambai for appointment to the position of the Inspector-General of the National Police Service.

Mr. Speaker,

The Committees wishes to thank the Office of the Speaker of the National Assembly, the Office of the Speaker of the Senate, the Clerk of the National Assembly and the Clerk of the Senate and their staff for the logistical support accorded to them during the vetting exercise. The Committees are also grateful to the media for their live coverage of the proceedings, thus enhancing accountability and transparency of the vetting exercise.

Mr. Speaker,

On behalf of the Committees, and pursuant to Article 245(2)(a) of the Constitution, Section 8 of the Public Appointments (Parliamentary Approval) Act, 2011, it is my pleasant duty to table the Report of the National Assembly Departmental Committee on Administration and National Security, and the Senate Standing Committee on National Security, Defence and Foreign Relations, on the joint vetting of the Mr. Hilary Nzioki Mutyambai a nominee for appointment to the position of the Inspector General of the National Police Service for debate and adoption by Parliament.

Signed: 

Date: 1st April 2019

Hon. Paul Koinange, MP

Chairperson, National Assembly Departmental Committee on Administration and National Security

Signed: 

Date: 1/4/2019

Sen. Mohammed Yusuf Haji, EGH, M.P

Chairperson, Senate Standing Committee on National Security, Defence & Foreign Relations

1.0 PREFACE

1.0 Communication of the message from H.E. the President

1. Pursuant to Standing Order 42 (1) of the National Assembly Standing Orders and Standing Order 42 (1) of the Senate Standing Orders, on 19th March 2019 and 20th March, 2019, the Speaker of the National Assembly and the Speaker of the Senate respectively conveyed a message to the respective Houses from His Excellency, Hon. Uhuru Kenyatta, CGH., President and Commander in-Chief of the Kenya Defence Forces. The message stated that in exercise of the powers conferred by Article 245 (2) (a) of the Constitution, and in compliance with the procedure set out under section 12 (2) of the National Police Service Act, 2011, the President had nominated Mr. Hilary Nzioki Mutyambai for appointment as the Inspector General of the National Police Service.

1.2 Referral of nomination to Committees

2. The name of the nominee and his curriculum vitae were referred by the National Assembly to the Departmental Committee on Administration and National Security and by the Senate to the Standing Committee on National Security, Defence and Foreign Relations to conduct vetting and table reports to the Houses within the stipulated period.

1.3 Committee membership

The following are the Members of the National Assembly Departmental Committee on Administration and National Security:

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

Chairperson

Vice-Chairperson

4. The following are the Members of the Senate Standing Committee on National Security, Defence and Foreign Relations:

- 1.Sen. Mohamed Yussuf Haji, EGH, MP
- 2.Sen. Sakaja Johnson, CBS, MP
- 3.Sen. Moses Wetang'ula, EGH, MP
- 4.Sen. Fatuma Dullo, CBS, MP
- 5.Sen. Fred Outa, MP
- 6.Sen. Anuar Loititip, MP
- 7.Sen. Beatrice Kwamboka, MP
- 8.Sen. Judith Pareno, MP

Co- Chairperson
Vice-Chairperson

The Secretariat

- | | | |
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| 4. Ms. Rose Mudibo | - | First Clerk Assistant (Senate) |
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| 6. Mr. Moses Kenyanchui | - | Legal Counsel (Senate) |
| 7. Ms. Brigitta Mati | - | Legal Counsel (NA) |
| 8. Mr. Edison Odhiambo | - | Fiscal Analyst (NA) |
| 9. Mr. Donald Manyala | - | Research Officer (NA) |
| 10. Mr. Humphrey Ringera | - | Research Officer (Senate) |
| 11. Mr. Abdalla Mbore | - | Serjeant at Arms (Senate) |
| 12. Ms. Kaare Naserian | - | Serjeant at Arms (NA) |
| 13. Mr. Fredrick Ouma | - | Serjeant at Arms (Senate) |
| 14. Mr. Ian Otieno | - | Audio Officer (Senate) |

CHAPTER ONE

1.0 BACKGROUND

5. Article 243 (1) of the Constitution establishes the National Police Service. The objects and functions of the National Police Service are set out in Article 244 of the Constitution.
6. Article 245(1) of the Constitution establishes the Office of Inspector-General of the National Police Service. The appointment of the Inspector-General of Police is contained in Article 245(2)(a) of the Constitution. The said Article provides for the appointment of the Inspector-General with the approval of Parliament.
7. The Office of the Inspector-General of the National Police Service fell vacant on Monday 11th March, 2019 after the end of the four-year term of immediate former office holder as provided under article 245(b) of the Constitution.
8. Pursuant to Standing Order 42(1) of the National Assembly and senate Standing Orders, the Speaker of the National Assembly and the Speaker of the Senate on Tuesday, 19th March, 2019 and Wednesday 20th March, 2019 respectively, conveyed a message to respective Houses from His Excellency the President on the nomination of Mr. Hillary Nzioki Mutyambai for appointment to the position of the Inspector-General of the National Police Service.
9. The procedure of engagement for the Committees is set out in the Standing Orders of both Houses and the provisions of the Public Appointments (Parliamentary Approval) Act, 2011. It was resolved that the approval hearing shall proceed as follows-
 - (i) That, the vetting process will be conducted by the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate;
 - (ii) That, the quorum of the joint sittings will be the respective quorum of each of the Committee as stipulated by their respective Standing Orders;
 - (iii) That, pursuant to the fourth schedule of the respective Standing Orders Rule 9(6) and (7) of the Houses of Parliament (Joint Sittings) Rules, unless a decision is reached by consensus, any vote to be taken in the joint sitting of the committees shall be by separate Houses. This will ensure that the numerical difference of the individual members representing the Houses in the joint sittings has no effect on the decisions of the joint sittings of the Committees; and

(iv) That, the Committees shall, having conducted the approval hearings, submit a Joint Report to the respective Houses in the manner contemplated in Rule 9(8) of the Houses of Parliament (Joint Sittings) Rules.



CHAPTER TWO

2.0 LEGAL FRAMEWORK FOR APPOINTMENT TO THE OFFICE OF THE INSPECTOR- GENERAL OF THE NATIONAL POLICE SERVICE.

2.1 Establishment of the National Police Service

10. Article 243(1) and (2) of the Constitution establishes the National Police Service consisting of the Kenya Police Service and the Administration Police Service. Article 243(3) provides that the National Police Service is a national service and shall function throughout Kenya.

11. Article 244 of the Constitution provides for objects and functions of the National Police Service and states that;

The National Police Service shall—

- (a) Strive for the highest standards of professionalism and discipline among its members;
- (b) Prevent corruption and promote and practice transparency and accountability;
- (c) Comply with constitutional standards of human rights and fundamental freedoms
- (d) Train staff to the highest possible standards of competence and integrity and to respect human rights and fundamental freedoms and dignity; and
- (e) foster and promote relationships with the broader society.

12. Article 245(1) of the Constitution establishes the office of the Inspector-General of the National Police Service, while Article 245(2) provides that the Inspector-General, shall be appointed by the President with the approval of Parliament and shall exercise independent command of the National Police Service.

13. The National Police Service Act of 2011, as amended by the National Police Service (Amendment), Act No. 11 of 2014 and the Security Laws (Amendment), Act No. 19 of 2014 sets out the functions, powers and qualifications for appointment to the Office of Inspector-General of the National Police Service. On the other hand, the Public Appointments (Parliamentary Approval) Act provides for the procedures for parliamentary approval of constitutional and statutory appointments.

2.2 Functions and powers of the Inspector General of Police

14. Sections 10(1) and 10(4) of the National Police Service Act sets out the functions and powers of the Inspector- General as follows -

The functions of the Inspector-General shall be to-

- (a) implement policy decisions;
- (b) audit of police operations and functioning;
- (c) co-ordinate all police operations;
- (d) advise the Government on policing matters and services;
- (e) prepare budgetary estimates and develop a policing plan before the end of each financial year, setting out the priorities and objectives of the service and the justification thereof;
- (f) determine the establishment and maintenance of police stations, posts, outposts, units or unit bases in the county and determine the boundaries of the police stations, outposts or unit bases;
- (g) determine the distribution and deployment of officers in the Service and recommend to the Commission and the County Policing Authorities;
- (h) organize the Service at national level into various formations, units or components;
- (i) recommend the establishment of, manage and maintain training institutions, centers or places for the training of officers joining the service and other officers;
- (j) commission research and benchmark against best practices;
- (k) issue guidelines on community policing and ensure co-operation between the Service and the communities it serves in combating crime;
- (l) provide the command structure and system of the Service for the efficient administration of the Service nationally;
- (m) subject to the Constitution and this Act. or any written law, cooperate with and implement the decisions of the Independent Policing Oversight Authority;
- (n) designate any police station, post, outpost, unit or unit base as a place of custody;
- (o) promote co-operation with international police agencies;
- (p) establish and devolve the services of the Internal Affairs Units that are able and equipped to conduct investigations into police misconduct in a fair and effective manner and report directly to the Inspector-General;
- (q) monitor the implementation of policy, operations and directions of the Service;
- (r) issue and document Service Standing Orders;
- (s) cooperate with other public or private bodies to provide reliable police statistics on crime rates, detection rate, public confidence in the police, number of complaints against the police, as well as personnel statistics;
- (t) act on the recommendations of the Independent Policing Oversight Authority, including compensation to victims of police misconduct; and
- (u) perform any other lawful act on behalf of the Service.

15. Section 10 (4) on the other hand provides the Powers of the Inspector General for the performance of such functions; and requires the office holder to uphold the national values, principles and objects set out in Articles 10, 232 and 244 of the Constitution.



2.3 Qualifications for Appointment to the Office of the Inspector-General of the National Police Service

16. Sections 11(1) and 11(3) of the National Police Service Act, 2011 sets out the qualifications of a person for appointment to the office of the Inspector-General of the National Police Service as follows:

A person shall be qualified for appointment as Inspector-General if such person-

- (a) is a citizen of Kenya;
- (b) holds a degree from a university recognized in Kenya;
- (c) has had a distinguished career in their respective fields;
- (d) meets the requirements of Chapter Six of the Constitution;
- (e) has served in a senior management position for at least fifteen years and has knowledge and experience in matters relating to any of the following discipline-
 - (i) criminal justice;
 - (ii) policy development and implementation;
 - (iii) finance and public administration;
 - (iv) strategic management;
 - (v) security;
 - (vi) law;
 - (vii) sociology; or
 - (viii) Government.

17. Section 11(3) on the other hand sets out circumstances which may disqualify a person for appointment to the office of the Inspector-General. It states:

“No person shall be qualified for appointment as Inspector-General or Deputy Inspector-General if the person-

- (a) is a member of Parliament or a county assembly, a Governor or Deputy Governor;
- (b) has served as a member of Parliament, county assembly, trade union or an office in a political party in Kenya in the preceding five years;
- (c) has previously been convicted of any criminal offence;
- (d) has violated the Constitution; or
- (e) is an undischarged bankrupt.”

2.4 Procedure for Appointment of the Inspector General of the National Police Service

18. Pursuant to Article 245(2)(a) of the Constitution and section 12(1) of the National Police Service Act, the Inspector-General is appointed by the President with the approval of Parliament.

19. Section 12 of the National Police Service, Act No. 11 of 2011 as amended by section 11 of the National Police Service (Amendment), Act No. 11 of 2014 and section 86 of the

Security Laws (Amendment) Act No. 19 of 2014 provides for the procedure for the appointment of the Inspector-General of the National Police Service.

20. Section 12(2) provides that the President shall, within fourteen days after a vacancy occurs in the office of the Inspector-General, nominate a person for appointment as an Inspector-General and submit the name of the nominee to Parliament.

2.5 Procedure for Parliamentary Approval

21. After the President has submitted the name of a nominee together with his/her curriculum vitae, Parliament is guided by the Public Appointments (Parliamentary Approval) Act and the Standing Orders of both Houses in conducting approval hearings. Sections 5, 7 and 8 of the Public Appointments (Parliamentary Approval) Act provides that-

(i) Section 5

- (1) An appointing authority shall, upon nominating a person for an appointment to which this Act applies, notify the relevant House of Parliament accordingly.
- (2) A notification under subsection (1) shall be—
 - (a) in writing;
 - (b) be lodged with the Clerk of the relevant House of Parliament.
- (3) A notification of appointment shall be accompanied by information concerning the nominee, having regard to the issues mentioned in section 7.
- (4) For purposes of this Act, a notification of nomination shall be deemed to be duly given on the day on which it complies fully with subsections (2) and (3).

(ii) Section 7

The issues for consideration by the relevant House of Parliament in relation to any nomination shall be; -

- (a) the procedure used to arrive at the nominee;
- (b) any constitutional or statutory requirements relating to the office in question; and
- (c) the suitability of the nominee for the appointment proposed having regard to whether the nominee's abilities, experience and qualities meet the needs of the body to which nomination is being made.

(iii) Section 8

- (1) *Unless otherwise provided in any law, a Committee shall consider a nomination and table its report in the relevant House for debate and decision made within fourteen days from the date on which the notification of nomination was given in accordance with section 5.*
- (2) *At the conclusion of an approval hearing, the Committee shall prepare its report on the suitability of the candidate to be appointed to the office to which the candidate has been nominated and shall include in the report, such recommendations as the Committee may consider necessary.*

2.6 Issues for Consideration in Conducting the Approval Hearing

2.6.1 Public access and participation

22. Article 118(1) of the Constitution provides that Parliament shall conduct its business in an open manner, and its sittings and those of its committees shall be open to the public and facilitate public participation and involvement in the legislative and other business of Parliament and its committees.

23. Under Article 118(2) Parliament may not exclude the public, or any media, from any sitting unless in exceptional circumstances the relevant Speaker has determined that there are justifiable reasons for the exclusion.

24. In conducting the approval hearing, the two Committees were guided by the Constitution, the National Police Service Act, 2011 and Public Appointments (Parliamentary Approval) Act No. 33 of 2011.

25. Some of the provisions of the Constitution that guided the two Committees in conducting the approval hearings are:

- i. Article 10(2) of the Constitution provides for the national values and principles of governance which include patriotism, national unity, sharing and devolution of power, the rule of law, democracy and participation of the people; human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalised; good governance, integrity, transparency and accountability; and sustainable development.
- ii. Article 73(2) of the Constitution which provide that the guiding principles of leadership and integrity include
 - a. selection on the basis of personal integrity, competence and suitability, or election in free and fair elections;
 - b. Objectivity and impartiality in decision making, and in ensuring that decisions are not influenced by nepotism, favoritism, other improper motives or corrupt practices;
 - c. Selfless service based solely on the public interest, demonstrated by—
 - i) Honesty in the execution of public duties; and,
 - ii) The declaration of any personal interest that may conflict with public duties;
 - d. Accountability to the public for decisions and actions; and
 - e. Discipline and commitment in service to the people.
- iii. Article 232 of the Constitution provides for the values and principles of public service which include high standards of professional ethics; efficient, effective and economic use of resources; responsive, prompt, effective, impartial and equitable provision of services; involvement of the people in the process of policymaking; accountability for administrative acts; transparency and provision to the public of timely, accurate information; fair competition and merit as the basis of appointments and promotions; representation of Kenya's diverse communities; and affording adequate and equal

opportunities for appointment, training and advancement, at all levels of the public service of men and women; the members of all ethnic groups; and persons with disabilities.

26. Additionally, the Public Service (Values and Principles) Act under Section 5 provides that a public officer shall maintain high standards of professional ethics, including, being honest; displaying high standards of integrity, transparency, accountability, respect to others, objectivity, patriotism, observance of the rule of law.



CHAPTER THREE

3.0 THE VETTING PROCESS

3.1 Message from His Excellency the President

62. Pursuant to Standing Order 42(1) of the National Assembly and the Senate Standing Orders, the Speaker of the National Assembly and the Speaker of the Senate, on Tuesday, 19th March, 2019 and on Wednesday, 20th March 2019 respectively, conveyed to the respective Houses, a Message from His Excellency, the President on the nomination of Mr. Hilary Nzioki Mutyambai for appointment to the office of the Inspector-General of the National Police Service.

63. The name of the nominee and his curriculum vitae were referred to the National Assembly Departmental Committee on Administration and National Security and the Senate Standing Committee on National Security, Defence and Foreign Relations to conduct a joint approval hearing and table reports to the respective Houses within the stipulated period.

3.2 Clearance Requirements

64. Following the receipt of the communication from the Speaker of both the National Assembly and the Speaker of the Senate to the afore-mentioned Committees, the Clerk of the National Assembly and the Clerk of the Senate jointly wrote letters to relevant institutions seeking information on the nominee as listed below:

	INSTITUTION NAME	DATE SENT	PURPOSE OF THE LETTER
1	Ethics & Anti-Corruption Commission – E.A.C.C	21.03.2019	Integrity of Nominee
2	Kenya Revenue Authority –K.R.A.	21.03.2019	Tax compliance by the Nominee
3	Higher Education Loans Board – H.E.L.B	21.03.2019	Loans owed by the Nominee
4	Directorate of Criminal Investigations	21.03.2019	Certificate of Good Conduct
5	Commission for University Education - C.U.E	21.03.2019	Authenticity of Academic Certificates
6	Office of the Registrar of Political Parties	21.03.2019	Membership of any Political Party



3.3 Notification to the Nominee

30. On Thursday, 21st March 2019, the Clerk of the National Assembly and the Clerk of the Senate, pursuant to Section 6(3) of the Public Appointments (Parliamentary Approval) Act (No. 33 of 2011), notified the nominee of the time and place for holding the approval hearing.

31. The nominee was required to present his original identity card, academic and professional certificates and other relevant testimonials. In addition, the nominee was requested to bring letters/certificates of clearance/compliance from the Ethics and Anti-Corruption Commission, Kenya Revenue Authority, Higher Education Loans Board, Directorate of Criminal Investigations and any Credit Reference Bureau.

32. Further, the nominee was required to fill and present to the Committees a questionnaire extracted from the Public Appointments (Parliamentary Approval) Act, 2011.

3.4 Notification to the Public

33. Section 6(9) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, provides that “any person may, prior to the approval hearing, and by written statement on oath, provide the Clerk with evidence contesting the suitability of a candidate to hold the office to which the candidates have been nominated”.

34. On Thursday, 21st March, 2019 the Office of the Clerk of the National Assembly and the Clerk of the Senate jointly published an advertisement in the print media inviting members of the public to present written statements referred to in Section 6(9) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011. The written statements were to be submitted on or before on Wednesday, 27th March, 2019 at 5:00 pm.

35. Pursuant to Article 118 (1)(a)(b) and (2) of the Constitution, and Section 6(4) of the Public Appointments (Parliamentary Approval) Act, 2011 and provisions of the relevant Standing Orders of the Houses, another advertisement was issued on Thursday, 21st March, 2019 to notify the public that the Departmental Committee on Administration and National Security of the National Assembly and Standing Committee on National Security, Defence and Foreign Relations of the Senate would conduct a joint approval hearing on Thursday, 28th March, 2019.

3.5 Committee Meetings

36. The Committees held a preparatory meeting on Wednesday, 27th March, 2019 to familiarize with the curriculum vitae of the nominee and prepare for the approval hearing pursuant to the provisions of the Public Appointments (Parliamentary Approval) Act No.33 of 2011.
37. Upon a request from Amnesty International through a letter received on 22nd March, 2019, the Committees met the Police Reforms Working Group and Amnesty International-Kenya on Wednesday, 27th March, 2019 on possible areas of focus by the office holder of the Office of Inspector-General of National Police Service.
38. The Committees carried out the vetting exercise on Thursday, 28th March, 2019.

3.6 Clearance Letters

39. The Committees received letters from:
- i. Kenya Revenue Authority, indicating that the nominee was tax compliant;
 - ii. Higher Education Loans Board, stating that the Board was not owed any loans by the nominee;
 - iii. The Ethics and Anti-Corruption Commission confirming that they had not undertaken any investigations against the nominee;
 - iv. Directorate of Criminal Investigations outlining the nominees experience;
 - v. The Office of the Registrar of Political Parties stating that the nominee was not an official of any registered political party;
 - vi. The Commission for University Education confirming that Australian National University is a recognized University in Australia and the qualification of Master of Arts in National Security Policy awarded by the said institution is also recognized in Australia and by convention in Kenya.
40. The nominee also presented before the Committees his Certificate of Good Conduct issued by the Directorate of Criminal Investigations.

3.7 Written Statement on Oath

41. The Committees did not receive any written statement on oath (affidavit) in respect of the nomination of Mr. Hilary Nzioki Mutyambai for appointment to the position of the Inspector-General of the National Police Service.



CHAPTER FOUR

4.0 THE APPROVAL HEARING

4.1 Introduction

42. Mr. Hilary Nzioki Mutyambai, the nominee for appointment to the position of Inspector-General of the National Police Service appeared before a joint sitting of the Departmental Committee on Administration and National Security of the National Assembly, and the Standing Committee on National Security, Defence and Foreign Relations of the Senate on Thursday, 28th March, 2019, for the approval hearing.

43. In conducting the approval hearing, the Committees were guided by the Constitution, the National Police Service Act, 2011, the Public Appointments (Parliamentary Approval) Act No. 33 of 2011 and the Standing Orders of the respective Houses.

44. The Committees considered the nominee's academic qualifications, employment record and work experience, professional association, public office, political activities and affiliations, potential conflict of interest, suitability to the position, tax compliance and integrity in vetting the nominee.

4.2 The Nominee's Profile

Mr. Hilary Nzioki Mutyambai informed the Committees that –

a) Citizenship, Date and Place of Birth

45. He is a Kenyan citizen, born on 24th September, 1964 in Nairobi.

b) Academic Qualifications and Professional Courses

46. He holds a Master of Arts degree in National Security from Australian National University and a Bachelor of Science degree in Agriculture from the University of Nairobi. He has also attended the following professional trainings-

- (i) Leadership Seminar, Counterterrorism Training Group, New Orleans, Louisiana, United States of America;
- (ii) Performance Management Systems Course from the Kenya Institute of Administration;
- (iii) Senior Management Course at the Kenya Institute of Administration;
- (iv) Operational Management Course in the United Kingdom;
- (v) Police Higher Training Course;
- (vi) Special Inspectorate Course;
- (vii) Professional Development Program in Policing, Intelligence and Counter Terrorism; and
- (viii) Detection and Prevention of Frauds and Forgeries Course in Kenya School of Monetary Studies.



c) Employment Record and Work Experience

47. He is currently serving as the Deputy Director, Counter Terrorism Centre at the National Intelligence Service (NIS). His responsibilities include advising the Director-General of the NIS on matters of counter terrorism and emerging threats nationally and globally, and the provision of intelligence to the National Police Service.
48. He has served as the Regional Intelligence Coordinator in Coast and Nairobi regions. During this period, he was instrumental in implementing operations and the prevention of organized and militant terror groups through multi agency cooperation.
49. He has also served as Second Secretary at the Kenyan High Commission in Uganda.
50. He has served as a superintendent of Police.

d) Suitability for the Position of Inspector-General National Police Service

51. The nominee informed the Committees that he is an accomplished professional in the areas of criminal investigation and security with 27 years of investigative and law enforcement experience.

e) Integrity

52. The nominee informed the Committee that he had never been mentioned adversely in any report by a Parliamentary Committee or an Independent Commission. He also confirmed that he had no previous conviction or an ongoing case in court. He is a person of integrity.
53. The nominee further submitted clearance from the Ethics and Anti-Corruption Commission, the Directorate of Criminal Investigation, the Kenya Revenue Authority (KRA), the Higher Education Loans Board (HELB) and the Office of the Registrar of Political Parties.

4.3 Key Issues Arising from the Vetting Process

54. The nominee in responding to questions from the members informed the Committees of the following key issues which he would deal with, if appointed to the position of Inspector-General of the National Police Service –

4.3.1 On Corruption in the National Police Service

55. The nominee informed the Committee that he will be guided by Chapter six of the Constitution on leadership and integrity and he will work closely with the Ethics and Anti-Corruption Commission in investigating and taking action against corrupt police officers.

56. The nominee further informed the Committee that he would establish monitoring and evaluation policies to address integrity issues and enhance ethics in the National Police Service as enshrined in Articles 10 and 232 of the Constitution.

4.3.2 On efficiency in service delivery



57. The nominee informed the Committee that he will fast-track the full operationalization of the forensic laboratory at the Directorate of Criminal Investigations (DCI) Headquarters, for effective and efficient investigations of cases of crime.

4.3.3 On the relationship between the Kenya Police and the Administration Police

58. The nominee informed the Committees that he will apply change management strategy, undertake a multi-agency stakeholder engagement approach to create harmony among police officers in addressing the challenges facing the service for effective and efficient service delivery.

4.3.4 Conflict of interest between the National Police Service and the National Police Commission

59. The nominee stated that the Constitution is clear on the mandate of the two institutions, and therefore there is no conflict in performance of duties or grey areas between the two offices as the Commission is in charge of the human resource functions of the police while the Inspector General of Police Service is responsible for the for day to day operations of the Police Service.

4.3.5 On gender-based violence

60. The nominee informed the Committees that there are policies and guidelines setting out how gender-based violence cases should be treated by the police. He will therefore enforce the operationalization of such guidelines and policies and enhance the gender-based violence desks in every police station in the country. He will further spearhead the process of digitization of the complaints system in order to address issues that will stigmatize GBV victims and survivors.

4.3.6 On the welfare of police officers

61. The nominee informed the Committees that there are ongoing reforms in the police service. However, he will address the following issues as part of the ongoing reforms-
- (i) **Remuneration of police-** He will engage the Salaries and Remuneration Commission and the National Police Service Commission in finding a lasting solution.
 - (ii) **House allowance and co-existence between police officers and the citizens-** The nominee informed the Committees that he will initiate building bridges initiatives between the public and the National Police Service through *Nyumba Kumi Initiative*, with a multi-agency approach concept. The nominee further pledged to take up the housing matter as a priority and consult widely.
 - (iii) **Insurance and medical scheme for police officers –** The nominee informed the Committees that he was aware that there exists insurance for all Security Officers and pledged to fast track the construction of a Police Referral Hospital if approved as the Inspector General.



- (iv) **Police officers who die in the line of duty-** The nominee informed the Committees that he will engage the National Police Service Commission to put in place measures to cater for the welfare of the families of police officers who die in the line of duty.

4.3.7 On extra-judicial killings

62. The nominee informed the Committees that he is aware of the allegations of extra judicial killings and violations of human rights by police officers. He informed the Committees that he will be guided by the Constitution, and the rule of law to ensure that police officers are accountable to their deeds. He will also work closely with the Independent Policing Oversight Authority (IPOA) and the Office of the Director of Public Prosecution (ODPP) to safeguard the rights of Kenyans.

4.3.8 On organized criminal gangs

63. The nominee informed the Committees that he has experience and capacity to identify criminal elements and handle the emergence of criminal gangs.

64. He will also operationalize the forensic laboratory at the DCI headquarters and equip it with sufficient resources in a bid to fight the crime menace in the country.

On cattle rustling

65. The nominee informed the Committees that he will use his experience and lessons learnt, having served as an attaché in Uganda, in deploying other alternative mechanisms of combating cattle rustling through the involvement of local communities, religious leaders and the local administration.

4.3.10 On the role of the Directorate of Criminal Investigations (DCI) in fighting corruption vis a vis the role of the Ethics and Anti-Corruption Commission

66. The nominee informed the Committees that pursuant to Article 244 (b) of the Constitution, the National Police Service is mandated to prevent corruption, promote, practice transparency and accountability, while the Ethics and Anti-Corruption Commission as established under Article 79 of the Constitution is mandated to prevent corruption, economic crime and unethical conduct, promotion of standards and practices of integrity ethics and anti-corruption. Each of the agencies therefore has a distinct role in the fight against corruption and can work together for the benefit of Kenyans.

4.3.11 On ethnicity

67. The nominee informed the Committees that he will serve the people of Kenya diligently irrespective of their ethnic backgrounds and that he will adhere to the provisions of Article 10 of the Constitution on national values and principles of good governance.



4.3.12 On demonstrations and picketing

68. The nominee informed the Committees that every person has the right to peaceful demonstration as enshrined in Article 37 of the Constitution. However, the police have a mandate to maintain law and order in the country. The law is clear on when a police officer can use force for example to immobilize a threat to protect the life of the police officer or another person. He further informed the Committee that in instances where police officers are alleged to have acted outside the law, he will engage the Independent Policing Oversight Authority for appropriate action.

4.3.13 On police roadblocks

69. The nominee informed the Committees that he will ensure that police roadblocks are objective based and meaningful. He will ensure that road blocks are deployed on need basis and after ascertaining the levels of threats.

4.3.14 On possession of firearms by the civilians

70. The nominee informed the Committees that he was aware of the decentralization of the Fire Arms Licensing Board and that fresh vetting of holders of fire arm holders was ongoing. He will support the process to ensure that all fire arms held by civilians are legal.

4.3.15 On the matter regarding the operations of County Governments enforcement of officers

71. The nominee informed the Committees that the county governments enforcement officers play an important role in maintaining law and order. He will work closely with county governments to streamline the operations of county governments enforcement officers to ensure that there is no misuse or abuse of power.

4.3.16 On the matter regarding his promotions in the service

72. The nominee informed the Committees that he joined the Police Service as a graduate. During that period, he had an added advantage that enabled him to rise through the ranks since there were few graduates then. His promotions were done competitively and were based on merit.

4.3.17 Operationalization of County Policing Authority

73. The nominee promised that he will look at the law with a view of determining the issues hindering its operationalization and liaise with relevant authorities to ensure that its operationalized.

4.3.18 on failure to deposit his master's degree certificate with the Commission of University Education

74. The nominee acknowledged that he had not deposited his master's degree certificate with the Commission of University Education and promised to do so as soon possible.



4.3.19 on obeying Court orders

75. The Constitution and National Police Service Act provides for the independence of the Office of the Inspector-General and will empower him to make fair decisions to act on matters where the law has been broken.

4.3.20 Partnership with the private security

76. The nominee confirmed that the Private Security is a stakeholder that he would partner with to enhance security in the country.

4.3.21 National Police Reserve

77. The nominee stated that he is aware of the fresh vetting of police Reservists in the country to enhance their efficiency.

4.3.23 Stay of officers in one station

78. The nominee explained that the existing policy stipulates that an officer should not stay in one station for more than three years and pledged to ensure implementation of the policy for efficient service delivery.

4.3.24 On the relationship between the Office of the Inspector-General and the Independent Policing Oversight Authority (IPOA)

79. The nominee stated that IPOA is responsible for conducting investigations on police misconduct while the Inspector General of Police is mandated to work on the recommendations of IPOA whereas Parliament oversees both the IG and IPOA.

4.3.25 On inept police stations/ officers

80. The nominee informed the Committees that he will minimize the response time and focus on police station service delivery to members of the public.

4.3.26 On the police service as the weak link in fighting corruption and prosecution of crimes

81. The nominee informed the Committees that there are many players in the criminal justice system and that he will identify gaps and propose solutions.



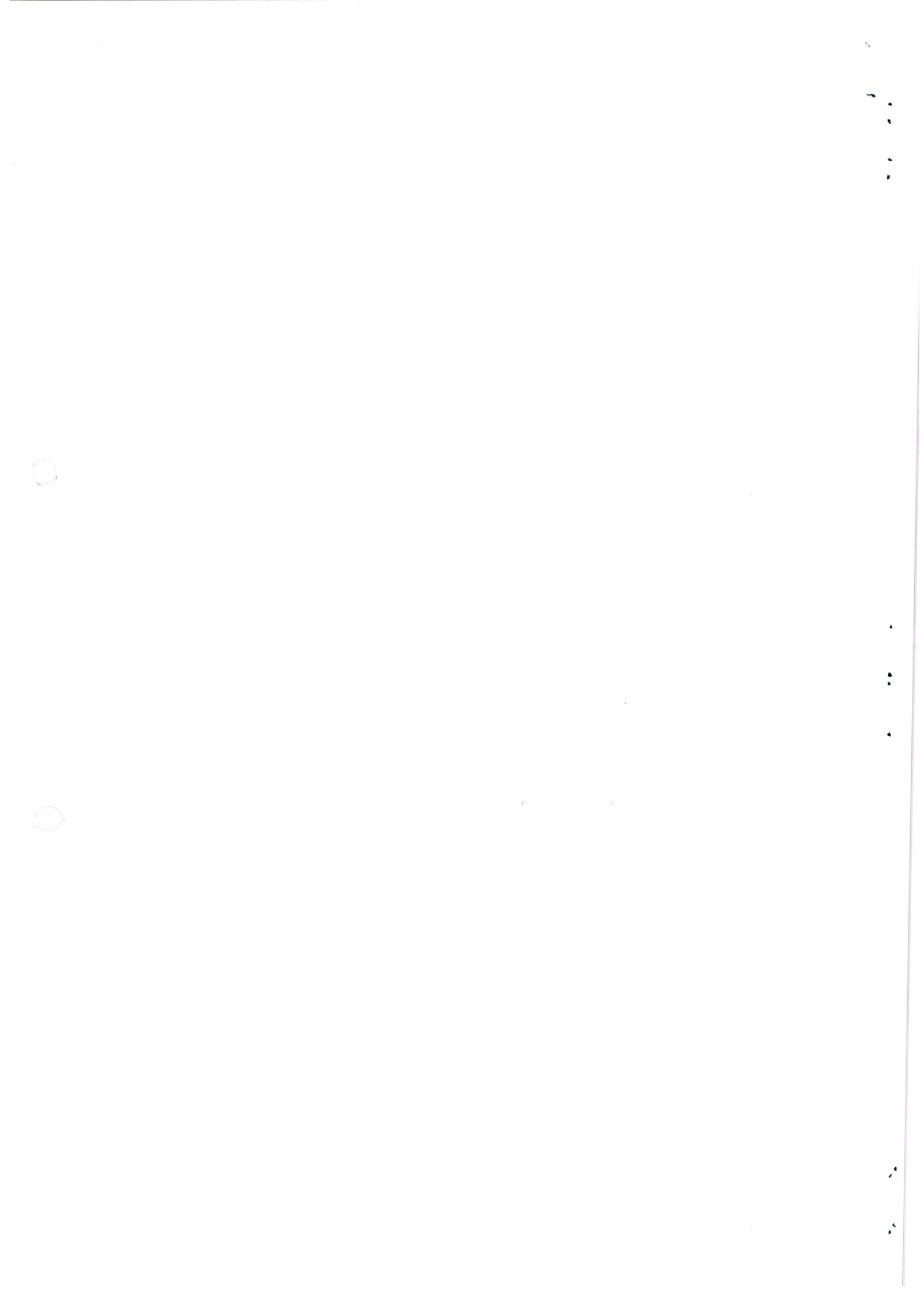
CHAPTER FIVE:

5.0 COMMITTEE OBSERVATIONS

82. The Committee having considered the nominee's filled questionnaire pursuant to section 6(8) of the Public Appointments (Parliamentary Approval) Act, curriculum vitae and oral submissions during the approval hearing, made the following observations on his suitability for appointment as the Inspector-General of the National Police Service:

1. THAT, in accordance with Article 78(1) and (2) of the Constitution, the nominee is a Kenyan citizen and does not hold dual citizenship;
2. THAT, the academic credentials, and professional training and experience of the nominee is in accordance with the provisions of Section 6(7) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011;
3. THAT, the nominee is currently serving as Deputy Director Counter Terrorism at the National Intelligence Service tasked with advising the Director General on matters of counter terrorism and emerging threats nationally and globally;
4. THAT, the nominee demonstrated vast experience in policing, security, intelligence and investigation with 27 years of investigative and law enforcement experience;
5. THAT, the nominee satisfies the requirements of Chapter 6 of the Constitution on leadership and integrity;
6. THAT, the nominee has not been charged in a court of law or mentioned adversely in a Parliamentary Committee report or Commission of Inquiry;
7. THAT, as stipulated in Article 75(1) of the Constitution, the nominee has no potential conflict of interest;
8. THAT, the nominee satisfies the requirements of Article 77(1) of the Constitution in that he does not intend to participate in any other gainful employment;
9. THAT, the nominee does not hold office in any registered political party hence satisfies the provisions of Article 77(2) of the Constitution;
10. THAT, the nominee has never been dismissed from office for contravention of the provisions of Articles 75(1) (conflict of interest), 76 (financial probity), 77 (restriction of State Officers) and 78(2) (dual citizenship) of the Constitution;
11. THAT, the Committees did not receive any written statements on oath (affidavit) with regard to the suitability or otherwise of the nominee;
12. THAT, the nominee was cleared by the Credit Reference Bureau, the Higher Education Loans Board, Directorate of Criminal Investigations, Kenya Revenue Authority and the Ethics and Anti-Corruption Commission, therefore making him fit to hold public office as per the requirements of Chapter Six of the Constitution; and
13. THAT, the nominee has the necessary experience and qualifications to hold the Office of the Inspector-General of the National Police Service as per the requirements of the National Police Service, Act No. 11 of 2011.





CHAPTER SIX

COMMITTEES RECOMMENDATION

The Committees made the following recommendation:

That, having considered the suitability, capacity and integrity of the nominee, and pursuant to Article 245(2) of the Constitution and Section 8 (2) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, the Committee recommends that Parliament **approves** the nomination and subsequent appointment of **Mr. Hilary Nzioki Mutyambai** to the position of the Inspector-General of the National Police Service.

Signed: 

Sen. Mohammed Yusuf Haji, EGH, M.P

Chairperson, Senate Standing Committee on National Security, Defence & Foreign Relations

Date: *15th April 2019*

Signed: 

Hon. Paul Koinange, MP

Chairperson, National Assembly Departmental Committee on Administration and National Security

Date: *15th April 2019*

MINUTES OF THE 3RD JOINT SITTING OF THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE AND FOREIGN RELATIONS OF THE SENATE, HELD ON FRIDAY 29TH AT CROWN PLAZA HOTEL, AT 10.00 A.M.

PRESENT

Departmental Committee on Administration and National Security

1. Hon. Koinange, Paul **Chairperson**
2. Hon. Koyi, John Waluke **Vice-Chairperson**
3. Hon. Owuor, Joshua Aduma, MP
4. Hon. Wamunyinyi, Athanas Misiko Wafula. MP
5. Hon. Kaluma, George Peter Opondo, MP
6. Hon. Dr. Makali Mulu, MP
7. Hon. Tum, Tecla Chebet, MP
8. Hon. Mutua, Didmus Wekesa Barasa, MP
9. Hon. Arbelle, Marselino Malimo, MP
10. Hon. Wachira, Josphat Kabinga, MP
11. Hon. Wambugu, Martin Deric Ngunjiri, MP
12. Hon. Shurie, Abdi Omar, MP
13. Hon. Masara, Peter Francis, MP
14. Hon. Kaunya, Edward Oku, MP

Standing Committee on National Security, Defence and Foreign Relations

1. Sen. Mohamed Yusuf Haji, EGH, M.P **Chairperson**
2. Sen. Fatuma Dullo, CBS, M.P
3. Sen. Judith Pareno, MP
4. Sen. Moses Wetang'ula, EGH, MP
5. Sen. Fred Outa, MP

ABSENT WITH APOLOGY

Departmental Committee on Administration and National Security

1. Hon. Theuri, George, MP
2. Hon. Muturi, Geoffrey Kingagi, MP
3. Hon. Mbai, Nimrod Mbithuka, MP
4. Hon. Yussuf, Mucheke Halima, MP

Standing Committee on National Security, Defence and Foreign Relations

1. Sen. Johnson Sakaja, MP **Vice-Chairperson**
2. Sen. Susan W. Kihika, MP
3. Sen. Anuar Loititip, MP
4. Sen. Beatrice Kwamboka, MP

SECRETARIAT

1. Nicholas Emejen - Deputy Director Committees, National Assembly
2. Rose Mudibo - First Clerk Assistant, Senate

3. Kavata Musyoka - First Clerk Assistant, Senate
4. Abdullahi Aden - Committee Clerk, National Assembly
5. Joshua Ondari - Committee Clerk, National Assembly
6. Moses Kenyanchui - Legal Counsel, Senate
7. Humprey Ringera - Research Officer
8. Donald Manyala - Research Officer

MINUTE NO./SEN/ANS/NSDFR/2019/014: PRAYER

The sitting commenced at 10.15 a.m. with a word of prayer.

MINUTE NO./SEN/ANS/NSDFR/2019/015: CONSIDERATION OF DRAFT REPORT

The secretariat presented and took the Members through the draft report. After lengthy deliberations, the Members noted and made amendments to the draft report.

MINUTE NO./SEN/ANS/NSDFR/2019/016: ADOPTION OF REPORT

Having been satisfied with the amendments to the draft report, the Committee adopted the report having been proposed and seconded by Hon. Wafula Wamunyinyi, MP and Sen. Judith Pareno, MP.

MINUTE NO./SEN/ANS/NSDFR/2019/017: CONFIRMATION OF COMMITTEE MEETINGS

Minutes of the 1st Sitting

The minutes of the 1st sitting of the Committees were confirmed as a true recording of the proceedings, having been proposed by Sen. Fred Outa, MP and Hon. Shurie Abdi Omar respectively.

Minutes of the 2nd Sitting

Minutes of the 2nd sitting of the Committees were confirmed as a true record of the proceedings, having been proposed by Hon. Arbelle Maselino Malimo, MP and Sen. Fatuma Dullo, CBS, MP, respectively.

MINUTE NO./SEN/ANS/NSDFR/2019/012: CONCLUSION

After lengthy deliberations, the Chairpersons of the Committees thanked the Members and the nominee for their patience, and informed them that the work left was to develop a report to be tabled in both Houses of Parliament by Tuesday 2nd April, 2019.

MINUTE NO./SEN/ANS/NSDFR/2019/013: ADJOURNMENT

There being no other business the Committee adjourned at 12.30 p.m.

Signature:.......... Date:.....

Chairperson, Departmental Committee on Administration and National Security of the National Assembly

Signature:.......... Date:.....

Chairperson, Standing Committee on National Security, Defence and Foreign Relations of the Senate

MINUTES OF THE 2ND JOINT SITTING OF THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE AND FOREIGN RELATIONS OF THE SENATE, HELD ON THURSDAY 28TH MARCH, 2019, IN THE MINI-CHAMBER, COUNTY HALL BUILDINGS, AT 10.00 A.M.

PRESENT

Departmental Committee on Administration and National Security

- | | |
|-----------------------------------------------|-------------------------|
| 1. Hon. Koinange, Paul | Chairperson |
| 2. Hon. Koyi, John Waluke | Vice-Chairperson |
| 3. Hon. Owuor, Joshua Aduma, MP | |
| 4. Hon. Wamunyinyi, Athanas Misiko Wafula. MP | |
| 5. Hon. Kaluma, George Peter Opondo, MP | |
| 6. Hon. Dr. Makali Mulu, MP | |
| 7. Hon. Tum, Tecla Chebet, MP | |
| 8. Hon. Mutua, Didmus Wekesa Barasa, MP | |
| 9. Hon. Arbelle, Marselino Malimo, MP | |
| 10. Hon. Wachira, Josphat Kabinga, MP | |
| 11. Hon. Wambugu, Martin Deric Ngunjiri, MP | |
| 12. Hon. Shurie, Abdi Omar, MP | |
| 13. Hon. Masara, Peter Francis, MP | |
| 14. Hon. Kaunya, Edward Oku, MP | |

Standing Committee on National Security, Defence and Foreign Relations

- | | |
|--------------------------------------|-------------------------|
| 1. Sen. Mohamed Yusuf Haji, EGH, M.P | Chairperson |
| 2. Sen. Johnson Sakaja, MP | Vice-Chairperson |
| 3. Sen. Fatuma Dullo, CBS, M.P | |
| 4. Sen. Judith Pareno, MP | |
| 5. Sen. Moses Wetang'ula, EGH, MP | |
| 6. Sen. Fred Outa, MP | |

ABSENT WITH APOLOGY

Departmental Committee on Administration and National Security

1. Hon. Theuri, George, MP
2. Hon. Muturi, Geoffrey Kingagi, MP
3. Hon. Mbai, Nimrod Mbithuka, MP
4. Hon. Yussuf, Muccheke Halima, MP

Standing Committee on National Security, Defence and Foreign Relations

1. Sen. Susan W. Kihika, MP
2. Sen. Anuar Loititip, MP
3. Sen. Beatrice Kwamboka, MP

INATTENDANCE - PRESIDENTIAL NOMINEE

Hillary Nzioki Mutyambai - Nominee to the position of Inspector General, National
Police Service

INATTENDANCE - PARLIAMENT

1. Hon. Eng. Vincent Musyoka, MP
2. Sen. Enoch Wambua, MP
3. Sen. Boniface Kabaka, MP

SECRETARIAT

- | | | |
|----------------------|---|-----------------------------------------------|
| 1. Njenga Njuguna | - | Director Committee Services, Senate |
| 2. Nicholas Emejen | - | Deputy Director Committees, National Assembly |
| 3. Josephine Kusinyi | - | Principal Legal Counsel, Senate |
| 4. Rose Mudibo | - | First Clerk Assistant, Senate |
| 5. Abdullahi Aden | - | Committee Clerk, National Assembly |
| 6. Joshua Ondari | - | Committee Clerk, National Assembly |
| 7. Moses Kenyanchui | - | Legal Counsel, Senate |
| 8. Brigitta Mati | - | Legal Counsel, National Assembly |
| 9. Humprey Ringera | - | Research Officer |
| 10. Donald Manyala | - | Research Officer |

MINUTE NO./SEN/ANS/NSDFR/2019/008: PRAYER

The sitting commenced at 10.30 a.m. with a word of prayer and self-introductions.

MINUTE NO./SEN/ANS/NSDFR/2019/009: ADMINISTRATION OF OATH

The nominee to the position of Inspector General of Police, Mr. Hillary Nzioki Mutyambai took an Oath administered by the Committee Secretariat.

MINUTE NO./SEN/ANS/NSDFR/2019/010: PRELIMINARY REMARKS BY CHAIRPERSONS

The Chairpersons of the Departmental Committee on Administration & National Security of the National Assembly and the Standing Committee on National Security of the Senate welcomed the Members and thanked them for keeping time.

The Chairpersons welcomed the nominee to the position of the Inspector General, National Police Service, Mr. Hillary Nzioki Mutyambai to the meeting, and briefed him that the purpose of the two Committees was to vet him in line with Section 5 of the Public Appointments (Parliamentary Approval) Act, 2011.

MINUTE NO./SEN/ANS/NSDFR/2019/011: REMARKS BY THE MR. HILLARY NZIOKI MUTYAMBAI

The nominee introduced himself to the Committees and thanked them for the opportunity to appear before them and gave detailed remarks about himself, including his background and career.

The Chairpersons opened the floor and welcomed Members to put questions to the nominee.

Questions put to the nominee on the following if approved to the position of Inspector General;

1. Corruption that runs at all levels in the National Police Service.
2. Extra judicial killings in the country and how he plans to handle it.
3. Clarify where he was born considering that his identity card reads Machakos while his birth certificate reads Ngara.
4. Comment on the tension that exists between the different departments in the Security Sector and the tensions that exist in citizen oriented organizations and the security sector.
5. Streamlining of promotions in the National Police Service
6. Disobedience of court orders by security systems.
7. Perception of a force to a National Police Service in alignment with the Constitution of Kenya.
8. Police recruitments working together with the National Police Commission.
9. Rampant vice of rape and gender violence
10. Welfare of the police officers and additional ways of improvement.
11. House allowances of police officers and how they will be able to leave with the civilians.
12. Counter terrorism, kidnappings and killings.
13. Cattle rustling in the country.
14. Relations with IPOA.
15. Implementation of the County Policing Authority.
16. If the presence of the Kenya Military in Somalia contributes to the terror attacks in the country.
17. Handling of criminal gangs and groupings.
18. Unlawful use of arms for both security officers and civilians.
19. Working relationship with the civil societies.
20. Lifestyle audit.
21. Excessive use of force by police to demonstrators.
22. Management of roadblocks in the country.
23. Position of the police in the link in the fight against corruption and give proposals to improve.
24. Composition of officers in the Police Service in accordance to Article 10 of the Constitution to reflect the face of Kenya.
25. Officers killed in line of duty and their families, especially education.
26. Give details of positions served in the service.
27. County law enforcers and use of force.
28. Partnership with the Private Security Workers.
29. Drug abuse and use of narcotics in the country.

30. Role of the DCI in the fight against corruption as opposed to EACC to avoid overlaps.
31. Strategy for professionalism and accountability.
32. Plans on handling the previous police quarters.
33. Explain how the nominee got promoted to the rank of deputy director in a short period of service.
34. Give details of income.
35. Comment on action that will be taken on officers who were wrongly dismissed from the service due to unfair hearings.
36. Comment on the Dusit D2 attack, and why there was no alert to citizens of Kenya as opposed to the American Citizens.
37. Ethnicity in the service.
38. Inform the Committee if the nominee attended the National Youth Service before joining the University.
39. Team work.
40. If the nominee has deposited his Masters degree certificate with the Commission of University Education
41. Support for the DCI in all areas of criminal justice.
42. Police officers staying in the same station for too long.
43. Policy on police reservists.
44. Affirmation to serve Kenyans regardless of their ethnic background.
45. Insurance and medical scheme for police officers

Response from the Nominee

In his response the nominee stated as follows-

1. **Corruption** – The nominee will approach corruption in all practical ways possible, led by example and handle the corrupt officers within the law. The nominee will identify gaps and come up with appropriate solutions.
2. **Rule of law and human rights** - The nominee confirmed that he is aware of the happenings and will be guided by the rule of law noting that no police officer is above the law.
3. **Birth Certificate** – The nominee clarified that he was born in Pumwani Nairobi but brought up in Machakos.
4. **Tension between Security Departments** – The nominee has been privileged to be part of the multi- agency approach and will apply change management to bring every department on board.

5. **Police killings** – Will work closely with IPOA in dealing with particular officers who break the law.
6. **Court orders** – The nominee will be fair and avoid influence.
7. **Conflict of interest between the National Police Service and the National Police Commission** – The nominee stated that there is no conflict of duties or grey areas between the two institutions.
8. **Gender violence** – The nominee explained that there exists guidelines and policies on gender violence. The nominee pledged to ensure that the available guidelines are operationalized and will implement digitization of complaints at the station level. The nominee pledged to enhance the gender violence desks at all police stations to make it people complaint friendly.
9. **House allowance and co-existence between police officers and the citizens**- The nominee informed the Committees that he will initiate building bridges initiatives between the public and the National Police Service i.e. through Nyumba Kumi, with a multi-agency approach concept. The nominee further pledged to take up the housing matter as a priority and consult widely.
10. **Insurance and medical scheme for police officers** – The nominee informed the committees that he was aware that there exists insurance for all Security Officers and pledged to implement a Police Referral Hospital if approved as the IG.
11. **Extra judicial killings** – Nominee will use all available resources to take action against any officer is found to be involved in the extra judicial killings.
12. **Terrorism and Killings** – The nominee noted that Counter Terrorism sector mostly deals with getting and providing information and advice but if given a chance as an Inspector General he would be in a position to implement using the information and advice received from the counter terrorism sector.
13. **Cattle rustling** – The nominee will use his past experience gained in his tour of duty in Uganda and noted that the matter need a wider and alternative peace approach.
14. **IPOA** – The nominee committed himself to act on recommendations of IPOA if given a chance to serve as the Inspector General of Police.
15. **County Policing Authority** – The nominee promised to look into the issues that have caused the non-implementation of the County Policing Authorities.

16. **Gang attacks** – The nominee pledged to scale and enhance service delivery at the station level to avoid the attacks like that at Kilingili Market, Vihiga County.
17. **Net worth** – the nominee informed the Committees that his net worth is Kshs.30 million with one source of income.
18. **Roadblocks** – The nominee noted that the he will endeavor to initiate roadblocks only with objectivity and meaning. He explained that in some cases the depending with the need, the roadblocks become useful.
19. **Welfare of police officers** – the nominee said that he will engage with the SRC with a view of improving the lives of the police officers and their families.
20. **Ethnicity in the National Police Service** - The nominee affirmed to serve all Kenyans irrespective of their ethnic background.
21. **Rise in the Service** – The nominee explained to the Committees that due to his hard work, good education background in his early employment gave him an advantage to rise to his current position and confirmed that he attended the National Youth Service before joining the University.
22. **Commission of University Education** – The nominee acknowledged that he had not deposited his Master’s Degree Certificate to the Commission of University Education and promised to as soon possible.
23. **Civilian fire arms** – The nominee informed the Committees that he was aware of the decentralization of the board and that vetting of holders of fire arm holders was ongoing and was ready to support the process to ensure that all fire arms held by civilians are legal.
24. **Team work** – The nominee informed the Committees that he believes in team work and that he has always been a team player in his working experience.
25. **Conflict between the Director of Criminal Investigations and the EACC on Corruption** – The nominee stated that Art. 244 of the Constitution empowers the National Police Service to investigate corruption while EACC is more specialized and offers expertise where need be. The nominee further pledged that there is need to modernize the DCI by providing a fully-fledged forensic laboratory.
26. **Partnership with the Private Security** – The nominee confirmed that the Private Security is a stakeholder that he would partner with to enhance security in the country.

27. **National Police Reservists** – The nominee stated that he is aware of the fresh vetting of the Police Reservists in the country with an objective to streamline the holders of the arms and enhance efficiency.

28. **Stay of officers in one station** – The nominee explained that the existing policy stipulates that an officer should not stay in one station for more than three years and pledged to strive to implement the policy.



29. **County Government Inspectorate** – The nominee informed the Committee that the sector assists the police in keeping law and order and pledged to streamline to ensure the misuse of power.

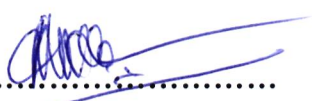

MINUTE NO./SEN/ANS/NSDFR/2019/012: CONCLUSION

After lengthy deliberations, the Chairpersons of the Committees thanked the Members and the nominee for their patience, and informed them that the work left was to develop a report to be tabled in both Houses of Parliament by Tuesday 2nd April, 2019.

MINUTE NO./SEN/ANS/NSDFR/2019/013: ADJOURNMENT

There being no other business the Committee adjourned at 1.30 p.m.

Signature:.......... Date:..........
Chairperson, Departmental Committee on Administration and National Security of the National Assembly

Signature:.......... Date:..........
Chairperson, Standing Committee on National Security, Defence and Foreign Relations of the Senate

MINUTES OF THE 1ST JOINT SITTING OF THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE AND FOREIGN RELATIONS OF THE SENATE, HELD ON WEDNESDAY 27TH MARCH, 2019, IN THE MINI-CHAMBER, COUNTY HALL BUILDINGS, AT 10.00 A.M.

PRESENT

Departmental Committee on Administration and National Security

1. Hon. Koinange, Paul, MP **Chairperson**
2. Hon. Koyi, John Waluke, MP **Vice-Chairperson**
3. Hon. Kaluma, George Peter Opondo, MP
4. Hon. Owuor, Joshua Aduma, MP
5. Hon. Dr. Makali Mulu, MP
6. Hon. Theuri, George, MP
7. Hon. Dr. Tum, Tecla Chebet, MP
8. Hon. Wachira, Josphat Kabinga, MP
9. Hon. Shurie, Abdi Omar, MP
10. Hon. Masara, Peter Francis, MP
11. Hon. Kaunya, Edward Oku, MP

Standing Committee on National Security, Defence and Foreign Relations

1. Sen. Mohamed Yusuf Haji, EGH, MP **Chairperson**
2. Sen. Fatuma Dullo, CBS, MP
3. Sen. Judith Pareno, MP
4. Sen. Moses Wetang'ula, EGH, MP
5. Sen. Fred Outa, MP

ABSENT WITH APOLOGY

Departmental Committee on Administration and National Security

1. Hon. Wamunyinyi, Athanas Misiko Wafula, MP
2. Hon. Wambugu, Martin Deric Ngunjiri, MP
3. Hon. Arbelle, Marselino Malimo, MP
4. Hon. Mutua, Didmus Wekesa Barasa, MP
5. Hon. Muturi, Geoffrey Kingagi, MP
6. Hon. Mbai, Nimrod Mbithuka, MP
7. Hon. Yussuf, Muccheke Halima, MP

Standing Committee on National Security, Defence and Foreign Relations

1. Sen. Johnson Sakaja, MP **Vice-Chairperson**
2. Sen. Susan W. Kihika, MP
3. Sen. Anuar Loititip, MP
4. Sen. Beatrice Kwamboka, MP

INATTENDANCE - **AMNESTY INTERNATIONAL**
Mr. Irungu Houghton - Executive Director

SECRETARIAT

1. Njenga Njuguna - Director Committee Services, Senate
2. Nicholas Emejen - Deputy Director Committees, National Assembly
3. Josephine Kusinyi - Principal Legal Counsel, Senate
4. Rose Mudibo - First Clerk Assistant, Senate
5. Abdullahi Aden - Committee Clerk, National Assembly
6. Moses Kenyanchui - Legal Counsel, Senate
7. Brigitta Mati - Legal Counsel, National Assembly
8. Humprey Ringera - Research Officer
9. Donald Manyala - Research Officer

MINUTE NO./SEN/ANS/NSDFR/2019/001: PRAYER

The sitting commenced at 10.15 a.m. with a word of prayer and self-introductions.

MINUTE NO./SEN/ANS/NSDFR/2019/002: AGENDA

The Agenda of the meeting was adopted as follows;

1. Prayer
2. Adoption of Agenda
3. Introductions
4. Preliminary remarks from the Committee Chairpersons
5. Matrix – Indicative programme of events
6. Briefing by the Committee Clerks
7. Any other business
8. Adjournment

MINUTE NO./SEN/ANS/NSDFR/2019/003: PRELIMINARY REMARKS BY CHAIRPERSONS

The Chairpersons of the Departmental Committee on Administration & National Security of the National Assembly and the Standing Committee on National Security of the Senate welcomed the Members of both Committees to the meeting and thanked them for availing themselves in good time.

MINUTE NO./SEN/ANS/NSDFR/2019/004: MATRIX INDICATIVE PROGRAMME OF EVENTS

The Legal Counsel presented a matrix indicating a programme of events putting in mind the timelines and the provisions of law as attached to the minutes. The secretariat was tasked to update the matrix amended the dates appearing as March to April noting that it was a typo error.

MINUTE NO./SEN/ANS/NSDFR/2019/005:

**BRIEFING BY THE
COMMITTEE CLERK**

The Committee Clerk briefed the Committees that-

1. Letters had been sent out the Ethics and Anti-Corruption Commission, Kenya Revenue Authority, Office of the Registrar of Political Parties, Higher Education Loans Board, Commission of University Education and the Directorate of Criminal Investigations on 21st March, 2019.
2. At the time of the meeting the Committees were in receipt from responses from the Higher Education Loans Board and Kenya Revenue Authority.

MINUTE NO./SEN/ANS/NSDFR/2019/006:

**MEETING WITH THE
AMNESTY INTERNATIONAL**


The Chairpersons briefed the Members that the Committees were in receipt of a letter from Amnesty International requesting meeting with the Committee and had been allocated 11.00 a.m. of the same day.


After lengthy discussions, the Committees resolved to meet with the representative from Amnesty International and they deliberated with the Committee on the expectations of the new Inspector General of Police.

MINUTE NO./SEN/ANS/NSDFR/2019/007:

ADJOURNMENT

There being no other business the Committee adjourned at 11.45 a.m.


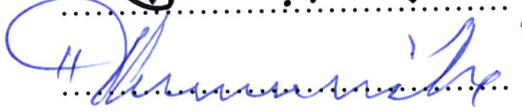
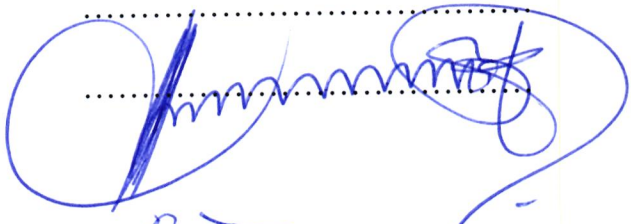
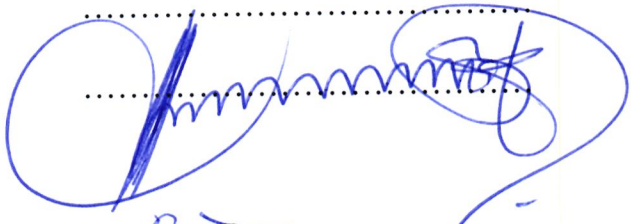

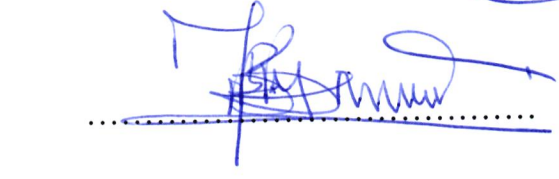
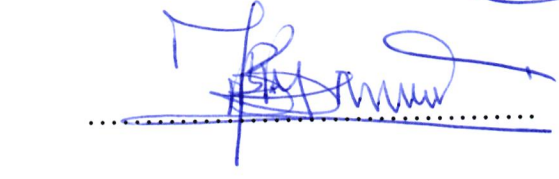
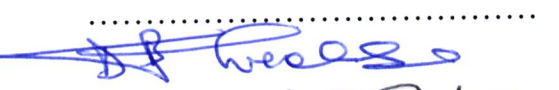



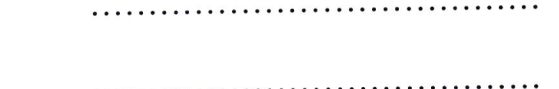

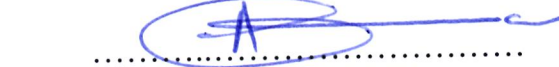
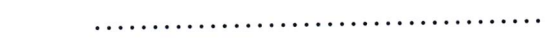
Signature:.......... Date: 13 April 2019
Chairperson, Departmental Committee on Administration and National Security of
the National Assembly

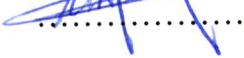
Signature:.......... Date: 14 April 2019
Chairperson, Standing Committee on National Security, Defence and Foreign
Relations of the Senate

ADOPTION OF THE REPORT OF THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION AND NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND STANDING COMMITTEE ON NATIONAL SECURITY, DEFENCE AND FOREIGN RELATIONS ON THE VETTING OF THE PRESIDENTIAL NOMINEE TO THE POSITION OF INSPECTOR GENERAL OF POLICE OF THE NATIONAL POLICE SERVICE







We, the undersigned Members of the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defence and Foreign Relations of the Senate, do hereby append our signatures to adopt the Report-

Departmental Committee on Administration and National Security of the National Assembly

Hon. Koinange, Paul, MP	Chairperson	
Hon. Koyi, John Waluke, MP	Vice-Chairperson	
Hon. Owuor, Joshua Aduma, MP	Member	
Hon. Wamunyinyi, Athanas	Member	
Misiko Wafula. MP		
Hon. Kaluma, George Peter	Member	
Opondo, MP		
Hon. Dr. Makali Mulu, MP	Member	
Hon. Tum, Tecla Chebet, MP	Member	
Hon. Mutua, Didmus Wekesa Barasa, MP	Member	
Hon. Arbelle, Marselino Malimo, MP	Member	
Hon. Wachira, Josphat Kabinga, MP	Member	
Hon. Wambugu, Martin Deric Ngunjiri, MP	Member	
Hon. Shurie, Abdi Omar, MP	Member	
Hon. Masara, Peter Francis, MP	Member	

Hon. Kaunya, Edward Oku, MP	Member	
Hon. Theuri, George, MP	Member
Hon. Muturi, Geoffrey Kingagi, MP	Member
Hon. Mbai, Nimrod Mbithuka, MP	Member
Hon. Yussuf, Muccheke Halima, MP	Member

Standing Committee on National Security, Defence and Foreign Relations of the Senate

Sen. Mohamed Yusuf Haji, EGH, M.P	Chairperson	
Sen. Johnson Sakaja, MP	Vice-Chairperson	
Sen. Moses Wetang'ula, EGH, MP	Member	
Sen. Fatuma Dullo, CBS, M.P	Member	
Sen. Fred Outa, MP	Member	
Sen. Judith Pareno, MP	Member	
Sen. Susan W. Kihika, MP	Member
Sen. Anuar Loititip, MP	Member
Sen. Beatrice Kwamboka, MP	Member



REPUBLIC OF KENYA

TWELFTH PARLIAMENT - (THIRD SESSION)

THE NATIONAL ASSEMBLY

MESSAGES

MESSAGE FROM THE PRESIDENT

(No. 4 of 2019)

**ON NOMINATION OF A PERSON FOR APPOINTMENT AS THE
INSPECTOR-GENERAL OF THE NATIONAL POLICE SERVICE**

Honourable Members,

Pursuant to the provisions of Standing Order No. 42 of the National Assembly Standing Orders, I wish to convey the following Message from His Excellency the President regarding nomination of a person for appointment as the Inspector - General of the National Police Service. The Message states that, in the exercise of the powers conferred on him by Article 245(2)(a) of the Constitution and section 12(2) of the National Police Service Act, 2011, His Excellency the President nominates **Mr. Hilary Nzioki Mutyambai** for appointment as the Inspector-General of the National Police Service.

Honourable Members, Article 245 (2) (a) of the Constitution states and I quote:-

"The Inspector-General is appointed by the President with the approval of Parliament".

Further, section 12(2) of the National Police Service Act, 2011 as amended by section 11 of the National Police Service (Amendment) Act, 2014 and further as amended by Security Laws (Amendment) Act, 2014 reads, and I quote:-

"12(1) pursuant to Article 245(2) (a) of the Constitution, the Inspector-General of the Service shall be appointed by the President with the approval of Parliament.

(2) The President shall, within fourteen days after a vacancy occurs in the office of the Inspector-General, nominate a person for appointment as an Inspector-General and submit the name of the nominee to Parliament"

Honourable Members, In order for Parliament to effectively conduct the vetting process, the Speaker of the Senate and I have consulted on the most judicious manner of facilitating Parliament to discharge this important task. In the interest of time and resources, the requirements of the Public Appointments (Parliamentary Approval) Act, 2011, the Standing Orders of both Houses and the practices of Parliament, we have agreed as follows:-

- (i) THAT,** the vetting of the nominee for appointment as Inspector -General of Police shall be conducted jointly by the Committees of the two Houses mandated to deal with matters of national security. The vetting process will therefore be jointly conducted by the Departmental Committee on Administration and National Security of the National Assembly and the Standing Committee on National Security, Defiance and Foreign Relations of the Senate;
- (ii) THAT,** the Chairpersons of the two respective committees will Co-Chair the joint sittings and the Secretariat will comprise officers of the two Houses;
- (iii) THAT,** the quorum of the joint sittings will be the respective quorums of each of the committees as stipulated by the respective Standing Orders;
- (iv) THAT,** as contemplated under rule 9(6) of the Joint Rules, unless a decision is reached by the consensus, any vote to be taken in the joint sitting of the committees shall be by separate Houses. This will ensure that the numerical difference of the individual members representing the Houses in the joint sittings has no effect on the decisions of the joint sittings of the Committees; and,
- (v) THAT,** the Committees shall, having conducted the vetting hearings, submit a Joint Report to the respective Houses in the manner contemplated by paragraph (7) of Joint Rule 9.

Honourable Members, section 8(1) of the Public Appointments (Parliamentary Approval) Act, 2011 states, and I quote-

"Unless otherwise provided in any law, a Committee shall consider a nomination and table its report in the relevant House for debate and decision within fourteen days from the date on which the notification of the nomination was given in accordance with section 5".

Further, section 9 of the said law states that-

"If after the expiry of the period for consideration specified in section 8, Parliament has neither approved nor rejected a nomination of a candidate, the candidate shall be deemed to have been approved."

Honourable Members, In order to facilitate the commencement of the deliberations, the counting of time with respect to the fourteen days will commence when the public is notified in the usual manner, preferably on or before Thursday, March 21st, 2019. It is also advisable that the concerned Committees expeditiously commence the process of the consideration of approval of the nominee to enable speedy conclusion within the set timelines. The Joint Committees should, having undertaken the necessary approval hearings, table their report in the Houses by **Tuesday, April 2nd, 2019**. Considering that the House is scheduled to proceed on short a recess on Thursday, March 28, 2019, the period set by the law for approval hearings will lapse while the House is on recess. I will be asking the House Business Committee to propose a way forward with respect to the calendar of the House to ensure that the process is concluded within the statutory timelines.

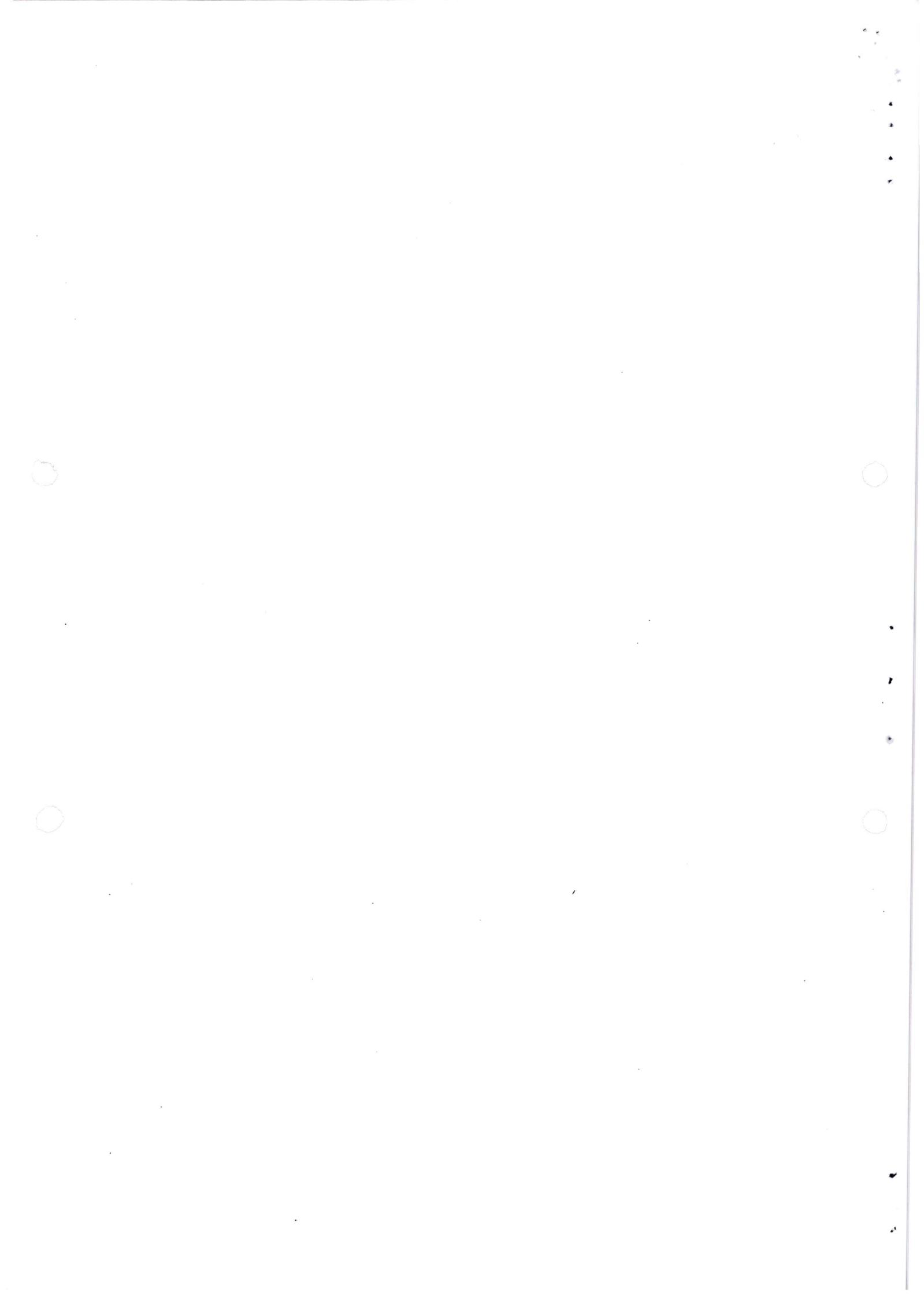
Honourable Members, This Message therefore, together with the resume of the nominee, stands committed to the Departmental Committee on Administration and National Security of the National Assembly sitting jointly with the Standing Committee on National Security, Defence and Foreign Relations of the Senate for consideration.

I thank you!



THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Tuesday, March 19, 2019



Nairobi

Zambian diplomat succumbs to injuries

Foreign Affairs Cabinet Secretary Monica Juma yesterday told Kenyans in mourning the loss of Zambian High Commissioner to Kenya Brenda Muntemba.

Muntemba, 49, (pictured), succumbed to injuries sustained in a road accident on February 26.

Muntemba, her colleague Ama Wasa and driver Joseph Mutu were on their way to Nairobi from a meeting in Athi River when the accident occurred.

Their vehicle collided with a trailer at Lukenya Bridge on the Mombasa-Nairobi highway.

Muntemba was taken to Lachakos Level Five Hospital and later transferred to Nairobi Hospital ICU, where she died on Tuesday night.

"We are deeply saddened by the loss of Brenda Muntemba, the High Commissioner of Zambia to Kenya, last night," said Ms Juma, adding: "I convey my deepest condolences to those of Kenyan Ministry of Foreign Affairs to her family, friends and colleague Joe Mwanjima for this great loss."

She said the High Commissioner dedicated her compe-



tencies to strengthening Kenya-Zambia relations.

"May God Rest her soul in eternal peace. Rest in peace my sister," Juma said.

Muntemba was married to Reverend Sulanji Sichilembe. They had a daughter, Lukundo Mirriam Nachilembe.

Before her appointment as High Commissioner, she served as Southern Province Police Commissioner and Chief Programme Officer at the United Nations Educational, Scientific and Cultural Organisation in Zambia.

Bungoma Senator Moses Wetangula and Nairobi Woman Representative Esther Passaris also mourned Muntemba. [Protus Onyango]

Politics. Defiant lawmaker accuses party leadership of witch-hunting

Mudavadi party starts process to kick out MP

Nominated legislator expelled over audit into loss of Sh56 million.

By Moses Nyamori
mnyamori@standardmedia.co.ke

Nominated MP Godfrey Osotsi (pictured) was yesterday staring at losing his seat after his party issued a statement that he had been expelled.

The Amani National Congress (ANC) notified the Registrar of Political Parties that Mr Osotsi was no longer its member.

ANC Secretary General Barack Muluka also notified National Assembly Speaker Justin Muturi and Clerk Michael Sialai of his decision to kick out the MP from the august House.

"Godfrey Osotsi stands expelled from ANC. He is no longer a member of this party and ceases to enjoy

the privileges attendant to being a member of the party, or to act on behalf of the party in anyway whatsoever," reads the notification.

The decision to expel Osotsi is linked to an audit of the party's funds during the last elections, which revealed that Sh56 million could not be accounted for.

Osotsi and Nominated Senator Petronila Were, who were the party secretary general and executive director respectively, were implicated in the matter that has

since become a subject of investigation by the Directorate of Criminal Investigations (DCI).

But Osotsi yesterday accused the party of engaging in political witch-hunt, stating that the audit query was yet to be concluded by the DCI.

Disciplinary committee

He further claimed that he was never given the opportunity to defend himself before the disciplinary committee.

"I have not received the expulsion letter. The so-called disciplinary committee is a kangaroo thing. I will provide a comprehensive

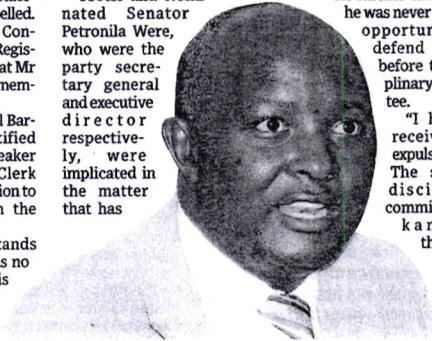
statement once they officially send the letter to me," said Osotsi.

He added: "I will not be intimidated by juvenile tactics. I am a firm leader."

In a letter to the Office of the Registrar of Political Parties, the party wants the process of removing Osotsi from the party's membership list to start immediately.

"...kindly accept this letter to serve as a formal request by ANC party, beseeching you to commence the requisite statutory procedures and attendant actions with respect to the said Godfrey Osotsi, as befits a nominated MP whose membership of the sponsoring party has been terminated," it states.

Ms Were is also in trouble as she is expected to appear before the party's disciplinary committee next week Friday "to make certain clarifications over the matter".



REPUBLIC OF KENYA



PARLIAMENT OF KENYA

In the Matter of approval by Parliament of person nominated for appointment to the position of Inspector General, National Police Service

SUBMISSION OF MEMORANDA

Article 245(2) of the Constitution provides that, "the Inspector-General is appointed by the President with the approval of Parliament". Pursuant to the provisions of the said Article, Section 12 (2) of the National Police Service Act, and section 5 of the Public Appointments (Parliamentary Approval) Act (No. 33 of 2011), His Excellency the President has nominated Mr. Hilary Nzioki Mutyambal for appointment to the position of Inspector General, National Police Service.

Following the receipt of the nomination from H.E. the President, the following two committees of Parliament are mandated to jointly vet, consider their suitability for appointment and submit their joint report to the respective Houses for approval:-

- (I) Departmental Committee on Administration and National Security of the National Assembly.
- (II) Standing Committee on National Security and Foreign Relations of the Senate.

Pursuant to Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the said Committees now invites interested members of the public to submit any representations by written statement on oath (affidavit) with supporting evidence contesting the suitability of the said nominee for appointment to the office. The representations may be forwarded to the Clerk of the National Assembly or Clerk of the Senate, P.O. Box 41842-00100, Nairobi; hand-delivered to the Offices of the Clerks, Main Parliament Buildings, Nairobi; or emailed to clerk@parliament.go.ke or csenate@parliament.go.ke; to be received on or before Wednesday, 27th March, 2019 at 5.00 pm.

MICHAEL R. SIALAI, EBS
CLERK OF NATIONAL ASSEMBLY

JEREMIAH NYEGENYE, CBS
CLERK OF THE SENATE

REPUBLIC OF KENYA



PARLIAMENT OF KENYA

In the Matter of approval by Parliament of person nominated for appointment to the position of Inspector General, National Police Service

NOTIFICATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING COMMITTEE ON NATIONAL SECURITY & FOREIGN RELATIONS OF THE SENATE OF THE PERSON NOMINATED FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL OF NATIONAL POLICE SERVICE

Pursuant to the provisions of Article 245(2) of the Constitution, Section 12 (2) of the National Police Service Act, and section 5 of the Public Appointments (Parliamentary Approval) Act (No. 33 of 2011), His Excellency the President has nominated Mr. Hilary Nzioki Mutyambal for appointment to the position of Inspector General, National Police Service.

Pursuant to provisions of Article 118 of the Constitution, Section 6(4) of the Public Appointments ((Parliamentary Approval) Act (No. 33 of 2011), Parliament hereby informs the public that the Departmental Committee on Administration and National Security of the National Assembly and Standing Committee on National Security and Foreign Relations of the Senate, shall jointly conduct the vetting of the said nominee on Thursday 28th March, 2019 in the Mini-Chamber, First Floor, County Hall, Parliament Buildings at 10.00 am.

The nominee should bring originals of his identity card, academic and professional certificates and other relevant testimonials. In addition, the nominee should bring letters/certificate of clearance/compliance from the following:-

1. Ethics and Anti- corruption Commission;
2. Kenya Revenue Authority;
3. Higher Education Loans Board;
4. Directorate of Criminal Investigations; and
5. Any Credit Reference Bureaus.

MICHAEL R. SIALAI, EBS
CLERK OF NATIONAL ASSEMBLY

JEREMIAH NYEGENYE, CBS
CLERK OF THE SENATE

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**HILLARY NZIOKI
MUTYAMBAI**

Deputy Director Counter Terrorism
National Intelligence Service



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Personal Data

Professional Statement

Competencies and Skills

Educational Background

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References

PERSONAL DATA

Name: Hillary Nzioki Mutyambai
Date of birth: 24th September 1964
Place of birth: Nairobi, Kenya
Nationality: Kenyan
Marital status: Married

PROFESSIONAL STATEMENT

I am an accomplished professional in the areas of Criminal Investigation, Security, and Law enforcement. Key areas of expertise include organized crime, counter terrorism, transnational crimes, creation and coordination of multi-agency investigative teams, resource allocations to aid efficient and effective security operations. More than 28 years of investigative and law enforcement experiences. Proven ability to create and direct security and investigate programs. Competent in staff profiling, training and supervision of personnel running programs and familiar with Policy formulation, budgetary management, security programs reviews and public relations skills. Proven diplomat with ability to create liaisons with multiple stakeholders within the criminal justice and development partners network. Excellent presentation and communication skills that have been deployed in critical moments with great success including in the midst of security operations. Able to think clearly during times of complex operational activity and also operate within a team or autonomously achieving excellent results. A Mentor who enjoys supporting others, demonstrating a lead-by-example approach while coordinating teams to ensure unity of purpose.

COMPETENCIES & SKILLS

Analytical Capabilities

Management and coordination of operations.

- Intelligence support in security operations.
- Facilitation and training coordination.
- Change Management Processes
- Budgetary Process Management
- Proven track record of reliability and trustworthiness.
- Professional attitude and demonstrated emotional control in extreme circumstances.
- Polite, approachable demeanor in addition to firm and authoritative.
- Team leadership and development
- National and Regional security threat and mitigation analysis
- Terror and criminal networks link analysis
- Conflict Management and Resolution
- Presenting intelligence reports
- Staff leadership and development
- Public relations skills
- Excellent Verbal and report writing skills
- Ability to synthesize and operationalize complex security matters
- Sound working knowledge of the National Security Framework.

EDUCATIONAL BACKGROUND

2013 - 2014	Australian National University, Master of Arts in National Security Policy
1987 - 1990	University of Nairobi, Bachelor of Science in Agriculture
1984 - 1985	Kericho High School - Kenya Advanced Certificate of Education
1980 - 1983	Pope paul VI juniour seminar, Machakos - Kenya Certificate of Education
1974 - 1979	Kithangaini Primary School, Machakos.
1970 - 1974	St. Paul Primary School, Athi River.

PROFESSIONAL COURSES ATTENDED

Management Courses

2012	Leadership Seminar, Counterterrorism Training Group, New Orleans, Louisiana, United States of America.
2010	Performance Management Systems Course, Kenya Institute of Administration.
2009	Senior Management Course No.152/2009, Kenya Institute of Administration.
2007	Operational Management Course, United Kingdom.
1997	Police Higher Training Course.
1992-1993	Special Inspectorate Course.
1991	Recruit Course Police Training, Kiganjo.

Technical Security Courses

2012	Professional Development Program in Policing, Intelligence and Counter Terrorism.
1998	Training in Analysis in United States of America.
1997	Detection and Prevention of Frauds and Forgeries Course, Kenya School of Monetary Studies.

PROFESSIONAL BACKGROUND

July 2018 - Present **Deputy Director, Counter Terrorism Centre, National Intelligence Service.**

- Advising the Director General on matters of Counter terrorism and emerging threats globally and nationally.
- Providing intelligence to the National Police Service to aid it in meeting it's constitutional mandate of protecting life and property.
- Collaborating with joint operation teams in investigating and analyzing counter terrorism cases for prosecution.
- Coordinating Budget processes at the Centre.
- Worked closely with the office of the Director of Public Prosecutions, in prosecuting terrorism cases.
- Assisting the Director in counter terrorism operations.

January - July 2018 Regional Intelligence Coordinator, Nairobi County

- Working in both a strategic and operational capacity for Intelligence deployments that included joint operations with the Multi-Agency team.
- Coordinating with other security agency teams for security operations.
- Imparting leadership skills, values of integrity to the county intelligence teams within the region.
- Prevention of urban crime specifically with the organized groups and criminal gangs.
- Collaborating with key stakeholders to design and adapt security risk assessment models.

2015 - 2018 Regional Intelligence Coordinator, Coast Region

- Instrumental in implementing Operations by coordinating cooperation between the Multi Agency Team.
- Prevention of Organized crime and militant terror groups through the Multi-agency cooperation.
- Worked closely with the National Police Service to utilize specialized knowledge and analytical strategies to understand and access threats from across the borders and homegrown terrorist and criminal activity.
- Expanded Threat Intelligence Management programs to increase indicator development and enrichment of efficiency.
- Coordinating intelligence collection, operations and counter-terrorism investigation within the region.
- Provided situation briefings to Multi-Agency stakeholders.
- Worked closely within the Multi-Agency team of intelligence and risk analysts to identify criminal motivations, intent and patterns of operations.

February - June 2016 County Intelligence Coordinator

- Appointed County Intelligence Coordinator- Mombasa

2008 - 2012 Special Operations

- Investigator on terrorism and organized crime threats.
- Liaised with the Kenya Police for Prosecutions.
- Collaborated with key stakeholders in the criminal justice system locally and internationally.

2010 National Intelligence Service (NIS)

- Transited to the newly formed National Intelligence Service (NIS) in accordance with the Kenyan Constitution 2010.

2000 - 2008 Foreign Affairs External Deployment in Uganda

- Worked closely with the Uganda Security agencies through the Kenyan High Commission to coordinate security along the common border, for example the prevention of organized crime and cattle rustling across the borders.
- Carried out diplomatic duties in Kenyan High Commission in Uganda as a Second Secretary.
- Coordinating external Intelligence collection back at the Headquarters.

1999 National Security Intelligence Service (NSIS)

- Joined the newly created National Security Intelligence Service after a competitive process.

1993- 1998 Directorate of Security Intelligence (DSI)

- Nairobi Province as a Field Officer.
- Desk Officer at Headquarters.

1992 Kenya Police Service

- Deployed at the Kenya Railways and Ports Police as a Constable based in Nairobi.

KEY MILESTONES OF SERVICE WITHIN THE KENYA POLICE FORCE

- 1998 Appointment as Superintendent of Police
- 1995 Chief Inspector of Police
- 1993 Appointment as Inspector of Police
- 1991 Police Constable

- 1990 Teacher at Pope Paul VI Junior Seminary School
 - Taught Biology, Maths and Physics

PROFESSIONAL ACHIEVEMENTS

- Setting up of Key Administrative and Operational Systems for security operations.
- Setting up of Ethics and Integrity Standards.
- Deploying effective diplomacy to enhance regional cooperation.
- Spearheading Change Management in key portfolios.
- Setting up of Security Command Centers.

REFERENCES

1. Maj-Gen (Rtd) Philip W Kameru MGH ndc(K)
Director General
National Intelligence Service
P.O Box 30091-00100 Nairobi, Kenya.
Tel: + 254 203 299 000
2. George Kinoti CBS
Director of Criminal Investigations
P.O Box 30036- 00100
Nairobi, Kenya
Tel: + 254 203 343 312
3. Michael L'Estrange
Fmr. Head of Department of National
Security College
Australia National University, Canberra
Tel: +61 3 9283 333
4. Nelson Marwa - EBS
Principal Secretary,
State Department of Social Protection
Ministry of Labor and Social Protection
P.O Box 40326- 00100
Nairobi, Kenya.
Tel: +254 20 272 6497



THE AUSTRALIAN NATIONAL UNIVERSITY

THIS IS TO CERTIFY THAT
FOLLOWING THE COMPLETION OF
AN APPROVED PROGRAM OF STUDY

Hillary Nzioki Mutyambai

HAS BEEN AWARDED THE DEGREE OF

Master of
National Security Policy

GIVEN UNDER THE SEAL OF THE AUSTRALIAN NATIONAL UNIVERSITY
ON THE SEVENTEENTH DAY OF JULY 2014



[Signature]
Chancellor

[Signature]
Vice-Chancellor

UNIVERSITY OF NAIROBI



This is to certify that

Hillary N. Mutyamba

having satisfied the requirements
for the award of the degree of the

**BACHELOR OF SCIENCE
(IN AGRICULTURE)**

Second Class Honours (Lower Division)

was admitted to the degree
at a Congregation held at
this University on the

Twenty Second Day of October in the Year
1990

Philip H. Mbiti

VICE - CHANCELLOR

N. D. Buribo

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)

THE KENYA NATIONAL EXAMINATIONS COUNCIL



This is to certify that the candidate named below sat for the Examination for the Kenya Certificate of Education and qualified for the award of a

KENYA CERTIFICATE OF EDUCATION

DIVISION II

THE CANDIDATE REACHED THE GRADE SHOWN IN THE SUBJECTS NAMED

HILARY M MUTYAMBAI

310526011

POPE PAUL VI JUNIOR SEMINARY

	<u>Grade</u>
ENGLISH LANGUAGE	0
CHRISTIAN REL. EDUCATION	3
GEOGRAPHY	9
LUGHA YA KISWAHILI	8
MATHEMATICS	4
PHYSICAL SCIENCE	5
BIOLOGY	4

SUBJECTS NAMED SEVEN SUBJECTS PASSED SIX

EXAMINATION OF NOVEMBER/DECEMBER 1983

Handwritten signature of the Secretary of the Kenya National Examinations Council.

Secretary
Kenya National Examinations Council

Handwritten signature of the Chairman of the Kenya National Examinations Council.

Chairman
Kenya National Examinations Council

O 230698

(See overleaf)

THE KENYA NATIONAL EXAMINATIONS COUNCIL



This is to certify that the candidate named below sat for the Examination for the Kenya Advanced Certificate of Education and qualified for the award of a

KENYA
ADVANCED CERTIFICATE OF EDUCATION

The candidate passed at the level shown (Principal or Subsidiary) in the subject(s) named and attained the Grade(s) as indicated.

HILARY N MUTYAMBAI

52004/557

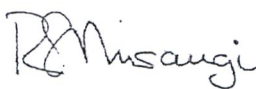
KERICHO HIGH SCHOOL

		<u>Grade</u>
GENERAL PAPER	SUBSIDIARY	
MATHEMATICS ALT 3	PRINCIPAL	E
CHEMISTRY	PRINCIPAL	D
BIOLOGY	PRINCIPAL	E

SUBJECTS RECORDED FOUR

EXAMINATION OF NOVEMBER/DECEMBER 1985


Secretary
Kenya National Examinations Council


Chairman
Kenya National Examinations Council

A 082899

(See overleaf)

124531

330 OFFICE OF THE PRESIDENT

Telegraphic address: "RAIS"
Telephone: Nairobi 227411
When replying please quote

PERSONNEL DIVISION
P.O. BOX 30510
NAIROBI

Ref. No. 91092664/27

9th December, 1998

Mr. Henry N. Mutyambai

Thro'
The Director of Intelligence
Directorate of Security Intelligence
P.O. Box 30091
NAIROBI

See
Robert J. ...
19/12/98

Dear Sir,

RE: ACTING APPOINTMENT: SUPERINTENDENT OF POLICE

I have pleasure in conveying the decision of the Public Service Commission that you be appointed as Acting Superintendent of Police (Job Group PS17), in the Directorate of Security Intelligence, with effect from 15th November, 1998, until you pass the gazetted officers' Examination is when you will be confirmed in appointment.

Congratulations!

Since your salary is ~~equivalent~~ exceeds the minimum salary of the post in which you have been appointed to act, you will not be eligible for payment of Acting Allowance during the period of your acting appointment.

Yours faithfully,

L. Kwaliki
(L. KWALIKI)
FOR: PERMANENT SECRETARY/PROVINCIAL ADMINISTRATION

OFFICE OF THE PRESIDENT

Telegrams: "RAILPOL", Nairobi
Telephone: Nairobi 227501, 221211

When replying please quote.
P/CONF/63348/2

Ref. No.
and date



Kenya (Railways & Ports) Police Hqs.,
P.O. Box 41271,
NAIROBI.

14th June 1993

No. 63348 P.C. Hillary N. Mutyambai

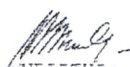
Thru

The O.C.R.P.D. Nairobi

APPOINTMENT TO ACT PERMANENTLY IN THE RANK OF INSPECTOR
OF POLICE

Enclosed herewith is a letter reference P/CONF/63348/3 dated 25th May 1993 from the Commissioner of Police in respect of your appointment to act permanently in the rank of Inspector of Police with effect from 13th February 1993.

Please accept the Commandant's congratulations for this well earned appointment.


(W.K. MURIITHI)
for: COMMANDANT
KENYA RAILWAYS & PORTS POLICE

OFFICE OF THE PRESIDENT

91093664/22

PERSONNEL DIVISION
P. O. BOX 30510
NAIROBI
10th July 96

Ref. No. ~~91093664/22~~ 91093664/22 .. Hilary M. Mutumbi

Mz./Mrs./Miss

Thro: / The Director of Intelligence

.. Directorate of Security Intelligence

.. NAIROBI

~~*****~~

Dear Sir/Madam,

PROMOTION

Director of Intelligence
~~*****~~

I have pleasure to convey the decision of the ~~Public Service~~ Chief Inspector of Police Commission that you be promoted to the ^{UK} grade of 2nd .. April, 1996 .. (Job Group ..) with effect from ..

4827x165 - 5322x186 -

~~6252-222~~ 7140 .. assigned to this post is KE ..
..... 4827 .. per annum and you will enter the scale 2nd April, 1996 .. per annum with effect from 1st April .. Your future incremental date will be ~~*****~~ ..
You will retain .. as your future incremental date.

The necessary adjustment in your salary is being made and you will be paid the resultant arrears in due course.

Please accept my congratulations on this well deserved promotion.

Yours faithfully
G. O. N. Okola
(G. O. N. OKOLA)

.....
for Permanent Secretary/Provincial administration

OFFICE OF THE PRESIDENT

Telegrams: "Securam."

Telephone:
When replying please quote
Ref. No. PF 124531(15)
and date



OFFICE OF THE PROVINCIAL SECURITY
INTELLIGENCE OFFICER
NAIROBI AREA
PROVINCE
43674,
P.O. Box
NAIROBI

14th February, 1995

124531 HILARY NZIOKI
NO.
Provincial Security Intelligence Office,
NAIROBI AREA
NAIROBI

P R O M O T I O N :

I have the pleasure in forwarding Permanent Secretary,
Office of the President Letter PF 124531(12)
dated 9th January, 1995 through the Director of
Intelligence informing you of your promotion to the rank of
Inspector of Police (Job Group.....)
1st January, 1995
with effect from

2. Congratulations for your well earned promotion.

(P.M. MUNYIRI)

FOR: PROVINCIAL SECURITY INTELLIGENCE OFFICER
NAIROBI AREA

PMM/AG

OFFICE OF THE PRESIDENT

PERSONNEL DIVISION
P.O. Box 30210
NAIROBI

9th January, 1995

Ref. No. 124531/(12)

Mr./Ms./Miss Hilary Nzioki

Thro'

The Director of Intelligence
Directorate of Security Intelligence
NAIROBI.

Ref. No. 124531(12)
P.S.I.O. H/12/88
Forwarded for necessary Action &
Information
B. J. KIBATI
Director of Intelligence
Nairobi

Dear Sir/Ms/Ms/Ms

PROMOTION

I have pleasure to inform you that it has been decided to convey the decision of the Public Service Commission that you be promoted to the rank of Inspector of Police (Job Group 'J') with effect from 1st January 1993

The salary scale assigned to this post is Ksh 2973x102-3279x120-3879x144-4167 per annum and you will enter the scale at Ksh 2973 per annum with effect from 1st January 1993

Your future incremental date will be 1st January 1994 onwards

You will retain as before until further notice

The necessary adjustment in your salary is being made and you will be paid the resultant arrears in due course.

Please accept my congratulations on this well deserved promotion.

Yours faithfully,

(J.C. KILACH)

for Permanent Secretary/Provincial Administration

Pope Paul VI Seminary

P.O. Box 164
MACHAKOS.
29th May 1990.

Mr. Hilary Mutyambai,
Pope Paul VI Seminary,
P.O. Box 164,
Machakos.

Dear Hilary,

Starting Salary, May 1990.

I have conferred with the officials of the T.S.C. regarding the correct salary for an untrained graduate Kenya citizen.

I was informed that the correct scale of salary is as follows:
KEL938 x 72 — Kf 2154 x 90.

This translated is as follows: the starting salary per month is Ksh 3230.00 and there is an increment of sh 120.00 after a year's complete service.

With this in mind the school is pleased to offer you 4 increments above the minimum salary as an increment which means that your starting salary for May (before deductions) is sh 3890.00 which is then fixed for 2 years from the month of joining the school.

P.A.Y.E. and other deductions will be made according to regulations.

There will be no other payments or gratuities payable by the school.

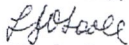
Accommodation in a school house if provided will be rent free.

If you wish to join N.S.S.F. the school will be glad to arrange payments for you with the usual deduction of 5% from your salary each month.

All teachers will be enrolled in N.H.L.F and the new graduated scale of payments come into effect in July 1990. Deductions from a salary of sh 3000 - sh 3999 is sh 80.

If these conditions of salary are acceptable to you please sign the enclosed copy of this letter and return it to me as soon as possible.

Yours faithfully,


L. O'Toole Bursar.

I agree to the above conditions of salary as set out in this letter.

Signed.....




CERTIFICATE

This is to certify that

Hilary N. Muryambai

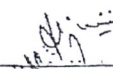
attended


Detection and Prevention of Frauds and Forgeries Course

organised by

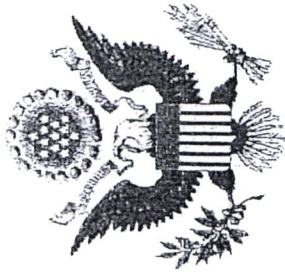
The Kenya School of Monetary Studies

Held From 29th September, 1997 To 3rd October, 1997


Director of Studies


Executive Director

THE UNITED STATES OF AMERICA



This certificate is awarded to

HILARY NZIOKI HUTYAMBAL

for successful completion of training in

ANALYSIS

June 5, 1998

A handwritten signature in cursive script, appearing to read "Frank J. ...".





SECRET INTELLIGENCE SERVICE

This certificate has been awarded to

Henry MUTYAMBWE

In recognition of your successful completion of the
United Kingdom Operational Management Course

1 - 12 October 2007

Head of Counter Terrorism, SIS



The United States Government

COUNTERTERRORISM TRAINING GROUP

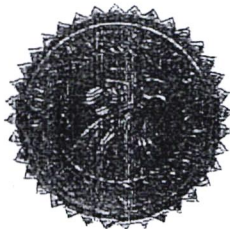
certifies that

Hilary Nzioki Mutyambai

has successfully completed the

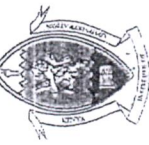
LEADERSHIP SEMINAR

On this Ninth Day of February 2012
New Orleans, Louisiana



Richard Grayson

Program Coordinator



CA

5215

Certificate No.....

KENYA INSTITUTE OF ADMINISTRATION

45997786

This is to certify that

Hilary N Mutyambai

successfully completed

Senior Management Course No.152/2009

and is hereby granted this

Certificate of Achievement

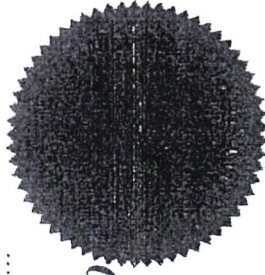
Credit

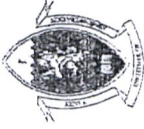
Result:.....

Date: *27 April - 22 May 2009*

Hilary N Mutyambai
Deputy Director
Business Development

[Signature]
Director





Certificate No. 34925

KENYA INSTITUTE OF ADMINISTRATION



This is to certify that

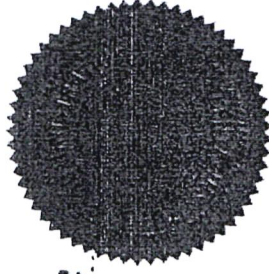
Hilary Nzioki Mutyambai

attended the

Performance Management Systems Course

and is hereby awarded this

Certificate



Hilary

Director and Chief Executive

Date: *8 - 12 March 2010*

Date

D. Nzioki

Deputy Director



NATIONAL INTELLIGENCE SERVICE

Telephone: (254-020) 244245,
Fax: (254-020) 861494

THE DIRECTOR GENERAL,
P. O. BOX 30091,
00100 GPO,
NAIROBI - KENYA.

When replying please
Quote Ref. No. And Date

PF. 91098664 (*idk*)

th
27 July, 2015

✓ HILARY NZIOKI MUTYAMBAI


THRO

DIRECTOR INTERNAL

ACTING APPOINTMENT

You have been appointed to act in the position of Head of CT collection with effect from 10th June, 2015 until further notice.

You will be entitled to allowances commensurate with the acting appointment in accordance with NIS Terms and Conditions of Service, 2013.


Mrs. A. N. SHIKUKU, MBS OGW, 'ndc' (K)
FOR: DIRECTOR GENERAL



MACQUARIE
UNIVERSITY

CENTRE FOR POLICING,
INTELLIGENCE AND COUNTER
TERRORISM

Certificate of Participation

*In recognition for completing the short course:
'Professional Development Program in Policing, Intelligence
and Counter Terrorism'*

Presented to

Hillary Nzioki Mutyambai

July 2012

Prof. the Hon. Peter Anderson AM
PICT Director

Bill Paterson
Australian Ambassador for Counter-Terrorism
Department of Foreign Affairs and Trade

LEADERSHIP AND INTEGRITY ACT, 2012 / KIFUNGU CHA SHERIA CHA UONGOZI NA UADILIFU, 2012
FIRST SCHEDULE (S.13) / TARATIBU YA KWANZA (S.13)

SELF-DECLARATION FORM / FOMU YA KUJITANGAZA

1. GENERAL INFORMATION / TAARIFA YA JUMLA				
Title / Cheo	Surname / Jina la ukoo	First Name / Jina la Kwanza	Middle Name / Jina la Katikati	Other Names / Majina Mengine
Mr/Mrs/Prof/ Miss/Ms/Dr. Sw/Bi/Prof. Binti/Bibi/Dkt.	MUYAMBA	HILARY	M.	—
ID CARD No. Na. ya Kitambulisho	PASSPORT NO. NA. ya PASIPOTI	EXPIRY DATE OF PASSPORT TAREHE YA MUDA WA PASIPOTI KUISHA	PIN NO. NA. ya PIN	
7945880	B181068	22/05/2020	A001508204M	
SEX (Tick) JINSIA (Weka Alama)	Occupation: Kazi: CIVIL SERVANT			
Male Kiume <input type="checkbox"/>	E-Mail Address: Anwani ya Barua pepe: hm2n2021@kpp-coa			
Female Kike <input type="checkbox"/>	Postal Address: PO Box Anwani ya Posta: SL Posta: 30091		Code: 00/00 Msimba:	
Telephone No. Na. ya Simu	Mobile No. Na. ya Rununu	Other Numbers Nambari Nyingine		
—	077 516711	—		
RESIDENCE MAKAZI	ESTATE/TOWN/LOCATION MTAA/MJI/LOKESHENI		LANGATA	
	DISTRICT WILAYA		LANGATA	
	COUNTY KAUNTI		NAIROBI	
	TOWN/CITY MJI/JUU		NAIROBI	
	COUNTRY NCHI		KENYA	
2. BIRTH INFORMATION / TAARIFA YA KUZALIWA				
DATE OF BIRTH / TAREHE YA KUZALIWA				24/09/1964



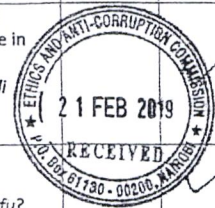
BIRTH CERTIFICATE NO. / NA. YA CHETI CHA KUZALIWA	739042	
PLACE OF BIRTH / MAHALI PA KUZALIWA	NAIROBI	
DISTRICT OF BIRTH / WILAYA YA KUZALIWA	NAIROBI	
COUNTY OF BIRTH / KAUNTI YA KUZALIWA	NAIROBI	
COUNTRY OF BIRTH / NCHI YA KUZALIWA	KENYA	
3. NATIONALITY / UTAIFA		
Kenyan Mkenya	<input checked="" type="checkbox"/>	Dual Kotekote (Provide details (Toa maelezo
4. MARITAL STATUS / HALI YA NDOA		
SINGLE NINGALI SIJAOA/SIJAOLEWA	<input type="checkbox"/>	MARRIED NIMEOA/NIMEOLEWA
		<input checked="" type="checkbox"/>
		SEPARATED NIMETENGANA
		<input type="checkbox"/>
DIVORCED NIMETALAKIANA	<input type="checkbox"/>	WIDOWED NIMEFIWA
		<input type="checkbox"/>
IF MARRIED GIVE NAMES OF THE SPOUSE(S) (Surname, First Name, middle name, others) KAMA UMEOA TOA MAJINA YA MUME/MKE(Wa) WAKO (Jina la ukoo, Jina la Kwanza, jina la kati, mengine)		
SUSAN NZIOKI		
NATIONALITY OF SPOUSE UTAIFA WA MKE/MUME	KENYAN	
NAME OF CHILDREN UNDER THE AGE OF 18 YEARS JINA LA WATOTO WALIO CHINI YA UMRI WA MIAKA 18		
NONE		
5. EDUCATIONAL QUALIFICATIONS / KUFUZU KWA KIELIMU		
PRIMARY CERTIFICATE CHETI CHA MSINGI	<input checked="" type="checkbox"/>	SECONDARY SHULE YA UPILI
		<input checked="" type="checkbox"/>
		'A' LEVEL KIWANGO CHA 'A'
		<input checked="" type="checkbox"/>
DIPLOMA STASHAHADA	<input type="checkbox"/>	DEGREE SHAHADA
		<input checked="" type="checkbox"/>
		MASTERS UZAMILI
		<input checked="" type="checkbox"/>
		PHD UZAMIFU
		<input type="checkbox"/>
OTHERS VINGINE	—	



HIGHEST ACADEMIC QUALIFICATION OBTAINED KUFUZU KWA JUU ZAIDI KWA KIAKADEMIA ULIKOPATA		
Qualification / Kufuzu	Institution / Taasisi	Year / Mwaka
MASTER OF NATIONAL SECURITY POLICY	THE KISUMU NATIONAL UNIVERSITY	2014
6. LANGUAGE SPOKEN / LUGHA UNAZOZUNGUMZA		
First Language Lugha ya Kwanza	Second Language Lugha ya Pili	Others Nyingine
KAMBA	KISUMU	ENGLISH
7. MEMBERSHIP OF PROFESSIONAL ORGANISATION(S) (if any) UANACHAMA WA SHIRIKA(MA) YA KITAALAMU (Kama yapo)		
Name of Organization Jina la Shirika	Date of Admission Tarehe ya Kuandikishwa	Membership No. Na. ya Uanachama
8. REASON(S) FOR DECLARATION / SABABU ZA KUJITANGAZA		
Purpose for which declaration is required / Kusudio la kuhitajika kwa kujitangaza		
Election Upigaji kura	Employment Kuajiriwa	Others (Specify) Nyingine (Bainisha)
<input type="checkbox"/>	<input checked="" type="checkbox"/>	
State office for which the declaration is being submitted Ofisi ya serikali ambayo kujitangaza huku kunawasilishwa		NATIONAL POLICE SERVICE (NPS)
9. MORAL AND ETHICAL QUESTIONS / MASWALI YA NIDHAMU NA KIMAADILI		
Answers to the following questions are mandatory. If YES to any question you must provide additional information on a supplementary sheet. Majibu kwa maswali yafuatayo ni lazima. Kama NDIYO katika swali lolote lazima utoe taarifa ya ziada kwenye karatasi nyingine.		
	YES	NO
a) Have you ever engaged in any form of dishonesty in the conduct of public affairs a) Umewahi kujihusisha na hali yoyote ya kutokuwa mwaminifu katika kazi zako na shughuli za umma		✓
b) Have you ever abused a public office? b) Umewahi kutumia vibaya ofisi ya umma?		✓
c) Have you ever misrepresented information to the public? c) Umewahi kuwakilisha kwa njia isiyofaataarifa kwa umma?		✓
d) Have you ever engaged in wrongful conduct whilst in the furtherance of personal benefit?		✓



d) Umewahi kujihusisha katika tabia mbaya huku ukitaka kujinufaisha kibinafsi?		
e) Have you ever misused public resources? e) Umewahi kutumia vibaya rasilimali za umma?		✓
f) Have you ever discriminated against anyone of any grounds other than as provided for under the Constitution or any other law? f) Umewahi kubagua yeyote kwa misingi yoyote mbali na vile ilivyoelezwa katika Katiba au sheria yoyote nyingine?		✓
g) Have you ever falsified official or personal records? g) Je, umewahi kudanganya katika rekodi rasmi au za kibinafsi?		✓
h) Have you ever been debarred or removed from the Register of Members of your professional organization? h) Umewahi kupigwa teke au kuondolewa kutoka kwenye Rejista ya Wanachama wa shirika lako la kitaalamu?		✓
i) Have you ever had any occupational or vocational license revoked and/or otherwise subjected to any other disciplinary action for cause in Kenya or any other country? i) Umewahi kujipata katika hali ya leseni yako ya kikazi au ya kiufundi kutupiliwa mbali na/au vinginevyo kuchukuliwa hatua nyingine ya kinidhamu katika nchi ya Kenya au nchi yoyote nyingine		✓
j) Have you ever dismissed from employment on account of lack of integrity? j) Umewahi kufutwa kazi katika ajira kutokana na ukosefu wa uadilifu?		✓
k) If you have been a public officer, have you ever failed to declare your income, Assets and Liabilities as required under the Public Officer Ethics Act, 2003? k) Kama umewahi kuwa ofisa wa umma, umewahi kushindwa kutangaza Mapato yako, Mali na Gharama kama unavyohitajika katika Kifungu cha sheria cha Maadili ya Ofisa wa Umma, 2003?		✓
l) Have you ever been the subject of disciplinary or criminal proceedings for breach of the Public Officer Ethics Act, 2003 or a Code prescribed thereunder? l) Umewahi kuwa mada katika taratibu za kinidhamu au kihalifu kwa kuvunja kifungu cha sheria cha Maadili ya Ofisa wa Umma 2003, au Msimbo ulioainishwa hapo chini?		✓
m) Have you ever been convicted of any offence and sentenced to serve imprisonment for a period of at least six months? m) Umewahi kushtakiwa kwa kosa lolote na kuhukumiwa kifungo gerezani kwa kipindi kipatacho miezi sita?		✓
n) Have you ever had an application for a Certificate of Clearance or a Certificate of Good Conduct or for a visa or other document authorizing work in a public office denied and/or rejected for cause in Kenya or any other country?		✓



n) Umewahi kutuma ombi la Cheti cha kuondolewa Hatia au Cheti cha Kinidhamu au cha visa au nyaraka nyingine zinazoidhinisha kazi katika ofisi ya umma na hivyo basi wewe kunyimwa na/ au kukataliwa kwa sababu yoyote nchini Kenya au nchi yoyote nyingine?

10. EMPLOYMENT INFORMATION / TAARIFA YA KUJIRIWA

NAME OF EMPLOYER JINA LA MWAJIRI	POSITION/RANK CHEO/WADHIFA	DATE OF FIRST APPOINTMENT TAREHE YA KUJIRIWA KWA KWANZA	DATE OF PRESENT APPOINTMENT TAREHE YA KUJIRIWA KWA SASA
NATIONAL INTELLIGENCE SERVICE (NIS)	ASSISTANT DIRECTOR (AD)	1999	2015
WORKSTATION KITUO CHA KAZI	NATURE OF EMPLOYMENT (Constitutional/Elective/Permanent/Contractual/Other) AINA YA KUJIRIWA (Kikatiba/Kuteuliwa/Kudumu/Kikandarasi/Nyingine)		
Nairobi	PERMANENT		



OATH AND AFFIRMATION / KIAPO NA UTHIBITISHWAJI

I solemnly swear (or affirm) and certify, under penalty of false declaration under the Oaths and Statutory Declarations Act (Cap 15 of the Laws of Kenya), that all the foregoing statements in this declaration are true and correct to the best of my knowledge.

Ninaapa ya kwamba (ninathibitisha) na kuidhinisha, katika adhabu ya kujitangaza kwa uongo chini ya kifungu cha sheria cha Viapo na Kujitangaza Kisheria (Ibara 15 ya Sheria za Kenya), kwamba kauli zote zilizotajwa katika kujitangaza huku ni za kweli na sahihi kwa kadri ninavyojua.

Dated at / Mnamo tarehe Nairobi this / kwenye 19th

day of / siku hii ya February 2019

SIGNATURE OF DECLARANT: [Signature]
SAINI YA ANAYEITANGAZA:



SWORN/DECLARED BEFORE ME / ALIYELISHWA KIAPO/TANGAZWA MBELE YANGU

This / Mnamo 19th day of / siku hii ya February 20 19

at / katika mahali hapa Nairobi

[Signature]
COMMISSIONER FOR OATH/MAGISTRATE
KAMISHINA WA KIAPO/ HAKIMU



REPUBLIC OF KENYA

C No 739042

CERTIFICATE OF BIRTH

Birth in the		NAIROBI		District in the		Province	
No.	2600426	Where Born	Ngara-Estate	Name	Hilary Nzioki..		
Date of Birth	24th Sept. 1964	Sex	Male	Name and Surname of Father	Benard Mutyambai Muli..		
Name and Maiden Name of Mother	Agnes Loko Ngewa..						
Signature, Description and Residence of Informant	sgd. self						
Signature of Registering Officer	G.K. MUNYOROKU					14-3-2000	



Baptismal Name if added or altered after Registration of Birth

Certified to be a true copy of a return an entry in the Register of Births in the District above mentioned.
 Given under the seal of the Principal Registrar on the 14th day of March 2000

This certificate is issued in pursuance of the Births and Deaths Registration Act (Cap. 149) which provides that a certified copy of any entry in any register of return purporting to be sealed or stamped with the seal of the Principal Registrar shall be received as evidence of the dates and facts therein without any other proof of such entry.

Typed by: FNN CA 17236/A of 14-3-2000
 Auth. 2156/CA of 14-3-2000

Checked by: [Signature]

FEE PAID: KSh 5000

GET 5873-1m etc. - 7/00



KENYA REVENUE
AUTHORITY

www.kra.go.ke

Tax Compliance Certificate

For General Tax Questions:
Contact KRA Call Centre
Tel: +254 (020) 4999 999
Cell: +254(0711)999 999
Email: callcentre@kra.go.ke

Taxpayer PIN: A001508204M

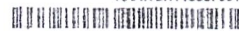
Certificate Date: 18/02/2019

Name and Address:

Hilary N Mutyambai
NIS, NAIROBI, Nairobi East District,
PO Box:30091,
Postal Code:00100

Certificate Number:

KRAWON1136670519



This is to confirm that Hilary N Mutyambai,
Personal Identification Number A001508204M
has filed relevant tax returns and
paid taxes due as provided by Law.

This Certificate will be valid for
twelve (12) months up to 17/02/2020.

Caveat This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the

Disclaimer: This certificate is system Generated and therefore does not require signature. You may confirm validity of this certificate on the ITax Portal by using the TOC Checker.

NATIONAL POLICE SERVICE

C. 24A



DIRECTORATE OF CRIMINAL INVESTIGATIONS

DIRECTORATE OF CRIMINAL INVESTIGATIONS HEADQUARTERS
P.O. Box 30036-00100 GPO
NAIROBI, KENYA

Ref. No. PCC-AAAIFEK4

Date: 21 February 2019

POLICE CLEARANCE CERTIFICATE

I hereby certify that the fingerprints recorded from

HILARY N MUTYAMBAI

holder of ID No. 7945880 have been searched in Criminal Records Office's database with/without previous record. The validity of the information on this certificate is as of the date of issue.

REMARKS IN CASE OF PREVIOUS RECORD

OFFENCE(S): NIL

RESULTS OF TRIAL: NIL

DATE: NIL

This Certificate has been issued without any alteration or any erasure

(P.M. Ndunda)

For: Director, Directorate of Criminal Investigations
(P.T.O)

NOTE: This is a computer generated certificate, to verify the authenticity of this document, send DCI to 21546



HIGHER EDUCATION LOANS BOARD

Tel: 0711052000
E-mail: contactcentre@helb.co.ke
Website: www.helb.co.ke

Anniversary Towers
University Way
P.O Box 69489-00400
Nairobi, Kenya

HELB/REC/21/CERT 411/81

15th February, 2019

To Whom It May Concern,

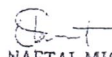
UNIVERSITY STUDENTS' LOAN RECOVERY
HILLARY N. MUTYAMBAI: ID NO.7945880

The above subject refers.

Please note that the above named person is a beneficiary of Higher Education Loans Board Scheme. The loanee completed repaying the loan and issued with certificate number 21238 in the year 2010. Currently, the loanee has no outstanding obligation with the Board.

In the event of any further queries, please do not hesitate to contact the undersigned.

Yours faithfully,


NAFTAL MICHIRA
HEAD OF DEBT MANAGEMENT
FOR: BOARD SECRETARY/CEO

For any further enquiries please email to;
smakena@helb.co.ke
jwanjiku@helb.co.ke



ISO 9001:2008 Certified


KENYA
VISION 2030
TOWARDS A GLOBALLY COMPETITIVE
AND PROSPEROUS NATION



MGRB/C302530

Metropol Credit Reference Bureau

HILARY N MUTYAMBAL

National ID Number: 7945880

This is to certify that the above-named person has no negative listing as at the date below.

February 15, 2019



To verify this certificate visit <https://www.metropol.co.ke/verification>

M-40

LEADERSHIP AND INTEGRITY ACT, 2012 /KIFUNGU CHA SHERIA CHA UONGOZI NA UADILIFU, 2012
FIRST SCHEDULE (S.13) / TARATIBU YA KWANZA (S.13)

SELF-DECLARATION FORM / FOMU YA KUJITANGAZA

1. GENERAL INFORMATION / TAARIFA YA JUMLA

Title / Cheo	Surname / Jina la ukoo	First Name / Jina la Kwanza	Middle Name / Jina la Katikati	Other Names / Majina Mengine
Mr/Mrs/Prof/ Miss/Ms/Dr. Bw/Bi/Prof. Binti/Bibi/Dkt	MUTYAMBO	HILARY	M.	—
ID CARD No. Na. ya Kitambulisho	PASSPORT NO. NA. ya PASIPOTI	EXPIRY DATE OF PASSPORT TAREHE YA MUDA WA PASIPOTI KUISHA	PIN NO. NA. ya PIN	
7945880	8131065	22/05/2020	A001508204M	
SEX (Tick) JINSIA (Weka Alama)	Occupation: Kazi:		CIVIL SERVANT	
Male <input type="checkbox"/>	E-Mail Address: Anwani ya Barua pepe:		hmanziok@t.co.ke	
Female <input type="checkbox"/>	Postal Address: PO Box Anwani ya Posta: SL Posta:		30091	Code: 00/00 Msimbo:
Telephone No. Na. ya Simu	Mobile No. Na. ya Rununu	Other Numbers Nambari Nyingine		
—	077516711	—		
RESIDENCE MAKAZI	ESTATE/TOWN/LOCATION MTAA/MJI/LOKESHENI		LANGATA	
	DISTRICT WILAYA		LANGATA	
	COUNTY KAUNTI		Nairobi	
	TOWN/CITY MJI/JUJI		Nairobi	
	COUNTRY NCHI		KENYA	
2. BIRTH INFORMATION / TAARIFA YA KUZALIWA				
DATE OF BIRTH /TAREHE YA KUZALIWA			24/09/1984	



BIRTH CERTIFICATE NO. / NA. YA CHETI CHA KUZALIWA		739042
PLACE OF BIRTH / MAHALI PA KUZALIWA		NAIROBI
DISTRICT OF BIRTH / WILAYA YA KUZALIWA		NAIROBI
COUNTY OF BIRTH / KAUNTI YA KUZALIWA		NAIROBI
COUNTRY OF BIRTH / NCHI YA KUZALIWA		KENYA
3. NATIONALITY /UTAIFA		
Kenyan <input checked="" type="checkbox"/> Mkenya	Dual <input type="checkbox"/> Kotekote (Provide details _____) (Toa maelezo _____)	
4. MARITAL STATUS / HALI YA NDOA		
SINGLE <input type="checkbox"/> NINGALI SIJAOA/SIJAOLEWA	MARRIED <input checked="" type="checkbox"/> NIMEOA/NIMEOLEWA	SEPARATED <input type="checkbox"/> NIMETENGANA
DIVORCED <input type="checkbox"/> NIMETALAKIANA	WIDOWED <input type="checkbox"/> NIMEFIWA	
IF MARRIED GIVE NAMES OF THE SPOUSE(S) (Surname, First Name, middle name, others) KAMA UMEOA TOA MAJINA YA MUME/MKE(Wa) WAKO (Jina la ukoo, Jina la Kwanza, jina la kati, mengine)		
SUSAN NZIOKI		
NATIONALITY OF SPOUSE UTAIFA WA MKE/MUME		KENYAN
NAME OF CHILDREN UNDER THE AGE OF 18 YEARS JINA LA WATOTO WALIO CHINI YA UMRI WA MIAKA 18		NONE
5. EDUCATIONAL QUALIFICATIONS / KUFUZU KWA KIELIMU		
PRIMARY CERTIFICATE CHETI CHA MSINGI <input checked="" type="checkbox"/>	SECONDARY SHULE YA UPILI <input checked="" type="checkbox"/>	'A' LEVEL KIWANGO CHA 'A' <input checked="" type="checkbox"/>
DIPLOMA STASHAHADA <input type="checkbox"/>	DEGREE SHAHADA <input checked="" type="checkbox"/>	MASTERS UZAMILI <input checked="" type="checkbox"/>
OTHERS VINGINE <input type="checkbox"/>		PHD UZAMIFU <input type="checkbox"/>



HIGHEST ACADEMIC QUALIFICATION OBTAINED KUFUZU KWA JUU ZAIDI KWA KIAKADEMIA ULIKOPATA		
Qualification / Kufuzu MASTER OF NATIONAL SECURITY POLICY	Institution / Taasisi THE AUSTRALIAN NATIONAL UNIVERSITY	Year /Mwaka 2014
6. LANGUAGE SPOKEN / LUGHA UNAZOZUNGUMZA		
First Language Lugha ya Kwanza KAMBA	Second Language Lugha ya Pili KISWAHILI	Others Nyingine ENGLISH
7. MEMBERSHIP OF PROFESSIONAL ORGANISATION(S) (If any) UANACHAMA WA SHIRIKA(MA) YA KITAALAMU (Kama yapo)		
Name of Organization Jina la Shirika	Date of Admission Tarehe ya Kuandikishwa	Membership No. Na. ya Uanachama
8. REASON(S) FOR DECLARATION / SABABU ZA KUJITANGAZA		
Purpose for which declaration is required / Kusudio la kuhitajika kwa kujitangaza		
Election Upigaji kura <input type="checkbox"/>	Employment Kuajiriwa <input checked="" type="checkbox"/>	Others (Specify) Nyingine (Bainisha) _____
State office for which the declaration is being submitted Ofisi ya serikali ambayo kujitangaza huku kunawasilishwa		NATIONAL POLICE SERVICE (NPS)
9. MORAL AND ETHICAL QUESTIONS / MASWALI YA NIDHAMU NA KIMAADILI		
Answers to the following questions are mandatory. If YES to any question you must provide additional information on a supplementary sheet. Majibu kwa maswali yafuatayo ni lazima. Kama NDIYO katika swali lolote lazima utoe taarifa ya ziada kwenye karatasi nyingine.		
	YES	NO
a) Have you ever engaged in any form of dishonesty in the conduct of public affairs a) Umewahi kujihusisha na hali yoyote ya kutokuwa mwaminifu katika kazi zako na shughuli za umma		✓
b) Have you ever abused a public office? b) Umewahi kutumia vibaya ofisi ya umma?		✓
c) Have you ever misrepresented information to the public? c) Umewahi kuwakilisha kwa njia isiyofaataarifa kwa umma?		✓
d) Have you ever engaged in wrongful conduct whilst in the furtherance of personal benefit?		✓



d) Umewahi kujihusisha katika tabia mbaya huku ukitaka kujinufaisha kibinafsi?		
e) Have you ever misused public resources? e) Umewahi kutumia vibaya rasilimali za umma?		✓
f) Have you ever discriminated against anyone of any grounds other than as provided for under the Constitution or any other law? f) Umewahi kubagua yeyote kwa misingi yoyote mbali na vile ilivyoelezwa katika Katiba au sheria yoyote nyingine?		✓
g) Have you ever falsified official or personal records? g) Je, umewahi kudanganya katika rekodi rasmi au za kibinafsi?		✓
h) Have you ever been debarred or removed from the Register of Members of your professional organization? h) Umewahi kupigwa teke au kuondolewa kutoka kwenye Rejista ya Wanachama wa shirika lako la kitaalamu?		✓
i) Have you ever had any occupational or vocational license revoked and/or otherwise subjected to any other disciplinary action for cause in Kenya or any other country? i) Umewahi kujipata katika hali ya leseni yako ya kikazi au ya kiufundi kutupiliwa mbali na/au vinginevyo kuchukuliwa hatua nyingine ya kinidhamu katika nchi ya Kenya au nchi yoyote nyingine		✓
j) Have you ever dismissed from employment on account of lack of integrity? j) Umewahi kufutwa kazi katika ajira kutokana na ukosefu wa uadilifu?		✓
k) If you have been a public officer, have you ever failed to declare your Income, Assets and Liabilities as required under the Public Officer Ethics Act, 2003? k) Kama umewahi kuwa ofisa wa umma, umewahi kushindwa kutangaza Mapato yako, Mali na Gharama kama unavyohitajika katika Kifungu cha sheria cha Maadili ya Ofisa wa Umma, 2003?		✓
l) Have you ever been the subject of disciplinary or criminal proceedings for breach of the Public Officer Ethics Act, 2003 or a Code prescribed thereunder? l) Umewahi kuwa mada katika taratibu za kinidhamu au kihalifu kwa kuvunja kifungu cha sheria cha Maadili ya Ofisa wa Umma 2003, au Msimbo ulioainishwa hapo chini?		✓
m) Have you ever been convicted of any offence and sentenced to serve imprisonment for a period of at least six months? m) Umewahi kushtakiwa kwa kosa lolote na kuhukumiwa kifungo gerezani kwa kipindi kipatacho miezi sita?		✓
n) Have you ever had an application for a Certificate of Clearance or a Certificate of Good Conduct or for a visa or other document authorizing work in a public office denied and/or rejected for cause in Kenya or any other country?		✓



n) Umewahi kutuma ombi la Cheti cha kuondolewa Hatia au Cheti cha Kinidhamu au cha visa au nyaraka nyingine zinazoidhinisha kazi katika ofisi ya umma na hivyo basi wewe kunyimwa na/ au kukataliwa kwa sababu yoyote nchini Kenya au nchi yoyote nyingine?

10. EMPLOYMENT INFORMATION / TAARIFA YA KUAJIRIWA

NAME OF EMPLOYER JINA LA MWAJIRI	POSITION/RANK CHEO/WADHIFA	DATE OF FIRST APPOINTMENT TAREHE YA KUAJIRIWA KWA KWANZA	DATE OF PRESENT APPOINTMENT TAREHE YA KUAJIRIWA KWA SASA
NATIONAL INTELLIGENCE SERVICE (NIS)	ASSISTANT DIRECTOR (AD)	1999	2015
WORKSTATION KITUO CHA KAZI	NATURE OF EMPLOYMENT (Constitutional/Elective/Permanent/Contractual/Other) AINA YA KUAJIRIWA (Kikatiba/Kuteuliwa/Kudumu/Kikandarasi/Nyingine)		
Nairobi	PERMANENT		



OATH AND AFFIRMATION / KIAPO NA UTHIBITISHWAJI

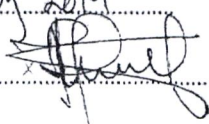
I solemnly swear (or affirm) and certify, under penalty of false declaration under the Oaths and Statutory Declarations Act (Cap 15 of the Laws of Kenya), that all the foregoing statements in this declaration are true and correct to the best of my knowledge.

Ninaapa ya kwamba (ninathibitisha) na kuidhinisha, katika adhabu ya kujitangaza kwa uongo chini ya kifungu cha sheria cha Viapo na Kujitangaza Kisheria (Ibara 15 ya Sheria za Kenya), kwamba kauli zote zilizotajwa katika kujitangaza huku ni za kweli na sahihi kwa kadri ninavyojua.

Dated at / Mnamo tarehe Nairobi this / kwenye 19th

day of / siku hii ya February 2019

SIGNATURE OF DECLARANT:
SAINI YA ANAYEJITANGAZA:



SWORN/DECLARED BEFORE ME / ALIYELISHWA KIAPO/TANGAZWA MBELE YANGU

This / Mnamo 19th day of / siku hii ya February 20 19

at / katika mahali hapa Nairobi

COMMISSIONER FOR OATH/MAGISTRATE
KAMISHNA WA KIAPO/HAKIMU



REPUBLIC OF KENYA

C N° 739042

CERTIFICATE OF BIRTH

Birth in the		NAIROBI		District in the		Province	
No.	2500426	Where Born	Ngara-Estate	Name	Hilary Nzioki..		
Date of Birth	24th Sept. 1964	Sex	Male	Name and Surname of Informant	Benard Mutyambai Muli..		
Name and Maiden Name of Mother	Agnes Loko Ngewa..						
Signature, Description and Residence of Informant	sgd. self						
Signature of Registering Officer	G.K.MUNYOROKU					14-3-2000	



Baptismal Name if added or altered after Registration of Birth

Certified to be a true copy of a return entry in the Register of Births in the District above mentioned.

Given under the seal of the Principal Registrar on the 14th day of March 2000

This certificate is issued in pursuance of the Births and Deaths Registration Act (Cap. 149) which provides that a certified copy of any entry in any register or return purporting to be sealed or stamped with the seal of the Principal Registrar shall be received as evidence of the date and facts therein without any other proof of such entry.

Typed by: FNN CA 17236/A of 14-3-2000
Auth. 2156/CA of 14-3-2000

Checked by: [Signature]

FEES PAID: Fifty Shillings

CAPE 587-1m 82s-7/99

BIRTH CERTIFICATE NO. / NA. YA CHETI CHA KUZALIWA	739042
PLACE OF BIRTH / MAHALI PA KUZALIWA	NAIROBI
DISTRICT OF BIRTH / WILAYA YA KUZALIWA	NAIROBI
COUNTY OF BIRTH / KAUNTI YA KUZALIWA	NAIROBI
COUNTRY OF BIRTH / NCHI YA KUZALIWA	KENYA
3. NATIONALITY /UTAIFA	
Kenyan <input checked="" type="checkbox"/> Mkenya	Dual <input type="checkbox"/> Kotekote (Provide details _____) (Toa maelezo _____)

LEADERSHIP AND INTEGRITY ACT, 2012 /KIFUNGU CHA SHERIA CHA UONGOZI NA UADILIFU, 2012
FIRST SCHEDULE (S.13) /TARATIBU YA KWANZA (S.13)

SELF-DECLARATION FORM / FOMU YA KUJITANGAZA

1. GENERAL INFORMATION / TAARIFA YA JUMLA				
Title / Cheo	Surname / Jina la ukao	First Name / Jina la Kwanza	Middle Name / Jina la Katikati	Other Names / Majina Mengine
Mr/Mrs/Prof/ Miss/Ms/Dr. Bw/Bi/Prof. Binti/Bibi/Dkt.	MUYAMBA	HILARY	M.	—
ID CARD No. Na. ya Kitambulisho	PASSPORT NO. NA. ya PASIPOTI	EXPIRY DATE OF PASSPORT TAREHE YA MUDA WA PASIPOTI KUISHA	PIN NO. NA. ya PIN	
7945880	B181063	22/05/2020	A001508204M	
SEX (Tick) JINSIA (Weka Alama)	Occupation: Kazi:		CIVIL SERVANT	
Male <input type="checkbox"/> Kiume	E-Mail Address: Anwani ya Barua pepe:		hmanzi01@ipho.com	
Female <input type="checkbox"/> Kike	Postal Address: PO Box Anwani ya Posta: SL Posta:		30091 Code: 00100 Msimba:	
Telephone No. Na. ya Simu	Mobile No. Na. ya Rununu	Other Numbers Nambari Nyingine		
—	077516711	—		
RESIDENCE MAKAZI	ESTATE/TOWN/LOCATION MTAA/MJI/LOKESHENI		LANGATA	
	DISTRICT WILAYA		LANGATA	
	COUNTY KAUNTI		NAIROBI	
	TOWN/CITY MJI/JUJ		NAIROBI	
	COUNTRY NCHI		KENYA	
2. BIRTH INFORMATION / TAARIFA YA KUZALIWA				
DATE OF BIRTH /TAREHE YA KUZALIWA			24/09/1964	

HIGHEST ACADEMIC QUALIFICATION OBTAINED
KUFUZU KWA JUU ZAIDI KWA KIAKADEMIA ULIKOPATA

Qualification / Kufuzu	Institution / Taasisi	Year / Mwaka
MASTERS OF NATIONAL SECURITY POLICY	THE AUSTRALIAN NATIONAL UNIVERSITY	2014

6. LANGUAGE SPOKEN / LUGHA UNAZOZUNGUMZA

First Language Lugha ya Kwanza	Second Language Lugha ya Pili	Others Nyingine
KAMBA	KISWAHILI	ENGLISH

7. MEMBERSHIP OF PROFESSIONAL ORGANISATION(S) (If any)
UANACHAMA WA SHIRIKA(MA) YA KITAALAMU (Kama yapo)

Name of Organization Jina la Shirika	Date of Admission Tarehe ya Kuandikishwa	Membership No. Na. ya Uanachama

8. REASON(S) FOR DECLARATION / SABABU ZA KUJITANGAZA

Purpose for which declaration is required / Kusudio la kuhitajika kwa kujitangaza

Election Employment
Upigaji kura Kuajiriwa

Others (Specify) _____
Nyingine (Bainisha) _____

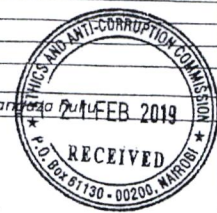
State office for which the declaration is being submitted
Ofisi ya serikali ambayo kujitangaza huku kunawasilishwa

NATIONAL POLICE SERVICE (NPS)

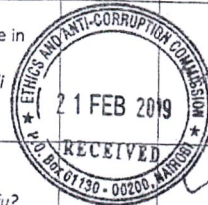
9. MORAL AND ETHICAL QUESTIONS / MASWALI YA NIDHAMU NA KIMAADILI

Answers to the following questions are mandatory. If YES to any question you must provide additional information on a supplementary sheet.
Majibu kwa maswali yafuatayo ni lazima. Kama NDIYO katika swali lolote lazima utoe taarifa ya ziada kwenye karatasi nyingine.

	YES	NO
a) Have you ever engaged in any form of dishonesty in the conduct of public affairs a) Umewahi kujihusisha na hali yoyote ya kutokuwa mwaminifu katika kazi zako na shughuli za umma		✓
b) Have you ever abused a public office? b) Umewahi kutumia vibaya ofisi ya umma?		✓
c) Have you ever misrepresented information to the public? c) Umewahi kuwakilisha kwa njia isiyofaataarifa kwa umma?		✓
d) Have you ever engaged in wrongful conduct whilst in the furtherance of personal benefit?		✓



d) Umewahi kujihusisha katika tabia mbaya huku ukitaka kujinufaisha kibinafsi?		
e) Have you ever misused public resources? e) Umewahi kutumia vibayo rasilimali za umma?		✓
f) Have you ever discriminated against anyone of any grounds other than as provided for under the Constitution or any other law? f) Umewahi kubagua yeyote kwa misingi yoyote mbali na vile ilivyoelezwa katika Katiba au sheria yoyote nyingine?		✓
g) Have you ever falsified official or personal records? g) Je, umewahi kudanganya katika rekodi rasmi au za kibinafsi?		✓
h) Have you ever been debarred or removed from the Register of Members of your professional organization? h) Umewahi kupigwa teke au kuondolewa kutoka kwenye Rejista ya Wanachama wa shirika lako la kitaalamu?		✓
i) Have you ever had any occupational or vocational license revoked and/or otherwise subjected to any other disciplinary action for cause in Kenya or any other country? i) Umewahi kujipata katika hali ya leseni yako ya kikazi au ya kiufundi kutupiliwa mbali na/au vinginevyo kuchukuliwa hatua nyingine ya kinidhamu katika nchi ya Kenya au nchi yoyote nyingine		✓
j) Have you ever dismissed from employment on account of lack of integrity? j) Umewahi kufutwa kazi katika ajira kutokana na ukosefu wa uadilifu?		✓
k) If you have been a public officer, have you ever failed to declare your Income, Assets and Liabilities as required under the Public Officer Ethics Act, 2003? k) Kama umewahi kuwa ofisa wa umma, umewahi kushindwa kutangaza Mapato yako, Mali na Gharama kama unavyohitajika katika Kifungu cha sheria cha Maadili ya Ofisa wa Umma, 2003?		✓
l) Have you ever been the subject of disciplinary or criminal proceedings for breach of the Public Officer Ethics Act, 2003 or a Code prescribed thereunder? l) Umewahi kuwa mada katika taratibu za kinidhamu au kihalifu kwa kuvunja kifungu cha sheria cha Maadili ya Ofisa wa Umma 2003, au Msimbo ulioainishwa hapo chini?		✓
m) Have you ever been convicted of any offence and sentenced to serve imprisonment for a period of at least six months? m) Umewahi kushitakiwa kwa kosa lolote na kuhukumiwa kifungo gerezani kwa kipindi kipatacho miezi sita?		✓
n) Have you ever had an application for a Certificate of Clearance or a Certificate of Good Conduct or for a visa or other document authorizing work in a public office denied and/or rejected for cause in Kenya or any other country?		✓



UNIVERSITY OF NAIROBI



This is to certify that

Hillary N. Mutyamba

having satisfied the requirements
for the award of the degree of the

**BACHELOR OF SCIENCE
(IN AGRICULTURE)**

Second Class Honours (Lower Division)

was admitted to the degree
at a Congregation held at
this University on the

Twenty Second Day of October in the Year
1990

Philip M. Mbiti

VICE - CHANCELLOR

N. D. Swibo

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)



www.kra.go.ke

PIN Certificate

For General Tax Questions
Contact KRA Call Centre
Tel: +254 (020) 4999 999
Call: +254(0711)098 800
Email: callcentre@kra.go.ke

Certificate Date : 21/05/2015
Personal Identification Number
A001508204M

This is to certify that taxpayer shown herein has been registered with Kenya Revenue Authority

Taxpayer Information

Taxpayer Name	HILARY N MUTYAMBAI
Email Address	HM2NZIOKI@YAHOO.COM



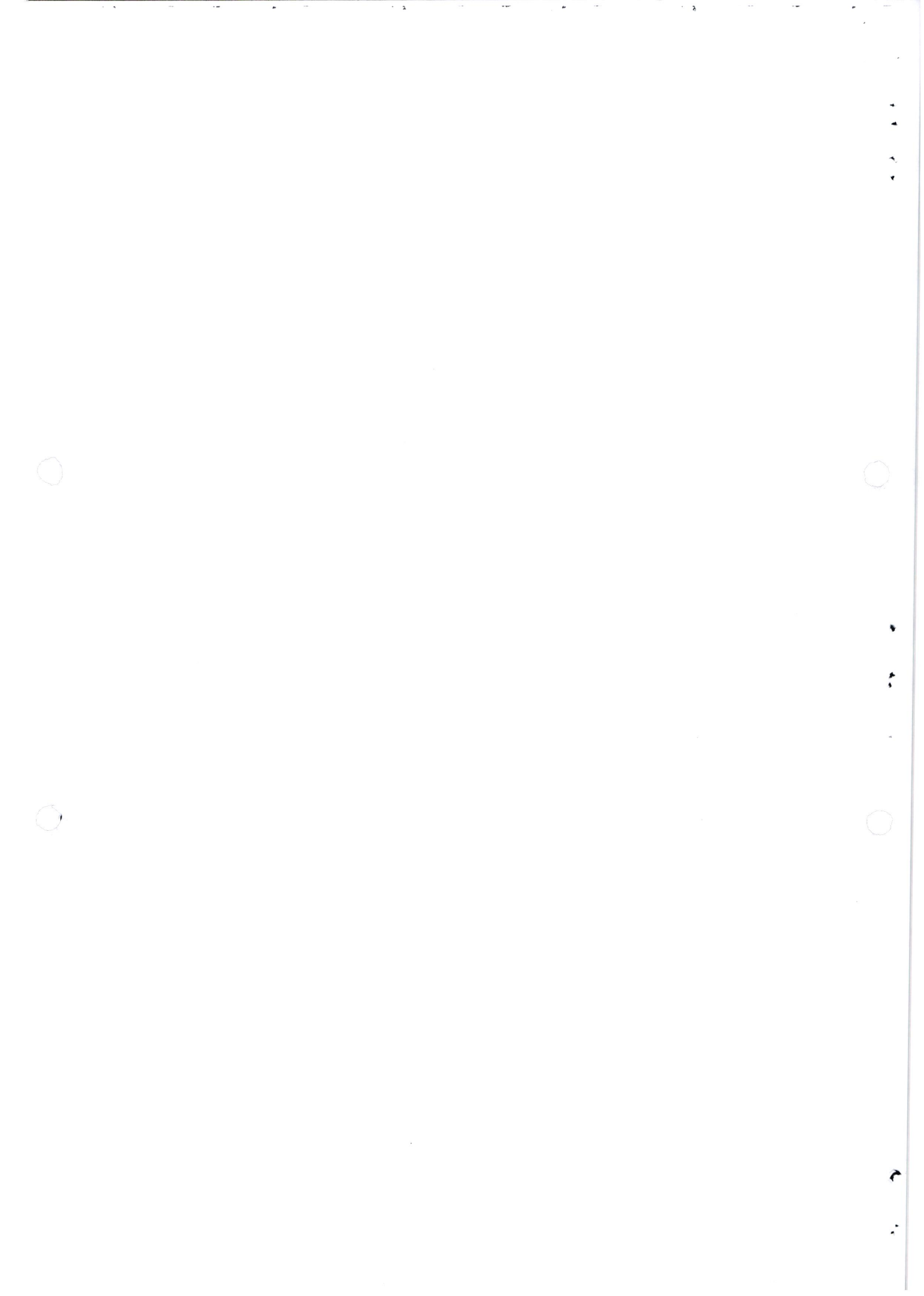
Registered Address

L.R. Number :	Building : NIS
Street/Road : THIKA ROAD	City/Town : NAIROBI
County : Nairobi	District : Nairobi East District
Tax Area : Nairobi East	Station : West of Nairobi*
P. O. Box : 30091	Postal Code : 00100

Tax Obligation(s) Registration Details

Sr. No.	Tax Obligation(s)	Effective From Date	Effective Till Date	Status
1	Income Tax - Resident Individual	04/07/1994	N.A.	Active

The above PIN must appear on all your tax invoices and correspondences with Kenya Revenue Authority. Your accounting end date is 31st December as per the provisions stated in the Income Tax Act unless a change has been approved by the Commissioner-Domestic Taxes Department. The status of Tax Obligation(s) with 'Dormant' status will automatically change to 'Active' on date mentioned in 'Effective Till Date' or any transaction done during the period. This certificate shall remain in force till further updated.



SCHEDULE
[Section 6(8).]

**CRITERIA FOR VETTING/APPROVAL OF NOMINEES FOR
APPOINTMENT TO PUBLIC OFFICE BY PARLIAMENT
QUESTIONNAIRE**

Notes:

- a) This questionnaire applies to appointments to public office arising by or under the Constitution or any other law where parliamentary approval is required.
- b) The questionnaire shall be used by the relevant parliamentary committee to vet a nominee appearing before the committee in the process of parliamentary approval.
- c) The questionnaire shall be filled and submitted by the nominee to the relevant parliamentary committee through the Clerk of the relevant House of Parliament on or before a date set by the committee.
- d) The submission of false information in the questionnaire is an offence and may result in prosecution.
- e) Any form of canvassing by a nominee shall lead to disqualification.
- f) The nominee must answer all the questions.

1. **Name:** (State full name)..... HILARY NZIOKI MUTIAMBAY
2. **Position:** (State office to which you have been nominated).
INSPECTOR GENERAL OF NATIONAL POLICE SERVICE
3. **Sex:** MALE
4. **Date of Birth:** (State year and place of birth)..... 24TH SEPTEMBER 1964
5. **Marital Status:** MARRIED
6. **Daytime phone number:** 0717 516711
7. **Mobile phone number:** 0717 516711
8. **Email Address:** hm2nzioki@yahoo.com
9. **ID Number:** 7945880

10. PIN Number: A001508204 M

11. Nationality: KENYAN

12. Postal Address: 20091 - 00100

13. Town/City: NAIROBI

14. Knowledge of Languages: (Specify Languages): ENGLISH, SWAHILI AND KAMBA

15. Education: (List, in reverse chronological order, each university, college, or any other institution of higher education attended and indicate, in respect of each, the dates of attendance, academic award obtained, whether a degree was awarded, and the dates on which each such degree was awarded).

(1) AUSTRALIAN NATIONAL UNIVERSITY : JULY 2013 - JUNE 2014
MASTER OF NATIONAL SECURITY POLICY : ON 17TH JULY 2014

(2) UNIVERSITY OF NAIROBI : 1987 - 1989
BSC IN AGRICULTURE : ON 21TH OCTOBER 1990

(3) KERICHO HIGH SCHOOL : 1984 - 1985
KENYA ADVANCED CERTIFICATE OF EDUCATION (KACE) 3 PRINCIPALS AND 4 SUBSIDIARIES
NOV/DEC: 1985

(4) POPE PAUL VI JUNIOR SEMINARY : 1980 - 1983
KENYA CERTIFICATE OF EDUCATION (KCE) : DIVISION II NOV/DEC 1983

.....
Employment Record: (List in reverse chronological order all government agencies, business or professional corporations, companies, firms or other enterprises with which you have been affiliated as an officer, director, partner, proprietor, employee or consultant).....

1. NATIONAL INTELLIGENCE SERVICE (NIS) : ASSISTANT DIRECTOR
2. NATIONAL POLICE FORCE (1991 - 1998) IN COUNTER TERRORISM CENTRE
2. POPE PAUL VI JUNIOR SEMINARY : TEACHER (1990 - 1991)

16. **Honours and Awards:** (List any scholarships, fellowships, honorary degrees, academic or professional honours, honorary society memberships, military awards and any other special recognition for outstanding service or achievement and in respect of each, state the date of award and the institution or organization that made the award).

NONE

17. **Professional Association** (where applicable): (List all professional associations of which you are or have a member and give any positions held and the respective dates when each such position was held).

NONE

18. **Memberships:** (List all professional, business, fraternal, scholarly, civic, charitable or other organizations, (other than those listed in response to Question 16) to which you belong or have belonged).

NONE

19. Published Writings:

(a) List the titles, publishers and dates of books, articles, reports, letters to the editor, editorial pieces or other published materials you have authored or edited.

INTERNAL CLASSIFIED DOCUMENTS

(b) Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of any bar association, committee, conference or organization of which you were a member. NONE

20. Public Office, Political Activities and Affiliations:

(a) List chronologically any public offices you have held or are currently holding, including the terms of service and whether such positions were elected or appointed.

NONE

(b) List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities. Also include any linkage you have to a political party at present.

NONE

(c) Have you ever been dismissed or otherwise removed from office for a contravention of the provisions of Article 75 of the Constitution?

NO

(d) Have you ever been adversely associated with practices that depict bias, favouritism or nepotism in the discharge of public duties?

NO

21. **Deferred Income/Future Benefits:** (List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, etc).

NONE

22. **Outside commitment during service in office:** (Do you have any plans, commitments or agreements to pursue outside employment with or without compensation during your service in office? If so explain).

NONE

23. **Sources of Income:** (List sources and amounts of all income received during the calendar year preceding your nomination and in the current calendar year).

SALARY

24. **Tax Status:** (State whether you have fully complied with your tax obligations to the State up to the end of the financial year immediately preceding the nomination for appointment).

FULLY COMPLIED WITH TAX

25. **Statement of Net Worth:** (State your financial net worth)

NET WORTH 30 MILLION
FARM AND HOUSE IN MASII
A TRACTOR + TRUCK
TOWN HOUSE IN MACHAROS
ONE PLOT IN MACHAROS WITH UNCOMPLETE DEVELOPMENT
ONE PICK UP DOUBLE CABIN AS A PERSONAL CAR

26. **Potential Conflict of Interest:**

(a) Identify the family members or other persons, parties, categories of litigation or financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to rise.

NONE

(b) Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

I WILL REVIEW ALL ISSUES ON THEIR SPECIFIC
LAW AND FACTS AND I WILL BE GUIDED
BY HIGH FIDELITY TO THE LAW AND
ETHICAL STANDARDS.

27. **Pro-Bono/Charity Work/donation to charity:** (Describe what you have done by way of pro bono or charity work, listing specific instances, the amount contributed and the amount of time devoted to each).

MEMBER OF CHURCH

28. Have you ever been charged in a court or law in the last three years? If so, specify the nature of the charge, where the matter is ongoing, the present status of the matter, or where the matter is concluded, the judgment of the court, or otherwise, how the case was concluded.

NO

29. Have you ever been adversely mentioned in an investigatory report of Parliament or any other Commission of inquiry in the last three years?

NO

30. Have you any objection to the making of enquiries with your present employer/referees in the course of consideration of your nomination?

NO

31. References:

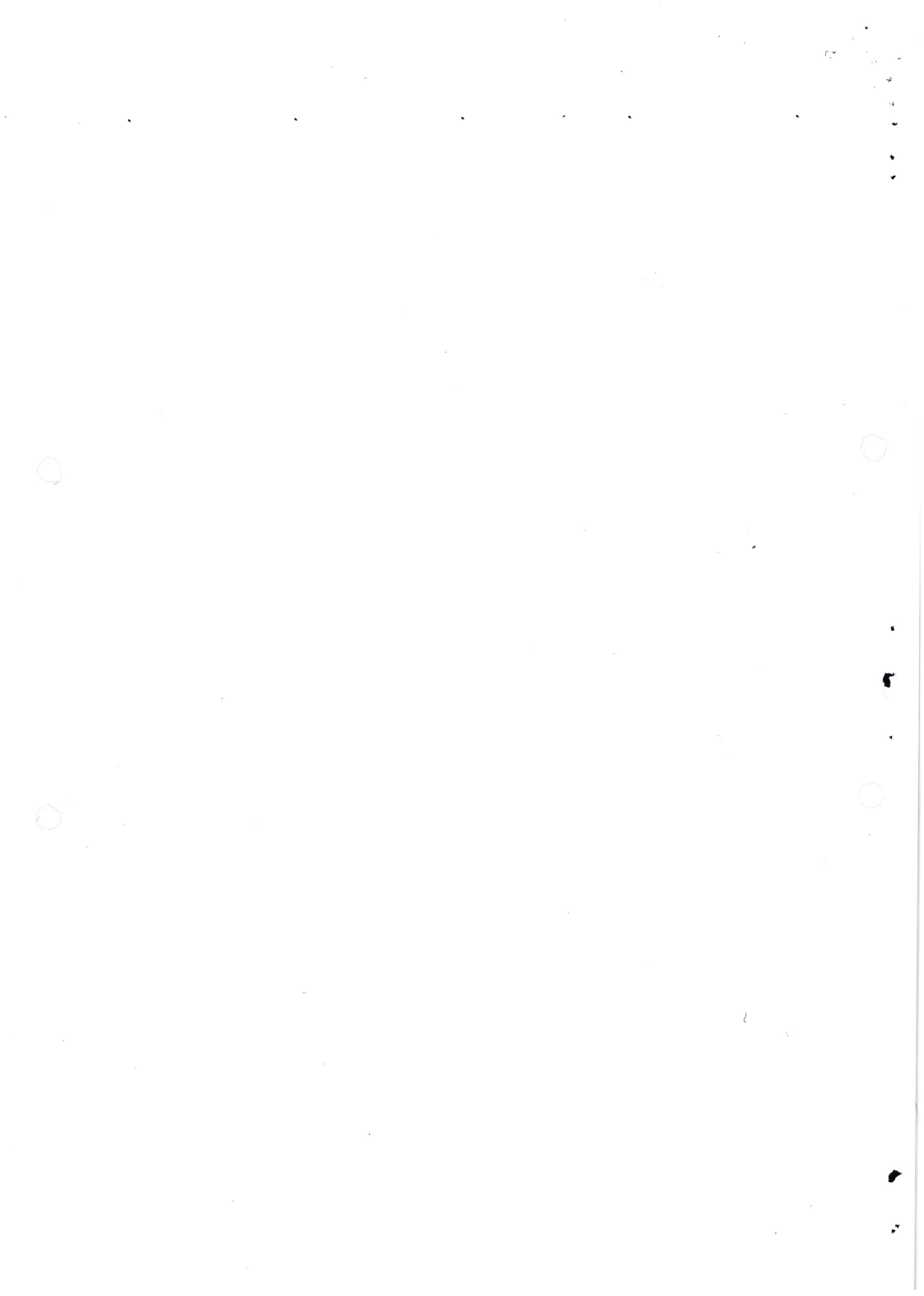
(List three persons who are not your relatives who are familiar with your character, qualification and work).

- (1) MAJ. GEN. (RTO) AHUP KAMEDU, DIRECTOR GENERAL NIS,
BOX 30891-00100
TEL 254-203299000, NAIROBI
- (2) NELSON MADWA PRINCIPLE SECRETARY STATE DEPT. OF SOCIAL
MINISTRY OF LABOUR AND SOCIAL PROTECTION, BOX 40326-00100
TEL +254 20 2726497
- (3) ~~MO~~ NOORDIN HAJI, CBS
DIRECTOR PUBLIC PROSECUTION
BOX 30701-00100
TEL. 254 22243524/22514808
NAIROBI

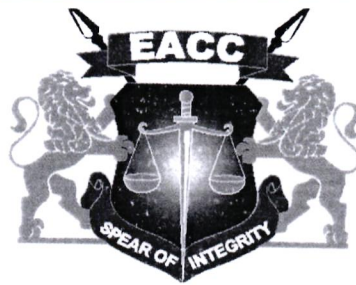
No. 33 of 2011 [Rev. 2012]

Public Appointments (Parliamentary Approval)

[Issue 1] 10



③ Emission
ple note
FA
27/3/19



② AOGW
ple deal
FA
27/3/19

ETHICS AND ANTI-CORRUPTION COMMISSION

INTEGRITY CENTRE (Jakaya Kikwete/Valley Road Junction) P.O. Box 61130 – 00200, NAIROBI, Kenya
TEL.: 254 (020) 4997000, MOBILE: 0709 781000; 0730 997000
FAX: 254 (020) 2240954 EMAIL: eacc@integrity.go.ke WEBSITE: www.eacc.go.ke

When replying please quote:

OUR REF: EACC.7/10/5 VOL.VIII (252)

26th March, 2019

Michael R. Sialai, EBS

Clerk of the National Assembly
Parliament Buildings
P.O Box 41842-00100

NAIROBI

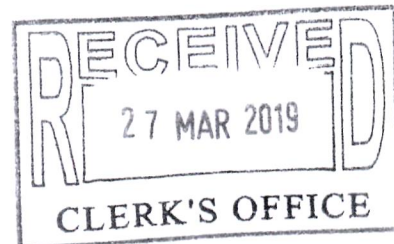
① URGENT

D/ants
27/3/19

J. M Nyegenye, CBS

Clerk of the Senate/Secretary
Parliamentary Service Commission
Parliament Buildings
P.O Box 41842 - 00100

NAIROBI



RE: VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE SERVICE – MR. HILLARY NZIOKI MUTYAMBAI

Your letter referenced SEN/NSFR/2019/27 dated 21st March, 2019 on the above subject matter refers.

We wish to confirm that we have not undertaken any investigations where **Mr. Hillary Nzioki Mutyambai** has been found culpable.

The information provided is based on records available as at 26th March, 2019.

Please note that the absence of records in the Commission's database is not a guarantee of absolute integrity of the nominee.


TWALIB MBARAK
SECRETARY/CHIEF EXECUTIVE OFFICER

LCK/tmm



594
EMESJEN
pls note
FA 22/3/19

② APOB
pls deal
FA
27/3/19



HIGHER EDUCATION LOANS BOARD

Tel: 0711052000
E-mail: contactcentre@helb.co.ke
Website: www.helb.co.ke

Anniversary Towers
University Way
P.O Box 69489-00400
Nairobi, Kenya

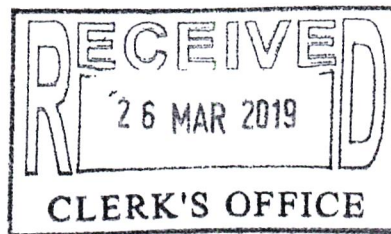
OD/ant

HELB/RR/112009/V/100

29/3/19

25th March, 2019

Michael R. Sialai, EBS
Clerk
The National Assembly
P.O Box 41842-00100
NAIROBI



Dear

Michael,

VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE SERVICE - MR. HILLARY NZIOKI MUTYAMBAI

We acknowledge with thanks the receipt of your letter dated 21st March 2019 regarding the vetting of Mr. Hillary Nzioki Mutyambai for appointment as the Inspector General of the National Police Service by the joint National Assembly Departmental Committee on Administration and National Security and The Senate Standing Committee on National Security Defense and Foreign Relations.

The Higher Education Loans Board wishes to inform you that **Mr. Hillary Nzioki Mutyambai (ID No. 7945880)** was a beneficiary of the GOK/HEL.B Loans Scheme and has cleared paying his university loan and issued with clearance certificate No. **21238 on 30th September 2010.**

We urge you to encourage applicants to seek their compliance certificate from the Board as part of testimonials and conformity to Chapter six of the constitution of Kenya.

We wish to thank you most sincerely for allowing us to provide you this information as this kind of collaboration goes a long way in assisting HEL.B finance needy Kenyans pursuing higher education now and in the future.

Yours

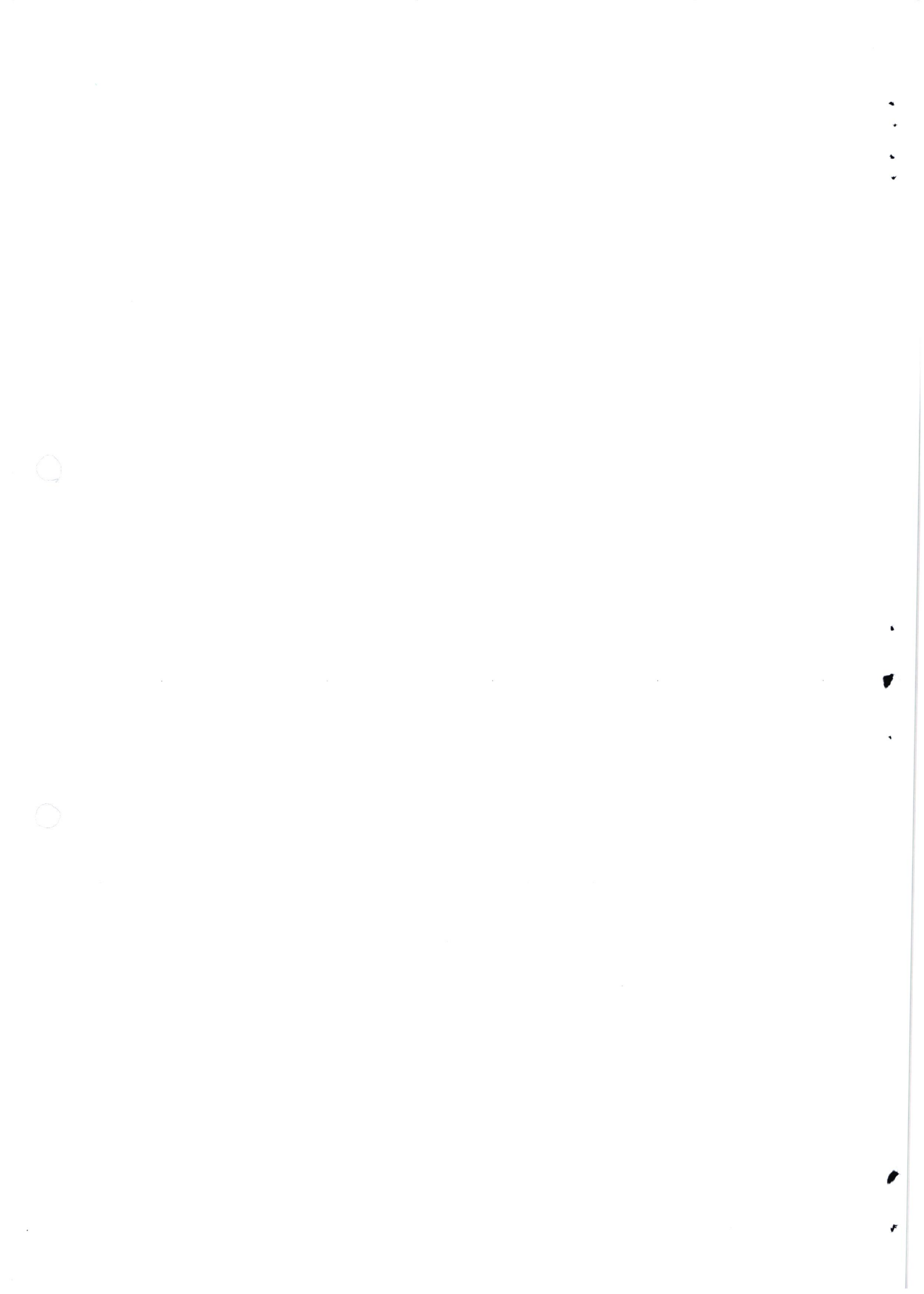
Sincerely
Charles Ringera

CHARLES RINGERA
CHIEF EXECUTIVE OFFICER



ISO 9001:2015 Certified.





564
(3) Evidence
Pls note
FA
26/3/19

(2) A0550
pls deal
FA
26/3/19

NATIONAL POLICE SERVICE

Telegram: "CRIMINAL" Nairobi
Email: director@cid.go.ke
Tel: 020343312, 0202603724.



MAZINGIRA HOUSE
KIAMBU ROAD
P.O. Box 30036 NAIROBI.

DIRECTORATE OF CRIMINAL INVESTIGATIONS

REF: CID/SEC/6/7/2/1/VOL.III/115

25THMARCH, 2019

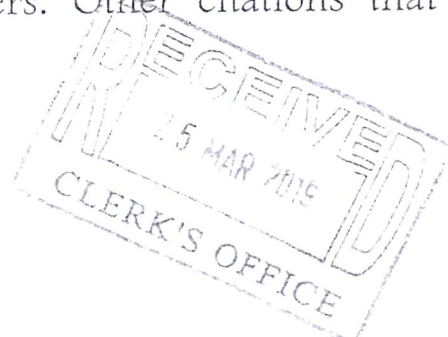
The Clerk to The National Assembly,
Parliament Buildings,
P O Box 41842-00100,
NAIROBI.

D. Davis
26/3/19

RE: VETTING OF PRESIDENTIAL NOMINEE FOR THE APPOINTMENT
TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE
SERVICE – MR. HILARY NZIOKI MUYTAMBAI

Your letter referenced **SEN/NSFR/2019/30** dated **21st March 2019** refers.

Mr. Hilary Nzioki Muytambai have worked closely with the Directorate of Criminal Investigations prior to his appointment to the office of Inspector General, National Police Service. He has shared discreet information on organized criminal gangs and he has been instrumental in some of the major cases the Directorate has made breakthroughs. This can best be exemplified by the way he assisted in interdiction of terrorists during the DusitD2 attack through sharing actionable intelligence. He exhibited excellent operational skills and consistency which enabled the Directorate and other security agencies accomplish and neutralize the attackers. Other citations that have



assisted in the operational capability of the Directorate in containing organized criminal gangs have been documented.

His comprehensive understanding of the modus operandi of criminals including their trends and instincts combined with intelligence acumen and leadership skills provide modern solutions in solving crime puzzles.

The officer has undertaken professional and crime related courses at International, Regional and National centers. This vast knowledge is pertinent in handling the current myriad security challenges.



GEORGE KINOTI, CBS
DIRECTOR CRIMINAL INVESTIGATIONS



575

Commission for University Education

Office of the Chief Executive

(3) Enclosure
pls note
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26/3/19

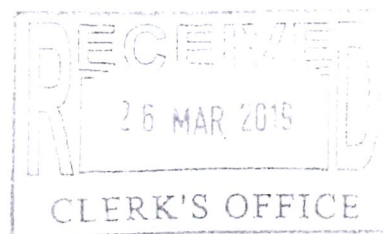
(2) Append
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26/3/19

(1) D/ants
26/3/19

CUE/1/12/VOL. 2/(13)

25th March, 2019

Michael R. Sialai
Clerk of the National Assembly
Clerk's Chambers
Parliament Building
P.O. Box 41842-00100
NAIROBI



VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE SERVICE – MR. HILARY NZIOKI MUTYAMBAI

Reference is made to your letter SEN/NSFR/2019/31 dated 21st March, 2019 on the above subject.

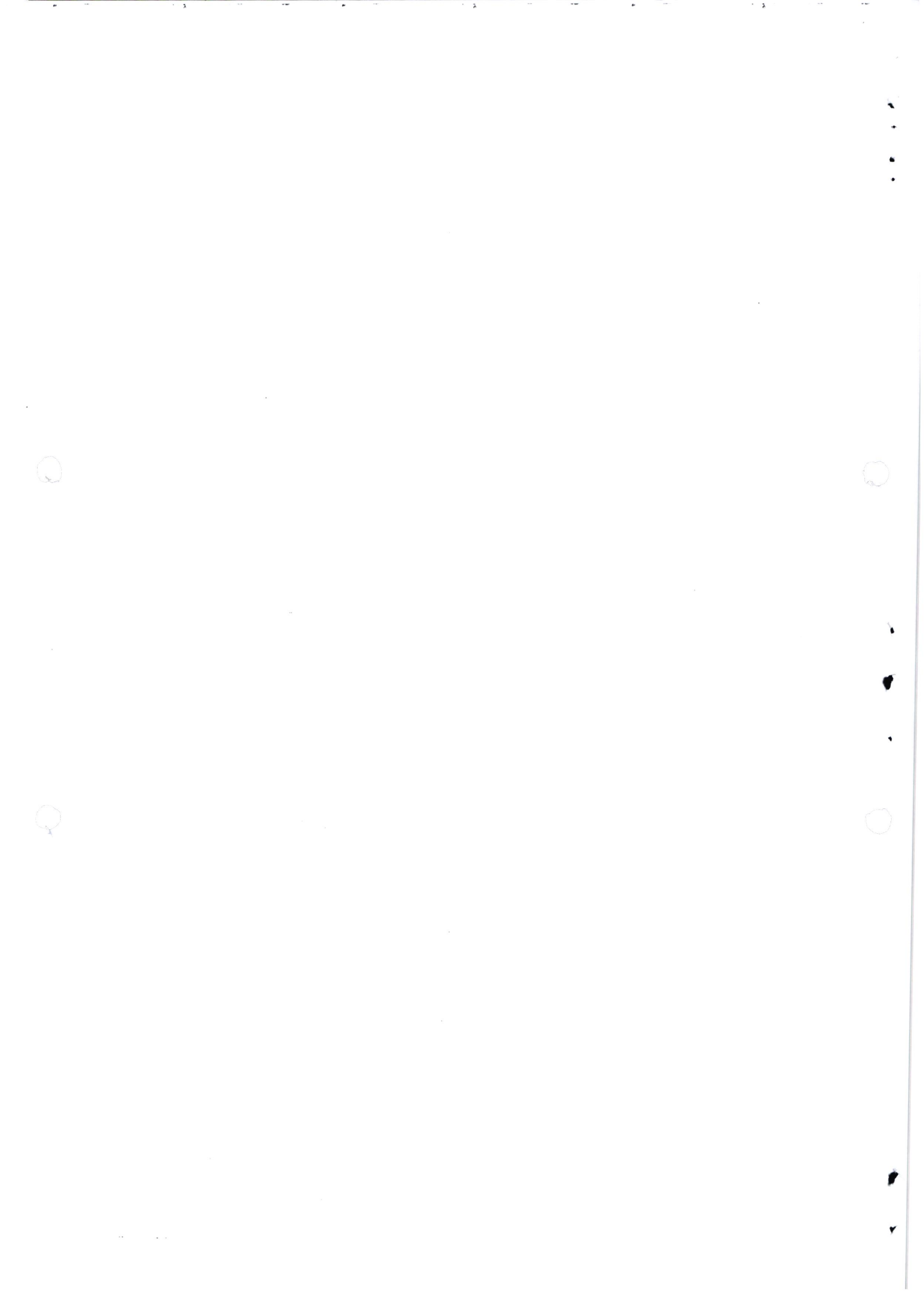
Enclosed herewith please find a representation from the Commission for University Education on the suitability of the nominee.

Yours


Prof. Mwenda Ntarangwi, PhD
COMMISSION SECRETARY/CHIEF EXECUTIVE OFFICER

Encl.

MN/gg





Commission for University Education

PRESENTATION OF THE COMMISSION FOR UNIVERSITY EDUCATION (CUE)

ON

THE SUITABILITY OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE
POSITION OF INSPECTOR-GENERAL, NATIONAL POLICE SERVICE - MR.
HILARY NZIOKI MUTYAMBAI

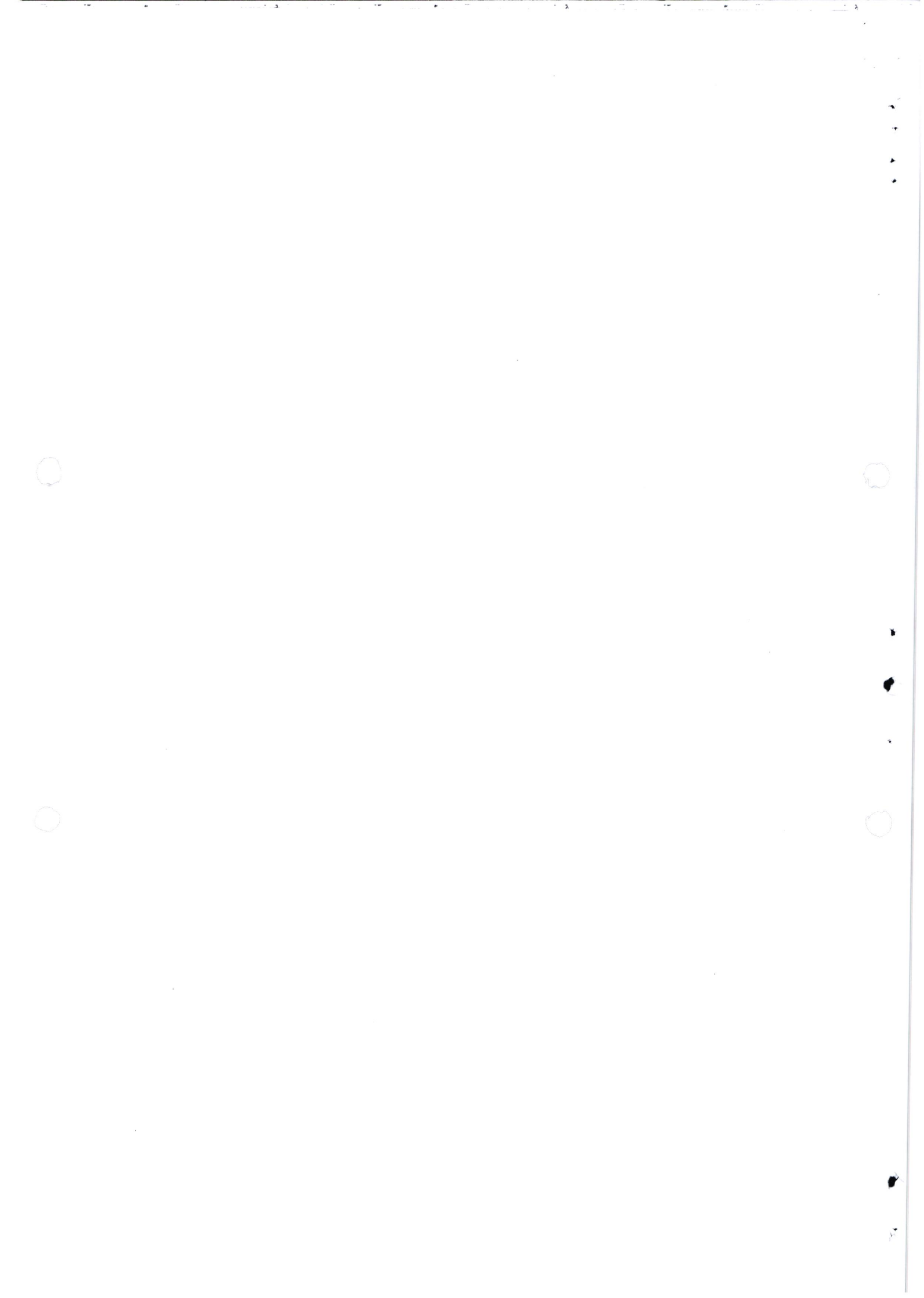
INTRODUCTION

The Commission for University Education is established under the Universities Act No.42 of 2012 Revised 2016 (2015) as the successor to the Commission for Higher Education (CHE). The Commission is charged with a multifaceted mandate (derived from its functions) that encompasses the development and implementation of a quality assurance system for university education, the submission of advisories on all aspects of university education policy, the monitoring and evaluation of the state of the university education system, and spearheading intellectual discourse on key national and systemic issues pertaining to research, development, and innovation systems.

As such, the Commission seeks to be a leading regulator and custodian of quality for relevant and sustainable university education attuned to Goal No. 4 of SDGs in order to “Ensure inclusive and equitable quality university education and promote lifelong learning opportunities”.

Vision

A leading regulator of quality, relevant and sustainable university education



Mission

To promote quality university education through regulation, monitoring compliance and policy advisory to achieve global competitiveness

MANDATE

The mandate of the Commission is to ensure maintenance of standards, quality and relevance in all aspects of university education, training and research. This is achieved through execution of the functions of the Commission as stipulated in section 5 (1) of the Act. These functions include:

- a) Promoting the objectives of university education; setting standards relevant to quality of university education
- b) Advise the Cabinet Secretary on policy relating to university education
- c) Promote, advance, publicize and set standards relevant in the quality of university education, including the promotion and support of internationally recognized standards
- d) Monitor and evaluate the state of university education systems in relation to the national development goals
- e) License any student recruitment agencies operating in Kenya and any activities by foreign institutions
- f) Develop policy for criteria and requirements for admission to universities
- g) Recognize and equate degrees, diplomas and certificates conferred or awarded by foreign universities and institutions in accordance with the standards and guidelines set by the Commission from time to time
- h) Undertake or cause to be undertaken, regular inspections, monitoring and evaluation of universities to ensure compliance with the provisions of this Act or any regulations made under section 70
- i) On regular basis, inspect universities in Kenya
- j) Approve universities in Kenya
- k) Regulate university education in Kenya
- l) Approve and inspect university programme in Kenya
- m) Promote quality research and innovation

RECOGNITION AND EQUATION OF QUALIFICATIONS

Executive Summary

The Commission undertakes recognition and equation of degrees, Post-Graduate Diplomas and Post-Graduate Certificates conferred or awarded by Foreign Universities and Institutions. This is in accordance with Section 5 of The Universities Act No. 42 of 2012, (Revised 2016) [2015] and The Universities Regulations 2014, The Universities Standards and Guidelines, 2014, set by the Commission from time to time.

Background



Recognition and Equation of Qualifications is one of the core functions of the Commission for University Education (CUE) as the National Regulatory Agency, and the sole member of the International Network of Quality Assurance Agencies in Higher Education (INQAAHE) in Kenya. The Commission is mandated to “*recognize and equate degrees, diplomas and certificates conferred or awarded by foreign universities and institutions in accordance with the Standards and Guidelines set by the Commission from time to time*” as stipulated under Section 5 (1) of The Universities Act, No. 42 of 2012, (Revised 2016) [2015] as part of compliance to the legal provisions.

Globally, CUE is the reference point on all matters pertaining to university qualifications awarded by any foreign university or institution outside Kenya and in the country by virtue of its membership to the International Network for Quality Assurance Agencies in Higher Education (INQAAHE) and the legal provisions. INQAAHE is a world-wide association of organizations that is active in the theory and practice of quality assurance (QA) in higher education (HE).

The Commission receives applications nationally and internationally from persons seeking recognition and equation for purposes of further studies, employment in Kenya and for those running for political office among other reasons. The Secretariat applies the same criteria for recognition and equation of qualifications from Kenyans and foreigners. Due to the security concerns in the country, the Secretariat requires applicants from outside Kenya as a mandatory requirement provide additional documents as proof of legal presence in the country.

General Requirements

- The qualification must be accredited and recognized.
- The qualification must have been obtained from an accredited and recognized University or Institution.
- The holder of the award must have met the minimum entry requirements for an academic programme leading to an equivalent qualification in Kenya.
- All copies of certificates and academic transcripts presented as proof of attainment of entry requirements for a particular qualification must be certified by an Advocate and Commissioner for Oaths (for Kenyan citizens), an Advocate and Notary Public (for foreigners) OR the issuing University/Institution.

RECOGNITION OF QUALIFICATIONS - MR. HILARY NZIOKA MUTYAMBAI

- Master of Arts in National Security Policy

It is hereby being confirmed that Australian National University is a recognized university in Australia. The qualification of Master of Arts in National Security Policy awarded by the said institution is also recognized in Australia and by convention in Kenya.

It should be duly noted that we would advise the applicant that, in addition to this recognition, they may be required to meet other mandatory requirements as stipulated by their respective professional organizations.



Disclaimer

- a) Commission shall not be held accountable for the authenticity of the certificate or the identity of the certificate holder presented for recognition (where this has been done).
- b) At the time of compiling this report, the said nominee had not presented the requisite documents for recognition. This presentation is based solely on the records available to the Commission on internationally accredited universities and information provided in the curriculum vitae and testimonials of the nominee as presented to the Commission for University Education by the Parliamentary Service Commission.



PROF. MWENDA NTARANGWI, PhD
COMMISSION SECRETARY/CHIEF EXECUTIVE OFFICER

Dated: 25th March 2019

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KENYA REVENUE AUTHORITY
 ISO 9001:2015 CERTIFIED

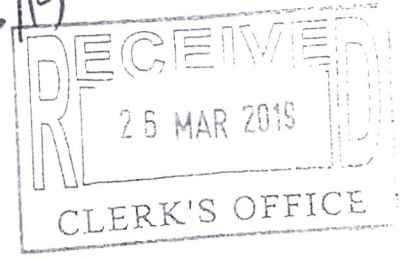
② APOG
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Ref: KRA5/1002/ISO/3(375)19

25th March, 2019

Clerk's Chambers
 National Assembly
 Parliament Buildings
 P.O. Box 41832-00100
 NAIROBI.

① Dlam
 26/3/19



Attn: Michael R. Sialai, EBS

Dear Sir,

RE: VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE SERVICE – MR. HILARY NZIOKA MUTYAMBAI (A001508204M)

Reference is made to your letter Ref: SEN/NSFR/2019/28 dated 21st March, 2019 requesting for tax compliance report of stated nominee.

The tax compliance status of the candidate is as follows:

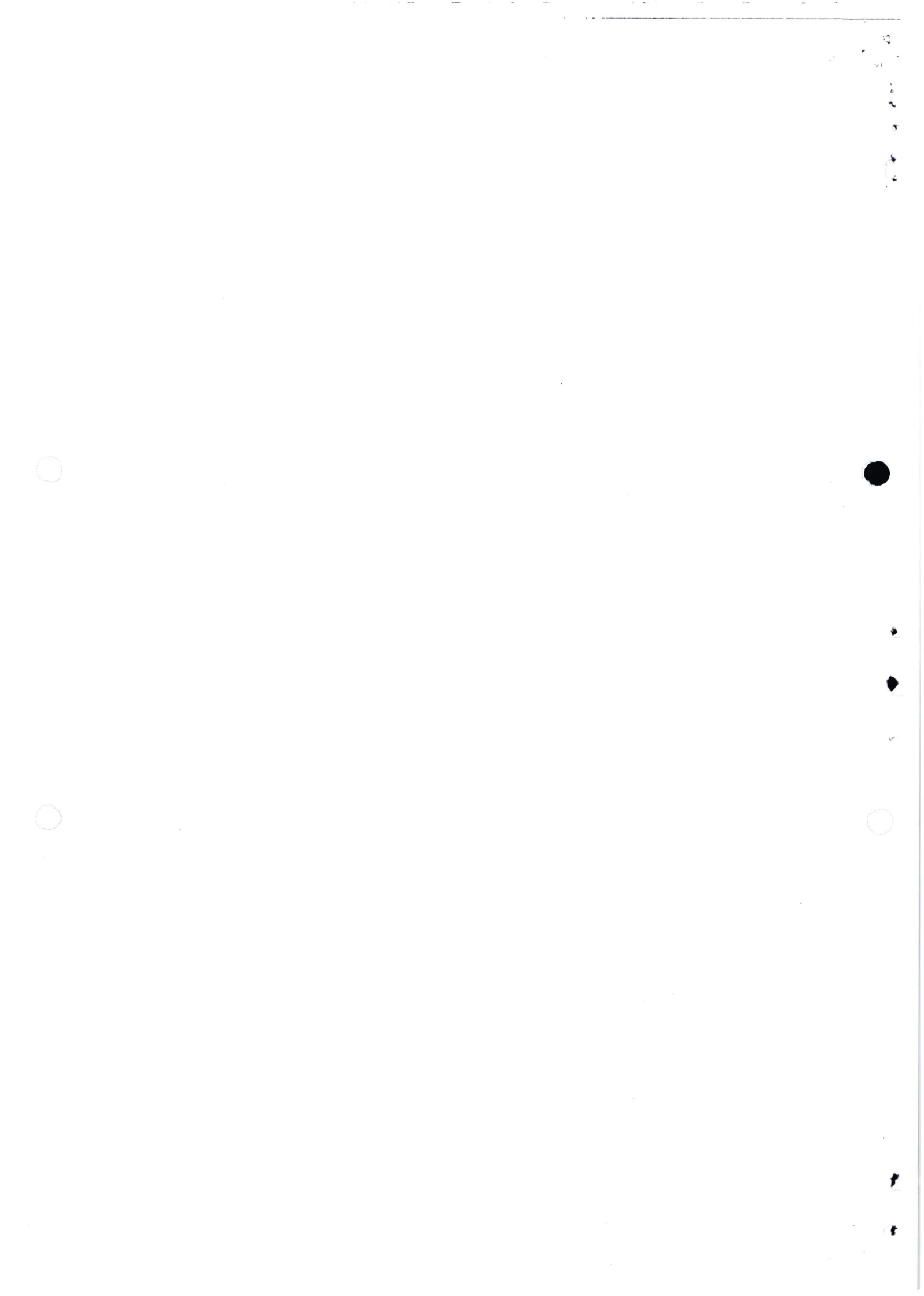
S/No.	NAME	ID NO.	PIN NO.	REMARKS	TCC NUMBER
1	Hilary Nzioka Mutyambai	7945880	A001508204M	Compliant	KRAWON1136670519

Yours faithfully,

Terra Saidimu
For: Commissioner Intelligence and Strategic Operations

Tulipe Ushuru, Tujitegeme!





REPUBLIC OF KENYA



Telegraphic Address
Telephone 3261304
Fax: 2243694
E-mail: csenate@parliament.go.ke

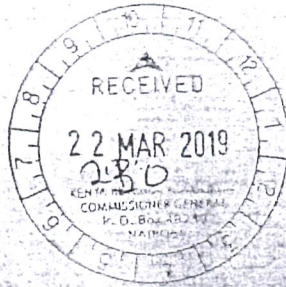
Clerk's Chambers
Parliament Buildings
P. O. Box 41842 - 00100
Nairobi, Kenya

PARLIAMENT

Our Ref: SEN/NSFR/2019/28

Date: 21st March, 2019

Mr. John Njiraini, MBS,
Commissioner General,
Kenya Revenue Authority,
Times Tower, 30th Floor,
Haile Selassie Avenue,
P. O. Box 48240 - 00100,
NAIROBI.



Dear Sir,

RE: **VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF INSPECTOR GENERAL, NATIONAL POLICE SERVICE – MR. HILARY NZIOKI MUTYAMBAI** - A001508204M - WDN

Pursuant to standing order 42 (1) of the National Assembly Standing Orders and standing order 42(1) of the Senate Standing Orders, on 19th March, 2019 and 20th March, 2019, the Speaker of the National Assembly and the Speaker of the Senate, respectively, conveyed to the respective Houses, a Message from His Excellency, Hon. Uhuru Kenyatta, CGH., President and Commander in-Chief of the Kenya Defence Forces. The Message stated that in exercise of the powers conferred by Article 245(2)(a) of the Constitution, and in compliance with the procedure set out under section 12(2) of the National Police Service Act, 2011, His Excellency, the President, had nominated **Mr. Hilary Nzioki Mutyambai** for appointment as the Inspector-General of the National Police Service.

The Speakers directed that the approval proceedings in respect of the nominee be conducted jointly by the National Assembly Departmental Committee on Administration and National Security and the Senate Standing Committee on National Security, Defence and Foreign Relations.

The Committees request the Kenya Revenue Authority (KRA) to make written representations on the suitability of the nominee for appointment, before **Tuesday 26th March, 2019.**

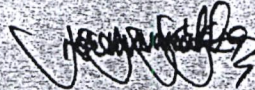
Attached, herein, is the nominees Curriculum Vitae and Testimonials.

Ms. Rose Mudibo (mobile no. 0717 442 440) and Mr. Adan Keinan (mobile no. 0720 452 342) are the Clerks to the Committees, and shall be responsible for further liaison on the matter.

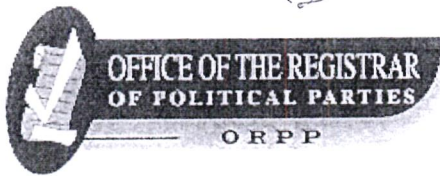
Yours *Kuly,*



**MICHAEL R. SIALAL, EBS,
CLERK OF NATIONAL
ASSEMBLY.**



**J. M. NYEGENYE, CBS,
CLERK OF THE SENATE/ SECRETARY,
PARLIAMENTARY SERVICE COMMISSION.**



Telephone: +254(0)204022000
Email: registrar@orpp.or.ke
Website: www.orpp.or.ke
When replying please quote

REF NO.: RPP/ORG/34 Vol. III (36)

(2) Asoe
pls deaf
FA 26/3/19



Republic of Kenya

Lion Place, 1st Floor
Off Waiyaki Way
P.O Box 1131-00606
Sarit Centre, Nairobi.

(1) D/ant
26/3/19

DATE: 25th March, 2019

Mr. Michael R. Sialai, EBS,
Clerk of the National Assembly,
Clerks Chambers, National Assembly,
Parliament Buildings,
P.O. Box 41842-00100,
NAIROBI.

Mr. J.M. Nyegenyé, CBS,
Clerk of the Senate/Secretary,
Parliamentary Service Commission,
Parliament Buildings,
P.O. Box 41842-00100,
NAIROBI.

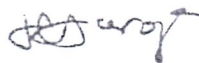
Dear Sir,

**RE: VETTING OF PRESIDENTIAL NOMINEE FOR APPOINTMENT TO THE POSITION OF
INSPECTOR GENERAL, NATIONAL POLICE SERVICE – MR. HILARY NZIOKI
MUTYAMBAI**

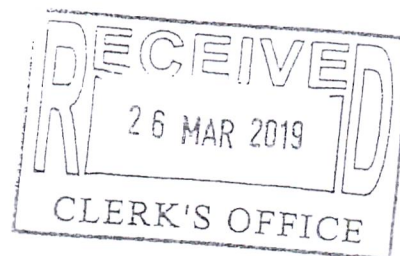
Reference is made to letter Ref. SEN/NSFR/2019/32 dated 21st March, 2019 on the above subject matter.

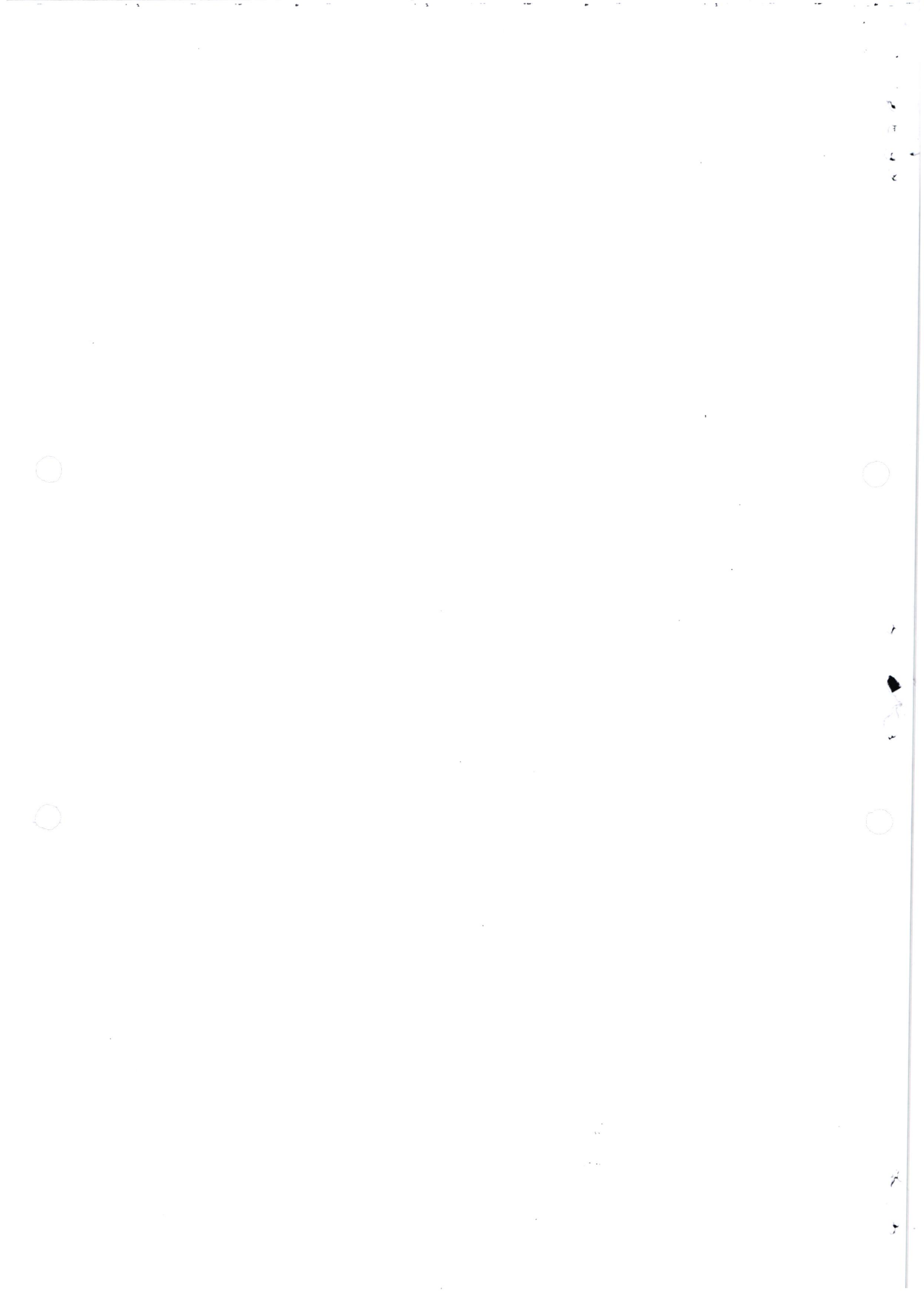
According to the records held by this office as at 8th March, 2019, **Mr. Hilary Nzioki Mutyambai** is not an official of any registered political party.

Yours faithfully,



Ann N. Nderitu, MBS
Registrar of Political Parties





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② SUSAN
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25/3/19

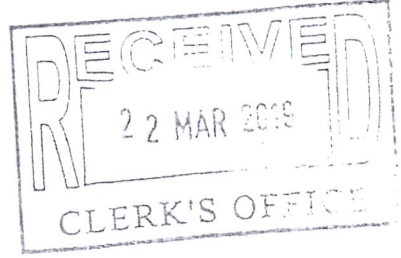
② APEN
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**AMNESTY
INTERNATIONAL**



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✓ 1. Hon. Michael R Sialai EBS
Clerk, Senate ?
csenate@parliament.go.ke

2. Hon. Jeremiah Nyegenye CBS
The Clerk, National Assembly ?
clerk@parliament.go.ke

Dear Hon. Clerks of the National Assembly and Senate,

RE: REQUEST TO MEET THE DEPARTMENTAL COMMITTEE ON ADMINISTRATION & NATIONAL SECURITY OF THE NATIONAL ASSEMBLY AND THE STANDING COMMITTEE ON NATIONAL SECURITY & FOREIGN RELATIONS OF THE SENATE; REGARDING THE VETTING OF NOMINEE FOR INSPECTOR GENERAL OF NATIONAL POLICE SERVICE.

We refer to the above-captioned matter.

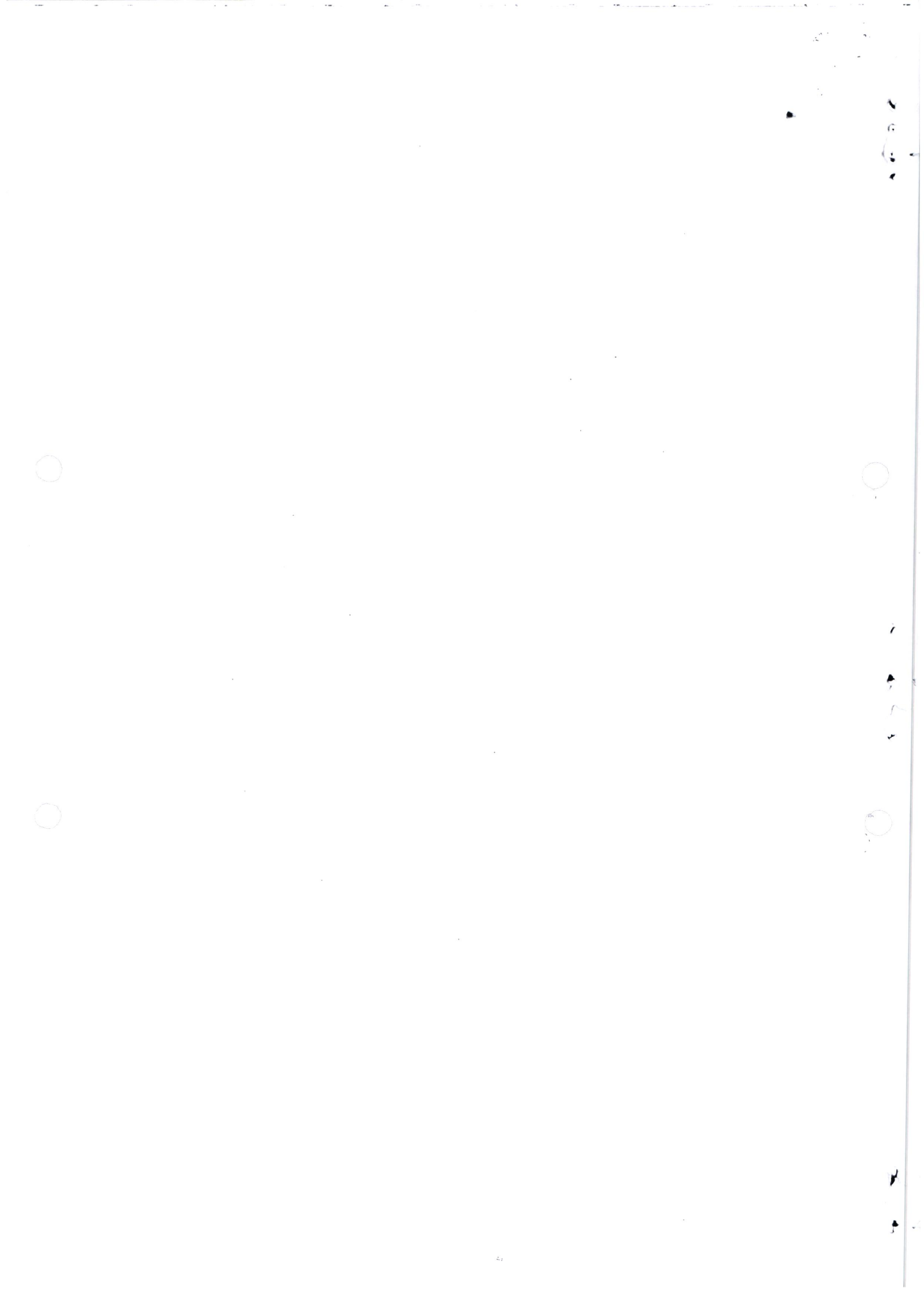
Amnesty International Kenya is an international membership organization that fights to protect and promote human rights in Kenya. Over the years, we have been working towards police reforms, accountability and human rights compliance. In line with international law and the Constitution 2010, we envision a Kenya with deeper community policing strategies; greater command responsibility; and, a professional and accountable police service with meaningful oversight.

Article 10 of the Constitution lists public participation as one of Kenya's national values. Moreover, Article 115 (1) (b) requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its committees.

Premised on the above, we humbly request your respective offices to accord us an opportunity to meet with the Departmental Committee on Administration & National Security of the National Assembly and the Standing Committee on National Security & Foreign Relations of the Senate charged with vetting the nominee for post of Inspector General of the National Police Service, Mr. Hillary Nzioki Mutyambai before he is vetted on Thursday 28th March 2019.

The proposed meeting will be confined to propositions on the attributes and strategy the next IGP would need to possess to transform the NPS into an institution that is professional, accountable and human rights compliant.

Last year, in our individual and as an active member of the Police Reform Working Group (PRWG), we closely engaged with the Ministry of Interior and Coordination of National Government and the Security Sector Multi-Agency Taskforce, made up of the Ministry of Interior, National Counter-terrorism Centre, NPS, DCI, DPP among others in an effort to have meaningful dialogue with regard to the police reform process. The PRWG presented a matrix of proposed reform areas that we hoped could be rolled out.

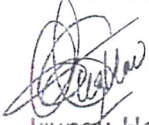


Amnesty International Kenya also works closely with the various Community Social Justice Centres (SJs) based in areas worst affected by violent crimes, gangs, extortion, extra judicial executions and police brutality. They are made up of grassroots human rights defenders who engage in initiatives to educate and engage members of the community and police on human rights. They also document human rights violations in their various communities.

We believe that our input in this process will positively guide the Joint Committee in this vetting process based on our wealth of research, reports, and engagements with communities and rights holders.

We look forward to a favourable response.

Yours Faithfully,



Irungu Houghton
Executive Director

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