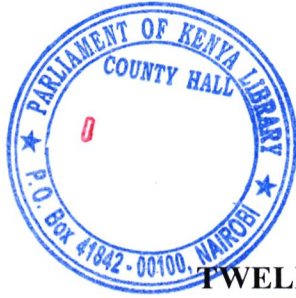


Approved for tabling in the House.

BWA
8/6/2022

REPUBLIC OF KENYA



TWELFTH PARLIAMENT – SIXTH SESSION

THE NATIONAL ASSEMBLY	
DATE: 08 JUN 2022	DAY: Wednesday
BY: Hon. Dr. R. Lukose, MP Member, SFAC.	
CLERK AT THE TABLE:	Mawani. W. Mwan

THE NATIONAL ASSEMBLY

SPECIAL FUNDS ACCOUNTS COMMITTEE

THIRTEENTH REPORT ON STATUS OF THE EQUALIZATION FUND

Directorate of Audit, Appropriations and Other Select Committees
National Assembly
Parliament Buildings
NAIROBI

June, 2022

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LIST OF ABBREVIATIONS AND ACRONYMS

CoK	-	Constitution of Kenya, 2010
CRA	-	Commission on Revenue Allocation
EFAB	-	Equalization Fund Advisory Board
FY	-	Financial Year
MDAs	-	Ministries, Departments and Agencies
PFM	-	Public Finance Management
OAG	-	Office of the Auditor-General

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CHAIRPERSON'S FOREWORD

Hon. Speaker, on behalf of the Special Funds Accounts Committee and pursuant to Standing Orders 199, it is my pleasant duty and honour to present to the House the Status Report on the Equalization Fund.

Oversight over national revenue and expenditure is amongst the roles of the National Assembly as stipulated under Article 95 (4) (c) of the Constitution of Kenya, 2010. Further, Article 226 of the Constitution provides that an Act of Parliament shall provide for the designation of an Accounting Officer in every public entity at the national level who is accountable to the National Assembly for its financial management. In addition, Article 229(8) mandates this House to debate and take appropriate action on audit reports from the Auditor-General.

In fulfillment of these constitutional provisions, the National Assembly has established various committees to examine reports of the Auditor-General to ascertain whether public funds have been utilized in a lawful, authorized, effective, efficient, economical and transparent manner. The Special Funds Accounts Committee which was established in the Fifth Session of the Eleventh Parliament following the review of the National Assembly's Standing Orders is amongst the Committees of the Twelfth Parliament that examines reports of the Auditor-General.

Examination of reports of the Auditor-General for the Equalization Fund is amongst the mandate of the Special Funds Accounts Committee as provided under the National Assembly Standing Order number 205A. This report contains current allocations made to the Equalization Fund since it became operational and status on projects financed by the Fund and implemented by various MDAs.

The Committee observed that since inception in the financial year 2011/12, the total entitlement to the Equalization Fund is Kshs. 47,383,520.543, being 0.5% of approved revenue collected by the national government each year calculated on the basis of the most recent audited accounts. However, the Fund has been allocated Kshs. 19,225,317,433 as at FY 2021/2022 out of which Kshs. 12.4 billion has been appropriated resulting to a shortfall in allocation by Kshs. 34.9 billion as at May 2022. The Committee found out that there were no allocation made to the Equalisation Fund in financial years 2011/12, 2012/13 and 2013/14 due to delay in approval of the Commission on Revenue Allocation first policy and criteria for sharing revenue among the marginalized areas, which was approved in December, 2015.

In addition, the *Guidelines on Administration of the Equalisation Fund of March 2015* which established the previous Equalization Fund Advisory Board were declared unconstitutional, null and void by the court under *Petition No 272 of 2016* made on 5th November 2019. This disbandment of former Equalization Fund Advisory Board halted the operations of the Fund, hence there were no allocations in FYs 2017/18, 2018/19, 2019/20 and 2020/21.

However, the Public Finance Management (Equalization Fund Administration) Regulations, 2021 were published through Kenya Gazette Supplement No. 69, Legal Notice No. 54 of 29th April 2021 and subsequently approved by the Parliament, which paved way for the full operationalization Board.

The Committee held a total of two meetings where it engaged the Chief Executive Officer/ Fund Administrator of the Equalization Fund Advisory Board during consideration of status of various projects funded by the Equalization Fund. The oral and written submissions received formed the basis of observations, findings and recommendations of the Committee as outlined in this report under each of the audit queries. These can also be obtained from the Minutes and Hansard Reports of Committee proceedings.

Hon. Speaker, I wish to express appreciation to my fellow Honourable Members of the Committee, the Office of the Speaker and the Clerk of the National Assembly and the Parliamentary Liaison Offices of the Auditor-General and the National Treasury for facilitating the Committee in the production of this report.

Hon. Speaker, on behalf of the Special Funds Accounts Committee, I now wish to table this report and urge the House to adopt it and its recommendations therein.



HON. KATHURI MURUNGI, M.P.
CHAIRPERSON, SPECIAL FUNDS ACCOUNTS COMMITTEE

CHAPTER ONE

1. PREFACE

1.1. Establishment and Mandate of Special Funds Accounts Committee

1. Article 124 of the Constitution of Kenya 2010 provides for the establishment of Committees of Parliament and empowers each House of Parliament to make Standing Orders for the orderly conduct of proceedings including Committee Proceedings. The National Assembly Standing Order 205A establishes the Special Funds Accounts Committee (SFAC) to examine audited accounts laid before the House of the Equalization Fund, the Political Parties Fund, the Judiciary Fund, the National Government Constituencies Development Fund and such other Fund established by law as the Speaker may direct.

1.2. Guiding Principles: Constitutional and Legal provisions on Public Finance

2. The principles of public finance under Article 201 of the Constitution of Kenya 2010 guided the Committee in the execution of its mandate. The principles require openness, accountability and public participation in financial matters as well as prudence and responsible use of public funds amongst others. Further, Article 226 (5) provides that *“If the holder of a public office, including a political office, directs or approves the use of public funds contrary to law or instructions, the person is liable for any loss arising from that use and shall make good the loss, whether the person remains the holder of the office or not”*.
3. The various legal provisions as contained in various Acts of Parliament which include the PFM Act, 2012, the repealed Public Audit Act, 2003, the Public Audit Act, 2015, the repealed Public Procurement and Disposal Act, 2005, the Public Procurement and Asset Disposal Act, 2015 as well as established customs, traditions, practices and usages also guided the Committee. Section 68 (1) of the PFM Act, 2012 provides, inter alia, that- *“An accounting officer for a national government entity including Public Funds, Parliamentary Service Commission and the Judiciary is accountable to the National Assembly. The Accounting Officer is required to ensure that the resources of the respective entity for which he or she is responsible are used in a way that is lawful and authorized, and effective, efficient, economical and transparent.”*
4. The Committee relied on these constitutional and legal provisions as the basis for inviting the Chief Executive Officer/Fund Administrator of the Equalization Fund Advisory Board during consideration of the report on Status of the Fund. The Committee also relied on additional information submitted to it on the administration and performance of the Fund to come up with general recommendations geared towards effective management of this Constitutional Fund for effective provision of basic services to the marginalized areas.

Committee Membership

5. The Committee comprises the following members: -

Chairperson

Hon. Kathuri Murungi, M.P.
Member for South Imenti Constituency

Independent Member

Vice-Chairperson

Hon. William Kamuren Chepkut, M.P.
Member for Ainabkoi Constituency

Independent Member

Members

Hon. Justus Gesito Mugali, M.P.
Member for Shinyalu Constituency
Orange Democratic Movement Party

Hon. Alfred Agoi Masadia, M.P.
Member for Sabatia Constituency
Amani National Congress Party

Hon. Dennitah Ghati, HSC, M.P.
Nominated Member (representing
Persons with Disabilities)
Orange Democratic Movement Party

Hon. Mark Lomunokol, M.P.
Member for Kacheliba Constituency
Party of Development and Reforms

Hon. Shakeel Shabbir, M.P.
Member for Kisumu Town East
Constituency
Independent Member

Hon. (Dr.) Robert Pukose, M.P.
Member for Endebess Constituency
Jubilee Party

Hon. Erastus Kivasu Nzioka, M.P.
Member for Mbooni Constituency
New Democrats Party

Hon. Esther M. Passaris, M.P.
Member for Nairobi County
Orange Democratic Movement Party

Hon. Geoffrey Omuse, M.P.
Member for Teso South Constituency
Orange Democratic Movement Party

Hon. Jared Okelo, M.P.
Member for Nyando Constituency
Orange Democratic Movement Party

Hon. Marwa Maisori Kitayama, M.P.
Member for Kuria East Constituency
Jubilee Party

Hon. Mohamed M. Ali, M.P.
Member for Nyali Constituency
Independent Member

Hon. Mwambu M. Mabongah, M.P.
Member for Bumula Constituency
Independent Member

Hon. Mohamed Ali Lokiru, M.P
Member for Turkana East Constituency
Orange Democratic Movement Party

Hon. Faith Gitau, MP
Member for Nyandarua County
Jubilee Party

Hon. (Dr.) Enoch Kibunguchy, M.P
Member for Likuyani Constituency
Ford Kenya Party

Hon. Koske Gideon Kimutai, M.P
Member for Chepalungu
Chama Cha Mashinani Party

1.3. Committee Secretariat

6. The Secretariat facilitating the Committee comprises of the following staff:

Ms. Lucy Kimathi
Principal Clerk Assistant I

Ms. Hellen Ekadeli
Clerk Assistant I

Ms. Emma Essendi
Legal Counsel I

Mr. Josphat Bundotich
Senior Serjeant-at-Arms

CPA. Joash Kosiba
Lead Fiscal Analyst

CPA. Kennedy Okinyi Owuoth
Fiscal Analyst III

Ms. Noelle Chelagat
Media Relations Officer III

Ms. Naserian Kaare
Serjeant-at-Arms II

Mr. Job Owaga
Audio Officer III

CHAPTER TWO

2. INTRODUCTION

2.1. Background Information

7. The National Assembly's roles include oversight over the national revenue and expenditure as per Article 95(4) (c) of the Constitution of Kenya. Article 229(8) mandates the National Assembly to debate and take appropriate action on audit reports within three months of receipt of the reports from the Auditor-General. Further, section 68(1) of the Public Finance Management (PFM) Act, 2012 requires accounting officers for national government entities including public funds, Parliamentary Service Commission and the Judiciary to be accountable to the National Assembly through the relevant Committee.
8. The Special Funds Accounts Committee is amongst the Committees of Parliament established pursuant to Article 124 of the Constitution of Kenya, 2010 to assist the National Assembly to undertake its constitutional mandates geared towards enhanced accountability in handling public funds. The Committee draws its mandate from Standing Order number 205A of the National Assembly's Standing Orders which amongst others, require it to examine accounts of the Equalization Fund.

2.2. The Equalization Fund

9. The Equalization Fund is established under Article 204 (1) of the Constitution of Kenya, 2010 (CoK) which requires that one half per cent (0.5%) of all the revenue collected by the National Government each year, calculated on the basis of the most recent audited revenue received, as approved by the National Assembly, to be paid into the Fund.
10. Article 204 (2) further provides that the national government shall use the Equalization Fund only to provide basic services including water, roads, health facilities and electricity to marginalized areas to the extent necessary to bring the quality of those services in those areas to the level generally enjoyed by the rest of the nation, so far as possible. Any unexpended money in the Fund at the end of a particular year shall remain in the Fund for use during any subsequent financial year.
11. As a precondition to the allocation and utilization of the Equalization Fund, Article 216(4) of the Constitution requires that the Commission on Revenue Allocation (CRA) determines, publishes and regularly reviews a policy in which it sets out the criteria by which to identify marginalized areas.
12. Article 204 of the Constitution which establishes the Fund lapses twenty years after the effective date unless Parliament enacts legislation extending the Fund for a further fixed period of six years.

2.3. Administration of the Equalization Fund

13. The Fund is administered by the Equalization Fund Advisory Board comprised of-
 - (i) the Chairperson appointed by the Cabinet Secretary in charge of National Treasury;
 - (ii) the Principal Secretary to the National Treasury or his or her representative designated in writing;
 - (iii) the Principal Secretary responsible for matters relating to devolution or his or her representative designated in writing;
 - (iv) one person from pastoralist community nominated by the National Assembly;
 - (v) one person nominated by the Senate;
 - (vi) one person nominated by the Council of Governors drawn from the areas defined as marginalized;
 - (vii) the Chief Executive Officer who shall be the secretary to the Board; and
 - (viii) three other persons nominated from organizations working in equalization fund beneficiary counties and special interest group, appointed by the Cabinet Secretary.

14. Regulation 6 of the PFM (Equalization Fund Administration) Regulations, 2021 provides for a term of six years, non-renewable, on such terms and conditions as may be specified in the instrument of appointment. Regulation 10 (3) further provides for Board expenses which shall not be more than three per cent of annual approved equalization fund allocation.

15. There were no allocations made to the Fund in the first three financial years 2011/12, 2012/13 and 2013/14 due to delay by the Commission on Revenue Allocation in coming up with the first policy identifying the marginalized areas. Any unexpended money in the Fund at the end of a particular year shall remain in the Fund for use during any subsequent financial year.

16. The total entitlement to the Fund since establishment is **Kshs. 47,383,520.543**. However, the Fund has only been allocated **Kshs. 19,225,317,433** as at FY 2021/2022 out of which Kshs. 12.4 billion has been released to the Fund, resulting to a shortfall of **Kshs. 34.9** billion as at May 2022.

CHAPTER THREE

3.1 STATUS REPORT OF THE THE EQUALIZATION FUND

17. Mr. Guyo Boru, the Chief Executive Officer and Secretary to the Equalization Fund Advisory Board appeared before the Committee on 13th May, 2022 to give a status report on the Fund.

He was accompanied by the following-

1. Ms. Tamima Ahmed Ali -Board Member representing the Council of Governors
2. Mr. Abdullahi A. Khalif -Board Member representing the National Assembly
3. Mr. Victor Odanga -Board Member representing the Senate
4. Mr. Joseph Mbatha -Board Member representing PS, National Treasury
5. Dr. Lukao Diana -EFB Secretariat Staff

3.2 Establishment of the Fund

18. The Equalization Fund is established under Article 204 (1) of the Constitution of Kenya, 2010 (CoK) which requires that one half per cent (0.5%) of all the revenue collected by the National Government each year, calculated on the basis of the most recent audited accounts of revenue received, as approved by the National Assembly, to be paid into the Fund.

19. Article 204 (2) further provides that the national government shall use the Equalization Fund only to provide basic services including water, roads, health facilities and electricity to marginalized areas to the extent necessary to bring the quality of those services in those areas to the level generally enjoyed by the rest of the nation, so far as possible.

20. As a precondition to the allocation and utilization of the Equalization Fund, article 216(4) of the Constitution requires that the Commission on Revenue Allocation (CRA) determines, publishes and regularly reviews a policy in which it sets out the criteria by which to identify marginalized areas.

21. Article 204 of the Constitution which establishes the Fund provides that it lapses twenty years after the effective date unless Parliament enacts legislation extending the Fund for a further fixed period of six years.

3.3 The Equalization Fund Advisory Board

22. The Equalisation Fund was initially administered through the defunct Equalisation Fund Advisory Board (EFAB) under “*The Guidelines on Administration of the Equalisation Fund of March 2015*” which were declared unconstitutional, null and void by the High Court ruling made in November 2019 in *Petition no. 292 of 2016*. This in effect disbanded the EFAB and stopped any further expenditure from Equalization Fund.

23. The National Treasury was directed to develop a statutory instrument on the administration of the Equalization Fund and it is on this basis that a multi-agency committee comprising of representatives from National Treasury, National Assembly, Senate, Council of Governors, Commission of Revenue Allocation and Controller of Budget was put in place to develop new Equalization Fund statutory instrument. The team developed the Public Finance Management (Equalization Fund Administration) Regulations, 2021 which were published vide Kenya Gazette Supplement No. 69, Legal Gazette Notice No. 54 of 29th April, 2021 and subsequently approved by the Parliament.

24. The Cabinet Secretary for National Treasury and Planning has since appointed the Board members and constituted the Secretariat.

3.4 Allocations to the Fund Since Inception

25. The Fund's allocations are based on CRA Policy which identifies marginalized areas. Approval of the first policy which was intended to cover financial years 2011/12, 2012/2013 and 2013/14 was done in December, 2015. Consequently, there were no allocations made to the Fund in the three financial years.

26. The total entitlement to the Fund since establishment is **Kshs. 47,383,520.543**. However, the Fund has only been allocated **Kshs. 19,225,317,433** as at FY 2021/2022 out of which **Kshs. 12.4 billion** has been released to the Fund, resulting to a shortfall of **Kshs. 34.9 billion** as at May 2022.

27. To date, the pending Bills as at 30th November, 2019 amount to Ksh.3, 097,400,277.00. However, unexpended money in the Fund at the end of a particular year is retained in the Fund Account.

28. The Equalization Fund entitlement and allocation since promulgation of the Kenya Constitution 2010 is as shown in the following table:

Equalization Fund Entitlement and Allocation Since Inception (Figures in Kenya shillings)

S/No	Financial Year	Most recent audited revenues approved by the National Assembly		Equalization Fund Allocation (KSh.)	Equalization Fund Entitlement (0.5% of most recent audited and approved revenues) (KSh.)
		Base Year for most recent audited revenues approved by National Assembly	Audited and approved revenues by National Assembly (KSh.)		
	(a)	(b)	(c)	(d)	(e)
1	2011/12	2008/2009	468,151,970,000	0	2,340,759,850
2	2012/13	2009/2010	529,300,000,000	0	2,646,500,000
3	2013/14	2010/2010	529,300,000,000	0	2,646,500,000
	SUB-TOTAL			0	
4	2014/15	2012/2013	776,900,000,000	400,000,000	3,884,500,000

5	2015/16	2012/2013	776,900,000,000	6,000,000,000	3,884,500,000
6	2016/17	2013/2014	935,600,000,000	6,000,000,000	4,678,000,000
	SUB-TOTAL			12,400,000,000 *	
7	2017/18	2013/2014	935,600,000,000	0.0	4,678,000,000
8	2018/19	2013/2014	935,600,000,000	0.0	4,678,000,000
9.	2019/20	2014/2015	1,038,035,000,000	0.0	5,190,175,000
10	2020/21	2015/2016	1,357,698,000,000	0.0	6,788,490,000
11	2021/22	2016/2017	1,357,698,000,000	6,825,317,433	6,825,317,433
	SUB-TOTAL			6,825,317,433	
GRAND TOTAL				19,225,317,433	47,383,520,543

29. As shown in the table, there were no allocation made to the Fund in the years 2017/18, 2018/19 and 2019/2020 since the Court determined that the guidelines used to administer the Equalization Fund were null and void.

30. There was no rollover of budgets from the FY 2018-2019 to the consecutive financial years (to date), IFMIS cannot generate any further reports since neither was the budget loaded nor expenditure inquired.

3.5 Disbursements from the Equalization Fund

31. A total sum of KSh.12.4 billion on Equalization Fund entitlements relating to financial years 2014/15, 2015/16 and 2016/17 has been appropriated to finance projects identified and for administrative expenses in their implementation.

32. The Fund has to date disbursed a total of **KSh.10,346,573,051 (942,313,944 + 6,937,847,293 + 2,466,411,814)** in FY 2016/17, 2017/18 and 2018/19 respectively to the Ministries, Departments and Agencies (MDAs) implementing the identified projects in the 14 marginalized counties as shown in the following tables:

Disbursements in FY 2016/17 (Figures in Kenya shillings)

COUNTIES	State Department for Irrigation	State Department Vocational & Technical Training	State department for Water	Ministry of Health	State Department for Infrastructure Roads	State Department for Energy	State department for Basic Education	The National Treasury	Total
Garissa County			97,816,106.00			70,000,000.00			167,816,106
Isiolo County			50,000,000.00			16,600,000.00			66,600,000
Kilifi County						5,750,000.00			5,750,000
Kwale County						20,000,000.00			20,000,000
Lamu County						60,000,000.00			60,000,000
Mandera County						27,000,000.00			27,000,000
Marsabit county						16,000,000.00			16,000,000
Narok County									-
Samburu County									-
Taita Taveta County									-
Tana River County						15,000,000.00			15,000,000
Turkana county									-
Wajir county									-
West Pokot County			103,782,138.00						103,782,138
Secretariat Administrative Cost	54,791,200.00	7,870,000.00	166,300,000.00	88,155,000.00	102,500,000.00	38,500,000.00	2,249,500.00		460,365,700
Total	54,791,200		417,898,244	88,155,000	102,500,000	268,850,000	2,249,500	-	942,313,944

Disbursements in FY 2017/18 (Figures in Kenya shillings)

COUNTIES	State Department for Irrigation	State Department Vocational & Technical Training	State department for Water	Ministry of Health (Health Facilities)	State Department for Infrastructure (Roads)	State Department for Energy	State department for Education Education	The National Treasury	Total
Garissa County			185,682,609.00	35,000,000.00	317,520,000.00	70,000,000.00			608,202,609.00
Isiolo County			45,158,734.00	30,900,000.00	450,300,000.00	16,600,000.00			542,958,734
Kilifi County			98,883,566.00	56,214,369.00	181,721,610.00	6,000,000.00			342,819,545
Kwale County			136,750,654.00	2,706,250.00	317,475,000.00	77,000,000.00			533,931,904
Lamu County	21,841,872.00		55,068,900.00	89,965,723.00	178,805,300.00	60,000,000.00			405,681,795
Mandera County	185,312,520.00		127,070,518.00	170,600,000.00	300,000,000.00	27,000,000.00			809,983,038
Marsabit county	106,978,800.00		46,759,121.00	94,149,100.00	148,928,000.00	16,000,000.00			412,815,021
Narok County			92,500,543.00	69,393,303.00	270,904,145.00				432,797,991
Samburu County			305,010,167.00		111,800,000.00				416,810,167
Taita Taveta County			40,255,235.00	167,725,000.00	414,500,000.00	15,000,000.00			637,480,235
Tana River County	204,327,007.00		28,171,309.00		179,000,000.00				411,498,316
Turkana county			39,847,657.00	23,750,000.00	320,066,668.00				383,664,325
Wajir county			289,454,791.00	141,200,000.00	80,000,000.00				510,654,791
West Pokot County			32,173,822.00	38,800,000.00	417,575,000.00				488,548,822
Total	518,460,199	-	1,522,787,626	920,403,745	3,688,595,723	287,600,000	-	-	6,937,847,293

Disbursements in FY 2018/19 (Figures in Kenya shillings)

COUNTIES	State Department for Irrigation	State Department Vocational & Technical Training	State department for Water	Ministry of Health (Health Facilities)	State Department for Infrastructure (Roads)	State Department for Energy	State department for Education Education	The National Treasury	Total
Garissa County			57,566,258.00						57,566,258
Isiolo County			36,361,403.50	59,750,000.00					96,111,404
Kilifi County			101,576,474.20	64,045,502.00			23,000,000.00		188,621,976
Kwale County			42,074,602.00	8,118,750.00			50,000,000.00		100,193,352
Lamu County	5,312,684.00		91,460,101.90	53,024,948.00					149,797,734
Mandera County	125,328,632.60		22,522,900.00						147,851,533
Marsabit county	189,333,006.10		50,183,477.50	122,496,400.00					362,012,884
Narok County			61,925,816.50	132,929,908.00					194,855,725
Samburu County			234,895,466.10						234,895,466
Taita Taveta County			21,005,493.00	3,975,000.00					24,980,493
Tana River County	189,059,101.30		68,993,349.35				60,000,000.00		318,052,451
Turkana county			124,963,665.40	67,500,000.00					192,463,665
Wajir county			76,137,534.00	162,800,000.00					238,937,534
West Pokot County			40,071,341.00	120,000,000.00					160,071,341
Total	509,033,424	-	1,029,737,882	794,640,508	-	-	133,000,000	-	2,466,411,814

33. Disbursement of funds from Equalization Fund by the National Treasury to MDAs are based on specific requests accompanied by certificates which are ready for payments and with approval of the Controller of Budget.

34. Out of KSh.10,346,573,051 disbursed from the Equalization Fund to MDAs since 2016/17, the MDAs have been able to spend a cumulative of KSh.7,042,468,880 or 68 % of the funds disbursed to them. This expenditure comprises KSh.121,550,052 for administrative expenses and KSh.6,920,918,828 as development expenditure.

35. The detailed development expenditures of MDAs and as per IFMIS report of 8th October, 2019 is as shown in the table below.

Development Expenditure Vote Book Status Report - for the period from Jul-18 to Jun-19 as at 30th November, 2019. (Figures in Kenya Shillings)

	Ministry / State Department	Approved Estimates (Net)	Cumulative Expenditure	Outstanding Commitments	Total Payment and Commitments	Balance
1	State Department for Infrastructure	3,638,595,723	3,638,595,723	0	3,638,595,723	0
2	Ministry of Health	1,964,219,396	1,163,561,835	0	1,163,561,835	800,657,561
3	State Department for Basic Education	133,000,000	133,000,000	0	133,000,000	0
4	Ministry of Water	2,894,905,578	1,084,107,714	289,200	1,084,396,914	1,810,508,664
5	State Department for Vocational Education	84,000,000	0	0	0	84,000,000
6	State Department for Irrigation	1,015,998,408**	701,026,789	10,235,501	711,262,290	304,736,118
7	State Department for Energy	287,600,000	190,102,066	0	190,102,066	97,497,934
		10,018,319,105	6,910,394,127	10,524,701	6,920,918,828	3,097,400,277

Source: IFMIS

3.6 Status of Projects Undertaken by implementing MDAs identified in Financial Years 2016/17, 2017/18 and 2018/19 in the 14 Counties

36. Since the promulgation of the Constitution, projects identified for funding from the Fund have been in the 14 counties based on the First Policy on marginalization. These projects were to be financed to their completion, from allocations to the Equalization Fund for the FY 2014/15, 2015/16 and 2016/17 and as appropriated in Equalization Appropriation Act of 2018. As such, projects have only been identified once and the same have been under implementation since then. New projects will thereafter be identified based on the second policy on marginalization.

37. It is important to note that the ongoing projects financed from the Equalization Fund are implemented by specific MDAs who periodically forward status reports on these projects to the National Treasury.

38. As at 31st October, 2021, and based on submission by MDAs, a total of 352 projects are financed by the Equalization Fund and are at different stages of implementation as shown in the following table:

Status of all the Equalization Projects as at 31st October, 2021.

Implementing MDA	No. of Projects	Tendering/ Awarded	Stalled/Not started	Inception	< 50%	50%-75%	76%-99%	100% (completed)
Ministry of Health	84	11	2	0	7	19	35	10
State Department for Infrastucture; through KeRRA	84	7	8	0	8	22	12	27
State Department for Irrigation	24	0	0	0	0	1	2	21
Ministry Water and Sanitation	128	0	6	0	30	20	35	37
State Department for Technical and Vocational Training	2	0	0	0	1	1	0	0
State Department of Early Learning Basic Education	10	0	0	10	0	0	0	0
Ministry of Energy	20	0	3	0	0	0	0	17
TOTAL	352	18	19	10	46	63	84	112

39. Details of each project per Sector including location (County & Constituency), Implementing Agency, Budget, Contract Sum, Amount Paid, Pending Bill, Contractor Name and respective Completion Status as submitted by respective MDAs are attached herein as Annex to this report.

3.7 Challenges encountered

40. The Fund was operationalized in the FY 2015/16 and projects to be financed from the Fund identified in December 2016. The operationalization and implementation of the Fund has faced the following challenges since inception to date:

- (a) First policy on identifying marginalized areas was intended to cover the FY 2011/12, 2012/13 and 2013/14. However, there was a delay in approval of the policy (the policy was approved in December, 2015), the policy covered FY 2014/15, 2015/16 and 2016/17;
- (b) There was an initial delay in grant of approval of the guidelines for administration of the Equalization Fund. The guidelines were approved by the National Assembly in 2016;
- (c) Delayed disbursement of funds from Equalization Fund due to lapse of the Equalization Appropriation Act, 2017. Although article 204 of the Constitution does not foresee lapse of funds appropriated to the Equalization Fund until completion of all projects identified for funding from the Fund, the Attorney General gave a legal opinion that the Act as approved then had to lapse on 30th June, 2018;
- (d) On 5th November 2019 the High Court made a ruling in *Petition no. 292 of 2016*. The ruling declared the Equalization Fund guidelines as unconstitutional, null and void. This

in effect disbanded the Equalization Fund Advisory Board (EFAB) and stopped any further expenditure from the Equalization Fund. The Board and Fund secretariat was dissolved and hence could not and did not transact any further business on Equalization Fund including, but not limited to decisions on disbursement and payment of monies relating to ongoing projects. This has had a negative bearing including stalling of ongoing projects and exposing government to litigation by contractors based on going contracts which are binding;

- (e) The National Treasury was directed to develop new statutory instrument on the administration of the Equalization Fund and the lengthy nature of the process of developing new statutory instrument has caused more delay in operationalizing of Equalization Fund; and
- (f) The implementation and completion of projects under the First Policy of Marginalization will commence tentatively in the month of June 2021.

3.8 Current Governance Status

41. The PFM (Equalization Fund Administration) Regulations, 2021 were published through Kenya Gazette Supplement No. 69, Legal Notice No 54 of 29th April 2021 and subsequently approved by the Parliament. The publication and approval of the Regulations paved the way for the full operationalization of the Equalization Fund Board.
42. The regulations were developed to:
 - (a) Establish an unincorporated Board to advise the Cabinet Secretary on the proper and effective performance of the Fund;
 - (b) Provide guidance on the administration and management of the Equalization Fund;
 - (c) Facilitate completion of ongoing projects under the first policy through payment of pending certificates;
 - (d) Provide for identification and implementation of new projects under the Second Policy and all subsequent policies; and
 - (e) Provide for the procedures in relation to winding up of the Fund.
43. The National Treasury has fully constituted Equalization Fund Advisory Board. Accordingly, the Cabinet Secretary for the National Treasury and Planning has:
 - (a) Appointed to the Board nominees from the Council of Governors, the Senate and the National Assembly, in accordance with Regulations 4(d), 4(e) and 4(f) of the PFM (Equalization Fund Administration) Regulations, 2021;
 - (b) Appointed chairperson and three (3) members of the Advisory Board as per the Regulation 4(1)(a) and 4(1)(h) respectively of PFM (Equalization Fund Administration) Regulations 2021 through Special Issue Gazette Notice No.12382 and No 12382 dated 16th, November, 2021 and also through Gazette Notice No 3 of 7th January, 2022;
 - (c) Nominated alternate to the PS-National Treasury to the Board; and

(d) Appointed the Interim Chief Executive Officer/Secretary to support the Board and constitute the secretariat.

(e) *The nomination of the alternate to the PS-Devolution is outstanding.*

3.9 Operational Status

44. The Cabinet Secretary has appointed the CEO/Secretary who is also the Fund Administrator. Consequently, the Secretariat of the Fund has been operationalized.

45. National Government staff have been deployed to the Fund. Nine (9) critical human resources personnel have reported to the Fund on interim basis to support in the full operationalization of the Fund. All Human Resource Instruments for the Fund have been developed, awaiting review by the Board and subsequent forwarding to the CS for approval.

46. The 8th Floor of the National Bank Building, Harambee Avenue had been procured under a lease agreement to provide office space for the secretariat and boardroom. The deployed staff are already working from the leased space and have an approved recurrent budget and hence it has resources to fully operationalize

47. The Fund has established contacts and linkage with respective MDAs on implementation status of projects more so for completion of projects from First Policy. The Equalization Fund Appropriation Act, 2018 which does not lapse and cover FY 2014/15, 2015/16 and 2016/17 will see successful implementation of projects under the First Policy.

48. The Fund was allocated KSh 6,825,317,433 for FY 2021/2022 and KSh 7.2 billion for FY 2022/2023 and was in the process of initiating allocation of the Equalization Fund into the appropriation/grant bill for approval by Parliament.

CHAPTER FOUR

4.0 COMMITTEE GENERAL OBSERVATIONS AND RECOMMENDATIONS ON THE EQUALIZATION FUND

49. Arising from the report submitted by the Chief Executive Officer and Secretary to the Equalization Fund Advisory Board, the Committee made the following observations:

4.1 Allocations to the Equalization Fund

50. Article 204 (1) of the Constitution of Kenya, 2010 (CoK) requires that the Fund be allocated one half per cent (0.5%) of all the revenue collected by the National Government each year, calculated on the basis of the most recent audited revenue received. Further, article 216(4) requires that the Commission on Revenue Allocation (CRA) determines, publishes and regularly reviews a policy in which it sets out the criteria by which to identify marginalized areas.

Committee Observations

51. The Committee observed that:

- (i) The first policy which covered FYs 2011/12, 2012,13 and 2013/14 was approved in December, 2015. Consequently, there were no allocations made to the Fund in the three financial years.
- (ii) The Equalization Fund was initially administered through the defunct Equalisation Fund Advisory Board (EFAB) under “*The Guidelines on Administration of the Equalisation Fund of March 2015*” which were declared unconstitutional, null and void by the High Court ruling made in November 2019 on *Petition no. 292 of 2016*. In the ruling, the National Treasury was directed to develop new statutory instrument on the administration of the Equalization Fund.
- (iii) The National Treasury in compliance with the court ruling developed the *Public Finance Management (Equalization Fund Administration) Regulations, 2021* which were published and gazetted on 29th April, 2021. As a result, there were no allocations made to the Fund in FYs 2017/18, 2018/19, 2019/20; and
- (iv) The total entitlement to the Fund since establishment is Kshs. 47,383,520.543. However, the Fund has only been allocated Kshs. 19,225,317,433 as at FY 2021/2022 out of which Kshs. 12.4 billion has been released to the Fund, resulting to a shortfall of Kshs. 34.9 billion as at May 2022.

Committee Recommendation

52. The Committee recommends that the Cabinet Secretary in charge of the National Treasury expedites allocation of funds to the Equalization Fund as provided in the Constitution.

4.2 Implementation of projects

53. The Committee observed that projects under the Equalization Fund are implemented by MDAs, and that payments are based on requests accompanied by certificates which are ready for payment with approval by the Controller of Budget.

54. The Committee further observed that:

- (i) The total disbursements made to MDAs implementing projects in the fourteen counties was Ksh. 10,346,573,051;
- (ii) Implementing MDAs had spend a cumulative of Ksh. 7,042,468,880 which comprised of Ksh. 6,920,918,828 on payments and commitments to projects and Ksh. 121,550,052 as administrative cost, resulting to balances/pending bills of Ksh. 3,097,400,277 as at November, 2019;
- (iii) A total of 352 projects had been identified in the 14 Counties, with only 112 (32%) reported as completed;
- (iv) The Ministry of Water and Sanitation had implemented the highest number of projects, with 37 reported as complete as at October, 2021;
- (v) The State Department of Early Learning Basic Education had not initiated any of the 10 projects; and
- (vi) The Ministry of Energy had completed seventeen out of twenty projects identified in various counties.

Committee Recommendation

55. **The Equalization Fund Advisory Board ensures approved and incomplete and/or stalled projects are fully implemented. This will ensure that mitigation measures towards improving quality of life to the citizens in the marginalized areas are realized as envisaged in the Constitution.**

4.3 Administration of the Equalization Fund

56. Section 18(1) of the Public Finance Management Act, 2012 provides that “ *the National Treasury shall administer the Equalisation Fund in accordance with Article 204 of the Constitution*”. Further, Section 24 (5) provides that “*the Cabinet Secretary shall designate a person to administer every national public fund*”.

57. In addition, Regulation 20 (i) of the Public Finance Management (National Government) Regulations, 2015 designates the role of administration of the Equalization Fund amongst others to the Accountant-General.

Committee Observations

58. The Committee observed that:

- (i) **The Public Finance Management (Equalization Fund Administration) Regulations, 2021 have not expressly provided for an Administrator of the Fund/Accounting Officer.**
- (ii) **Regulation 20 (i) of the Public Finance Management (National Government) Regulations, 2015 designates the role of administration of the Equalization Fund amongst others to the Accountant-General.**

- (iii) **The Chief Executive Officer/Secretary to Equalization Advisory Board had been appointed by the Cabinet Secretary for the National Treasury vide Letter NT/EFAB/GEN/01/A dated 17th February, 2022 as the Administrator of the Fund in line with section 18 (1) and 24 (5) of the PFM Act, 2012.**

Committee recommendation

59. **The Committee recommends an amendment to the Public Finance Management (Equalization Fund Administration) Regulations, 2021 to expressly provide for the person to be appointed as the Fund Administrator and the Accounting Officer of the Equalization Fund Advisory Board.**

4.4 Representation to the Equalization Fund Advisory Board

60. Regulation 4(1) (d) and (e) provides for a person nominated by the National Assembly and Senate respectively as Members of the Equalization Fund Board for a period of six years, non-renewable, on such terms and conditions as may be specified in the instrument of appointment. Further, regulation 10 (3) provides for Board expenses of not more than three percent of annual approved equalization fund allocation.

Committee observation

61. **The Committee observed the there were no formal structures in place to support linkage between the two representatives and Parliament as an institution. This include timely feedback to Members of Parliament concerns on issues pertaining to implementation of projects under the Equalization Fund.**

Committee recommendations

62. The Committee recommends that:
- (i) **The Equalization Fund Advisory Board to adequately facilitate representatives of Parliament through provision of functional physical offices at the Equalization Fund Advisory Board secretariat. This will ensure that the representatives are reachable to Members of parliament to resolve issues of concern to their representatives; and**
 - (ii) **Each House of Parliament to provide liaison services with the representatives at the Board for the effective resolution of concerns that may arise from Members.**

Signed: _____ Date: 31-05-2022

THE NATIONAL ASSEMBLY
HON. KATHURI MURUNGI, MP
CHAIRPERSON, SPECIAL FUNDS ACCOUNTS COMMITTEE

DATE: 08 JUN 2022

TABLED BY:	
CLERK-AT THE-TABLE:	

MINUTES OF THE 6TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE HELD ON TUESDAY, 31ST MAY, 2022 IN COMMITTEE ROOM, 5TH FLOOR, CONTINENTAL HOUSE AT 10.00 A.M.

PRESENT

- | | | |
|------------------------------------|---|-------------------------|
| 1. Hon. Kathuri Murungi, M.P. | - | Chairperson (Zoom) |
| 2. Hon. William K. Chepkut, M.P. | - | Vice Chairperson (Zoom) |
| 3. Hon. Esther Passaris, M.P. OGW | | |
| 4. Hon. Mohamed Ali, M.P. | - | Zoom |
| 5. Hon. Mark Lomunokol, M.P. | - | Zoom |
| 6. Hon. Geoffrey Omuse, M.P. | - | Zoom |
| 7. Hon. Erastus Kivasu, M.P. | - | Zoom |
| 8. Hon. Jared Okelo, M.P. | - | Zoom |
| 9. Hon. Justus Kizito, M.P. | - | Zoom |
| 10. Hon. Alfred Agoi, M.P. | - | Zoom |
| 11. Hon. (Dr.) Robert Pukose, M.P. | - | Zoom |
| 12. Hon. Marwa Kitayama, M.P. | - | Zoom |
| 13. Hon. Shakeel Shabbir, M.P. CBS | - | Zoom |
| 14. Hon. Mwambu Mabongah, M.P. | - | Zoom |

APOLOGIES

1. Hon. Faith Gitau, M.P.
2. Hon. Dennitah Ghati, M.P. HSC
3. Hon. Mohamed Ali Lokiru, M.P.
4. Hon. Dr. Enock Kibunguchy, M.P.
5. Hon. Gideon Koskei Kimutai, M.P

COMMITTEE SECRETARIAT

- | | | |
|-----------------------|---|-----------------------|
| 1. Ms. Hellen Ekaeli | - | First Clerk Assistant |
| 2. Ms. Emma Essendi | - | Legal Counsel |
| 3. Mr. Kennedy Okinyi | - | Fiscal Analyst |
| 4. Mr. Job Owaga | - | Audio Officer |
| 5. Mr. Meshack Mutali | - | Office Attendant |

MIN.NO./NA/SFAC/2022/025 - PRAYER AND ADOPTION OF AGENDA

The Hon. Esther Passaris, M.P. called the meeting to order at 10.10 a.m. with a word of prayer. The Agenda of the meeting was adopted as circulated on a proposal by Hon. Jared Okelo, M.P. and seconded by Hon. Shakeel Shabbir, M.P.

1. Prayers
2. Confirmation of minutes.
3. Adoption of Report on Lands Settlement Fund for FY 2020/2021.

4. Adoption of status Report of Equalization Fund.
5. Adjournment/Date of next meeting.

MIN.NO./NA/SFAC/2021/026 - CONFIRMATION OF MINUTES

The minutes of the 5th Sitting of the Committee was confirmed as true records of the proceedings of the meeting having been proposed by Hon. Shakeel Shabbir, M.P. and seconded by Hon. Jared Okelo, M.P.

MIN.NO/NA/SFAC/2022/027 - ADOPTION OF REPORT ON LANDS SETTLEMENT FUND FOR FY 2020/2021.

Having gone through the report, the Committee adopted the report as true proceedings as proposed by Hon. Shakeel Shabbir, M.P. and seconded by Hon. Dr. Robert Pukose, M.P.

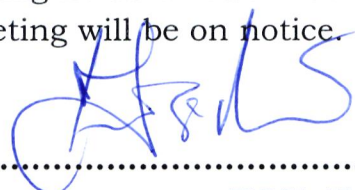
MIN.NO/NA/SFAC/2021/028 - ADOPTION OF STATUS REPORT OF EQUALIZATION FUND

The Committee confirmed and adopted the report as the true proceedings as proposed by Hon. Jared Okelo, M.P. and seconded by Hon. Marwa Kitayama, M.P.

MIN./NO./NA/SFAC/2022/029 - ADJOURNMENT/DATE OF NEXT MEETING

There being no other business the meeting was adjourned at 10.40 a.m. and the next meeting will be on notice.

Signed.....Date.....





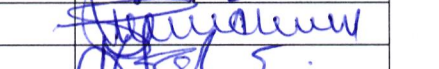
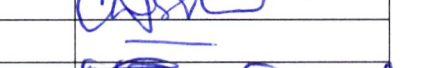

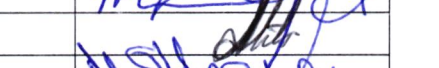

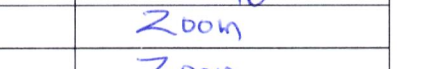
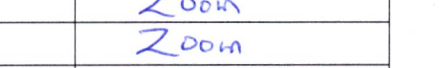
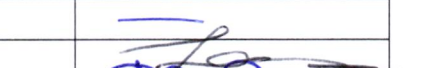





31/05/2022

HON. KATHURI MURUNGI, M.P.
(Chairperson)

ANNEXURE 2

**THE SPECIAL FUNDS ACCOUNTS COMMITTEE
ADOPTION SCHEDULE**

We, the undersigned Members of the Special Funds Accounts Committee, today 21st May, 2022 do hereby affix our signatures to this **TWELFTH REPORT ON AUDITED FINANCIAL STATEMENTS FOR THE LAND SETTLEMENT FUND FOR FINANCIAL YEARS 2019/2020 AND 2020/2021 AND THE STATUS REPORT OF THE EQUALIZATION FUND** to affirm our approval and confirm accuracy, validity and authenticity:

NAME	SIGNATURE
1. Hon. Kathuri Murungi, M.P. - Chairperson	
2. Hon. William Chirchir Chepkut, M.P. - Vice- Chairperson	
3. Hon. Justus Kizito Mugali, M.P.	
4. Hon. Shakeel Shabbir Ahmed, CBS, M.P.	
5. Hon. (Dr.) Robert Pukose, M.P	
6. Hon. Dennitah Ghati, HSC, M.P.	
7. Hon. Erastus Kivasu Nzioka, M.P.	
8. Hon. Alfred Agoi Masadia, M.P.	
9. Hon. Marwa Kitayama Maisori, M.P.	
10. Hon. Esther M. R. Passaris, OGW, M.P.	
11. Hon. Mwambu Mabongah, M.P.	ZOOM
12. Hon. Geoffrey Omuse, M.P.	ZOOM
13. Hon. Mark Lomunokol, M.P	ZOOM
14. Hon. Mohamed Ali, M.P	ZOOM
15. Hon. Faith Gitau, M.P.	
16. Hon. Jared Okello, M.P.	
17. Hon. Mohamed Ali Lokiru, M.P.	
18. Hon. (Dr.) Enock Kibunguchy, MP	
19. Hon. Koske Gideon Kimutai, M.P.	

MINUTES OF THE 1ST SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 9.30 A.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Jared Okelo, M.P.
12. Hon. Mark Lomunokol, M.P.
13. Hon. Geoffrey Omuse, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P.

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghata, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

EQUALIZATION FUND ADVISORY BOARD

1. Mr. Guyo Boru - CEO/Secretary to the Board
2. Ms. Tamima Ahmed Ali - Board Member/Council of Governors
3. Mr. Victor Odanga - Board Member/Senate
4. Mr. Joseph Mbatha - Board Member/Treasury

5. Mr. Abdullahi A Khalif - Board Member/Parliament
6. Dr. Lukabo Diana - Equalization Fund Secretariat

MIN.NO./NA/SFAC/2022/001 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 9.45 am with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers
2. Confirmation of minutes
3. Matters Arising
4. Meeting with Equalization Fund Advisory Board
5. Adjournment

MIN.NO./NA/SFAC/2022/002 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/003 - MEETING WITH EQUALIZATION FUND ADVISORY BOARD

Mr. Guyo Boru, the CEO and Secretary to Equalization Fund Advisory Board appeared before the Committee on Friday, 13th May, 2022 and was accompanied by the following officers-

1. Ms. Tamima Ahmed Ali - Board Member
2. Mr. Victor Odanga - Board Member
3. Mr. Joseph Mbatha - Board Member
4. Mr. Abdullahi A Khalif - Board Member
5. Dr. Lukabo Diana - EFB Secretariat

The CEO took the Committee through the operations of the Fund since the appointment of the new Board Members. A summary of appropriations into the Equalization Fund since inception up to date was tabled before the Committee. It was stated that the disbursements was based on the first policy on marginalization which identified 14 Counties as marginalised areas.

MIN.NO./NA/SFAC/2022/004 - ADJOURNMENT

There being no other business the meeting was adjourned at 1.30 pm.

Signed.....

Date.....

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 2ND SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 2.30 P.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P.

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghati, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

EQUALIZATION FUND ADVISORY BOARD

1. Mr. Guyo Boru - CEO/Secretary to the Board
2. Ms. Tamima Ahmed Ali - Board Member/Council of Governors
3. Mr. Victor Odanga - Board Member/Senate
4. Mr. Joseph Mbatha - Board Member/Treasury

5. Mr. Abdullahi A Khalif - Board Member/Parliament
6. Dr. Lukabo Diana - Equalization Fund Secretariat

MIN.NO./NA/SFAC/2022/005 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 2.40 pm with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers
2. Confirmation of minutes
3. Matters Arising
4. Meeting with Equalization Fund Advisory Board
5. Adjournment

MIN.NO./NA/SFAC/2022/006 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/007 - MEETING WITH EQUALIZATION FUND ADVISORY BOARD

Mr. Guyo Boru, the CEO and Secretary to Equalization Fund Advisory Board appeared before the Committee on Friday, 13th May, 2022 and was accompanied by the following officers-

1. Ms. Tamima Ahmed Ali - Board Member
2. Mr. Victor Odanga - Board Member
3. Mr. Joseph Mbatha - Board Member
4. Mr. Abdullahi A Khalif - Board Member
5. Dr. Lukabo Diana - EFB Secretariat

The Committee was informed that the Board plans to develop a structure to oversee the projects under the First Policy to be completed before implementing the projects under the Second Policy. It was noted that the ongoing projects financed from the Equalization are implemented by specific MDAs who periodically forward status reports on these projects to the National Treasury.

MIN.NO./NA/SFAC/2022/008 - ADJOURNMENT

There being no other business the meeting was adjourned at 4.30 pm.

Signed.....  Date..... 

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 3RD SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 9.30 A.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P.

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghati, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/009 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 9.40 am with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers
2. Confirmation of minutes
3. Matters Arising
4. Consideration of draft report on Status of Equalization Fund
5. Adjournment

MIN.NO./NA/SFAC/2022/010 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/011 - CONSIDERATION OF DRAFT REPORT ON STATUS OF EQUALIZATION FUND

1.0 Status of Projects Undertaken by implementing MDAs identified in Financial Years 2016/17, 2017/18 and 2018/19 in the 14 Counties

The Committee was informed that as at 31st October, 2021, and based on submission by MDAs, a total of 352 projects are financed by the Equalization Fund and are at different stages of implementation as shown in the following table:

Status of all the Equalization Projects as at 31st October, 2021.

Implementing MDA	No. of Projects	Tendering/ Awarded	Stalled/Not started	Inception	< 50%	50%-75%	76%-99%	100% (completed)
Ministry of Health	84	11	2	0	7	19	35	10
State Department for Infrastructure; through KeRRA	84	7	8	0	8	22	12	27
State Department for Irrigation	24	0	0	0	0	1	2	21
Ministry Water and Sanitation	128	0	6	0	30	20	35	37
State Department for Technical and Vocational Training	2	0	0	0	1	1	0	0
State Department of Early Learning Basic Education	10	0	0	10	0	0	0	0
Ministry of Energy	20	0	3	0	0	0	0	17
TOTAL	352	18	19	10	46	63	84	112

2.0 Challenges Encountered

The Fund was operationalized in the FY 2015/16 and projects to be financed from the Fund identified in December 2016. The operationalization and implementation of the Fund has faced the following challenges since inception to date:

- (a) First policy on identifying marginalized areas was intended to cover the FY 2011/12, 2012/13 and 2013/14. However, there was a delay in approval of the policy (the policy was approved in December, 2015), the policy covered FY 2014/15, 2015/16 and 2016/17;

- (b) There was an initial delay in grant of approval of the guidelines for administration of the Equalization Fund. The guidelines were approved by the National Assembly in 2016;
- (c) Delayed disbursement of funds from Equalization Fund due to lapse of the Equalization Appropriation Act, 2017. Although Article 204 of the Constitution does not foresee lapse of funds appropriated to the Equalization Fund until completion of all projects identified for funding from the Fund, the Attorney General gave a legal opinion that the Act as approved then had to lapse on 30th June, 2018;
- (d) On 5th November 2019 the High Court made a ruling in *Petition no. 292 of 2016*. The ruling declared the Equalization Fund guidelines as unconstitutional, null and void. This in effect disbanded the Equalization Fund Advisory Board (EFAB) and stopped any further expenditure from the Equalization Fund. The Board and Fund secretariat was dissolved and hence could not and did not transact any further business on Equalization Fund including, but not limited to decisions on disbursement and payment of monies relating to ongoing projects. This has had a negative bearing including stalling of ongoing projects and exposing government to litigation by contractors based on going contracts which are binding;
- (e) The National Treasury was directed to develop new statutory instrument on the administration of the Equalization Fund and the lengthy nature of the process of developing new statutory instrument has caused more delay in operationalizing of Equalization Fund; and
- (f) The implementation and completion of projects under the First Policy of Marginalization will commence tentatively in the month of June 2021.

3.0 Current Governance Status

1. The PFM (Equalization Fund Administration) Regulations, 2021 were published through Kenya Gazette Supplement No. 69, Legal Notice No 54 of 29th April 2021 and subsequently approved by the Parliament. The publication and approval of the Regulations paved the way for the full operationalization of the Equalization Fund Board.
2. The regulations were developed to:
 - (a) Establish an unincorporated Board to advise the Cabinet Secretary on the proper and effective performance of the Fund;
 - (b) Provide guidance on the administration and management of the Equalization Fund;
 - (c) Facilitate completion of ongoing projects under the first policy through payment of pending certificates;
 - (d) Provide for identification and implementation of new projects under the Second Policy and all subsequent policies; and
 - (e) Provide for the procedures in relation to winding up of the Fund.
3. The National Treasury has fully constituted Equalization Fund Advisory Board. Accordingly, the National Treasury and Planning Cabinet Secretary has:
 - (a) Appointed to the Board nominees from the Council of Governors, the Senate and the National Assembly, in accordance with Regulations 4(d), 4(e) and 4(f) of the PFM (Equalization Fund Administration) Regulations, 2021;

- (b) Appointed chairperson and three (3) members of the Advisory Board as per the Regulation 4(1)(a) and 4(1)(h) respectively of PFM (Equalization Fund Administration) Regulations 2021 through Special Issue Gazette Notice No.12382 and No 12382 dated 16th, November, 2021 and also through Gazette Notice No 3 of 7th January, 2022;
- (c) Nominated alternate to the PS-National Treasury to the Board; and
- (d) Appointed the Interim Chief Executive Officer/Secretary to support the Board and constitute the secretariat.
- (e) *The nomination of the alternate to the PS-Devolution is outstanding.*

4.0 Operational Status

1. The Cabinet Secretary has appointed the CEO/Secretary who is also the Fund Administrator. Consequently, the Secretariat of the Fund has been operationalized.
2. National Government staff have been deployed to the Fund. Nine (9) critical human resources personnel have reported to the Fund on interim basis to support in the full operationalization of the Fund. All Human Resource Instruments for the Fund have been developed, awaiting review by the Board and subsequent forwarding to the CS for approval.
3. The 8th Floor of the National Bank Building, Harambee Avenue had been procured under a lease agreement to provide office space for the secretariat and boardroom. The deployed staff are already working from the leased space and have an approved recurrent budget and hence it has resources to fully operationalize
4. The Fund has established contacts and linkage with respective MDAs on implementation status of projects more so for completion of projects from First Policy. The Equalization Fund appropriation Act, 2018 that does not lapse and cover FY 2014/15, 2015/16 and 2016/17 will see successful implementation of projects under the First Policy.
5. The Fund was allocated KSh 6,825,317,433 for FY 2021/2022 and KSh 7.2 billion for FY 2022/2023 and was in the process of initiating allocation of the Equalization Fund into the appropriation/grant bill for approval by Parliament.

MIN.NO./NA/SFAC/2022/012 - ADJOURNMENT

There being no other business the meeting was adjourned at 1.30 pm.

Signed.......... Date.....

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 4TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 2.30 P.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P.

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghati, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/013 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 2.45 pm with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers
2. Confirmation of minutes
3. Matters Arising
4. Consideration of draft report on Status of Equalization Fund
5. Adjournment

MIN.NO./NA/SFAC/2022/014 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/015 - CONSIDERATION OF DRAFT REPORT ON STATUS OF EQUALIZATION FUND

The Committee made the following observations and recommendations on the Equalization Fund:

1.0 Allocations to the Equalization Fund

Article 204 (1) of the Constitution of Kenya, 2010 (CoK) requires that the Fund be allocated one half per cent (0.5%) of all the revenue collected by the National Government each year, calculated on the basis of the most recent audited revenue received. Further, Article 216(4) requires that the Commission on Revenue Allocation (CRA) determines, publishes and regularly reviews a policy in which it sets out the criteria by which to identify marginalized areas.

Committee Observations

- (i) The Committee observed that the first policy, which covers FYs 2011/12, 2012/13 and 2013 /14, was approved in December 2015. Consequently, there were no allocations made to the Fund in the three financial years.
- (ii) The Committee further observed that the Fund was initially administered through the defunct Equalisation Fund Advisory Board (EFAB) under “*The Guidelines on Administration of the Equalisation Fund of March 2015*” which were declared unconstitutional, null and void by the High Court ruling made in November 2019 on *Petition no. 292 of 2016*. In the ruling, the National Treasury was directed to develop new statutory instrument on the administration of the Equalization Fund.
- (iii) The Committee also observed that the National Treasury in compliance with the ruling developed the Public Finance Management (Equalization Fund Administration) Regulations, 2021 which were published and gazetted on 29th April, 2021. As a result, there were no allocations made to the Fund in FYs 2017/18, 2018/19, 2019/20; and
- (iv) The total entitlement to the Fund since establishment is Kshs. 47,383,520.543. However, the Fund has only been allocated Kshs. 19,225,317,433 as at FY 2021/2022 out of which Kshs. 12.4 billion has been released to the Fund, resulting to a shortfall of Kshs. 34.9 billion as at May 2022.

Committee Recommendation

The Committee recommends that the Cabinet Secretary in charge of the National Treasury expedites allocation of funds to the Equalization Fund as provided in the Constitution.

2.0 Implementation of projects

The Committee observed that projects under the Equalization Fund are implemented by MDAs, and that payments are based on requests accompanied by certificates which are ready for payment with approval by the Controller of Budget. The Committee further observed that:

- a. The total disbursements made to MDAs implementing projects in the fourteen counties was Ksh. 10,346,573,051.
- b. Implementing MDAs have been able to spend a cumulative of Ksh. 7,042,468,880, which comprise of Ksh. 6,920,918,828 on payments and commitments to projects and Ksh. 121,550,052 as administrative cost, resulting to balances/pending bills of Ksh. 3,097,400,277 as at November 2019.
- c. A total of 352 projects had been identified in the 14 Counties, with only 112 (32%) reported as completed.
- d. The Ministry of Water and Sanitation was implementing the highest number of projects, with 37 reported as complete as at October 2021. The State Department of Early Learning Basic Education had not initiated any of the 10 projects whilst Ministry of Energy had completed 17 out of the 20 projects.

Committee Recommendation

The Equalization Fund Advisory Board ensures approved and incomplete and/or stalled projects are fully implemented. This will ensure that mitigation measures towards improving quality of life to the citizens in the marginalized areas are realized as envisaged in the Constitution.

3.0 Administration of the Equalization Fund

Section 18(1) of the Public Finance Management Act, 2012 provides that “*the National Treasury shall administer the Equalisation Fund in accordance with Article 204 of the Constitution*”. Further, Section 24 (5) provides that “*the Cabinet Secretary shall designate a person to administer every national public fund*”. In addition, Regulation 20 (i) of the Public Finance Management (National Government) Regulations, 2015 designates the role of administration of the Equalization Fund amongst others to the Accountant-General.

Committee Observations

- (i) The Public Finance Management (Equalization Fund Administration) Regulations, 2021 have not expressly provided for an Administrator of the Fund/Accounting Officer.

- (ii) Regulation 20 (i) of the Public Finance Management (National Government) Regulations, 2015 designates the role of administration of the Equalization Fund amongst others to the Accountant-General.
- (iii) The Chief Executive Officer/Secretary to Equalization Advisory Board had been appointed by the Cabinet Secretary for the National Treasury vide Letter NT/EFAB/GEN/01/A dated 17th February, 2022 as the Administrator of the Fund in line with section 18 (1) and 24 (5) of the PFM Act, 2012.

Committee recommendation

The Committee recommends an amendment to the Public Finance Management (Equalization Fund Administration) Regulations, 2021 to expressly provide for the person to be appointed as the Fund Administrator and the Accounting Officer of the Equalization Fund Advisory Board.

4.0 Representation to the Equalization Fund Advisory Boards

Regulation 4(1) (d) and (e) provides for a person nominated by the National Assembly and Senate respectively as Members of the Equalization Fund Board for a period of six years, non-renewable, on such terms and conditions as may be specified in the instrument of appointment. Further, regulation 10 (3) provides for Board expenses of not more than three percent of annual approved equalization fund allocation.

Committee observation

The Committee observed that there were no formal structures in place to support linkage between the two representatives and Parliament as an institution. This includes timely feedback to Members of Parliament concerns on issues pertaining to implementation of projects under the Equalization Fund.

Committee recommendations

- (i) The Equalization Fund Advisory Board to consider providing physical offices to the representatives of Parliament at the secretariat to ensure that they undertake their mandate effectively; and
- (ii) Each House of Parliament to provide liaison services with the representatives at the Board for the effective resolution of concerns that may arise from Members.

MIN.NO./NA/SFAC/2022/016 - ADJOURNMENT

There being no other business the meeting was adjourned at 4.30 pm.

Signed.....  Date..... 

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 5TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 9.30 A.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P.

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghati, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/017 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 9.45 pm with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers

2. Confirmation of minutes
3. Matters Arising
4. Consideration of draft report on Lands Settlement Fund
5. Adjournment

MIN.NO./NA/SFAC/2022/018 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/019 - CONSIDERATION OF DRAFT REPORT ON LANDS SETTLEMENT FUND

The Committee deliberated on the report and resolved on the observations and recommendations as stated below:

1.0 LAND SETTLEMENT FUND FOR THE FINANCIAL YEAR 2019/2020

1. Unsupported Balances

The statement of changes in net assets reflects an opening balance as at 1 July, 2019 of Kshs. 13,266,170,244 which includes net transfers to or from accumulated surplus totalling to Kshs. 11,665,052,516. However, and as previously reported, the Management did not provide details on where the balances were transferred to or from. Supporting schedules for the balances transferred were also not provided for audit verification. In the circumstances, the accuracy of the financial statements for the year ended 30th June, 2020 could not be confirmed.

Committee observations

The Committee observed that:

- (i) The query was carried from the previous financial year and had been resolved as contained in the adopted report by the House relating to the Audit Report for the FY 2018/2019.
- (ii) The Committee marked the matter as resolved.

2. Trade receivables

As disclosed in Note 9 to the financial statements, the statement of financial position reflects a balance of Kshs. 12,296,090,253 under trade receivables.

Committee observations

The Committee observed that the query was carried from the previous financial year and had been resolved as contained in the adopted report by the House relating to the Audit Report for the FY 2018/2019.

2.2 Imprest

The trade receivables balance also includes outstanding imprest of Kshs. 3,709,130 wrongly classified under trade receivables instead of receivables from on-exchange transactions. Further, the imprest balance of Kshs. 3,709,130 was due but had not been surrendered as at the time of audit in November, 2020. This is contrary to regulation 93(5) of the Public Finance Management (National Government) Regulations, 2015

which states that a holder of a temporary imprest shall account or surrender the imprest within seven (7) working days after returning to the duty station.

Regulation 93(6) further provides that in the event of the imprest holder failing to account for or surrender the imprest on the due date, the Accounting Officer shall take immediate action to recover the full amount from the salary of the defaulting officer with an interest at the prevailing Central Bank rate. Although Management has written to the relevant institutions for recoveries to be effected from the officers' dues and remitted to the Fund, progress made has not been disclosed.

Committee observations

The Committee observed that the imprest has since been recovered hence the audit query stands resolved.

Committee recommendation

The committee recommends that the Accounting Officer must at all times ensure that the processing and surrender of imprest complies with provisions of regulation 93(5) of the Public Finance Management (National Government) Regulations, 2015.

2.3 Long Outstanding Land and Development Loans

The trade receivables balance further includes amounts of Kshs. 6,946,330,739 and Kshs. 70,555,451 in respect of land loans receivables and development loans receivables respectively. However, a review of the supporting schedules indicated that these loans were issued to settlers from the year 1962 but remained outstanding as at 30 June, 2020. No explanation has been provided for the long outstanding balances on land and development loans.

Committee observations

The Committee observed that:

- (i) The long outstanding loans of Kshs. 6,946,330,739 and Kshs. 70,555,451 in respect of land loans receivables and development loans receivables respectively, were issued to settlers from the year 1962 but remained outstanding as at 30 June, 2020.
- (ii) The long outstanding loans resulted from the slow pace of loan repayment caused by tedious manual bill processing and dispatch processes previously in place. The accounting officer had digitized billing and loan repayment processes geared towards improving loan recoverability; and
- (iii) The accounting officer had put adequate measures to ensure outstanding loans are settled before discharge and registration of land parcels to beneficiaries.

Committee recommendations

- (i) Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details to the National Assembly and take necessary actions to fast track on loan repayments including repossession of the land to recover the outstanding loans;

- (ii) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan recovery; and
- (iii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

2.4 Long Outstanding Interest Receivable

The trade receivables balance in addition, includes interest receivable of Kshs. 5,275,494,933 which has accumulated over the years on loans issued to settlers since 1962 and whose recoverability remains doubtful as at 30 June, 2020. In the circumstances and in the absence of the provisions against the long outstanding debts, the accuracy and recoverability of the reported trade receivables balance of Kshs. 12,296,090,253 could be confirmed.

Committee observations

The Committee observed that:

- (i) Interest receivable of Kshs. 5,275,494,933 has accumulated over the years on loans issued to settlers since 1962.
- (ii) The Settlers had slow pace of loan repayment.

Committee Recommendations

The Committee recommended:

Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details to the National Assembly and take necessary actions to fast track on loan interest repayments including repossession of the land to recover the outstanding loans interest;

- (i) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan interest recovery; and
- (ii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

3. Inaccuracy of Trade and Other Payables from Exchange Transactions

As disclosed in Note 12 to the financial statements, the statement of financial position reflects a nil balance under trade and other payables from exchange transactions. However, and as previously reported, the balance excludes unsupported opening balances as detailed below:

Committee observations

The issue was carried from the previous financial year and had been resolved as contained in the adopted report by the House relating to the Audit Report for the FY 2018/2019.

Committee Recommendation

The committee recommended that Accounting Officers must at all times ensure that they provide accurate records and other supporting documents pursuant to Section 9 (1) (e) of the Public Audit Act, 2015.

4. Non-Resettlement of Internally Displaced Persons

As per a sales agreement dated 3 October, 2012, the Fund purchased a parcel of land in Kisima Njoro L.R. No. 9216 at a cost of Kshs. 396,984,000 for resettlement of Internally Displaced Persons (IDPs). However, during a physical verification of the farm in the month of September, 2019, it was noted that the land had not been surveyed or sub-divided and therefore, the beneficiaries had not been resettled seven (7) years after the purchase of the land. The matter remained un-resolved as at the time this audit report was finalized. Consequently, the objective for which the land was acquired had not been achieved as at 30 June, 2020.

Committee observations

The Committee observed that:

- (i) The beneficiaries had not been re-settled since the land at Kisima Njoro L.R No.9216 had not been surveyed nor sub-divided at the time of the Audit.
- (ii) Another case was filed under Environment and Land Court suit No. 19 of 2020 stopping sub-division of the land.
- (iii) The matter was resolved as submitted by the Accounting Officer on 9th May, 2022.

2.0 LAND SETTLEMENT FUND FOR THE FINANCIAL YEAR 2020/2021

1. Long Outstanding Trade Receivables

As disclosed in Note 9 to the financial statements, the statement of financial position reflects trade receivables of Kshs. 12,188,377,058. Included in this balance is land loans and development loan issued amounting to Kshs. 6,896,185,412 and Kshs. 69,819,548 respectively. Some of these loans were issued to settlers as far back as the year 1962 and have remained outstanding to date. In addition, the Fund management has no clear policy on evaluation of the account receivables from time to time to determine the recoverability of the outstanding loans. Consequently, the accuracy and recoverability of the trade receivables balance of Kshs. 12,188,377,058 as at 30 June, 2021 could not be confirmed.

Committee observations

The Committee observed that the issue on outstanding loans was carried forward from the previous financial year and that the Committee had pronounced itself on the issue.

Committee recommendations

The Committee recommended that:

- (i) Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details

to the National Assembly and take necessary actions to fast track on loan repayments including repossession of the land to recover the outstanding loans;

- (ii) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan recovery; and
- (iii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

2. Long Outstanding Interest Receivables

As disclosed in Note 9 to the financial statements, the trade receivables balance of Kshs. 12,188,377,058 also includes an amount of Kshs. 5,222,372,098 relating to interest receivable which has accumulated over the years on loans issued to settlers since 1962. It was observed that the Fund continued to compound cumulative interest as long as the loan remained outstanding without due consideration to the recoverability. In the circumstances, the accuracy and recoverability of the long outstanding interest receivable balance of Kshs. 5, 222,372,098 as at 30 June, 2021 could not be confirmed.

Committee observations

The Committee observed that the issue on outstanding interest receivables was carried forward from the previous financial year and that the Committee had pronounced itself on the issue.

Committee Recommendations

- (i) Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details to the National Assembly and take necessary actions to fast track on loan interest repayments including repossession of the land to recover the outstanding interest loans;
- (ii) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan recovery; and
- (iii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

OTHER MATTERS

1. Budgetary Control and Performance

The statement of comparative budget and actual amounts for the year ended 30 June, 2021 reflects final budgeted expenditure and actual expenditure of Kshs. 1,078,018,391 and Kshs. 905,071,988 respectively resulting to under-expenditure of Kshs. 172,946,403 or about 16 % of the budgeted amount. The under-expenditure affected

the planned activities and may have impacted negatively on the delivery of land settlement services to the public.

Committee Observation

The committee observed that:

- (i) Fund absorption rate was approximately 84% in relation to its final budget and actual expenditure; and
- (ii) The explanation by the accounting officer on the failure to spend budgetary provision as required was persuasive and therefore marked the matter resolved.

2.0 Undistributed land

2.1 Kisima Njoro for Resettlement of Internally Displaced Persons (IDPS) in Nakuru County

As previously reported, Kisima Njoro land was purchased at Kshs 396,984,000 as per agreement for sale dated 3 October, 2012 for resettlement of internally displaced persons (IDPS). However, during physical verification of the land in the month of September 2021, it was noted that the land had not been surveyed or sub-divided and therefore, the beneficiaries had not been resettled nine (9) years after the purchase of the land. The matter remained un-resolved as at the time of this audit report. Consequently, the objective for which the land was acquired had not been achieved as at 30 June, 2021.

Committee observation

The Committee observed that survey work on the land was on-going and was scheduled to be completed by the end of 2021/22 financial year.

Committee recommendation

Committee recommended that within six months of adoption of this report, the accounting officer expedites the process of resettlement of the internally displaced persons.

2.2 Mikanjuni Farm LR No. MN/IV/14 in Kilifi County

During the year under review the Fund purchased Mikanjuni Farm at a cost of Kshs 377,000,000 as per agreement for sale dated 22 April 2020 for resettlement of informal settlers. During field visit to the farm during the month of October 2021 a list of beneficiaries was availed by the Land adjudication and Settlement officer (LASO) of Kilifi but the Farm was still listed as undistributed. No justification has been given for not distributing and settling the informal settlers. Consequently, the objective for which the land was acquired and value for money had not been achieved as at 30 June, 2021.

Committee observations

The Committee observed that the accounting officer had provided satisfactory explanation on the reasons of holding the land as an inventory to cater for shared

social amenities, hence the audit query stands resolved as confirmed by the Auditor-General.

2.3 Kadza Ndani LR NO 241/1MN (CR.849), 243/1/MN (CR.847) and 244/1/MN (CR.848) in Mombasa County

The fund purchased Kadza Ndani LR NO 241/1MN (CR.849), 243/1/MN (CR.847) and 244/1/MN (CR.848) in Mombasa County at cost of Kshs. 378,000,000 as per sale agreement dated 11 September, 2020, for resettlement of informal settlers. However, during field visit to the farm during the month of October, 2021, the list of beneficiaries was availed by the Land adjudication and Settlement officer (LASO) of Mombasa but the land is still listed as undistributed. No justification has been given for not distributing and settling informal settlers. Consequently, the objective for which the land was acquired and value for money had not been achieved as at 30th June, 2021

Committee observations

The Committee observed that the accounting officer had provided satisfactory explanation on the reasons of holding the land as an inventory to cater for shared social amenities, hence the audit query stands resolved as confirmed by the Auditor-General.

MIN.NO./NA/SFAC/2022/020 - ADJOURNMENT

There being no other business the meeting was adjourned at 1.30 pm.

Signed.....

Kathuri Murungi

Date.....

31/5/22

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 6TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 2.30 P.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P. OGW

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghata, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/021 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 2.45 pm with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers

2. Confirmation of minutes
3. Matters Arising
4. Consideration of draft report on Lands Settlement Fund
5. Adjournment

MIN.NO./NA/SFAC/2022/022 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/023 - CONSIDERATION OF DRAFT REPORT ON LANDS SETTLEMENT FUND

The Committee made the following general observations, findings and recommendations from the evidence tendered relating to the report of the Auditor-General on the financial statements for the Land Settlement Fund for the financial years 2019/2020 and 2020/2021.

1.0 Long Outstanding Land and Development Loans

The committee observed that trade receivables balance further includes amounts of Kshs.6,946,330,739 and Kshs.70,555,451 in respect of land loans receivables and development loans receivables and were issued to settlers from the year 1962 but remained outstanding as at 30 June, 2020.

The Committee recommended that:

- (i) Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details to the National Assembly and take necessary actions to fast track on loan repayments including repossession of the land to recover the outstanding loans;
- (ii) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan recovery; and
- (iii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

2.0 Loan Outstanding Interest Receivable

The committee observed that trade receivables balance in addition, includes interest receivable of Kshs.5,275,494,933 which has accumulated over the years on loans issued to settlers since 1962 and whose recoverability remains doubtful as at 30 June, 2020.

The Committee recommended that:

- (i) Within three (3) months of adoption of this report, the Accounting Officer should submit a list of all loanees, amount owed and land allotment details to the National Assembly and take necessary actions to fast track on loan

- interest repayments including repossession of the land to recover the outstanding loans interest;
- (ii) Within six months of adoption of this report, the Accounting Officer shall submit a status report to National Assembly on the progress on loan interest recovery; and
 - (iii) The Accounting Officer should within three (3) months of tabling of this report, ensure that the list of all loanees and other documents mentioned above are submitted to the Auditor-General for review and subsequent reporting in the next audit cycle.

3.0 Non-Resettlement of Internally Displaced Persons

The committee observed that the Fund purchased a parcel of land in Kisima Njoro L.R. No. 9216 at a cost of Kshs.396,984,000 for resettlement of Internally Displaced Persons (IDPs). However, during a physical verification of the farm in the month of September,2019, it was noted that the land had not been surveyed or sub-divided and therefore, the beneficiaries had not been resettled seven (7) years after the purchase of the land.

Committee Observations

1. The committee observed that:
 - (i) The beneficiaries had not been re-settled since the land at Kisima Njoro L.R. No.9216 had not been surveyed nor sub-divided at the time of the Audit.
 - (ii) Another case was filed under Environment and Land Court suit No.19 of 2020 stopping sub-division of the land.
 - (iii) The matter was resolved as submitted by the Accounting Officer on 9th May,2022.

MIN.NO./NA/SFAC/2022/024 - ADJOURNMENT

There being no other business the meeting was adjourned at 4.30 pm.

Signed.....

Date.....

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 7TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 9.30 A.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P. OGW

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghata, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/025 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 9.45 am with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers

2. Confirmation of minutes
3. Matters Arising
4. Consideration of draft Exit Report
5. Adjournment

MIN.NO./NA/SFAC/2022/026 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/027 - CONSIDERATION OF DRAFT EXIT REPORT

The Committee applauded the work done in 2021 and urged the Secretariat to highlight its effects to the citizenry and the audited Funds.

The summary of activities done during the year under review:-

Jan/June 2021

- (a) Work Plan Retreat on 18th to 21st February, 2021 in Machakos County, Hilton Garden Inn Hotel to prepare its work plan for the period February to June, 2021.
- (b) Retreat on 4th to 8th March, 2021 in Machakos County, Hilton Garden Inn Hotel to consider the audited financial statements of LAPFUND for the financial years 2018/19 and the draft reports of its financial years 2016/17 and 2017/18.
- (c) Field Visit on 18th to 21st March, 2021 in Kisumu County to undertake a physical verification of the demolitions and disposal of asbestos materials on the demolition of houses in Makasembo Estate following the consideration of audited financial statements of LAPFUND for the financial year 2018/19.
- (d) Inspection Visits by two sub-committees on 24th to 28th May, 2021 to Kwale and Taita Taveta Counties to inspect the National Government Constituencies Development Fund projects funded on the status of completion and value for money.

July/Dec 2021

The Committee undertook the following retreats:-

- (e) Report writing retreat held on 28th July to 3rd August, 2021 in Mombasa County to consider the audited accounts of the following reports:-
 - (i) Local Authorities Provident Fund FY 2016/17/18.
 - (ii) Unclaimed Assets Trust Fund FY 2016/17/18.
 - (iii) Agricultural Settlement Fund FY 2016/17/18.
 - (iv) Petroleum development Fund FY 2016/17/18.
 - (v) National Environment Fund FY 2016/17/18.

- (f) Inspection Visits by two sub-committees on 19th to 24th August, 2021 in Kisii/Migori Counties and Busia/Kakamega Counties to inspect the Energy Centres funded by Petroleum Development Levy Fund.
- (g) Report writing retreat held on 12th to 19th September, 2021 in Mombasa County to consider the draft report of 26 NGCDF Constituencies for Coastal Region.
- (h) Inspection Visits by two sub-committees on 21st to 23rd October, 2021 to Mombasa and Kilifi Counties to inspect the National Government Constituencies Development Fund projects.
- (i) Report writing retreat held on 24th to 30th October, 2021 in Mombasa County to consider the report of 26 NGCDF Constituencies in Coastal Region.

1.1 Capacity building

The Committee also participated in the following regional forums during the period under review

- a. The 2nd Annual Conference of the Institute of Certified Secretaries held on 15th – 18th August, 2018 in Mauritius.
- b. The Regional Public Financial Management Training for improved Budget Oversight and Accountability held in Accra, Ghana on October, 22-26, 2018.
- c. The 3rd General Meeting and Conference of the African Organisation of Public Accounts Committees (AFROPAC) held in Kampala, Uganda on 19th– 23rd November, 2018


The Committee undertook two international activities geared towards enhancing the capacity of its Members during the period under review.

- (a) Capacity building programme in Leadership and Governance held in Dubai, United Arab Emirates at Hilton, Garden Inn Hotel from 14th to 18th June, 2021.
- (b) Training in value for money on management of public finances as the role of Parliamentary Audit Committees in Addis Ababa, Ethiopia at Golden Tulips from 7th to 11th June, 2021.
- (c) January 21-25, 2019: Attendance to the Regional Public Financial Management Training for Improved Budget Oversight and Accountability organized by AFROPAC in Mombasa County;
- (d) February 11-15, 2019: Capacity Building training on Policy- Formation and Consensus –Building in the Framework of Agenda 2030 and Agenda 2063 in Kigali, Rwanda;
- (e) April 8 - 12, April, 2019: Attendance To Effective Leadership and Governance Seminar held on 8th to 12th April, 2019 in Kuala-Lumpur, Malaysia; and
- (f) 4th Chapter Seminar by the Institute of Certified Public Accountants of Kenya held in United Kingdom.
- (g) International Conference on Effective Governance and Leadership Practice in Kuala Lumpur, Malaysia on 26th to 30th August, 2019; and

(h) Participation to the 24th Executive Seminar organized by the Institute of Certified Public Accountants of Kenya in Istanbul, Turkey on 25th to 29th November, 2019.

MIN.NO./NA/SFAC/2022/028 - ADJOURNMENT

There being no other business the meeting was adjourned at 1.30 pm.

Signed.......... Date..........

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINUTES OF THE 8TH SITTING OF SPECIAL FUNDS ACCOUNTS COMMITTEE FOR REPORT WRITING RETREAT FOR LANDS SETTLEMENTS FUND IN MOMBASA COUNTY AT 2.30 P.M. IN PRIDE INN HOTEL.

Present

1. Hon. Kathuri Murungi, M.P. - Chairperson
2. Hon. Erastus Kivasu, M.P.
3. Hon. Dr. Robert Pukose, M.P.
4. Hon. Marwa Kitayama, M.P.
5. Hon. Mohamed Ali, M.P.
6. Hon. Shakeel Shabbir, M.P. CBS
7. Hon. Gideon Kimutai Koske, M.P.
8. Hon. Mwambu Mabongah, M.P.
9. Hon. Mohamed Ali Lokiru, M.P.
10. Hon. Alfred Agoi Masadia, M.P.
11. Hon. Mark Lomunokol, M.P.
12. Hon. Geoffrey Omuse, M.P.
13. Hon. Jared Okelo, M.P.
14. Hon. Justus Kizito Mugali, M.P.
15. Hon. Esther Passaris, M.P. OGW

Apologies

1. Hon. William Chepkut, M.P. - Vice Chairperson
2. Hon. Faith Gitau, M.P.
3. Hon. Dennitah Ghati, M.P. HSC
4. Hon. Dr. Enock Kibungucy, M.P.

IN-ATTENDANCE

COMMITTEE SECRETARIAT

1. Ms. Lucy Kimathi - PCA I
2. Ms Hellen Ekadeli - FCA
3. Ms. Emma Essendi - Legal Counsel
4. Mr. Kennedy Owuoth - Fiscal Analyst III
5. Mr. Josephat Bundotich - Senior SAA
6. Mr. Job Owaga - Audio Officer

OFFICE OF THE AUDITOR GENERAL AND NATIONAL TREASURY

1. Mr. Francis Kabui - Principal Auditor
2. Mr. Walter Owele - Principal Auditor

THE NATIONAL TREASURY

1. Simon K. Kiriiba - Deputy Accountant General

MIN.NO./NA/SFAC/2022/029 - PRAYER AND ADOPTION OF AGENDA

The Chairperson called the meeting to order at 2.45 pm with a word of prayer. The agenda was adopted as circulated in the programme as proposed and seconded by Hon. Mohamed Ali, M.P. and Hon. Marwa Kitayama, M.P.

1. Prayers

2. Confirmation of minutes
3. Matters Arising
4. Status of Pending Business before the Committee
5. Adjournment

MIN.NO./NA/SFAC/2022/030 - CONFIRMATION OF MINUTES

The agenda was deferred to the next meeting and therefore no matters arose.

MIN.NO./NA/SFAC/2022/031 - STATUS OF PENDING BUSINESS BEFORE THE COMMITTEE

The Committee noted the status of pending business and observed that the stand alone funds shall easily be dispensed by the next Parliament owing to the split of the Committee.

The status appears as follows:



BUSINESS BEFORE THE SPECIAL FUNDS ACCOUNTS COMMITTEE AS AT FEB. 2022			
	Fund Name	FINANCIAL YEAR	REMARKS
1.	Commodities Fund	30 th June 2018 & June, 2019v & 2020	
2.	Railway Development Levy Fund Holding Account	June 2018	
3.	Railway Development Levy Fund (Operations Accounts)	30 TH JUNE 2017 & 2018	
4.	Railway Development Levy Fund (Operations Accounts)	30 TH JUNE 2018 & 2019	
5.	Consolidated Fund Services(Public Debt)	2015/16 & 2016/17	
6.	Civil Servants Housing Scheme Fund	30 June 2018	
7.	Constituency Development Fund -Central Bank of Kenya Account	2015/2016	
8.	Kenya Slums Low Cost Housing and Kenya Slum upgrading low Cost Housing and infrastructure trust fund	2015/2016, 2016/17, 2017/18 & 2018/19	
9.	Orange Democratic Movement (ODM)	2015/16, 2016/2017 & 2017/2018	
10.	Wiper Democratic Movement Kenya	2016/17, 2017/2018, 2018/19 & 2019/20	
11.	Amani National Congress Party	Jan. 2016 to December 2017	
12.	National Sports Fund	30 th June 2018 & 2019	
13.	Relief and Rehabilitation Cash transfer Fund	2016/17	
14.	National Government Constituencies Development Fund Board	2016/17 to 2020/21	
15.	Women enterprise Fund	2019 & 2020	
16.	Petroleum Training Levy fund for the State Department for Petroleum	30 June 2018	
17.	Petroleum Development Levy Fund	30 June 2018, 2019 & 2020	
18.	Petroleum Development Levy Fund Holding Account (Managed by PS, Treasury)	30 June 2019 & June 2020	

19.	Equalization Fund	30 JUNE 2018, June, 2019 & June 2020	
20.	Estimates of Revenue to and expenditure from the Equalization Fund (PS National Treasury)	2017/2018	
21.	State Officers and Public Officers Car Loan Scheme Fund	30 th June 2017 & 2018/19	
22.	Rural Enterprise Fund	30 th June 2017/18 & 2018/19, 2019	
23.	Asian Officers Family Pension Fund	June 2020	
24.	Asiatic Widows and Orphans Pension Fund	30 th June 2018	
25.	Kenya Local Loans Support Fund	June 2017/18 & 2018/19	
26.	National Youth Service- Mechanical and Transport Fund (PS, State Dept. of Public Service and Youth)	2019	
27.	Parliamentary Mortgage Scheme Fund	30 th June 2018, & 2021	
28.	Parliamentary Service Commission Car Loan Scheme Fund	30 th June 2018 & 2021	
29.	Parliamentary Catering Fund	June 2021	
30.	Communication Authority of Kenya- Universal Service Fund	30 June 2018	
31.	Occupational Safety and Health fund	2016/17, 2018/19 & 2019/2020	
32.	National Government Affirmative Action Fund	30 th June 2016/17, 2017/18 and 2018/19, 2019/20Uwezo	
33.	National Environment Trust Fund	30 th June 2017 & June 2019	
34.	Tourism Fund	30 th June 2016/17 & 2017/18	
35.	National Government Constituencies Development Fund reports for constituencies for financial years	2016/17 2017/18	
36.	State Officers and Public Officers Motor Car Loan Scheme Fund	30 th June 2018	
37.	Political Parties Fund	30 June 2018, 2019&2020	
38.	Office of Registrar of Political Parties	30 th June 2018	
39.	Policy Holder Compensation Fund	30 th June 2018 & 2020	
40.	Agricultural Information Resource Centre Revolving Fund	30 th June 2020	
41.	Imarisha Naivasha Trust (public private partnership initiative under the Ministry of Environment and Natural Resources)	30 th June, 2013,2014,2015 & 2016	
42.	Veterinary Services Development Fund	30 June 2017/18, 2018/19, 2019/2020 & 2020/21	
43.	NACADA Alcoholic Drinks Control Fund	30 June 2018	
44.	Stores and Services Fund	30 June 2018	
45.	Strategic Grain Reserve Fund	30 June 2018	
46.	Strategic Food Reserve Fund	30 June 2020	
47.	Street Families Rehabilitation Trust Fund	30 June 2017/18 & 2018/19 & 2019/20	

48.	NACADA Alcoholic Drinks Control Fund	30 June 2018	
49.	Water Sector Trust Fund	30 th June 2019 & 2020	
50.	Kenya Energy Sector Environment and Social Responsibility Programme Fund	30 th June, 2019 & 2020	
51.	Prison Farm Revolving Fund	30 th June, 2019 Tabled 10 th Feb.2021	
52.	Prison Industries Revolving Fund	June 2019	
53.	Uwezo Fund	June 2019, June 2020	
54.	Mechanical and Transport Fund (State Department for Infrastructure)	June 2019, June 2020	
55.	Land Settlement Fund	2018/19 & 2019/2020	
56.	FC TALANTA	30 TH JUNE 2019	Laid on 31 st Sept. 2021
57.	Management and Supervision Fund	June, 2013 to June 2020	Laid on 15 th June 2021
58.	Road Annuity Fund	June 2020	
59.	National Research Fund	June 2020	
60.	University Fund	June 2020	
61.	Petroleum Development Fund	June 2021	

MIN.NO./NA/SFAC/2022/032 - ADJOURNMENT

There being no other business the meeting was adjourned at 4.30 pm.

Signed.......... Date..........

HON. KATHURI MURUNGI, M.P.
(Chairperson)

MINISTRY OF WATER, SANITATION AND IRRIGATION

IMPLEMENTATION STATUS FOR EQUILIBRATION FUND PROJECTS

No	Project Name	County	Constituency	Budget	Contract Sum	Amount Paid	Total Pending Bill	Saving Uncommitted	Predicted Certificate Amount	Name of Contractor	% Completion	REMARKS
1	Garissa Sewerage & I	Garissa	Township	221,000,000.00	221,000,000.00	219,205,885.64	1,794,114.36			Frontiers Co. Ltd	97%	on-going - 97% complete; 10 Km trunk mains, 10Km Secondary lines, 200No -Manholes & 1.6Km force main
2	Mudogasha Water Supply	Garissa	Lagdara	70,000,000.00	70,000,000.00	57,586,257.95	12,433,742.05		4,480,955.16	Mumayaz Ltd	88%	On-going-88% complete; construction of infiltration gallery/well and reinforced concrete dam wall, under drain pipes and construction of water pan-20,000m3 and allied civil works.
3	5 shallow Wells and Various Boreholes	Garissa	Garissa	29,890,000.00	24,453,637.40	18,872,216.20	5,581,421.20		5,526,362.60	Oceanic Const. Co.	87%	On-going 87% complete; Shallow well complete, 4.6 lms rising main, pump house and of 6no. Kiosks& 1no. Elevated installation of both rising& distribution pipeline, v.i.p latrine and allied works.
4	Abegalle Dam	Garissa	Daadab	40,000,000.00	36,503,222.00	36,503,222.00			3,496,778.00	Bilkerh Ltd	100%	Excavation of main pan complete,civil works,fencing, installation of both rising& distribution pipeline, v.i.p latrine and allied works.
Sub Total				360,890,000.00	351,656,859.40	332,147,581.79	19,609,277.61		4,460,955.16			
5	Yemicha, Hunuru and Duma Boreholes	Isiolo	Isiolo North	39,000,000.00	14,410,807.00	14,374,722.70	44,184.30		44,184.30	Northern Way Construction Limited	100%	100% complete, installation of pipe construction of-3no. Elevated steel tank and allied works
6	Bura Pessa- Lotik Borehole	Isiolo	Isiolo North	15,000,000.00	15,367,000.00	15,254,071.30	112,928.70		112,928.70	Sea Rock Engineering Ltd	100%	100% complete, installation of pipe construction of-2no. Cattle troughs, G.I masonry tank, and pump houses
7	Alamachi Borehole	Isiolo	Isiolo North	16,000,000.00	14,474,525.06	14,474,525.06			525,474.94	Hasaal Investments	100%	100% complete, installation of pipe construction of-2no. Cattle troughs, G.I masonry tank and pump house
8	Bula Bao Borehole	Isiolo	Isiolo North	12,000,000.00	15,328,268.20	15,328,268.20			673,731.80	M/s Nchebere LTD	100%	100% complete, installation of pipe construction of-3no. Water kiosks& elevated steel tank tower.
9	Isiolo Water and Sewerage Project II	Isiolo	Isiolo North	50,000,000.00	10,520,328.90	10,520,328.90			1,479,871.10	Hasaal Investments	100%	100% Complete, construction of pump house pipe line and equipping of bh.
10	Mwanganza Borehole	Isiolo	Isiolo North	12,000,000.00	11,570,086.50	11,570,086.50			429,913.50	High Investments and Unicomsoft (K) Ltd	100%	100% complete; 2No intake works, 3No BPT 50m3 each, 13Km gravity Mains and connection to treatment
Sub Total				144,000,000.00	131,877,114.89	131,550,002.68	151,113.00		12,322,844.34	Arbo Investments	100%	100% complete, installation of pipeline construction of-2no. Cattle troughs, G.I. Masonry tank and allied works. Savings
12	Baricho Water Works Lot I&II	Kilifi	Magarini & Kilifi North	85,000,000.00	85,000,000.00		85,000,000.00				100	Lot 1 Project substantially complete
13	Water Distribution from Ghaleini to Kerecha Area	Kilifi	Malindi	9,000,484.00	9,000,484.00		9,000,484.00		6,782,788.00	Kibbo Construction	80	2.1km pipeline laid and 3no Construction of water kiosk ongoing, project at 80%. Pending Payment for IPC No. 1 at
14	Drilling 4 Boreholes	Kilifi	Rabai	12,262,089.00	12,574,997.40	3,170,034.08	9,404,963.32	(312,928.40)	4,217,541.92	Kiburu Enterprises Ltd	100	Completed 4No Boreholes drilled and equipped 2 turned out dry, IPC No.2 Pending at Ministry
15	Drilling 4 Boreholes	Kilifi	Kaloleni	15,358,736.00	15,358,736.00	12,391,244.12	2,967,491.88			Kiburu Enterprises Ltd	100	4no. boreholes; Water Production of 380m3/day, 1no. Community water point (CWP); 1no. tank, IPC 2 pending at
16	Drilling 4 Boreholes	Kilifi	Ganze	13,828,319.00	13,828,319.00	3,904,212.00	9,924,107.00		9,055,963.40	Kiburu Enterprises Ltd	100	4 no. boreholes; Water Production of 320m3/day, 1no. Community water point, IPC No.2 Pending at Ministry
17	Drilling 4 Boreholes	Kilifi	Kilifi North	15,903,870.00	14,671,650.00	5,012,360.00	9,659,290.00	1,232,020.00	3,530,808.00	Deep Cut Contractors	40	Fabrication of tank platform ongoing, supply of materials for civil works ongoing
18	Drilling 4 Boreholes	Kilifi	Kilifi South	15,368,938.00	14,662,284.00	13,686,848.48	965,435.52		708,652.00	Kiburu Enterprises Ltd	100	4No Borholes drilled and equipped, project substantially complete
19	Drilling 4 Boreholes	Kilifi	Malindi	14,671,650.00	15,903,669.60	2,954,520.00	12,949,149.60	(1,232,019.60)		Fortis (K) Ltd	50	terminated
20	Drilling 4 Boreholes	Kilifi	Magarini	14,662,284.00	15,368,938.00		15,368,938.00	(708,652.00)		Kiburu Enterprises Ltd	50	3No boreholes drilled and tested. Equipping ongoing
21	Distribution of water Kirepwe	Kilifi	Kilifi South	20,678,412.00	20,678,412.00	19,367,023.60	1,311,388.70	(0.30)		Tsavo Merchants Ltd	100	Works completed 4No Borehole drilled, 1No turned out dry.
22	Distribution of water Uyombo	Kilifi	Kilifi North	20,260,000.00	20,260,000.00	20,260,000.00				Marble Contractors	100	Completed
23	Distribution of water to Mkorngani	Kilifi	Kilifi North	20,861,295.00	20,861,295.00	19,820,920.00	1,040,375.00			Nalyte Agencies	100	Completed
24	Extension of piped Water from Iwa Mwambire Ndungunani to Mwangei Primary School	Kilifi	Ganze	11,344,817.00	11,344,817.00	11,762,052.00	(417,235.00)		3,783,920.00	Hawilla Investment Ltd	100	Project substantially complete under DLP
25	Mwango-Kabuheni Tangatani	Kilifi	Kaloleni	8,740,977.00	8,740,977.00	7,347,092.00	1,393,885.00			Tera Trading Enterprises Ltd	100	Project completed. Awaiting payment of IPC No.2
26	Distribution of piped water to Rumina Ward	Kilifi	Rabai	9,400,000.00	9,400,000.00	7,994,662.00	1,405,338.00			Munawar Enterprises Ltd	100	Pipe laying complete. Construction of water kiosk complete. Construction of pump house and sump
27	Piped water in Ruwama Ward	Kilifi	Rabai	9,550,000.00	9,500,000.00	8,012,352.00	1,487,648.00	50,000.00		Munawar Enterprises Ltd	100	Pipe laying complete. Construction of water kiosk complete. Construction of pump house and sump

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IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS

No.	Project Name	County	Constituency	Budget	Contract Sum	Amount Paid	Total Pending Bill	Saving (uncommitted Amount)	Pending Certificate Amount	Name of Contractor	% Completion	REMARKS
28	Extension of piped Water from Mkampani Batani mwajama	Kilifi	Kilifi South	9,754,123.00	9,754,123.00	8,340,208.02	1,413,914.98	63.00		Munawar Enterprises Ltd	100	Pipe laying complete. Construction of water kiosk complete. Construction of pump house and sump completed.
30	Gongoni Dam	Kilifi	Magarini	9,474,123.00	9,474,123.00	9,000,084.75	474,038.25			Diessel Care Ltd	100	Project substantially complete. Earthworks for dam complete. Spillway works completed.
31	Mto Mkuu Dam	Kilifi	Ganze	9,123,743.00	9,123,743.00	8,994,674.22	129,068.78		4,777,091.70	Nzingo Ventures Ltd	100	Completed. Pending IPC No.2 at the Ministry
32	Penda Nguro Dam	Kilifi	Ganze	10,013,364.00	10,013,364.00	4,532,700.00	5,480,664.00			Hakiki Enterprises	90	Earthworks complete. Supply of material for fencing ongoing
33	Dam at Fundisa	Kilifi	Malindi	9,387,336.00	9,428,760.89	4,220,080.00	5,208,680.89	(41,424.89)		Kibabo Construction	100	Dam complete
34	Dam at Magarini	Kilifi	Magarini	9,713,855.00	9,713,855.00	9,254,654.00	459,201.00			Suldanka Harhi	100	Earthworks complete. Fencing complete. Substantially complete
35	Dam at Chakama	Kilifi	Malindi	8,013,161.00	8,013,161.00	5,848,720.00	2,164,441.00			Tobo Investment	100	Dam complete
36	Dam at Kanjiri in Bamba Ward	Kilifi	Ganze	8,954,742.00	8,938,741.45	116,000.55				Cashman Investments	100	Completed
37	Mkamamba -distribution of water	Kilifi	Kilifi South	5,569,523.00	5,569,523.00	5,043,036.20	526,486.80			Saqqa Solutions	100	Completed
38	Mwanawinga Water Tank Repair	Kilifi	Ganze	6,707,976.00	6,289,665.58	9,102,397.04	6,289,665.58	418,310.42		Duasili Investment Limited	20	Contract Terminated???
39	Distribution Water (Water Project within Kaloleni Constituency)	Kilifi	Kaloleni	9,904,861.00	9,904,861.00	802,463.96				Domnex Enterprises Ltd	100	Complete
40	Mkanombe Dam	Kwale	Kinango	393,394,488.77	393,394,488.77	208,660,615.96	184,525,902.81	114,020.23	32,265,553.02	Oceanic Construction Co. Ltd	100	Flow of funds has been a challenge.
41	Tabora Dam	Kwale	Kinango	50,000,000.00	39,932,470.00	38,729,935.00	1,202,535.00	10,087,530.00	1,202,535.00	Oceanic Construction Co. Ltd	100	Flow of funds has been a challenge.
42	Mkanda Dam- Extension Pipeline Rehabilitation, 3	Kwale	Matuga-Lunga Lunga	60,000,000.00	39,825,787.00	35,234,636.60	4,591,150.40	10,174,213.00	4,590,279.80	Fenke Agencies Ltd	35	Awaiting for disbursement of funds
43	8 Borehole in Lunga Lunga @Kshs. 4,000,000 (Mahuroni)	Kwale	Lunga Lunga	40,000,000.00	60,000,000.00	46,402,584.00	13,597,416.00		4,120,378.00	proctor engineers Ltd, Amsterdam	100	Flow of funds has been a challenge.
44	2 Desalination Machine @Ksh. 10,000,000 (Kiwiru and Wasini)	Kwale	Lunga Lunga	20,000,000.00	27,903,498.40	25,193,837.80	2,709,660.60		2,709,660.60	Pinnie Agencies Ltd	0	Specifications under review
45	Namelok Water Pan	Kwale	Lunga Lunga	20,000,000.00	20,000,000.00	20,000,000.00				Ribu Services Ltd	100	100% Complete and full of water
46	Mwanguli Water Pan	Kwale	Matuga	10,000,000.00	9,811,635.00	9,811,635.00	388,365.00			Duasili Investment Ltd	30	pan filled up with water, construction works delayed
47	8 boreholes in Matunga Constituency @Ksh 4,000,000	Kwale	Matuga	40,000,000.00	8,662,874.00	3,283,280.00	5,379,594.00	1,337,126.00	5,673,560.00	Zaem Enterprise Ltd	85	All boreholes drilled and capped. Contractor installing pumps and control panel. Construction of overhead tank structures
48	Vumba Water Project Phase II	Lamu	Lamu East	56,081,368.00	56,081,367.89	20,632,084.80	35,449,283.09	0.11	10,415,640.00	Samalink Ltd	60	Project Stalled due delay in Payment of Interim Payment No 3.
49	Mangai-Kunga Water Project- (Kunga- Mbwajumwali)	Lamu	Lamu East	38,730,544.00	33,996,298.35	33,996,298.35	4,734,245.65		15,554,218.44	Cakesmore Construction and Sewer	46	Project Stalled due delay in Payment of Interim Payment No 1.
50	Mokowe Water Project	Lamu	Lamu West	62,455,119.00	62,455,119.00	39,838,939.84	22,616,179.16		10,791,608.18	Hiroia Investment	67	Project Stalled due delay in Payment of Interim Payment No 3.
51	Hindi water Project	Lamu	Lamu West	19,975,200.00	19,975,200.00	17,233,540.00	2,741,660.00		2,734,439.00	Damuny General Supplies	100	Completed and handed over to the CBO. IPC 2 for 2M
52	Anu Water Project	Lamu	Lamu Island	19,959,515.00	19,959,515.00	7,635,717.40	12,322,797.60		2,257,824.00	Marwa General Suppliers Ltd	50	Sump tank completed and operational. Submersible pump installed and control panels. Construction of 3 shallow wells
53	Mpektoni water Project	Lamu	Lamu West	18,560,424.00	18,560,424.00	10,951,703.00	7,608,721.00		2,320,129.92	Northern Resources Development Agencies	72	Project stalled due to Delay in Payment of Interim Payment No 2
54	Mitu Water Project	Lamu	Lamu West	19,635,626.00	19,635,626.00	19,432,539.00	202,087.00			Bushunai Suppliers and Contractors	100	Completed and handed over to WIVA CBO
55	Mbwajumwali Sea Wall	Lamu	Lamu East	20,000,000.00	18,462,931.20	11,151,103.20	1,537,068.80			Taneem General Suppliers	45	The Contract was terminated after payment of the delayed IPC 1 since Contractor refused to remobilize. A new
56	Kipungani Sea Wall	Lamu	Lamu West	20,000,000.00	19,385,374.80	11,366,197.02	8,019,177.78	614,625.20	7,985,419.80	Taneem General Suppliers	100	Delay in Payment of the Final Payment
57	Pate Sea Wall	Lamu	Lamu West	20,000,000.00	17,666,448.68	12,126,350.84	5,540,098.84	2,333,550.32	5,532,515.77	Taneem General Suppliers	100	Delay in Payment of the Final Payment

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IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS

No	Project Name	County	Constituency	Budget	Contracted Sum	Amount Paid	Total Pending Bill	Saving/Uncommitted Amount	Pending Certificate Amount	Name of Contractor	% Completion	REMARKS
80	Lallial Water Project	Samburu	Samburu West	19,000,000.00	18,481,508.00	17,673,917.00	807,591.00	519,492.00		Mjimal Ltd	100%	100% complete. Drilling of B/H, equipping of borehole, construction of pump house, tank, cattle trough and
81	Baawa Water Project	Samburu	Samburu West	13,000,000.00	12,598,941.00	11,235,941.98	1,362,999.02	401,059.00		Unsprings Ltd	100%	100% complete, equipping of borehole, solar installations construction of pump house, pipeline and kiosks cum allied
82	Nkoroni Mega Dam	Samburu	Samburu East	38,900,000.00	23,501,763.46	23,501,763.45		15,396,236.55		Bin amin Ltd	100%	100% complete, Excavation of main pan in progress, however, court injunction has halted the implementation
83	Lentiaasin Boreholes	Samburu	Samburu East	20,000,000.00	6,857,340.00	19,497,563.20	(12,640,223.20)	13,142,660.00		Yalico Co. Ltd	100%	100% complete, drilling of boreholes, equipping of boreholes & construction of civil works complete and
Sub Total				754,117,863.00	712,012,007.90	550,363,302.61	161,648,705.29	42,105,855.10	37,209,839.00	Kiburu Enterprises Ltd	100%	Borehole works scope completed and handed over to community on 9th January 2018. production is 141
84	Construction of Tilia Borehole	Tana River	Galole	15,000,000.00	11,239,646.46	11,239,648.01	(1.55)	3,760,352.54	20,521,650.00	Kiburu Enterprises Ltd	79%	IPC3 amount paid K.sh.20,521,650. NOT paid. Project scope progress
85	Extension of water Supply to villages within Garsen area	Tana River	Tana South	40,000,000.00	39,895,546.45		39,895,546.45	104,453.55		Akonet Investments Ltd	46%	Drilling boreholes. This commitment is not paid. Same contract progress as above. IPC-1 Ksh18034198 not paid
86	Construction of Water Supply to Garsen TTI (Abangando) and its Surrounding Village	Tana River	Tana South	40,000,000.00	39,382,824.08	11,323,165.00	28,059,659.08	617,175.92	18,034,198.00	Akonet Investments Ltd	40%	Two boreholes drilled but yield was low. Two additional new sites surveyed and drilled but pumpjacking not done.
87	Piping and Installation of Water for Hoi Mango Factory and its River	Tana River	Galole	40,000,000.00	39,060,705.40	16,973,433.20	22,087,272.20	939,294.60	6,811,508.40	Central Rift Enterprises	69%	Contractor has delayed borehole equipping and installation of Tanks (Only borehole drilling and pipeline done)
89	Kaikacha Primary School Water Piping	Tana River	Tana Delta	10,000,000.00	9,441,851.44	7,913,705.60	9,441,851.44	558,148.56		Abhoda Construction Co. Ltd	69%	
90	Hoi Secondary School Water Piping	Tana River	Galole	10,000,000.00	9,638,426.32	1,924,720.72	1,924,720.72	161,573.68			69%	
91	Mau Mau Memorial Girls Secondary water Piping	Tana River	Galole	29,000,000.00	9,149,036.54	6,338,733.00	2,810,303.54	19,850,963.46		Construction 2 Horizon	100%	completed/ operational. CWMDA to submit IPC 2 K.sh.4,847,359.8 to MWSI March 2021
91	Hoi Primary School Water Piping	Tana River	Galole	10,000,000.00	8,542,906.00	1,642,681.00	6,900,225.00	1,457,094.00	4,847,359.80	Construction 2 Horizon	100%	
92	Bura water Supply	Tana River	Tana North	54,000,000.00	52,020,061.97	42,534,708.20	9,485,353.77	1,979,938.03	9,430,376.80	Misriya Ltd	100%	

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IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS

No.	Project Name	County	Constituency	Budget	Contract Sum	Amount Paid	Total Pending Bill Bal	Existing Uncommitted Amount	Pending Calloffs Amount	Name of Contractor	% Completion	REMARKS
Sub Total												
93	Lodwar Water Project	Turkana	Turkana Central	80,000,000.00	69,183,675.00	38,911,172.00	30,272,503.00	10,816,325.00	99,845,092.80	Sacred Ventures Limited	90%	*3No. Borehole test pumped. -Construction of 100m3 Storage tank is complete -Construction of concrete dam complete, laying of gravity main is ongoing, construction of cattle trough is ongoing. -Drill designing and expansion is ongoing. Construction of cattle trough is complete. Fencing of the dam is complete. -Spring protection is complete. -Construction of rising and gravity main complete.
94	Mogilia (Nasikira) Dam	Turkana	Turkana West	100,033,333.00	100,033,333.00	24,697,876.00	75,335,457.00	18,599,996.10	24,557,946.80	SEVERAL Limited	90%	
95	Riet Mini Dam	Turkana	Turkana East	75,033,333.00	56,433,636.90	39,216,516.39	17,217,120.51	44,392,037.70	24,808,808.64	Zonaka Company Limited	90	
96	Koiokoi Water Project	Turkana	Turkana Central	125,033,333.00	80,641,295.30	43,520,397.00	37,120,898.30	40,688,091.00	5,044,343.00	Fountain Vent Limited & Davis & Shirillif Limited	20	
97	Narengwo/Kalico/Lomeki Water Project	Turkana	Turkana North	50,033,333.00	9,344,342.00	3,375,919.00	5,968,423.00	63,399,072.00	3,946,654.00		50	
98	Somgoli/Nakurum/Nareme/Ol apalakar/Teremugus Water Project	Turkana	Turkana West	75,000,000.00	11,600,928.00	7,151,168.00	4,449,760.00	43,705,088.00	3,817,849.00		20	
99	Lohureni Water Project	Turkana	Turkana Central	50,000,000.00	6,294,014.00	2,186,600.00	4,107,414.00	18,685,650.00	17,947,700.00		20	
100	Kakongu Water Project	Turkana	Turkana South	25,000,000.00	6,114,050.00	3,690,220.00	2,423,830.00	17,947,700.00	3,950,822.00		20	
101	Nasiger Water Project	Turkana	Loima	25,000,000.00	7,052,300.00	2,097,454.00	4,955,846.00	258,455,757.80	90,564,272.44		90	Contractor could not continue for fears of non payment
Sub Total												
102	Mtiziwa Water Project	Taita	Taita	13,000,000.00	12,634,990.28	4,317,180.00	8,317,810.28	365,005.72	-	Fordis Kenya Ltd	98	2080m length pipeline has been laid and tested, watering points completed and two masonry tanks completed. IPC No
103	Distribution of Water to Kaya, Kidimu, Mishokoron Dembwa	Taita	Voi & Mwatate	13,000,000.00	11,718,812.00	3,045,280.00	8,673,532.00	1,291,108.00	5,756,152.58	Volonits Investment	98	Borehole submersible pump installed, pump house & hoses construction complete, raising and distribution pipelines
104	Chawak/ Mwachabo Area	Taita	Mwatate	13,000,000.00	12,262,066.00	1,705,200.00	10,556,866.00	737,932.00	7,009,121.16	Daremore Investments	100	The well construction and lining complete, submersible pump and Generator installed, raising main complete
105	Modambogio Area/Land/Mgeni/Chakaleri	Taita	Mwatate	13,000,000.00	11,126,108.00	-	11,126,108.00	1,873,852.00	10,397,201.80	Bahari International	99	Drilling of two boreholes complete, construction of 1no water kiosk complete, pump house complete installation of
106	Mdaminji water Distribution Project	Taita	Wundanyi	14,000,000.00	12,565,862.00	-	12,565,862.00	1,434,138.00	4,165,302.40	Munawar	99	Test pumping done. Pump house construction 95% complete, 220m3 storage tank Complete. IPC No.2 for Ksh-
107	Mwachawaza Water Project	Taita	Taita	9,000,000.00	7,956,720.00	3,750,020.00	4,206,700.00	1,043,260.00	1,350,760.40	Dhabi and KO lid	60	1.7km pipeline and 600 m long distribution line complete. IPC No. 2 for Kshs 2.3M is still pending since sep 2019
108	Nyngoro borehole-Distribution to Mwambola, Mwakitau, Kwa	Taita	Mwatate	13,000,000.00	12,957,459.00	10,556,200.00	2,401,259.00	42,541.00	2,355,777.20	Diesel Care	100	The 3no water kiosks, Gravity main, and 500m3 sump complete 220m3 tank at kayanza complete raising main
109	Distrib. Mbolio, Lower Sagala, Maungu, Kasigau and Chala (Imbugu to Majengo) Water Distribution	Taita	Voi	57,500,000.00	53,996,205.00	28,934,675.00	25,061,530.00	3,303,795.00	25,061,530.00	Migiwa General Contractor	100	Drilled borehole and test pumping done, ongoing works for kiosk and pump house construction
110	Makukhri in (Mahoo Ward)- Water Distribution	Taita	Mwatate	10,000,000.00	4,837,943.00	2,113,128.00	2,724,815.00	162,057.00	1,370,470.00	Denruch Ventures Ltd	60	6.0m high platform with 50m3 Steel tank construction, submersible pump installation and Genset, power house, Pipeline rehabilitation and Community water points going on. Steel tank tested, pump installed, raising main
111	Nyukini Water Distribution (Uluwani Area)	Taita	Wundanyi	5,000,000.00	4,600,233.75	2,248,625.00	2,351,608.75	399,766.25	1,913,211.25	Le star Ltd	100	100% complete, Construction pump house, G.L masonry tank & Elevated steel tank, V.I.P Latrines, laying of both
Sub Total												
112	Tarbaaj Water Supply	Wajir	Tarbaaj	165,500,000.00	153,215,691.63	64,844,500.00	88,340,348.03	12,214,068.97	65,409,058.79	165,800,000.00	100%	On-going 64% complete, drilling of Quyei bh, equipping with Genset and solarised unit, construction of pump house, G.L
113	Kursin Water Supply	Wajir	Wajir East	155,000,000.00	125,756,251.60	89,046,864.40	38,709,387.20	29,243,748.40	-	Kajaja Const.Co.Ltd	64%	100% complete, Construction for civil works, pipeline for rising main, elevated steel tank, Booster station & equipping of masonry tank, laying of rising main complete and
114	Wajir - Bor Water Piping & Supply	Wajir	Wajir South	90,000,000.00	80,685,173.70	59,942,625.00	20,922,548.70	9,134,636.30	8,716,586.63	Adamoli Enl.& Build.	100%	On-going 88% complete, Additionally, Construction of rising main, elevated steel tank, Booster station & equipping of masonry tank, laying of rising main complete and
115	Adan Awale Water Supply	Wajir	Wajir West	95,000,000.00	86,182,459.60	85,036,372.00	1,146,087.60	8,817,570.40	-	Y-S Company Ltd	88%	80% complete, Bush clearing complete, 30,000m3 done, Compaction of embankment done and supply of fencing
116	Construction of Deis Dam	Wajir	Eldas	40,000,000.00	41,574,169.40	32,597,572.90	8,976,596.50	(1,574,169.40)	6,028,393.01	Rizee Co.Ltd	80%	100% complete, Bush clearing complete, 40,000m3 done, Compaction of embankment, civil works and fencing
117	Construction of Madahiba Pan	Wajir	Wajir South	30,000,000.00	24,808,340.00	24,460,340.00	348,000.00	5,191,660.00	-	Bashku Gen. Supp. Ltd	100%	100% complete, Bush clearing complete, 20,000m3 done, Compaction of embankment, civil works and fencing
118	Construction of Tilo Dam	Wajir	Wajir West	30,000,000.00	24,364,570.00	24,364,570.00	-	5,635,430.00	-	Gar Gar Company	100%	100% complete, Bush clearing complete, 20,000m3 done, Compaction of embankment, civil works and fencing
119	Construction of Baladwain Dam	Wajir	Wajir North	20,000,000.00	19,305,590.00	19,305,590.00	-	694,410.00	-	Kenasia Holding Ltd	100%	100% complete, Bush clearing complete, 20,000m3 done, Compaction of embankment, civil works and fencing
120	Construction of Baladwain Dam	Wajir	Wajir North	10,000,000.00	9,028,056.00	9,028,056.00	-	971,944.00	-	Rockweave Africa Ltd	100%	100% complete, Bush clearing complete, 20,000m3 done, Compaction of embankment, civil works and fencing

MINISTRY OF WATER, SANITATION AND IRRIGATION

IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS

No	Project Name	County	Constituency	Budget	Contract Sum		Total Pending Bill Bal	Savings Uncommitted Amount	Pending Call/Call Amount	Name of Contractor	% Completion	REMARKS
					Amount Paid	Amount						
121	Eldas Water Supply	Wajir	Eldas	30,800,000.00	27,194,822.95	3,605,177.05	10,473,923.95	3,605,177.05	10,473,953.95	Bashku Gen. Supp	88%	On-going 88%. Complete drilling of 1No. borehole with a discharge of 6.5m3/hr, equipping and Gen-set cum Solar
	Sub Total			500,800,000.00	439,079,233.25	61,720,766.75	78,576,523.95	61,720,766.75	25,218,933.59			
122	Kopri-Weiwei Water Project	West Pokot	Pokot Central	50,525,000.00	51,156,105.00		12,811,630.00	(631,105.00)	266,000.00	Chelemi Contractors Ltd	80	Construction to make an laying on gravity main TB complete.
123	Pusol Water Project	West Pokot	Pokot South	44,000,000.00	31,162,927.00		21,389,265.00	12,837,073.00		Chepunyo Contractors Limited	90	Laying of distribution mains is complete.
124	Anakurui, Kiwawa, Nasal Orolwo, Kasei Township,	West Pokot	Pokot North	60,000,000.00	24,267,663.80		11,211,677.80	35,732,336.20		Chepunyo Contractors Limited	20	Drilling and test pumping and capping completed. 6No. Boreholes drilled, test pumped and capped. Procurement of
125	Konyao Centre Borehole	West Pokot	Pokot North	10,000,000.00	2,660,885.00		387,697.00	7,339,115.00		Chepunyo Contractors Limited	20	Procurement of contractor for equipping and civil works is ongoing.
126	Kaplain Secondary School Borehole	West Pokot	Pokot West	10,000,000.00	6,879,341.20		4,426,145.20	3,120,658.80		Chepunyo Contractors Limited & Romon Contractor's Ltd	20	Drilling and test pumping completed. Procurement of contractor for equipping and civil works is ongoing.
127	Tamarukwo Borehole	West Pokot	Pokot West	10,000,000.00	6,899,374.40		2,494,956.00	3,100,625.60			40	Drilling and test pumping completed. Procurement of contractor for equipping and civil works is ongoing.
128	Syoi- Murony Water Supply	West Pokot	Pokot South	100,000,000.00	100,000,000.00				several		<50	100% Disbursement of EF
	Total			284,525,000.00	223,026,296.40		54,641,033.40	47,930,304.20	266,000.00			
	Grand Total Development			4,617,731,510.00	4,009,950,172.32		1,187,734,046.07	606,811,406.69	455,069,891.66			

MINISTRY OF WATER AND SANITATION
IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 1ST MARCH 2021
DEPARTMENT OF WATER SERVICES

	STATUS OF PROJECT	TOTAL NUMBER	REMARKS
	Total Projects for the Ministry	128	
	Completed Projects	74	
	Completed and in Use	74	
	Completed not in Use	0	
	Ongoing Projects ≥50%complete	39	
	Ongoing Projects <50%complete	13	
	Projects that have not Commenced	2	

	50+	100	LESS 50	0
1 GARISSA	3	1	0	
2 ISIOLO	0	7	0	
3 LAMU	4	5	2	
4 MARSABIT	3	2	1	1
5 NAROK	1	4	0	
6 SAMBURU	3	6	3	
7 TANA RIVER	4	3	2	
8 KILIFI	4	21	2	1
9 KWALE	1	4	3	
10 TURKANA	4	4	0	
11 TAITA TAVETA	6	5	0	
12 WAJIR	4	5	0	
13 POKOT	2	5	0	
14 MANDERA	0	2	0	
Total	39	74	13	2

SUBMISSION OF INFORMATION OF EQUALIZATION FUNDS PROJECTS IMPLEMENTATION STATUS

Name of Ministry: Ministry of Water Sanitation and Irrigation

Name of State Department: Irrigation

Date: 6th May 2021

S/No	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
1	Banigale Waterpan	100,000,000.00	95,008,730.53	43,971,800.00	51,033,930.53	4,591,269.47	51,033,930.53	Tana River	Bura	55	M/S Gratiunos Holdings Ltd	Evacuation of waterpan complete. Hydrologic Survey for borehole has been done. Construction Completed
2	Gunje Waterpan	20,000,000.00	19,612,016.85	10,640,570.00	8,971,496.85	347,933.15	8,971,496.85	Tana River	Bura	95	M/S Geocast Agencies Ltd	Construction Completed
3	Ludhama Waterpan	20,000,000.00	19,355,151.40	19,336,736.00	0	544,845.00	0	Tana River	Bura	100	M/S Walkon Investments Ltd	Construction Completed
4	Tape Waterpan	20,000,000.00	18,943,715.00	18,670,412.00	0	1,036,283.00	0	Tana River	Bura	100	M/S Kariuininda Enterprises Ltd	Construction Completed
5	Madere Waterpan	50,000,000.00	47,976,509.89	24,439,690.00	23,546,819.89	2,033,490.11	23,546,819.89	Tana River	Galole	100	M/S Joyce General Contractors	Construction Completed
6	Kulluaha Waterpan	44,000,000.00	39,577,526.00	38,609,039.04	0	4,432,474.00	0	Tana River	Galole	100	M/S Mathi Investments Ltd	Construction Completed
7	Harossa	50,000,000.00	36,971,618.83	36,967,040.00	0	13,033,381.17	0	Tana River	Galole	100	M/S Benna Technical Services Ltd	Construction Completed
8	Did-Ade Waterpan	50,000,000.00	48,661,539.48	48,650,039.00	0	1,338,160.52	0	Tana River	Garsen	100	M/S. Rear Akim Ltd	Construction Completed
9	Pank E Waterpan	60,000,000.00	56,221,972.60	56,210,039.00	0	3,779,028.00	0	Tana River	Garsen	100	M/S Shabum Contractors Ltd	Construction Completed
SUB TOTAL FOR TANA RIVER		414,000,000	382,428,832.98	297,588,395.04	83,552,247.27	31,571,167.02	83,552,247.27					The Total amount of savings from the initial budget for the County. The County had an allocation of kshs. 414,000,000 and there is a minimum balance of kshs. 31,571,680 as per the contracts signed. A request was done to do an additional project in Garsen Constituency (Ava water pan)
S/No	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
10	Iur Mautle Waterpan	30,000,000.00	29,311,593.40	27,287,711.00	0	688,406.60	0	Marsabit	Laisamis	100	M/S Dhaar Investments Ltd	Construction Completed
11	Sarni Mbagas	30,000,000.00	21,113,336.00	21,113,336.00	0	8,836,664.00	0	Marsabit	Laisamis	100	M/S Saabil General Supplies Ltd	Construction Completed
12	Sarai B	0	23,637,689.00	0	23,637,689.00	-23,637,689.00	23,637,689.00	Marsabit	Laisamis	100	M/S Masal General Agencies Ltd	Construction Completed
13	Bargasi Kangi Waterpan	30,000,000.00	30,127,404.00	30,102,104.00	0	-127,404.00	0	Marsabit	Laisamis	100	M/S Altimo Investment Ltd	Construction Completed
14	Godoma Waterpan	30,000,000.00	23,009,020.00	24,407,512.00	0	4,980,980.00	0	Marsabit	Moyale	100	M/S Gamsulu Construction Co.	Construction Completed
15	Korr Greilheilum Waterpan	30,000,000.00	22,908,920.70	22,434,540.00	0	7,091,079.30	0	Marsabit	Laisamis	100	M/S Lihan Suppliers & Engineering	Construction Completed
16	Iurr Hills Waterpan	60,000,000.00	51,848,738.00	51,562,682.00	0	8,151,262.00	0	Marsabit	North Horr	100	M/S Dastum Hardware Ltd	Construction Completed

S/No	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
17	Boddaha water pan	30,000,000.00	20,296,241.60	20,274,145.00	0	9,703,758.40	0	Marsabit	Moyale	100	M/S Shihawa General Enterprises	Construction Completed
18	Elle Bort water pan	30,000,000.00	22,075,090.00	22,016,800.00	0	7,924,917.00	0	Marsabit	Moyale	100	M/S Dido & Sons Ltd	Construction Completed
19	Mader Kayo Lapun water pan	29,274,000.00	27,652,893.00	27,652,893.00	0	1,621,107.00	0	Marsabit	Moyale	100	M/S Misalyeel Holdings Ltd.	Construction Completed
20	Maderkayo Antul	0	22,330,881.00	0	22,330,881.00	-22,330,881.00	22,330,881.00	Marsabit	Moyale	100	Dabel Construction Ltd	Construction Completed
SUB TOTAL FOR MARSABIT		299,274,000	296,311,806.70	246,852,023	45,968,570	2,962,191.30	45,968,570					
SUB TOTAL FOR MARSABIT												
S/No	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
21	Ayda Hargasu water pan A	50,000,000.00	42,202,240.00	42,202,240.00	0	7,797,760.00	0	Mandera	Manders West	98	M/S Dresscall Ltd,	Construction Completed
22	Ayda Hargasu water pan B	0	46,563,797.00	0	46,563,797.00	0	46,563,797.00	Mandera	Mandera West	80	Alwahab Enterprises Ltd	Construction not complete
23	Gutlich Duo water	50,000,000.00	43,000,347.00	42,947,438.30	0	6,999,613.40	0	Mandera	Mandera	100	Pearltek Kenya Ltd	Construction Completed
24	Sarman water pan	50,000,000.00	15,415,155.36	13,255,612.00	0	4,584,844.44	0	Mandera	Mandera	100	Rovila construction Ltd	Construction Completed
25	Libella water pan	80,000,000.00	69,955,845.00	0	69,955,845.00	10,044,155.00	0	Mandera	Mandera	80	Earth Construction Ltd	Construction not complete
26	Warangara water pan	80,000,000.00	63,503,736.00	0	63,503,736.00	16,496,264.00	63,503,736.00	Mandera	Mandera	80	Diwafa Investment Limited	Construction not complete
SUB TOTAL FOR MANDERA		310,000,000	310,641,160.36	128,445,290.30	180,023,378	-441,160.36	180,023,378					
SUB TOTAL FOR MANDERA												
S/No	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
27	Loo 11 (Palle, Anu and Bargaun water pan)	26,000,000.00	26,616,026.00	25,104,314.00	0	1,511,712	0	Lamu			M/S Kenlink Services Ltd.	
SUB TOTAL FOR LAMU		26,000,000	26,616,026	25,104,314	0	1,511,712	0				Almucraf Contractors Ltd	
SUB TOTAL FOR LAMU												
GRAND TOTAL FOR THE 4 COUNTIES		1,049,274,000	1,015,997,826	697,990,022	309,544,195	35,403,912	309,544,195					

S/N	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings / Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
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PROJECT STATUS SUMMARY

Status of Project	Total in Number	Remarks
Total projects for the Ministry	27	
Completed projects	23	
Completed and in use	23	
Completed and not in use	0	
Ongoing projects >50% complete	4	Contractor's stopped work due to non-payment of interim certificate
Ongoing projects <50% complete	0	
Projects that have not commenced	0	

Signed: 
 Date: 9-6-2021

TOTAL SUMMARY FOR THE DEPARTMENT

S/N	Factor	Total (Kshs)	Remarks
1	Total Budget Allocation	1,049,274,000.00	
2	Total Budget Amount	1,049,274,000.00	
3	Total Contract Sum	1,015,997,826.04	

S/N	Project name	Budget Amount	Contract Sum	Amount Paid	Total Pending Bills Bal.	Savings /Uncommitted Amount	Pending Certificate Amount	County	Constituency	% Completion	Name of Contractor	Remarks
4	Total Savings	35,403,912.00	Tana River County had an allocation of kshs. 414,000,000 and there is a minimum balance of kshs. 31,571,680 as per the contracts signed. A request was done to do an additional project in Garsen Constituency (Asa water pan)									
5	Total Exchequer Issue	1,015,998,408.00										
6	Total Expenditure	697,990,022.00	System was closed before certificates were fully paid									
7	Total Unspent Amount	35,403,912.00										
8	Total Outstanding Exchequer due	0	System was closed before certificates were fully paid									
9	Total Pending Certificate Amount	309,544,195.27										
10	Total Uncontracted/Uncommitted Amount	35,403,912.00										

Signed: 



STATE DEPARTMENT FOR INFRASTRUCTURE
SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS
IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 30TH JUNE, 2021

NO.	Project Name	Budget Amount (KShs)	Contract Amount (KShs)	Amount Paid (KShs) as at 30.06.2021	Pending bill (KShs) as at 30.06.2021	Saving/Uncommitted/Uncontracted Amount (KShs) as at 30.06.2021	Pending Certificate Amount/Outstanding cost (KShs) as at 30.06.2021	County	Constituency	Project Completion % as at 30.06.2021	Contractor	Contract Period	% Implementation	Remarks
1	Junction A3 (Sifa) - Aridlands Office - Aitisp/Mnara Sch- Unicef/Gen Mohamed Loop / Southern Link Road to Bitumen Standards (7Km) (Bulla - Argi--Kokora-Warble)	177,520,000.00	144,895,996.14	101,116,907.73		32,624,003.86	43,779,088.41	Garissa	Garissa Town	55%	M/s Aligalo Traders Ltd	12 Months	70%	Ongoing
2	Garissa - Sankur- Salkan - Balambala road (88km)	70,000,000.00	58,831,720.00	58,133,632.00		11,168,280.00	-	Garissa	Balambala	100%	M/s Allam Magan Construction Ltd	9 Months	100%	Complete
3	Ijara - Galmagala Road (60 km)	70,000,000.00	67,883,664.00	67,151,929.04		2,116,336.00	-	Garissa	Ijara	100%	M/s Holwagad Construction Limited	9 Months	100%	Complete
4	DB Samburu - DB Wajir Road	54,800,000.00	44,822,857.04	43,765,962.48		9,977,142.96	-	Isiolo	Isiolo North	100%	M/s Desha General Supplies & Construction	9 Months	100%	Complete
5	Kutui Tuilo Bridge(Malkadiaka)	247,800,000.00				247,800,000.00		Isiolo	Isiolo South					To be procured after approval of the new Equalization Fund Regulations. The new regulations are expected to guide in the transition for procurement of projects whose funds were released in the Implementing Agencies based on the Equalization Appropriation Act 2018 and subsequently governed under the old Equalization Fund regulations
6	Kupeing - Oldorini Bridge	120,000,000.00				120,000,000.00		Isiolo	Isiolo North					To be procured after approval of the new Equalization Fund Regulations. The new regulations are expected to guide in the transition for procurement of projects whose funds were released in the Implementing Agencies based on the Equalization Appropriation Act 2018 and subsequently governed under the old Equalization Fund regulations
7	Gabra (Kiwanja) - Arnet Road	27,700,000.00	21,977,360.00	17,267,278.60		5,722,640.00	-	Isiolo	Isiolo North	90%	M/s Sunspike Construction Ltd	6 Months	100%	Complete
8	Spot Improvement of road D553 from Sabalt bridge at Chegoni	51,571,428.00	41,933,072.00	41,900,940.00		9,638,336.00	-	Kilifi	Magami	100%	M/s Faidi Limited	9 Months	100%	Complete
9	Kibao Kiche - Bagamoyo road (10km)	11,897,333.60	11,897,333.60	11,895,073.24		-	-	Kilifi	Rabai	100%	M/s Malt Contractors Ltd	6 Months	100%	Complete
10	Construction of Small Bridge at Chengoni	60,541,584.00	55,921,123.00	42,185,834.42		4,620,459.00	13,735,290.58	Kilifi	Kilifi South	20%	M/s Oalm Engineering System Ltd	18 Months	80%	Ongoing
11	Construction of Timboni Dabaso - Tule bay	24,267,857.00	18,660,862.00	17,325,342.40		5,606,995.00	-	Kilifi	Kilifi North	100%	M/s Multiserve Contractors Limited	9 Months	100%	Complete
12	Mzamburani to Mtepeni Road (11km)	10,000,000.00	8,166,533.40	8,166,046.20		1,833,466.60	-	Kilifi	Kilifi South	100%	M/s Afrispice Limited	6 Months	100%	Complete



STATE DEPARTMENT FOR INFRASTRUCTURE
 SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS
 IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 30TH JUNE, 2021

NO. / Project Name	Budget Amount (Kshs)	Contract Amount (Kshs)	Amount Paid (Kshs) as at 30.06.2021	Pending bill (Kshs) as at 30.06.2021	Saving/Uncommitted/Uncontracted Amount (Kshs) as at 30.06.2021	Pending Certificate Amount/Outstanding cost (Kshs) as at 30.06.2021	County	Constituency	Project Completion % as at 30.06.2021	Contractor	Contract Period	% Implementation	Remarks
13 Sungei Mwendani to Jiba (10km)	8,443,408.00	8,443,408.00	8,440,740.00	-	-	-	Kilifi	Kaloleni	90%	M/S Kinobo Construction Ltd	6 Months	100%	Complete
14 Chanaigade - Mfguomoti Road (13.5 km)	15,000,000.00	11,623,675.60	11,319,662.85	-	3,376,324.40	-	Kilifi	Kaloleni	100%	M/S Luvframe Enterprises Ltd	6 Months	100%	Complete
15 Masera - Kinango - D546, grading and Murraining (35 km)	57,825,000.00	41,673,000.00	31,283,692.00	-	16,152,000.00	10,389,308.00	Kwale	Kinango	70%	M/S Yamu Engineering Services	9 Months	80%	Complete
16 Cahro road construction - Kinango Town	41,000,000.00	34,698,674.00	34,698,233.00	-	6,301,326.00	-	Kwale	Kinango	100%	M/S Mariposa Construction Co. Ltd	9 Months	100%	Complete
17 Cahro - Vanga	22,000,000.00	14,117,316.00	13,952,934.72	-	7,882,684.00	-	Kwale	Lungalunga	100%	M/S Winbridge Company Ltd	6 Months	100%	Complete
18 Mfiani - Mjole Roads	18,000,000.00	14,223,851.60	14,221,961.00	-	3,776,148.40	-	Kwale	Mswambweni	100%	M/S Simplified Logistics & Co. Ltd	4 Months	100%	Complete
19 D.D.I - Ngombeni road Murraining	25,000,000.00	20,347,162.80	20,345,438.01	-	4,652,837.20	-	Kwale	Mfanga	100%	M/S Triple Construction Co. Ltd	9 Months	100%	Complete
20 Cahro Road Construction from Twa Spot to Twa Amari Beach Junction	38,825,000.00	27,678,122.00	27,676,962.00	-	11,146,878.00	-	Kwale	Mfanga	100%	M/S Winbridge Company Ltd	9 Months	100%	Complete
21 Malele/Kwale - Tribe - Mwapala Road Murraining	45,000,000.00	28,623,552.16	28,622,512.80	-	16,376,447.84	-	Kwale	Mfanga	100%	M/S Siamat Training Co. Ltd	9 Months	100%	Complete
22 Furi - Course Way Roads	33,825,000.00	18,359,900.00	18,184,350.00	-	15,465,100.00	-	Kwale	Mswambweni	100%	Hail Company Ltd	9 Months	100%	Complete
23 Cahro - Shimoni	16,000,000.00	12,649,793.40	12,649,759.40	-	3,350,206.60	-	Kwale	Lungalunga	100%	M/S Kinobo Construction Ltd	9 Months	100%	Complete
24 Galu - Neptune Roads	20,000,000.00	14,609,025.50	14,606,879.50	-	5,390,974.50	-	Kwale	Mswambweni	100%	M/S Homaki Holdings Ltd	9 Months	100%	Complete
25 Mfanganda - Kizingiti Road	98,805,300.00	98,805,030.00	98,765,532.00	-	270.00	-	Lamu	Lamu East	100%	M/S Gamoi Ltd	12 Months	100%	Complete
26 Pandungu - Witu Road	40,000,000.00	-	-	-	40,000,000.00	-	Lamu	Lamu West	-	-	-	-	To be procured after approval of the new Equalization Fund Regulations. The new regulations are expected to guide in the transition for procurement of projects whose funds were released in the Implementing Agencies based on the Equalization Appropriation Act 2018 and subsequently governed under the old Equalization Fund regulations
27 Mahamrani - Muingano Road	40,000,000.00	31,735,976.00	31,459,960.10	-	8,264,024.00	276,015.90	Lamu	Lamu West	50%	M/S Ariston Construction Ltd	6 Months	100%	Complete
28 Takaba - Burmayo Road	100,000,000.00	82,816,460.00	82,453,049.40	-	17,183,540.00	-	Mandera	Mandera West	100%	M/S Sulhan Investments Ltd	9 Months	100%	Complete
29 Takaba - Burdusa Road	100,000,000.00	85,269,320.00	85,048,005.36	-	14,737,680.00	-	Mandera	Mandera West	100%	M/S Nomad (K) Limited	9 Months	100%	Complete



STATE DEPARTMENT FOR INFRASTRUCTURE
SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS
IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 30TH JUNE, 2021

NO.	Project Name	Budget Amount (KShs)	Contract Amount (KShs)	Amount Paid (KShs) as at 30.06.2021	Pending bill (KShs) as at 30.06.2021	Saving/Uncommitted/Uncontracted Amount (KShs) as at 30.06.2021	Pending Certificate Amount/Outstanding cost (KShs) as at 30.06.2021	County	Constituency	Project Completion % as at 30.06.2021	Contractor	Contract Period	% Implementation	Remarks
30	Rhama Malkamari Road	100,000,000.00	82,968,768.00	82,792,522.00		17,031,232.00	-	Mandera	Banissa	100%	M/s Pacific Contractors Ltd	9 Months	100%	Complete
31	Gravelling of Serima - Loyagalaini Road	52,688,000.00	43,668,601.57	42,551,695.36		9,019,398.43	-	Marsabit	Laisamis	100%	M/s Gecby Ventures Ltd	9 Months	100%	Complete
32	E827 Haro buge to Dib Gobba to Baddassa - Kiaruni	46,240,000.00	38,484,801.51	38,073,443.99		7,755,198.49	-	Marsabit	Saku	100%	M/s Naami Enterprises	9 Months	100%	Complete
33	Gravelling of Kambi Nyoka - Demo Road	50,000,000.00	41,357,133.16	41,322,828.03		8,642,866.84	-	Marsabit	North Horr	100%	M/s Agargabo Enterprises Ltd	9 Months	100%	Complete
34	Ilmorok (E1184) Iribben (E3) road 20km	30,000,000.00	22,319,560.00	22,181,972.40		7,680,440.00	137,587.60	Narok	Narok West	80%	M/s M-Africa Limited	9 Months	80%	Ongoing
35	Ngoswani (C13) Nkoliatel (c12) road 50 km	30,000,000.00	24,400,716.00	24,400,716.00		5,599,284.00	-	Narok	Narok West	100%	M/s Mugak Enterprises Limited	9 Months	100%	Complete
36	Oledhip Bridge	14,750,000.00				14,750,000.00		Narok	Narok North					Bridge requires about Kshs 200Million so allocation not available
37	Olgenehemi - Engepesi - Nadoonoo - Tups road and 2 bridges	28,000,000.00	27,817,308.00	27,789,250.00		182,692.00	28,058.00	Narok	Narok North	90%	M/s Mukova Civil Engineering Ltd	9 Months	90%	Complete
38	Monony - Nausoya - Eor Enkrok road and 2 bridges (Eor Enkrok Bridge and approach roads)	60,750,000.00	33,620,977.74	24,214,329.36		27,129,022.26	9,406,648.38	Narok	Narok North	35%	M/s Oalm Engineering System Ltd	12 Months	35%	Ongoing
39	Kamaget - Chebarra - Njipiship - Ndamanana - Abossi - Olmeil - Kamermeru Cheson	22,500,000.00	22,145,560.00	22,055,124.00		354,440.00	-	Narok	Emunua Dikarr	90%	M/s Buxoon Ltd	9 Months	90%	Complete
40	Chebonyo - Chemamit - Changna - Lelechonok - Lelagoni - Naisukui - Kirbwet - Chepkilu and Chebarra bridge	21,000,000.00	20,700,000.00	20,684,776.00		300,000.00	-	Narok	Emunua Dikarr	100%	M/s Saabala Investments Ltd	6 Months	100%	Complete
41	Construction of Enkepet Bridge and Nadosido Box Culvert	46,904,145.00	46,904,145.36	9,510,231.00		(0.36)	37,393,914.36	Narok	Narok North	60%	M/s Myberg Construction Ltd	12 Months	60%	Ongoing
42	Chebarra Bridge	17,000,000.00	16,986,815.83	10,862,849.00		13,184.17	6,123,966.83	Narok	Emunua Dikarr	80%	M/s Myberg Construction Ltd	12 Months	80%	Ongoing
43	Angaita - Nanyetke Road	36,800,000.00	34,900,023.20	34,800,009.81		1,899,976.80	-	Samburu	Samburu North	100%	M/s Ntepes Contractors Ltd	9 Months	100%	Complete
44	Paritani road (N)	75,000,000.00	71,589,569.00	71,389,569.07		3,410,431.00	-	Samburu	Samburu North	100%	M/s Siambu Enterprises Ltd	12 Months	100%	Complete
45	Sala - Madogo Road	29,000,000.00	27,985,000.00	27,418,920.00		1,015,000.00	-	Tana River	Bura	100%	M/s Mfryya Company Ltd	9 Months	100%	Complete
46	Hirimani - Elneha road	25,000,000.00	23,107,200.00	23,080,172.00		1,892,800.00	-	Tana River	Bura	100%	M/s Kamaji and Sons Co Ltd	6 Months	100%	Complete
47	Jet B8 - Abaganda - Garsen	35,000,000.00	31,753,144.00	31,698,044.00		3,246,856.00	-	Tana River	Garsen	100%	M/s Almacruf Contractors Ltd	9 Months	100%	Complete
48	Tula bridge	40,000,000.00	38,546,036.00	29,501,999.80		1,453,964.00	9,044,036.20	Tana River	Bura	70%	M/s Kaka Petroleum Company Ltd	12 Months	70%	Ongoing



STATE DEPARTMENT FOR INFRASTRUCTURE
SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS
IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 30TH JUNE 2021

NO.	Project Name	Budget Amount (Kshs)	Contract Amount (Kshs)	Amount Paid (Kshs) as at 30.06.2021	Pending bill (Kshs) as at 30.06.2021	Saving/Uncommitted/Uncontracted Amount (Kshs) as at 30.06.2021	Pending Certificate Amount/Outstanding cost (Kshs) as at 30.06.2021	County	Constituency	Project Completion % as at 30.06.2021	Contractor	Contract Period	% Implementation	Remarks
49	Kaputit - Nakwano Bridge	150,033,333.00				150,033,333.00		Turkana	Turkana South					Bridge requires about Kshs 400Million so allocation not available
50	Kalla - Parakari	70,033,333.00	59,569,480.00	53,114,515.80		10,463,855.00		Turkana	Turkana East	100%	M/s Al-Habib Enterprises Ltd	9 Months	100%	Complete
51	Ahur - Najaa Bridge	100,000,000.00				100,000,000.00		Turkana	Loima					Bridge requires about Kshs 500Million so allocation not available
52	Construction of Timbila - Releke road - Lake Jipe road (E695)	17,000,000.00	9,260,641.90	9,256,005.55		7,739,358.10		Taita Taveta	Taveta	100%	M/s Aledge Investment Ltd	6 Months	100%	Complete
53	Nyoro - Makmeri road (Boneni ward)	10,000,000.00	7,125,932.20	7,125,850.12		2,874,067.80		Taita Taveta	Taveta	100%	M/s Saska Construction Ltd	6 Months	100%	Complete
54	Kicho - Madarasi road (Odhoboni ward)	10,000,000.00	8,070,381.00	8,029,897.64		1,929,619.00		Taita Taveta	Taveta	100%	M/s Ra-Laja Enterprises Ltd	6 Months	100%	Complete
55	Construction of Ilanga - Koenyi - Taisa Ndome - Ghazi - Wong Onyi Koenyi road	33,000,000.00	26,155,536.00	25,778,137.80		6,844,464.00		Taita Taveta	Voi	100%	M/s Extra Mile Contractors Kenya Ltd	9 Months	100%	Complete
56	Construction of Kasarani - Sarala road	15,000,000.00				15,000,000.00		Taita Taveta	Voi					To be procured after approval of the new Equalization Fund Regulations. The new regulations are expected to guide in the transition for procurement of projects whose funds were released in the Implementing Agencies based on the Equalization Appropriation Act 2018 and subsequently governed under the old Equalization Fund regulations
57	Construction of Road from the Iarane (Mombasa road) to Kajiuri	10,000,000.00	7,790,775.76	7,790,689.39		2,209,224.24		Taita Taveta	Mwatate	100%	M/s Fernvent Suppliers Ltd	6 Months	100%	Complete
58	Construction of Maungu - Kasigau Road	25,000,000.00	19,986,440.98	19,986,425.90		5,013,559.02		Taita Taveta	Voi	100%	M/s Geotko Agencies Ltd	9 Months	100%	Complete
59	Mwakngali Roads	10,000,000.00	7,501,297.80	7,500,554.20		2,498,702.20		Taita Taveta	Voi	100%	M/s Sephyane General Merchants Ltd	6 Months	100%	Complete
60	Mwangarua Bridge of Mwakuchuri shopping centre	2,000,000.00	1,206,195.84	1,206,195.84		793,804.16		Taita Taveta	Voi	100%	M/s Nasir Rabbhi General Merchants & Contractor Ltd	9 Months	100%	Complete
61	Murraming Weruaha - Paranga Road (Weruaha - Ghazi)	20,500,000.00	12,230,518.00	3,497,708.55		8,269,482.00	8,732,809.45	Taita Taveta	Wundanyi	100%	M/s Ngunit Investment Company Limited	6 Months	70%	Stalled
62	Murraming Mjenge - Mkwono - Segenyi - Mwarani Road	17,000,000.00	11,586,284.00	5,557,152.80		5,413,716.00	6,029,131.20	Taita Taveta	Wundanyi	70%	M/s En Iirena Technologies Ltd	6 Months	100%	Complete
63	Murraming Wundanyi - Wusu Road (Weruaha-Kungu)	10,000,000.00	7,878,267.32	7,813,885.50		2,121,732.68	-	Taita Taveta	Wundanyi	100%	M/s Charlisa Construction Co. Ltd	9 Months	75%	Stalled
64	Murraming Nyache - Shaga Road	25,000,000.00	21,302,557.80	16,610,222.72		3,697,442.20	4,692,335.08	Taita Taveta	Wundanyi	75%	M/s Ali Mohamed Merchant and Contractors	12 Months	70%	Ongoing
65	Murraming of Bura - Mjenge - Weruaha - Mhale - Paranga road	115,000,000.00	80,750,749.40	80,750,575.00		34,249,250.60	174,400	Taita Taveta	Mwatate	80%	M/s Yami Engineering Services		80%	Ongoing
66	DS40 Mearu - Wangarua Mambihwa - Fighinyi - DS53)	30,000,000.00	21,565,002.40	13,728,472.00		8,434,997.60	7,836,530.40	Taita Taveta	Mwatate	100%	M/s Luftrane Enterprises Ltd		100%	Complete
67	BE89-Kungu-Wusu-Dembwa	13,000,000.00	10,279,284.20	10,239,827.93		2,720,715.80	-	Taita Taveta	Mwatate	100%			100%	Complete

STATE DEPARTMENT FOR INFRASTRUCTURE
SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS
IMPLEMENTATION STATUS FOR EQUALIZATION FUND PROJECTS AS AT 30TH JUNE, 2021

NO.	Project Name	Budget Amount (Kshs)	Contract Amount (Kshs)	Amount Paid (Kshs) as at 30.06.2021	Pending bill (Kshs) as at 30.06.2021	Saving/Uncommitted/Uncontracted Amount (Kshs) as at 30.06.2021	Pending Certificate Amount/Outstanding cost (Kshs) as at 30.06.2021	County	Constituency	Project Completion % as at 30.06.2021	Contractor	Contract Period	% Implementation	Remarks
68	E687-A23 Mwatate-E689 Wusi	13,000,000.00	10,043,750.96	10,042,131.81		2,956,249.04		Taita Taveta	Mwatate	100%	M/s Gajesh General Stores Ltd	6 Months	100%	Complete
69	UG3789 Kungu C104 -Josa Murreys Girls	11,000,000.00	8,906,221.32	8,841,510.98		2,093,778.68		Taita Taveta	Mwatate	100%	M/s Elitar Enterprises Ltd	6 Months	100%	Complete
70	Box culvert on road E1904 / C104	6,000,000.00	4,901,918.56			1,098,081.44		Taita Taveta	Mwatate	100%	M/s Fernvent Supplies Ltd	9 Months	100%	Complete
71	Mfwanagodi- Msau -Kiphombo	5,000,000.00	4,140,918.12	4,140,918.12		859,081.88		Taita Taveta	Mwatate	100%	M/s Lucifram Enterprises Ltd		100%	Complete
72	Dodoma - Majivu	15,000,000.00	12,146,353.27	12,080,653.98		2,853,646.73		Taita Taveta	Mwatate	100%	M/s Extra Mile Contractors Kenya Ltd	6 Months	100%	Complete
73	Bura Mission - Munama - Mnguhia - Mghange dawida	2,000,000.00	1,639,999.20	1,639,999.00		360,000.80		Taita Taveta	Mwatate	100%	M/s Arnwel Enterprises Ltd		100%	Complete
74	Construction of Ade Masajida bridge	30,000,000.00	25,455,156.00	25,455,156.00		4,544,844.00		Wajir	Wajir West	100%	M/s Skyline Construction Ltd	16 Months	100%	Complete
75	Basir -Tulia Roba road (30km)	50,000,000.00	40,892,064.80	39,935,907.70		9,107,935.20	956,157.10	Wajir	Wajir North		M/s Abasumayah Agencies Ltd	12 Months	81.60%	Stalled due to insecurity
76	Nasolot- Talon-Runo	52,000,000.00	48,457,840.00	48,308,942.40		3,542,160.00		West Pokot	Sigor	90%	M/s Cheptulel Contractors		90%	Complete
77	Runo-Loongot	40,000,000.00	30,899,964.00	30,869,871.28		9,100,036.00		West Pokot	Sigor	90%	M/s Amas Trading Company Limited		90%	Complete
78	Sekererr- Songolol road	20,000,000.00	17,482,081.60	14,675,207.01		2,517,918.40	2,806,874.59	West Pokot	Sigor	80%	M/s Digitex Investment Ltd	6 Months	80%	Ongoing
79	Sarame-Tipach- Sodayny Road (Orum-Tonier-Sekurion-Cheptkai (Sodayny-Orum) Road	86,000,000.00	67,921,480.00	52,285,178.80		18,078,520.00	15,636,301.20	West Pokot	Pokot South	50%	M/s Quatech Holdings Limited	12 Months	50%	Ongoing
80	Iyon Bridge	56,525,000.00	44,080,083.42	43,952,779.12		12,444,916.58		West Pokot	Pokot South	100%	M/s Mirst Saw Mills Limited	9 Months	100%	Complete
81	Akriannet Bridge	44,525,000.00	43,760,739.30	4,376,073.93		764,260.70	39,384,665.37	West Pokot	Sigor	40%	M/s Oalim Engineering System Ltd	12 Months	40%	Stalled
82	Kimpur Bndge	20,000,000.00				20,000,000.00		West Pokot	Kacheliba					Bridge requires about Kshs 100Million so allocation not available
83	Totum - Kopooh - Mfakwony road	40,525,000.00	32,422,023.20	32,413,330.00		8,102,976.80		West Pokot	Kapenguria	100%	M/s Safanplies Ltd	9 Months	100%	Complete
84	Kanyakwat - Kongelai -Tipet road	58,000,000.00	52,794,848.00	52,784,872.00		5,205,152.00		West Pokot	Kapenguria	100%	M/s Safanplies Ltd	9 Months	100%	Complete
Total for All Counties		3,638,595,723.60	2,428,117,935.96	2,186,897,718.94		1,210,477,987.64	216,388,893.05							


Signed:
 Date:



STATE DEPARTMENT FOR INFRASTRUCTURE (D7061)

PROJECTS STATUS SUMMARY

For Equalization Development Funded Projects as at 30th June, 2021

Status of Project	Total in Number	Remarks
1 Total Projects for the Ministry	84	
2 Completed Projects	61	
3 Completed and in use	61	
4 Completed and not in use	0	
5 Ongoing Projects > 50% complete	13	
6 Ongoing projects < 50% complete	2	
7 Projects that have not commenced	8	Inadequate allocations & Awaiting Approval of New Regulations
Signed 		
Date 23/7/21		

STATE DEPARTMENT FOR INFRASTRUCTURE (R7061)						
RECURRENT EXPENDITURE BREAKDOWN ANALYSIS						
For Equalization Fund Administrative Expenses as at 30 th June, 2021						
Economic Item	Gross Estimate (Kshs)	Exchequer Issue (Kshs)	Unspent Balance (Kshs)	Remarks		
1 Domestic Travel and Subsistence and Tender evaluation costs	23,500,000.00		23,500,000.00	Funds at CBK Equalization Fund Operations A/C		
2 Site meetings	2,000,000.00		2,000,000.00			
3 Hospitality Supplies and Services	10,000,000.00		10,000,000.00			
4 Training Expenses	4,000,000.00		4,000,000.00			
5 Printing Advertising and Information Supplies	3,000,000.00		3,000,000.00			
6 Fuel Oil and Lubricant	22,000,000.00		22,000,000.00			
7 Other Operatin Expenses	8,000,000.00		8,000,000.00			
8 Routine Maintenance - Vehicle & Other Transport Equipment	12,000,000.00		12,000,000.00			
9 Research, Feasibility Studies, Project Preparation and Design	18,000,000.00		18,000,000.00			
Total	102,500,000	0	102,500,000			

Signed 

Date 23.6.21

STATE DEPARTMENT FOR INFRASTRUCTURE (R7061)

TOTAL SUMMARY FOR THE MINISTRY

For Equalization Fund Development Expenditures as at 30th June, 2021

	Factor	Total (Kshs)	Remarks
1	Total Budget Allocation	3,638,595,723	
2	Total Budgeted Amount	3,638,595,723	
3	Total Contract Sum	2,428,117,936	
4	Total Saving (2-3)	1,210,477,787.04	Out of this Kshs.422,800,000 relate to Projects whose procurement awaits the Approval of New Equalization Fund Regulations in line with High Court Ruling. Further Kshs.284,783,333 relate to Projects whose allocation is inadequate compared to the Cost of the Project thus not procured.
5	Total Exchequer Issue	3,638,595,723.00	
6	Total Expenditure	2,080,242,483.31	
	Total Unspent Amount (5-6)	1,558,353,239.69	
	Total Outstanding Exchequer due to MDA	-	
	Total Pending Certificate Amount	323,044,128.68	
7	Total Uncontracted/Uncommitted Amount	1,210,477,787.04	

Signed



Date 23/7/21

HEALTH SECTOR EQUALIZATION FUND PROJECTS,
STATUS REPORT

S/Ns	PROJECT DESCRIPTION	COUNTY	Constituency	AMOUNT ALLOCATED	Contract Number	Contract Sum	Amount Paid/Commitments	Contractors Name	Status (Percent Completion)	Remarks
1	Furnishing and equipping King Fahad Hospital	Lamu	Lamu East	25,000,000	COLA/1/161 JOB NO. 101918	25,000,000.00	15,172,700	M5 TOTAL SOLUTION, M5 MEDIONICS AND M5 PASAIBA LTD	100%	Completed
2	Doctors housing project at Mpekioni	Lamu	Lamu East	18,507,260	COLA/1/161 JOB NO. 101918	18,507,960.00	9,782,510	BIMSPORT MAINTENANCE AGENCY LTD	70%	ongoing
3	Doctors housing project at Faza	Lamu	Lamu West	9,693,210	COLA/1/161 JOB NO. 101918	9,699,210.00	-	TANEEM GENERAL SUPPLIERS	5%	This site for construction was dispused, request construct storey building not in the scope, consider termination
4	Doctors housing project at Vilu	Lamu	Lamu East	9,783,500	COLA/1/161 JOB NO. 101918	9,783,500.00	4,208,270	BIMSPORT MAINTENANCE AGENCY LTD	61%	ongoing
5	Doctors housing project at 6 new facilities	Lamu	Lamu West	5,000,000	COLA/1/161 JOB NO. 101918	4,991,560.00	1,750,110	KAM KAM LTD	77%	ongoing
6	Moa	Lamu	Lamu East	5,000,000	COLA/1/161 JOB NO. 101918	4,883,404.00	1,577,254	TANEEM GENERAL SUPPLIERS	75%	ongoing
7	Maisha Maisha	Lamu	Lamu West	5,000,000	COLA/1/161 JOB NO. 101918	4,863,404.00	1,879,714	TANEEM GENERAL SUPPLIERS	55%	ongoing
8	Shanga Ithakani	Lamu	Lamu West	5,000,000	COLA/1/161 JOB NO. 101918	4,891,968.00	3,529,024	SAMOKHAFIA AGENCIES	90%	ongoing
9	Ithakani	Lamu	Lamu West	5,000,000	COLA/1/161 JOB NO. 101918	4,938,000.00	-	M5 UNSHURITEK LTD	15%	Contractor, notified to site in January 2019
10	Sisaka Kairu	Lamu	Lamu East	5,000,000	COLA/1/161 JOB NO. 101918	4,996,857.20	-	M5 DISAK GENERAL CONTRACTORS LTD	15%	Handled over in April, 2019
11	Construction of Oldie Wards Dispensary	Lamu	Lamu West	6,000,000	COLA/1/161 JOB NO. 101918	5,818,150.00	-	ANIS CONSTRUCTION CO. LTD	45%	ongoing
12	Construction of Pipunguni Dispensary	Lamu	Lamu West	6,000,000	COLA/1/161 JOB NO. 101918	5,975,900.00	4,476,860	MIFCOM LIMITED	91%	ongoing
13	Construction of Maternity and Laboratory at Malendoni	Lamu	Lamu East	8,000,000	COLA/1/161 JOB NO. 101918	7,773,830.00	3,076,560	DAVEMART ENTERPRISES LTD	55%	ongoing
14	Construction of Laboratory and Toilet at Mkhunumbi	Lamu	Lamu West	7,000,000	COLA/1/161 JOB NO. 101918	6,618,115.00	4,817,187	ROBCONSULT DESIGNS AND SERVICES LTD	100%	Complete
15	Land Reclamation at Sisi Health Centre	Lamu	Lamu East	3,000,000	NIH	3,000,000.00	-	Re-tendered	ongoing	
16	Upgrading Mieri Health Centre to level 4	Isiolo	Isiolo North	101,000,000	NSR/1/161 JOB NO. 101918	92,912,139.20	13,415,632	FAMO CONTRACTOR LTD	85%	ongoing/delayed because of dispute on the Drawing (Internally Block, sorted and on course)
17	Shambani Health Center	Isiolo	Isiolo North	15,000,000	NSR/1/161 JOB NO. 101918	13,337,562.30	12,701,673	SACKED VENTURES LTD	98%	ongoing/delayed because of dispute on the Drawing (OPD unit)
18	Mwananza Dispensary	Isiolo	Isiolo North	10,000,000	NSR/1/161 JOB NO. 101918	9,016,500.00	4,933,830	SAMBREAT INVESTMENT LTD	75%	ongoing
19	Buka Dhimu Health Center	Isiolo	Isiolo North	10,000,000	NSR/1/161 JOB NO. 101918	9,016,500.00	3,994,255	SAMBREAT INVESTMENT LTD	75%	ongoing
20	Construction of Mtsabaha Health Centre	Kilifi	Kilifi North	13,106,176	COLA/1/161 JOB NO. 101918	13,194,176.00	5,201,856	ROBIN AND ROBINS CONSTRUCTION LT	72%	ongoing
21	Construction of maternity ward and fencing Vipingo HC	Kilifi	Kilifi South	18,339,700	COLA/1/161 JOB NO. 101918	18,839,700.00	9,828,500	YASMOH CONSTRUCTION CO. LTD	50%	ongoing
22	Construction of Abudzi Community Hospital	Kilifi	Ganze	42,002,000	COLA/1/161 JOB NO. 101918	42,602,000.00	37,647,930	GABISSA BROTHERS CONSTRUCTION EN	100%	complete
23	Jifa Health Centre	Kilifi	Ganze	6,865,210	COLA/1/161 JOB NO. 101918	6,441,000.00	-	M5 FALCON CONTRACTORS	0%	The Ministry is considering changing the scope of works, since there is a big crack on the building to be removed
24	Pandari Health Centre	Kilifi	Ganze	4,956,710	COLA/1/161 JOB NO. 101918	4,864,710.00	3,949,140	ROBCONSULT DESIGNS AND SERVICES	100%	complete
25	Construction of Ward at Ganze Health Centre	Kilifi	Ganze	8,811,850	COLA/1/161 JOB NO. 101918	8,841,550.00	6,493,450	YASMOH CONSTRUCTION CO. LTD	75%	ongoing
26	Construction and expansion of Kaziuni Dispensary	Kilifi	Kilifi South	4,301,950	COLA/1/161 JOB NO. 101918	4,301,990.00	738,620	NASSAU BUILDING SOLUTION	45%	ongoing, Default notice letter was served to the contractor for deserting the site
27	Completion of Mwarandinda Dispensary	Kilifi	Ganze	5,273,610	COLA/1/161 JOB NO. 101918	4,900,500.00	-	DIBE MERCHANTS LTD	0%	The Ministry is in the process of terminating the project since the contractor pulled alleging the scope of works surpasses the allocation
28	Completion of Kasambet Dispensary	Kilifi	Kilifi	5,000,000	COLA/1/161 JOB NO. 101918	4,533,430.00	4,255,130	DOVE INVESTMENTS LTD	100%	complete
29	Construction and expansion of Kuluu Dispensary	Kilifi	Malindi	4,674,175	COLA/1/161 JOB NO. 101918	4,624,175.00	2,971,041	VALLARTA ENGINEERING LTD	83%	ongoing
30	Ndiga Health Centre	Kilifi	Ganze	5,692,720	COLA/1/161 JOB NO. 101918	4,914,500.00	3,688,300	DIBE MERCHANTS LTD	100%	complete
31	Upgrading North Horr Health Centre	Marzabit	North Horr	61,550,000	NSR/1/161 JOB NO. 101918	57,775,494.95	34,936,591	UAS CAPITAL HOLDING LTD	65%	ongoing
32	Establish cancer screening centre at Kalacha Referral Hospital	Marzabit	North Horr	35,198,000	NSR/1/161 JOB NO. 101918	30,817,018.00	27,708,347	UALGO TRADERS LTD	85%	ongoing
33	Construct and Equip male/female and maternity wards at Kalacha Referral Hospital	Marzabit	North Horr	49,950,000	NSR/1/161 JOB NO. 101918	47,077,989.40	25,575,518	FONKLE BUILDING CONSTRUCTION LTI	95%	ongoing
34	Construct maternity ward, staff houses at Dutana Health Centre	Marzabit	North Horr	20,000,000	NSR/1/161 JOB NO. 101918	18,169,530.00	15,500,448	MASABIT CENTRAL CONSTRUCTION L	98%	ongoing
35	Construct maternity wing at Jimire Dispensary	Marzabit	Saku	20,000,000	NSR/1/161 JOB NO. 101918	16,680,925.00	14,830,666	SORRETO INVESTMENT LTD	98%	ongoing
36	Upgrading Laicumi Referral Hospital	Marzabit	North Horr	40,000,000	NSR/1/161 JOB NO. 101918	36,115,889.00	24,907,173	ECO PARTNERS LTD	70%	ongoing
37	Nkoronki Health centre	Narok	North West	21,500,000	NSR/1/161 JOB NO. 101918	20,205,563.30	10,159,580	HOMKOS HOLDINGS LTD	97%	ongoing
38	Olalulung's District Hospital	Narok	Narok South	40,000,000	NSR/1/161 JOB NO. 101918	39,634,400.00	25,918,836	SOOL ENTERPRISES LTD	95%	ongoing
39	Sepoo dispensary	Narok	Narok South	28,473,210	NSR/1/161 JOB NO. 101918	28,473,210.00	16,226,204	KENRIC INVESTMENT LTD	91%	ongoing

40	Nawaur dispensary	Narek	Narek South	32,000,000	1,839,210.00	12,569,093	BINA CONTRACTORS LTD	35%	ongoing, contractor deserted site has been served with a warning letter
41	Oldayati health centre	Narek	Narek West	36,000,000	3,634,510.80	17,305,932	KNEED'S CONSTRUCTION	92%	ongoing
42	Silehi health centre	Narek	Kilgisi	36,000,000	3,350,000.00	11,016,679	MABA JOINT CONTRACTORS LTD	55%	ongoing, contractor deserted site has been served with a warning letter
43	Angisa Baraka	Narek	Narek South	25,000,000	2,438,500.00	8,008,366	PRANICO HOLDINGS LTD	15%	ongoing, contractor deserted site has been served with a warning letter
44	Oldowor Dispensary	Narek	Narek North	28,000,000	2,251,500.00	13,109,065	BISINI TRANSPORTERS CONSTRUCTION	90%	ongoing
45	Kurengurthi HC	Narek	Emunia Dikir	20,000,000	18,787,840		MAS HONO BUILDERS LTD	5%	Contract signed, Sept. 20
46	Kaplepon Health Centre	Narek	Emunia Dikir	11,872,615	9,501,310.00		MAS CORRIE MULTI SYSTEMS LTD	5%	Contract signed, Sept. 21
47	Cheremant Health Centre	Narek	Emunia Dikir	7,000,000	7,000,000.00		MAS ADCOM COMMUNICATION LTD	5%	Contract signed, Sept. 22
48	Lelighon	Narek	Emunia Dikir	5,000,000	4,951,310.00		MAS J AND SOY HOLDINGS LTD	5%	Contract signed, Sept. 23
49	Murkim	Narek	Emunia Dikir	5,000,000	4,991,990.00		MAS BELVAAT ENGINEERING WORKS LTD	5%	Contract signed, Sept. 24
50	Oldharogwara Dispensary	Narek	Narek North	8,000,000	1,000,000.00		PETMARK SERVICES	83%	ongoing
51	Talibeli	Narek	Emunia Dikir	5,000,000	4,991,990.00		MAS BELVAAT ENGINEERING WORKS LTD	5%	Contract signed, Sept. 25
52	Kayarkwai Health Centre	West Fekol	Kaprengwa	40,000,000	3,343,070.00	35,525,892	INTERLINK INDUSTRIES	100%	Completed
53	Nitch Health Centre	West Fekol	Kaprengwa	32,000,000	30,912,690.00	12,126,631	GREEN EDEN LTD	30%	ongoing, Default notice letter was served to the contractor for deserting the site
54	Sigor Sub-county Theatre	West Fekol	Sigor	30,000,000	29,420,710.00	24,127,145	EVACIUM INVESTMENT LTD	99%	ongoing
55	Abie Health Centre	West Fekol	Kechelha	40,000,000	31,241,880.00	23,206,142	MAS SERVE KENYA LTD	60%	ongoing
56	Kwaci Health Centre	West Fekol	Kechelha	12,000,000	11,503,300.00		MAS RENOVATIVE CONSTRUCTION LTD	3%	Waiting handover site, contract signed in Sep, 2019
57	Spekoni/Kenya Health Centre	West Fekol	Kechelha	10,000,000	9,911,110.00		MAS RENOVATIVE CONSTRUCTION LTD	3%	on Course
58	STATIONARY			162,000,000	159,878,490	70,293,810	MAS PASABAND MAS TOTAL SOLUTION (MEMBER)		ongoing, contractor deserted site has been served with a warning letter
59	Maternity at Kw/Murungwa Dispensary	Tala Travel Voi		4,500,000	3,391,310.00	2,332,200	GAESHI ENTERPRISES LTD	90%	ongoing, contractor deserted site has been served with a warning letter
60	Maternity at Kw/Murungwa Dispensary	Tala Travel Voi		5,000,000	3,390,415.00	2,608,437	GAESHI GENERAL STORES LTD	90%	ongoing, contractor deserted site has been served with a warning letter
61	Upgrading of Fobing health centre	Wajir	Talaji	24,000,000	23,034,340	20,009,688	PACIFICON INVESTMENT LTD	91%	ongoing
62	Upgrading of Jopara health centre	Wajir	Wajir East	20,000,000	19,997,908	17,817,102	WHITESPAN ENTERPRISES LTD	93%	Completed
63	Upgrading of Foboi health centre	Wajir	Wajir East	20,000,000	17,400,116	9,263,671	DULLA LIMITED	80%	ongoing
64	Upgrading of Lushohi dispensary	Wajir	Wajir West	20,000,000	18,315,500	16,332,671	NETECK CONSTRUCTION CO. LTD	95%	ongoing
65	Upgrading of Ruha sub-district hospital	Wajir	Wajir North	33,000,000	29,548,415	18,112,290	HAKOS ENTERPRISES LTD	88%	ongoing
66	Upgrading of Ajyasa health Centre	Wajir	Wajir North	30,000,000	26,272,398	19,839,107	SILINA GROUP INTERNATIONAL LTD	92%	ongoing
67	Upgrading of Fiat dispensary	Wajir	Wajir West	15,000,000	13,501,050	5,816,184	WHITESPAN ENTERPRISES LTD	74%	ongoing
68	Upgrading of Tula Tula Health Facility	Wajir	Elida	15,000,000	14,663,316	11,969,557	HAKOS ENTERPRISES LTD	83%	ongoing
69	Upgrading of Ruider health centre	Wajir	Wajir South	20,000,000	19,731,718	14,125,177	EVACIUM INVESTMENT LTD	82%	ongoing
70	Upgrading of Sabuli health centre	Wajir	Wajir South	20,000,000	19,116,459	12,557,602	TTI BUILDING AND CONSTRUCTION LTD	75%	ongoing
71	Upgrading of Dajaj Buli health centre	Wajir	Wajir South	20,000,000	19,333,618	14,476,528	ELBUNI COMPANY LTD	98%	ongoing
72	Upgrading of Sikeha health facility	Wajir	Wajir South	20,000,000	19,885,500	16,234,172	GARDO COUNTY AND NATIONAL BUILDERS	78%	ongoing
73	Upgrading of Alubaha hospital	Wajir	Wajir West	30,000,000	29,349,215	26,387,255	GIMBA INVESTMENT (K) LTD	95%	ongoing
74	Upgrading of Alubaha hospital	Wajir	Wajir West	20,000,000	19,847,544	19,176,648	AHUKAM CONSTRUCTION CO LTD	90%	ongoing
75	Upgrading of Danaha Health Centre	Wajir	Wajir North	20,000,000	19,783,949	19,178,560	BULAL LIMITED	94%	ongoing
76	Upgrading of Elida sub-district hospital	Wajir	Elida	20,000,000	19,729,698	5,761,416	LILAVE CONSTRUCTION CO. LTD	35%	ongoing
77	Expansion of Mweha Hospital, Lungai Lungai	Narek	Lungai Lungai	10,825,000	9,668,890.00	5,921,859	DAVIT CONNER ENTERPRISES	85%	ongoing (carrying out final touches)
78	Tablaini Sub-county Hospital (eye unit, Male/Female wards, Doctors quarters)	Turkana	Turkana North	50,000,000	50,379,130.00	24,779,963	NAULU CIVIL BUILDING CONSTRUCTION LTD	78%	ongoing, Contractor for borehole was served with a default notice
79	Milima Tula Health Centre Construction	Turkana	Turkana	75,000,000	74,843,135.00	5,971,776	GREEN EDEN LTD	22%	Contractor notified to site in Jan 2019, ongoing and on course
80	Construction of classroom in KMTC Garissa Campus	Garissa	Garissa East	35,000,000	31,873,150		TRANSFERRED TO KMTC	83%	Contract signed, June 2019
81	Block in House KMTC at King Fahad Hospital	Lamu	Lamu East	20,000,000	20,000,000		TRANSFERRED TO KMTC	5%	Contractual process ongoing
82	Construction of KMTC Tareta campus	Tareta	Tareta	130,500,000	130,500,000.00	130,000,000	TRANSFERRED TO KMTC	88%	ongoing
83	Construction of KMTC Voi campus office block	Tareta	Voi	21,700,000	21,700,000.00	19,973,311	TRANSFERRED TO KMTC	100%	completed
84	Construction of KMTC	Mandera	Mandera Central	170,600,000	170,600,000	151,096,139	TRANSFERRED TO KMTC	60%	ongoing
Total for All Counties				1,964,219,258	1,927,777,228	1,163,561,838			

VOTE R7041 EQUALIZATION FUND-HEALTH												
Recurrent Expenditure VOTE BOOK STATUS REPORT - FOR THE PERIOD FROM JUL-18 TO JUN-19												
TITLE AND DETAILS												
Head	Sub Head	ITEM-SOURCE-PROGRAMME-GEOGRAPHICAL	Printed Estimate	Reallocation/Transfer	Supplementary Estimates	Approved Estimates (Net)	Cumulative Expenditure	Outstanding Commitments	Total Payment Commitments	Balance		
			Kes	Kes	Kes	Kes	Kes	Kes	Kes	Kes	Kes	Kes
0001		Health - Administrative Headquarters										
	01	Headquarters										
		2210302-00001001-0404059999-000000001	35,688,992	0	0	35,688,992	17,476,900	0	17,476,900	18,212,092		
		Accommodation - Domestic Travel										
		2210309-00001001-0404059999-000000001	3,405,000	0	0	3,405,000	345,000	0	345,000	3,060,000		
		Field Allowance										
		2210399-00001001-0404059999-000000001	2,000,000	0	0	2,000,000	1,655,200	0	1,655,200	344,800		
		Domestic Travel and Subs. - Others										
		2210502-00001001-0404059999-000000001	2,022,500	0	0	2,022,500	1,907,238	0	1,907,238	115,262		
		Publishing & Printing Services										
		2210504-00001001-0404059999-000000001	2,500,000	0	0	2,500,000	0	0	0	2,500,000		
		Advertising, Awareness and Publicity Campaigns										
		2211201-00001001-0404059999-000000001	5,347,083	0	0	5,347,083	1,998,800	0	1,998,800	3,348,283		
		Refined Fuels and Lubricants for Transport										
		2211299-00001001-0404059999-000000001	0	0	0	0	0	0	0	0		
		Fuel Oil and Lubricants - Other										
		2211313-00001001-0404059999-000000001	100,000	0	0	100,000	20,000	0	20,000	80,000		
		Security Operations										
		2211399-00001001-0404059999-000000001	10,000	0	0	10,000	10,000	0	10,000	0		
		Other Operating Expenses - Other										
		2220101-00001001-0404059999-000000001	3,194,893	0	0	3,194,893	415,600	0	415,600	2,779,293		
		Maintenance Expenses - Motor Vehicles										
		2220101-00001001-0404059999-000000001	54,268,468	0	0	54,268,468	23,828,538	0	23,828,538	30,439,930		
		GROSS EXPENDITURE										
		Net Expenditure Sub Head 000101	54,268,468	0	0	54,268,468	23,828,538	0	23,828,538	30,439,930		
		Net Expenditure Head 000100	54,268,468	0	0	54,268,468	23,828,538	0	23,828,538	30,439,930		
1009		Equalization Fund Projects in Lamu County										
	04	Doctors Housing Project at Faza										
		3110202-00001001-0401019999-000000001	0	0	0	0	0	0	0	0		
		Non-Residential Buildings (offices, schools, hospitals, etc.)										
		GROSS EXPENDITURE										
		Net Expenditure Sub Head 100904	0	0	0	0	0	0	0	0		
		Net Expenditure Head 100900	0	0	0	0	0	0	0	0		
06		Doctors Housing Project at new facilities-Sinambio, Ishakani, Klunga										
		3110202-00001001-0401019999-000000001	0	0	0	0	0	0	0	0		
		Non-Residential Buildings (offices, schools, hospitals, etc.)										
		GROSS EXPENDITURE										
		Net Expenditure Sub Head 100906	0	0	0	0	0	0	0	0		
		Net Expenditure Head 100900	0	0	0	0	0	0	0	0		
		Net Expenditure Head 100900	54,268,468	0	0	54,268,468	23,828,538	0	23,828,538	30,439,930		
		Total Net Expenditure vote R7041										

HEALTH SECTOR EQUALIZATION FUND PROJECTS STATUS REPORT

S/No.	PROJECT DESCRIPTION	COUNTY	Constituency	AMOUNT ALLOCATED	Contract Number	Contract Sum	Amount Paid/Commitments	Contractors Name	Status (Percent Completion)	Remarks
1	Furnishing and equipping King Fahad Hospital	Lamu	Lamu East	25,000,000	COLS/19/161 FOR NO. 18191D	15,000,000.00	15,122,700	MS TOTAL SOLUTION, MS MEDICINES AND MS PASAUBA	100%	Completed
2	Doctors housing project at Mpekioni	Lamu	Lamu East	18,507,960	COLS/19/161 FOR NO. 18191A	14,307,868.00	9,782,540	BIMSFORT MAINTENANCE AGENCY LTD	70%	ongoing
3	Doctors housing project at Faza	Lamu	Lamu West	9,699,210	COLS/19/161 FOR NO. 18191B	9,699,210.00	-	TANEEM GENERAL SUPPLIERS	5%	The site for construction was dispused, request construct storey building not in the scope, consider termination
4	Doctors housing project at Witu	Lamu	Lamu East	9,783,300	COLS/19/161 FOR NO. 18191C	9,783,300.00	4,208,270	BIMSFORT MAINTENANCE AGENCY LTD	61%	ongoing
5	Shirambibo	Lamu	Lamu West	5,000,000	COLS/19/161 FOR NO. 18191D	4,991,560.00	1,750,410	KAM KAM LTD	77%	ongoing
6	Moa	Lamu	Lamu East	5,000,000	COLS/19/161 FOR NO. 18191F	4,881,004.00	1,577,224	TANEEM GENERAL SUPPLIERS	75%	ongoing
7	Mafsha Masha	Lamu	Lamu West	5,000,000	COLS/19/161 FOR NO. 18191E	4,881,004.00	1,879,744	TANEEM GENERAL SUPPLIERS	55%	ongoing
8	Shang'a Isha Kani	Lamu	Lamu West	5,000,000	COLS/19/161 FOR NO. 18191I	4,894,968.00	3,529,024	SAMOH/SEA AGENCIES	90%	ongoing
9	Ishakani	Lamu	Lamu West	5,000,000	COLS/19/161 FOR NO. 18191J	4,994,900.00	-	MS UNSHURTEX LTD	15%	Contractor, Notified to site in January 2019
10	Katsaka Kairu	Lamu	Lamu East	5,000,000	COLS/19/161 FOR NO. 18191K	4,994,347.20	-	MS DISAK GENERAL CONTRACTORS LTD	15%	Handed over in April, 2019
11	Construction of Dide Wande Dispensary	Lamu	Lamu West	6,000,000	COLS/19/161 FOR NO. 18191L	5,814,120.00	4,476,660	ANS CONSTRUCTION CO. LTD	45%	ongoing
12	Construction of Kipunguni Dispensary	Lamu	Lamu West	6,000,000	COLS/19/161 FOR NO. 18191M	5,971,900.00	3,076,560	DAVEMART ENTERPRISES LTD	91%	ongoing
13	Construction of Maternity and Laboratory at Matondoni	Lamu	Lamu East	8,000,000	COLS/19/161 FOR NO. 18191N	7,774,830.00	4,812,487	ROBCONSULT DESIGNS AND SERVICES LTD	55%	ongoing
14	Construction of Laboratory and Toilet at Mkonumbi	Lamu	Lamu West	7,000,000	COLS/19/161 FOR NO. 18191O	6,610,145.00	4,812,487	ROBCONSULT DESIGNS AND SERVICES LTD	100%	Complete
15	Land Reclamation at Siu Health Centre	Lamu	Lamu East	3,000,000	NET/19/161 FOR NO. 18191P	3,000,000.00	3,000,000.00	Re-tendered	ongoing	ongoing
16	Upgrading Meru Health Centre to Level 4	Isiolo	Isiolo North	101,000,000	NET/19/161 FOR NO. 18196A	99,881,193.00	13,343,662	FAMO CONTRACTOR LTD	83%	ongoing/delayed because of dispute on the Drawing (materially Block, sorted and on course)
17	Shambani Health Center	Isiolo	Isiolo North	15,000,000	NET/19/161 FOR NO. 18196B	13,321,562.00	12,704,673	SACKED VENTURES LTD	98%	ongoing/delayed because of dispute on the Drawing (unit)
18	Mwarageza Dispensary	Isiolo	Isiolo North	10,000,000	NET/19/161 FOR NO. 18196C	9,016,500.00	4,933,830	SAMBAT INVESTMENT LTD	75%	ongoing
19	Bules Dhina Health Center	Isiolo	Isiolo North	10,000,000	NET/19/161 FOR NO. 18196D	9,016,500.00	3,991,255	SAMBAT INVESTMENT LTD	75%	ongoing
20	Construction of Mafsha Health Centre	Kilifi	Kilifi North	13,196,176	COLS/19/161 FOR NO. 18197A	13,196,176.00	5,201,826	ROBIN AND ROBINS CONSTRUCTION LT	72%	ongoing
21	Construction of maternity ward and fencing Vipingo HC	Kilifi	Kilifi South	16,839,700	COLS/19/161 FOR NO. 18197B	14,028,700.00	9,824,500	YASMOH CONSTRUCTION CO. LTD	50%	ongoing
22	Construction of Xbudzi Community Hospital	Kilifi	Ganze	42,002,000	COLS/19/161 FOR NO. 18197C	42,602,000.00	37,647,030	GARISSA BROTHERS CONSTRUCTION EN	100%	complete
23	Jifa Health Centre	Kilifi	Ganze	6,865,210	COLS/19/161 FOR NO. 18197D	6,483,000.00	-	MS FALCON CONTRACTORS	0%	The Ministry is considering changing the scope of works, since there is a big crack on the building to be renovated
24	Bundani Health Centre	Kilifi	Ganze	4,066,710	COLS/19/161 FOR NO. 18197E	4,964,710.00	3,949,140	ROBCONSULT DESIGNS AND SERVICES	100%	complete
25	Construction of Ward at Ganze Health Centre	Kilifi	Ganze	8,811,550	COLS/19/161 FOR NO. 18197F	8,811,550.00	6,493,450	YASMOH CONSTRUCTION CO. LTD	75%	ongoing
26	Construction and expansion of Kaxiliani Dispensary	Kilifi	Kilifi South	4,301,990	COLS/19/161 FOR NO. 18197G	4,301,990.00	736,620	NASSAU BUILDING SOLUTION	45%	ongoing. Default notice letter was served to the contractor since the contractor failed allocating the scope of works
27	Completion of Mwaranduu Dispensary	Kilifi	Ganze	5,273,640	COLS/19/161 FOR NO. 18197H	4,984,500.00	-	DIBE MERCHANTS LTD	0%	The Ministry is in the process of terminating the project since the contractor failed allocating the scope of works
28	Completion of Xsambeni Dispensary	Kilifi	Ganze	5,000,000	COLS/19/161 FOR NO. 18197I	4,532,210.00	4,253,430	DOVE INVESTMENTS LTD	100%	complete
29	Construction and expansion of Kulubi Dispensary	Kilifi	Mafindi	4,671,173	COLS/19/161 FOR NO. 18197J	4,674,175.00	2,971,041	VALLARTA ENGINEERING LTD	83%	ongoing
30	Ndighita Health Centre	Kilifi	Ganze	5,095,720	COLS/19/161 FOR NO. 18197K	4,914,500.00	3,688,200	DIBE MERCHANTS LTD	100%	complete
31	Upgrading North Horr Health Centre	Marsabit	North Horr	61,330,000	NET/19/161 FOR NO. 18198A	51,735,969.93	31,936,591	UJEE CAPITAL HOLDING LTD	65%	ongoing
32	Establish cancer screening centre at Kalacha Referral Hospital	Marsabit	North Horr	35,498,000	NET/19/161 FOR NO. 18198B	30,817,018.00	22,708,847	UJALGO TRADERS LTD	85%	ongoing
33	Construct and Equip male/female and maternity wards at Kalacha Referral Hospital	Marsabit	North Horr	49,930,000	NET/19/161 FOR NO. 18198C	47,077,999.40	25,375,518	SOLOE BUILDING CONSTRUCTION LTD	95%	ongoing
34	Construct maternity ward, staff houses at Dutsen Health Centre	Marsabit	North Horr	20,000,000	NET/19/161 FOR NO. 18198D	18,169,530.00	15,360,448	MARSABIT CENTRAL CONSTRUCTION L	98%	ongoing
35	Construct maternity wing at Jirine Dispensary	Marsabit	North Horr	20,000,000	NET/19/161 FOR NO. 18198E	16,680,975.00	14,830,666	SOBRETO INVESTMENT LTD	99%	ongoing
36	Upgrading Lausamba Referral Hospital	Marsabit	North Horr	40,000,000	NET/19/161 FOR NO. 18198F	36,115,599.00	24,907,175	ECO PARTNERS LTD	70%	ongoing
37	Nkonitron Health centre	Narok	North West	28,000,000	NET/19/161 FOR NO. 18198G	27,025,626.00	16,837,167	HOMKOR HOLDINGS LTD	97%	ongoing
38	Oloiblung'a District Hospital	Narok	Narok South	40,000,000	NET/19/161 FOR NO. 18198H	39,634,000.00	25,943,836	SOOL ENTERPRISES LTD	95%	ongoing
39	Sygoa dispensary	Narok	Narok South	28,473,210	NET/19/161 FOR NO. 18198I	28,473,210.00	16,226,204	KENRIC INVESTMENT LTD	94%	ongoing

40	Naruru dispensary	Narok	Narok South	32,000,000	KW	11,839,210.00	12,369,095	BRIMA CONTRACTORS LTD	55%	ongoing, contractor deserted site has been served with a warning letter
41	Olddayati health centre	Narok	Narok West	36,000,000	KW	13,641,320.00	17,305,922	KENEDYS CONSTRUCTION	92%	ongoing
42	Siaka health centre	Narok	Kilgoris	36,000,000	KW	13,850,000.00	11,016,679	MAMA JOINT CONTRACTORS LTD	55%	ongoing, contractor deserted site has been served with a warning letter
43	Angira Dispensary	Narok	Narok South	25,000,000	KW	24,818,500.00	8,008,566	PRAMONO HOLDINGS LTD	10%	ongoing, contractor deserted site has been served with a warning letter
44	Oldkeno Dispensary	Narok	Narok North	28,000,000	KW	21,351,500.00	13,109,065	DISTINI TRANSPORTS CONSTRUCTION	96%	ongoing
45	Kuung'ethi TIC	Narok	Emmani Dikir	20,000,000	KW	16,676,824.00	-	M/S NONO BUILDERS LTD	5%	Contract signed, Sept, 20
46	Sepereno Health Centre	Narok	Emmani Dikir	11,877,645	KW	8,670,330.00	-	M/S CORRIE MULTI SYSTEMS LTD	5%	Contract signed, Sept, 21
47	Chemant Health Center	Narok	Emmani Dikir	7,000,000	KW	7,000,000.00	-	M/S ASDCAN COMMUNICATION LTD	5%	Contract signed, Sept, 22
48	Ideligen	Narok	Emmani Dikir	5,000,000	KW	4,951,350.00	-	M/S JAND SOY HOLDINGS LTD	5%	Contract signed, Sept, 23
49	Murten	Narok	Emmani Dikir	5,000,000	KW	4,991,390.00	-	M/S BELFAST ENGINEERING WORKS LTD	5%	Contract signed, Sept, 24
50	Oldhoronwura Dispensary	Narok	Narok North	8,000,000	KW	8,000,000.00	-	PETWART SERVICES	85%	Contract signed, Sept, 25
51	Talichet	Narok	Emmani Dikir	5,000,000	KW	4,993,590.00	-	M/S BELFAST ENGINEERING WORKS LTD	5%	Contract signed, Sept, 25
52	Kanyakwai Health Centre	West Pokot	Keppenguna	40,000,000	KW	39,560,070.00	33,325,892	INTERLINE INDUSTRIES	100%	Completed
53	Krithch Health Centre	West Pokot	Keppenguna	32,000,000	KW	30,981,690.00	12,126,631	GREEN EDEN LTD	30%	ongoing, Default notice letter was served to the contractor for deserting the site
54	Siger sub-county Theatre	West Pokot	Siger	30,000,000	KW	29,560,310.00	24,127,145	INTERLINE INDUSTRIES	99%	ongoing
55	Abile Health Centre	West Pokot	Kechkella	40,000,000	KW	38,244,890.00	23,206,142	SMACIIN INVESTMENT LTD	60%	ongoing
56	Kuait Health Centre	West Pokot	Kechkella	12,000,000	KW	11,501,300.00	-	M/S SERVE KENYA LTD	5%	Waiting handing over site, contract signed in Sept, 2019
57	Kipchook/Kompe Health Centre	West Pokot	Kechkella	10,000,000	KW	9,811,110.00	-	M/S INNOVATIVE CONSTRUCTION LTD	3%	on Course
58	MASERU/MAJUMU	West Pokot	Kechkella	14,000,000	KW	13,720,250.00	12,728,810	GAMESH ENTERPRISES LTD	90%	ongoing, contractor deserted site has been served with a warning letter
59	Equipping the Orthopedic - Mol hospital Voi	Taita Taveta	Voi	10,000,000	KW	10,000,000.00	2,322,900	M/S PASAIA AND M/S TOTAL SOLUTION (RENDER)	65%	The supplier did not supply the right equipment, in the process of terminating the contract
60	Miserey Health centre Mstermy Block	Taita Taveta	Voi	5,000,000	KW	3,990,415.00	2,648,437	GAMESH GENERAL STORES LTD	90%	Completed, contractor deserted site has been served with a warning letter
61	Upgrading of Dashing Health centre	Wajir	Tebij	24,000,000	KW	23,058,340	20,009,688	PACIFICON INVESTMENT LTD	91%	ongoing
62	Upgrading of Jipkhat Health centre	Wajir	Wajir East	20,000,000	KW	19,507,008	17,817,102	WHITESPAN ENTERPRISES LTD	94%	Completed
63	Upgrading of Kibet Health centre	Wajir	Wajir East	20,000,000	KW	17,400,116	9,264,671	NEPTECK CONSTRUCTION CO. LTD	80%	ongoing
64	Upgrading of Lapsoid dispensary	Wajir	Wajir West	20,000,000	KW	18,315,500	16,329,671	RAMOS ENTERPRISES LTD	95%	ongoing
65	Upgrading of Bura sub-district hospital	Wajir	Wajir North	33,000,000	KW	29,518,415	18,112,390	RAMOS ENTERPRISES LTD	88%	ongoing
66	Upgrading of Aywe health Centre	Wajir	Wajir North	30,000,000	KW	26,972,958	19,839,167	SIRIMA GROUP INTERNATIONAL LTD	92%	ongoing
67	Upgrading of Bur dispensary	Wajir	Wajir West	15,000,000	KW	13,501,050	5,816,184	WHITESPAN ENTERPRISES LTD	74%	ongoing
68	Upgrading of Tita sub Health Facility	Wajir	Elbas	13,000,000	KW	14,665,356	11,869,557	HADI KAH ENTERPRISES LTD	83%	ongoing
69	Upgrading of Bunder health centre	Wajir	Wajir South	20,000,000	KW	19,731,718	14,125,177	KARACIIN LAMWARE AND CONSTRUCTION CO. LTD	82%	ongoing
70	Upgrading of Sabil health centre	Wajir	Wajir South	20,000,000	KW	19,116,459	13,757,605	TITI BUILDING AND CONSTRUCTION LT	75%	ongoing
71	Upgrading of Duda's bush health centre	Wajir	Wajir South	20,000,000	KW	19,335,618	14,476,598	EBUNI COMPANY LTD	98%	ongoing
72	Upgrading of Saldasa health facility	Wajir	Wajir South	20,000,000	KW	19,885,500	16,231,172	GALUO COUNTY AND NATIONAL BUILD	78%	ongoing
73	Upgrading of Hadedo hospital	Wajir	Wajir West	30,000,000	KW	29,342,215	26,387,755	GORBA INVESTMENT (K) LTD	95%	ongoing
74	Upgrading of Athiboh hospital	Wajir	Wajir West	20,000,000	KW	19,847,544	19,776,868	ADKAM CONSTRUCTION CO. LTD	96%	ongoing
75	Upgrading of Dusha Health Centre	Wajir	Wajir North	20,000,000	KW	19,788,949	19,718,860	BULL LIMITED	94%	ongoing
76	Upgrading of Elbas sub-district hospital	Wajir	Elbas	20,000,000	KW	19,720,628	5,761,446	LILAK CONSTRUCTION CO. LTD	35%	ongoing
77	Expansion of Mweni Hospital, Lungu Lungu	Kwale	Lungu Lungu	10,825,000	KW	9,660,990.00	5,921,839	DIKINI CORNER ENTERPRISES	85%	ongoing (waiting our final licences)
78	Idakishu Sub-county Hospital (eye unit, Matric, female ward, Doctors quarters)	Turkana	Turkana North	50,000,000	KW	50,379,150.00	24,779,063	MADILA CIVIL BUILDING CONSTRUCTION LTD	78%	ongoing, Contractor for borehole was served with a default notice
79	Milina Train Health Centre Construction	Turkana	Turkana	75,000,000	KW	74,823,335.00	5,977,776	GREEN EDEN LTD	25%	Contractor notified to site in Jan 2019, ongoing and on course
80	Renovation of Extension in KAITC Garissa Campus	Garissa	Garissa Town	14,000,000	KAITC	13,822,485	11,875,150	TRANSFERRED TO KAITC	85%	Contract signed, June 2019
81	Bites to House KAITC at KIM (3 Bed) Hospital	Garissa	Lambari East	20,000,000	KAITC	20,000,000	-	to be TRANSFERRED TO KAITC	5%	Contractual process ongoing
82	Construction of KAITC T axes campus	Taita	Taita	100,500,000	KAITC	100,000,000.00	130,000,000	TRANSFERRED TO KAITC	88%	ongoing
83	Construction of KAITC Voi campus office block	Taita	Voi	21,700,000	KAITC	21,700,000.00	19,915,331	TRANSFERRED TO KAITC	100%	completed
84	Construction of KAITC	Mandera	Mandera Central	170,600,000	KAITC	174,600,000.00	152,096,139	TRANSFERRED TO KAITC	60%	ongoing
Total for All Counties				1,964,219,296		1,892,777,228	1,169,561,539			

VOTE R7041 EQUALIZATION FUND-HEALTH												
Recurrent Expenditure VOTE BOOK STATUS REPORT - FOR THE PERIOD FROM JUL-18 TO JUN-19												
Head	Sub Head	ITEM-SOURCE-PROGRAMME- GEOGRAPHICAL	TITLE AND DETAILS	Printed Estimate		Reallocation/ Transfer		Supplementary Estimates		Approved Estimates (Net)		Balance
				Kes		Kes		Kes		Kes		
0001	01		Health - Administrative Headquarters									
			Headquarters									
			Accommodation - Domestic Travel	35,688,992	0					35,688,992	0	17,476,900
			Field Allowance	3,405,000	0					3,405,000	0	3,405,000
			Domestic Travel and Subs. - Others	2,000,000	0					2,000,000	0	1,655,200
			Advertising, Awareness and Publicity Campaigns	2,022,500	0					2,022,500	0	1,907,238
			Refined Fuels and Lubricants for Transport	2,500,000	0					2,500,000	0	2,500,000
			Fuel Oil and Lubricants - Other	5,347,063	0					5,347,063	0	1,998,600
			Security Operations	100,000	0					100,000	0	20,000
			Other Operating Expenses - Oth	10,000	0					10,000	0	10,000
			Maintenance Expenses - Motor Vehicles	3,194,893	0					3,194,893	0	415,600
			GROSS EXPENDITURE	54,268,468	0					54,268,468	0	23,828,538
			Net Expenditure Sub Head 000101	54,268,468	0					54,268,468	0	23,828,538
			Net Expenditure Head 000100	54,268,468	0					54,268,468	0	23,828,538
1009	04		Equalization Fund Projects In Lamu County									
			Doctors Housing Project at Faza									
			Non-Residential Buildings (offices, schools, hospitals, etc.)									
			GROSS EXPENDITURE									
			Net Expenditure Sub Head 100904									
			Doctors Housing Project at new facilities-Sinambio, Ishakani, Kiungo									
			Non-Residential Buildings (offices, schools, hospitals, etc.)									
			GROSS EXPENDITURE									
			Net Expenditure Sub Head 100906									
			Net Expenditure Head 100900									
			Total Net Expenditure vote R7041	54,268,468	0					54,268,468	0	23,828,538
												30,439,930

SNO	PROJECT STATUS	TOTAL NUMBER	REMARKS
1.	Total projects for the ministry	25	
2.	Completed projects	24	
3.	Completed projects and in use	24	
4.	Completed projects not in use	0	Manda Electricity Supply which is one of the projects which never commenced was affected by insecurity by terrorists in lamu.
5.	Ongoing projects >50% complete	0	
6.	Ongoing projects <50% complete	0	
7.	Projects that have not commenced	1	

TOTAL SUMMARY FOR THE MINISTRY

SNO	FACTOR	TOTAL NUMBER	REMARKS
1.	Total budget allocation	287,600,000	
2.	Total budgeted amount	359,398,846.12	
3.	Total contract sum	359,398,846.12	Assuming the project not yet done will cost the same amount
4.	Total saving (2-1)	0	
5.	Total exchequer issue	287,600,000	

Floodlight	250,000	2,429,820	126,700,000	242,982	-1,936,838		100% Complete	Kilifi	Ganze	Casaro Construi
High flood lights masts solar powered – Bamba	250,000	2,429,820	9,018,718.25	242,982	-1,936,838		100% Complete	Kilifi	Ganze	Casaro Construi
High flood lights masts solar powered - Ganze	5,000,000	5,000,000	9,719,440.19	00	-4,719,440.19		100% Complete	Kilifi	Malindi	
Baricho Water Works I & II - Electricity connection	250,000	2,429,820	10,006,880.69	242,982	-1,936,838		100% Complete	Kilifi	Ganze	Casaro Construi
High flood lights masts solar powered - Jaribumi	250,000	4,859,640	9,119,680.77	485,964	-4,123,676		100% Complete	Kilifi	Ganze	Casaro Construi
High flood lights masts solar powered - Matano Manne	60,000,000	Hampered by insecurity challenges no contract was awarded	00	00	00		Hampered by insecurity challenges	Lamu	Lamu West	N/A
Manda Electricity Supply	27,000,000	21,819,000	9,018,718.25	00	5,181,000		100% Complete	Mandera	Mandera East	Top bra: commui
Mandera Solar Street Lighting	10,000,000	10,000,000	9,719,619.19		00		100% Complete	Marsabit		Whitc n

• SUBMISSION OF INFORMATION OF PENDING PAYMENT CERTIFICATES ON EQUALIZATION FUND PROJECTS
 • MINISTRY OF ENERGY
 • STATE DEPARTMENT OF ENERGY

NAME OF PROJECT	BUDGET	CONTRACTED SUM - LABOUR & TRANSPORT	AMOUNT PAID	TOTAL PENDING BILL	SAVING UNCOMMITTED AMOUNT	PENDING CERTIFICATE	% COMPLETION	COUNTY	CONSTITUENCY	NAF CON
Kinango Township 1	217 light poles in kwale	794,451.40	9,018,718.25	00	4,618,563.78		100% Complete	Kwale	Kinango	Brisma
Kinango Township 2		489,427.43	9,719,440.19	00			100% Complete	Kwale	Kinango	Benjamin Electric
Msambweni Police to Mwembe Ngoma		303,070.00	10,006,880.69	00			100% Complete	Kwale	Msambweni	Allysa
Msambweni Police to Hospital		346,440.60	9,119,680.77	00			100% Complete	Kwale	Msambweni	Allysa
Mabariver to Kombani		287,603.90	126,700,000	00			100% Complete	Kwale	Matuga	Estian
Kombani to Waa boys	37,000,000	532,099.08	9,018,718.25	00			100% Complete	Kwale	Matuga	Eminen
Street Lighting Ramisi	10,000,000	877,971.00	10,006,880.69	00	981,281.75		100% Complete	Kwale	Msambweni	Brisma
Street Lighting Gombato	10,000,000	810,956.00	9,119,680.77	00	280,559.81		100% Complete	Kwale	Msambweni	Lowsea Internat
Street Lighting Ukunda	10,000,000	838,848.60	126,700,000	00	-6,880.69		100% Complete	Kwale	Msambweni	Kiamini Investm
Street Lighting	10,000,000	811,611.00	9,018,718.25	00	880,319.23		100% Complete	Kwale	Msambweni	Eminen

• SUBMISSION OF INFORMATION OF PENDING PAYMENT CERTIFICATES ON EQUALIZATION FUND PROJECTS
 • MINISTRY OF ENERGY
 • STATE DEPARTMENT OF ENERGY

NAME OF PROJECT	BUDGET	CONTRACT SUM - LABOUR & TRANSPORT	AMOUNT PAID	TOTAL PENDING BILL	SAVING UNCOMMITTED AMOUNT	PENDING CERTIFICATE	% COMPLETE	COUNTY	CONSTITUENCY	NAME OF CONTRACTOR	IMPLEMENTING AGENCY	% OF IMPLEMENTATION STATUS	REMARKS
Kinango Township 1	217 light poles in kwale	794,451.40	9,018,718.25	00	4,618,563.78		100% Complete	Kwale	Kinango	Brisma Africa	KPLC	100%	Completed
Kinango Township 2		489,427.43	9,719,440.19	00			100% Complete	Kwale	Kinango	Benjamin Electrical	KPLC	100%	Completed
Msambweni Police to Mwembe Ngoma		303,070.00	10,006,880.69	00			100% Complete		Msambweni	Allysa		100%	Completed
Msambweni Police to Hospital		346,440.60	9,119,680.77	00			100% Complete	Kwale	Msambweni	Allysa	KPLC	100%	Completed
Mab river to Kombani		287,603.90	126,700,000	00			100% Complete	Kwale	Matuga	Estian	KPLC	100%	Completed
Kombani to Waa boys	37,000.00	532,099.08	9,018,718.25	00			100% Complete	Kwale	Matuga	Eminent	KPLC	100%	Completed
Street Lighting Ramisi	10,000.00	877,971.00	10,006,880.69	00	981,281.75		100% Complete	Kwale	Msambweni	Brisma Africa	KPLC	100%	Completed
Street Lighting Gombato	10,000.00	810,956.00	9,119,680.77	00	280,559.81		100% Complete	Kwale	Msambweni	Lowsea International	KPLC	100%	Completed
Street Lighting Ukunda	10,000.00	838,848.60	126,700,000	00	-6,880.69		100% Complete	Kwale	Msambweni	Kiamindi Investment	KPLC	100%	Completed
Street Lighting Kimondo	10,000.00	811,611.00	9,018,718.25	00	880,319.23		100% Complete	Kwale	Msambweni	Eminent	KPLC	100%	Completed
Saka - Balambala Electricity Line Extension	70,000.00	126,700,000	9,719,440.19	00	-56,700,000		100% Complete		Balambala	Navworld	REREC	100%	Completed
Kambi Sheikh - Bules Dima Floodlights	8,300,000	7,477,500	10,006,880.69	747,750	1,570,250		100% Complete	Garissa	Isiolo North	Super six Building & Engineering	REREC	100%	Completed
								Isiolo					

NAME OF PROJECT	BUDGET	CONTRACT SUM - LABOUR & TRANSPORT	AMOUNT PAID	TOTAL PENDING BILL	SAVING UNCOMMITTED AMOUNT	PENDING CERTIFICATE	% COMPLETE	COUNTY	CONSTITUENCY	NAME OF CONTRACTOR	IMPLEMENTING AGENCY	% OF IMPLEMENTATION STATUS	REMARKS
Safi Estate - Uhuru Primary Floodlight	8,300,000	7,477,500	9,119,680.77	747,750	1,570,250		100% Complete	Isiolo	Isiolo North	Super six Building & Engineering	REREC	100%	Completed
High flood lights masts solar powered - Bamba	250,000	2,429,820	126,700,000	242,982	-1,936,838		100% Complete	Isiolo	Ganze	Casaro Construction	REREC	100%	Completed
High flood lights masts solar powered - Ganze	250,000	2,429,820	9,018,718.25	242,982	-1,936,838		100% Complete	Kilifi	Ganze	Casaro Construction	REREC	100%	completed
Baricho Water Works I & II - Electricity connection	5,000,000	5,000,000	9,719,440.19	00	-4,719,440.19		100% Complete	Kilifi	Malindi		REREC	100%	completed
High flood lights masts solar powered - Jaribuni	250,000	2,429,820	10,006,880.69	242,982	-1,936,838		100% Complete	Kilifi	Ganze	Casaro Construction	REREC	100%	completed
High flood lights masts solar powered - Matano Manne	250,000	4,859,640	9,119,680.77	485,964	-4,123,676		100% Complete	Kilifi	Ganze	Casaro Construction	REREC	100%	completed
Manda Electricity Supply	60,000.00	Hampered by insecurity challenges no contract was awarded	00	00	00		Hampered by insecurity challenges	Kilifi		N/A	REREC	5%	Hampered by insecurity challenges in the island completed
Mandera Solar Street Lighting	27,000.00	21,819,000	9,018,718.25	00	5,181,000		100% Complete	Lamu	Lamu West	Top brass communication	REREC	100%	completed
Rural Electrification at Kituruni Centre	10,000.00	10,000,000	9,719,440.19	00	00		100% Complete	Mandera	Mandera East	White mile	REREC	100%	Completed
Procurement of 4 transformers	3,000,000	19,850,000	10,006,880.69	00	-16,850,000		100% Complete	Marsabit	Saku	Heyman trading	REREC	100%	completed

NAME OF PROJECT	BUDGET	CONTRACTED SUM - LABOUR & TRANSFERT	AMOUNT PAID	TOTAL; PENDING BILL	SAVING UNCOMMITTED AMOUNT	PENDING CERTIFICATE	% COMPLETION	COUNTY	CONSTITUENCY	NAME OF CONTRACTOR	IMPLEMENTING AGENCY	% OF IMPLEMENTATION STATUS	REMARKS
each at Mankato, Jaldesa, Manyatta Konso, Manyatta Keyate													
Procurement of a transformers for Boru Haru Deribembo	3,000,000	6,390,000	9,119,680.77	00	-3,390,000		100% Complete		Saku	White Nile	REREC	100%	completed
Electrification of Ngao Level 4 Hospital	10,000,000	10,000,000	10,000,000	-	00		100% Complete	Marsabit	GARSEN	White Nile	REREC	100%	Completed
Electrification and installation of Galole Farmers Training Centre	5,000,000	5,000,000	9,018,718.25	-	00		100% Complete	Tana River	GALOLE	White Nile	REREC		Completed
Totals	287,600,000		359,398,846.12		-71,798,846.12			Tana River					

Kindly note any project whose contract sum was above the budget was financed with monies from other sources made for the same county

SNO	PROJECT STATUS	TOTAL NUMBER	REMARKS
1.	Total projects for the ministry	25	
2.	Completed projects	24	
3.	Completed projects and in use	24	
4.	Completed projects not in use	0	Manda Electricity Supply which is one of the projects which never commenced was affected by insecurity by terrorists in lamu.
5.	Ongoing projects >50% complete	0	
6.	Ongoing projects <50% complete	0	
7.	Projects that have not commenced	1	

TOTAL SUMMARY FOR THE MINISTRY

SNO	FACTOR	TOTAL NUMBER	REMARKS
1.	Total budget allocation	287,600,000	
2.	Total budgeted amount	359,398,846.12	
3.	Total contract sum	359,398,846.12	Assuming the project not yet done will cost the same amount
4.	Total saving (2-1)	0	
5.	Total exchequer issue	287,600,000	
6.	Total Expenditure	359,398,846.12	
7.	Total unspent amount	60,000,000	
8.	Total outstanding exchequer due by MDA	0	Manda Electricity Supply which is one of the projects which never commenced was affected by insecurity by terrorists in lamu.
9.	Total pending certificate amount	0	
10.	Total uncontracted uncommitted amount	60,000,000	

MINISTRY OF EDUCATION
STATE DEPARTMENT FOR EARLY LEARNING AND BASIC EDUCATION
AS AT FEBRUARY 28TH 2021

SUBMISSION OF INFORMATION ON EQUALIZATION FUND PROJECTS IMPLEMENTATION STATUS

S/N	Project Name	Budget Amount	Contract Amount	Amount paid	Total pending bill bal	Savings/Uncommitted Amount	Pending Certificate amount	County	Constituency	% completion	Name of contractor	Remarks
1	Construction and equipping of modern laboratories (science lab), 2 dormitories, 3 classrooms, 1 twin staff quarter and chain-link fencing around dorms at Sane Girls High school.	30,000,000	29,379,138	29,379,138	0	620,862	0	Tana River	Tana Delta	100	M/s Merich Complex Center Ltd, m/s Saman Suppliers and Contractors, M/s Hannan General contractors, M/s lumite ch ltd	The project is complete and in use
2	Construction and equipping of modern laboratory (science lab), 3 classrooms, 1 multipurpose hall and 1 dormitory at Garsen High school.	30,000,000	30,902,122	30,902,122	0	0	0	Tana River	Tana Delta	100	M/S Firstline Ventures Ltd, M/S Kallum Company Ltd, M/S Wadi Merchants Ltd, M/S Wadi Merchants Ltd, M/S Zaheer Enterprise Ltd	The work completed and in use. The extra Ksh 902,122 was from the school's infrastructure kitty.
3	Construction and equipping of a twin science laboratory at Mayowe Secondary school.	5,000,000	3,399,000	2,030,760	1,368,240	1,601,000	0	Kilifi	Kauma	65	M/S Stamisi Enterprise Co. Ltd	Construction of Science laboratory is on at 95%. The balance of ksh 1601000 to be used for electrical, mechanical and furniture
4	Construction of four (4) classrooms at Sosoni Secondary school.	3,000,000	3,000,000	3,000,000	0	0	0	Kilifi	Malindi	100	M/S Stamisi Enterprise Co. Ltd	Three (3) classrooms complete and in use

Signed.....

Date..... 13/04/2021

5	Construction of science laboratory at Jimba Gende Secondary school	5,000,000	4,651,480	4,651,480	0	348,520	0	Kilifi	Malindi	100	M/s Marsco Company ltd	Laboratory complete up to and including painting (100%).
6	Construction of additional classroom at Mokondoni Pry school	1,450,000	1,450,000	1,244,000	0	0	206,000	Kilifi	Malindi	100	M/s Kuchacha Enterprise Ltd	One classroom complete and ready for use
7	Construction of 2 classrooms and 8 pit latrines at Kakoneni Pry school	2,850,000	0	0	0	2,850,000	0	Kilifi	Malindi	0		Tender proceedings not commenced waiting approval from County Education Office
8	Construction of 2 classrooms and 8 pit latrine cubicles at Gahaleni Pry school	2,850,000	2,850,000	2,775,348	0	0	74,652	Kilifi	Malindi	90	M/S Rojji Ltd	tantially complete upto and including internal and external plastering. The 8 cubicle abluition block substantially complete at 85%
9	Construction of additional classrooms at Ganda Secondary school	2,850,000	2,187,220	0	0	662,780	2,187,220	Kilifi	Malindi	10	M/s Marsco Company	Foundation at hardcore filling level (60%). Floor slab not cast. The delay of the project caused by expiry of the BOM.
10	Construction of Msambweni T.T.C	50,000,000	0	0	0	50,000,000	0	Kwale	Msambweni	0		The project has not commenced due to disruption of tender opening and evaluation process by covid-19
TOTAL		133,000,000	77,818,960	73,982,848	1,368,240	56,083,162	2,467,872					

Signed.....

Date..... 13/04/2021

PROJECT STATUS SUMMARY

Status of Project	Total in Number	Remarks
Total Projects for the Ministry	10	The 10 projects are in schools across counties of Kilifi and Tana River
Completed Projects	5	
Completed and in use	5	
Completed and not in use	0	
Ongoing Projects > 50% complete	2	The at Gahalani primary is at 90% completion. Construction at Mayowe secondary is at 65% , the remaining work is electricity, mechanical and furniture
Ongoing Projects < 50% complete	1	The project at Ganda secondary delayed by expiry of BOM
Projects that have not commenced	2	Construction of classrooms in Kanoneni primary. There is follow up with the CDE for approval hence commencement of the procurement process. Construction of Msambweni TTC land registration to be completed including amalgamation with the three acrs reported as promised by the community. The project to be re-tendered to avoid potential procurement hurdles.

Signed.....


Date..... 13/04/2021

TOTAL SUMMARY FOR THE MINISTRY

Factor	TOTAL (KSHS)
1 Total Budget Allocation	133,000,000
2 Total Budgeted Amount	133,000,000
3 Total Contract Sum	77,818,960
4 Total Savings (2-1)	0
5 Total Exchequer issue	133,000,000
6 Total expenditure	73,982,848
7 Total Unspent Amount (5-6)	59,017,152
8 Total Outstanding exchequer due to the MDA	0
9 Total pending certificate amount	2,467,872
10 Total uncontracted/uncommitted amount	56,083,162

Signed.....


Date..... 13/04/2021

STATE DEPARTMENT FOR EARLY LEARNING AND BASIC EDUCATION
RECURRENT EXPENDITURE BREAKDOWN ANALYSIS
 For Equalization Fund Administration Expenses asat 28th February 2021

Economic Item & Title	Gross Estimates (Kshs)	Exchequer Issues (Kshs)	Unspent Balance(kshs)	Remarks/challenges
Domestic travelling				Monitoring was
printing and advertising				conducted by MOE
Training				officers in all the
Hospitality				benefitting
Fuels and Lubricants				institutions. GOK funds
				were used since the
				State Department
				could not access the
				equalization funds at
				that moment
TOTAL	2,249,500	2,249,500	2,249,500	

Signed.....
 Date.....

[Signature]

13/04/2021

DEVELOPMENT EXPENDITURE BREAKDOWN ANALYSIS

For Equalization Fund Administration Expenses as at 28th February, 2021

Economic Item and Title	Gross Estimates	Ex-chequer Issue	County	Un spent Balances	Remarks/Challenges
Equalization Fund – project in Kilifi County	39 million	0		6,813,780.20	The Account was frozen before expenditure

Signed.....
 Date..... 23/02/2021

SUBMISSION OF INFORMATION ON EQUILIZATION FUNDS PROJECT IMPLEMENTATION STATUS

Project Name	Budget Amount	Contract Sum	Amount Paid	Total pending bill balance	Pending Certificate	County	Constituency	Completion %	Name of the contractor	Remarks
Equalization Fund – project in Kilifi County	39 million	39 million	0	0	NIL	Kilifi		0%		Contract was not processed and awarded

Signed.....
 Date..... 23/02/2021

PROJECT STATUS SUMMARY

Status of Project	Total in No.	Remarks
Total Project for the Ministry	1	The projects were not awarded by the ruling dates
Completed projects	NIL	
Completed and in use	NIL	
Completed and not in use	NIL	
Ongoing project > 50% completed	NIL	
Ongoing project > 50%	NIL	
Project that have not commenced	1	

Signed.....

Date...23/03/2021.....



REPUBLIC OF KENYA
THE NATIONAL TREASURY AND PLANNING

Telegraphic Address: 22921
Finance - Nairobi
Fax No. 315779
Telephone: 2252299
When Replying Please Quote

THE NATIONAL TREASURY
P O BOX 30007 - 00100
NAIROBI
KENYA

REF: NT/EFAB/GEN/01/A

17th February, 2022

Mr. Guyo Boru
CEO/Secretary
Equalization Fund Advisory Board
NAIROBI.

Dear *Guyo,*

**RE: APPOINTMENT OF ADMINISTRATOR OF THE EQUALIZATION
FUND-MR GUYO BORU**

Pursuit to Section 18 (1) and Section 24 (5) of the Public Finance Management Act 2012, I hereby appoint you as the Administrator of the Equalization Fund. As the Administrator of the Fund, you are required to familiarize yourself with the provisions of the Constitution, the Public Finance Management Act, 2012, the Equalization Fund Regulations 2021 and the marginalization policy developed by the Commission on Revenue Allocation and approved by Parliament to ensure that the objectives of the Fund are achieved and ensure efficient and effective utilization of Equalization.

The appointment take effect immediately


Hon. (Amb.) Ukur K. Yatani, EGH
CABINET SECRETARY/NATIONAL TREASURY & PLANNING

CC. Principal Secretary
National Treasury

Amb (Eng.) Mahboub M. Maalim
Chairman
Equalization Fund Advisory Fund