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LIST OF ANNEXURES

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ABBREVIATIONS

CDF	- Constituency Development Fund
CDFC	- Constituency Development Fund Committee
FAM	- Fund Managers
NASC	- National Assembly Select Committee
NGCDF	- National Government Constituency Development Fund
NG-CDFA	- National Government Constituency Development Fund Act
NT	- National Treasury
S. O	- Standing Orders

CHAIRPERSON'S FOREWORD

Pursuant to section 51(1) of the National Government Constituency Development Fund Act, 2015, the National Government Constituencies Development Board is obligated to submit a report to the National Assembly Committee detailing a summary of the project proposals received from the constituencies; indicating the approval status of such projects, summary of the status of disbursements of funds to the constituencies and the summary of the status of disbursements from the Treasury to the National Government Constituencies Development Fund Board account (NG-CDF).

In compliance with those provisions of the NG-CDF Act of 2015, the Board delivered the second Quarter Report on 6th January, 2022. Subsequently, the National Assembly Select Committee on National Government Constituency Development Fund held a meeting on 15th February, 2022 to deliberate on the Board's report.

During the meeting, members flagged out several issues that needed further explanation and clarification. These included, the arrears of four billion nine hundred seventy three million (Kshs.4.973 billion) owed to the fund by the National Treasury, delay in submission of project proposals, low rate of absorption by Constituencies occasioned by failure to submit project proposals within set timelines and failure by the National Treasury disburse the allocation of the financial year 2021/2022 to the NG-CDF Board on time.

Further, the Committee made the following recommendations that, the National Treasury should ensure the remaining twenty billion eight hundred and fifty-seven million (Kshs. 20.857 billion) for Financial Year 2021/2022 is released by February, 2022 to allow constituencies to implement and complete approved projects; the Cabinet Secretary for National Treasury and Planning should ensure the four billion nine hundred and seventy-three million (Ksh.4, 973 billion) unremitted by the Treasury owed to the National Government Constituencies Development Fund Board is provided for in the 2021/2022 Supplementary budget and the NG-CDF Board should Fast-track and approve the remaining project proposals for FY 2021/2022.

On behalf of the Committee, I take this opportunity to thank the offices of the Speaker and Clerk of the National Assembly for providing the required technical, financial, and logistical support that enabled the Committee to achieve its mandate. It is therefore my privilege to table before this House the report on report on projects proposals approvals, disbursements status and restrictions imposed on constituencies accounts for the first quarter of 2021/22 financial year.

Hon. Wafula Wamunyinyi, CBS, MP

CHAPTER ONE

1.0 PREFACE

1.1 Establishment and Mandate of the Committee

- The Select Committee on National Government Constituencies Development Fund is established in accordance with the provisions of section 50 of the National Government Constituencies Development Fund Act, 2015 and its functions include:
- a) To oversee the implementation of this Act and in this respect, shall after every two years submit a report to the National Assembly and where necessary, propose any amendments to this Act with respect to the quantum of funds repayable into the Fund in accordance with section 4 of the Act;
- b) To oversee the policy framework and legislative matters that may arise in relation to the Fund;
- c) To continually review the framework set out for the efficient delivery of development programmes financed through the Fund;
- d) To consider and report to the National Assembly, with recommendations, names of persons required to be approved by the National Assembly under this Act; and
- e) To carry out any other functions relevant to the work of the Fund.

1.2 Committee Membership

2. The current Committee membership is as follows-

Chairperson

Hon. Wafula Wamunyinyi, MP

Kanduyi Constituency Ford Kenya

Vice-Chairperson

Hon. Omar Mohamed Maalim, MP

Mandera East Constituency Economic Freedom Party (EFP)

Hon. Fred Kapondi Chesebe, MP Mt. Elgon Constituency Jubilee Party

Hon. Cornelly Serem, MP Aldai Constituency Jubilee Party

Hon. Sophia Abdi Noor, MP Ijara Constituency Party of Reforms and Development

Hon. Moses Lessonet, MP Eldama Ravine Constituency Jubilee Party

Hon. Richard Tongi, MP Nyaribari Chache Constituency Jubilee Party Hon. Kasim Tandaza Sawa, MP Matuga Constituency Amani National Congress

Hon. Sharif Athman Ali, MP Lamu East Constituency Jubilee Party

Hon. Onesmus Kimani Ngunjiri, MP Bahati Constituency Jubilee Party

Hon. Benjamin Gathiru Mwangi, MP Embakasi Central Constituency Jubilee Party

Hon. Joseph Oyula, MP Butula Constituency <u>ODM Party</u>

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Hon. Ferdinard Wanyonyi, MP Kwanza Constituency

Ford Kenya

Hon. Janet Jepkemboi Sitienei, MP Turbo Constituency <u>Independent Member</u>

Hon. Fred Ouda, MP Kisumu Central Constituency Orange Democratic Movement

Hon Joshua Mwalyo, MP Masinga Constituency <u>Wiper Party</u>

Hon. Lodepe Nakara, MP

Turkana Central Constituency

ODM Party

Hon. George Kariuki Macharia, MP Ndia Constituency Jubilee Party

Hon. Josphat G. Kabeabea, MP Tigania East Constituency Jubilee Party

1.2.1 Committee Secretariat

- 3. The Committee is facilitated by the following Secretariat:
 - 1) Mr. Hassan A. Arale Clerk Assistant II/Head of Secretariat
 - 2) Ms. Naserian Lotuai -Clerk Assistant II
 - 3) FA. Jonathan Lemurt- Fiscal Analyst I
 - 4) Mr. Bonnie Mathooka-Chief Research Officer
 - 5) Ms. Christine Odhiambo -Legal Counsel I
 - 6) Mr. John Mungai Audio Recording Officer III
 - 7) Mr. Joshua Lenambeti Serjeantat Arms II



CHAPTER TWO

2.0 INTRODUCTION

- Section 50 the National Government Constituencies Development Fund (NG-CDF) Act, 2015 as amended in 2016 establishes the National Assembly Select Committee (NASC) on the NG-CDF and its functions;
- 5. Section 51(1) of the Act stipulates that the Board shall, on a quarterly basis, submit a report to the National Assembly Select Committee detailing the following;
 - a) A summary of the project proposals received from the constituencies in the preceding quarter and indicating the approval status of such projects;
 - b) A summary of the status of disbursements of funds to the constituencies for that preceding quarter;
 - c) A summary of the status of disbursements from the Treasury to the National Account; and
 - d) Any restriction imposed on a constituency account in accordance with the Act.

CHAPTER THREE

3.0 SUBMISSION

- 3.1 THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND BOARD SUBMISSIONS ON THE STATUS OF PROJECTS PROPOSALS APPROVALS, DISBURSEMENTS AND RESTRICTIONS IMPOSED ON CONSTITUENCIES ACCOUNTS FOR THE SECOND QUARTER OF 2021/22 FINANCIAL YEAR FROM 1ST OCTOBER 2021 TO 31ST DECEMBER, 2021
- 6. The National Government Constituencies Development Fund (NG-CDF) Board submitted its report for the second quarter of 2021/2022 Financial Year as follows:
 - a) On the summary of the project proposals received from the constituencies in the preceding quarter and indicating the approval status of such projects the NG-CDF Board has to date deliberated on Project Proposals from all the two hundred and ninety (290) constituencies with respect to 2021/2022 Financial Year.
 - b) Summary of the status of disbursement of funds to the constituencies for financial years 2021/2022, 2020/2021, 2019/20, 2018/19, 2017/18, 2016/17, 2015/16, 2014/15, 2013/14, 2011/12 and 2010/11 as at 31st December 2021,
 - c) Restrictions imposed on Constituency Accounts.

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3.1.1 Project proposal with respect to Financial Year 2021/22

On the summary of the project proposals received from the constituencies in the preceding quarter and indicating the approval status of such projects the NG-CDF Board has to date deliberated on Project Proposals from all the two hundred and ninety (290) constituencies with respect to 2021/2022 Financial Year.

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that have	274	18,409,800,000	19,152,552,846	37,562,352,846
received between 48%				
and 56% allocations.				
Constituencies that have	16	800,000,000	1,393,422,064	2,193,422,064
received funds for				
statutory votes only				
(Emergency, Bursary and				
Administration).				
Board Secretariat 5%		1,209,000,000	750,025,000	1,959,025,000
Allocation				
TOTAL	290	20,418,800,000	21,295,999,910	41,714,799,910

3.1.2	Disbursement	Status Summary	for 2021/2022 H	Financial Year
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Source; NGCDF BOARD

7. Table 1.indicates a summary of disbursements to the constituencies in the financial year 2021/2022.As indicated, two hundred and seventy four constituencies received a total amount of Ksh.18.4 billion representing forty nine percent of the allocation. The remaining sixteen constituencies received a total of Ksh.0.8 billion meant for statutory items only which include emergency, bursary and administration. The board did not explain why the disparity in the disbursement of funds to the constituencies

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that have received full allocations.	28	3,838,488,620.68		3,838,488,620.68
Constituencies that have received between 76% and 99% allocations. See	262	32,655,057,906.81	3,262,228,472.41	35,917,286,379.22
Board Secretariat 5% Allocation		1,959,025,000	0	1,959,025,000
TOTAL	290	38,452,571,527.49	3,262,228,472.41	41,714,800,000

Disbursement Status Summary for 2020/2021 Financial Year

8. In the financial year 2020/21 the total amount disbursed to the constituencies was Ksh.38.5 billion against an allocation of Ksh.41.7 billion leaving an undisbursed balance of Ksh.3.3 billion.

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that have	225	30,907,737,931.63	-	30,907,737,931.50
received full allocation.				
Constituencies that have	2	136,000,000.00	138,735,448.28	274,735,448.28
received approximately				
50% allocation.				
Constituencies that have	63	8,202,224,917.96	451,941,702.86	8,654,166,620.82
received between 77%				
and 99% allocations.				
Board Secretariat 5%		1,337,000,000	541,160,000	1,878,160,000
Allocation				
	~			
TOTAL	290	40,582,962,849.59	1,131,837,151.14	41,714,800,000

Disbursement Status Summary for 2019/20 Financial Year

9. In the financial year 2019/20 a total of Ksh.40.6 billion against an allocation of Ksh.41.7 billion leaving an undisbursed balance of Ksh.1.1billion as shown in table 3.

Disbursement Status Summary for 2018/19 Financial Year

Details	No.	Amount disbursed	Undisbursed funds	Allocation
		(Kshs)	(Kshs)	(Kshs)
Constituencies that	229	24,970,360,495.08	-	24,970,360,495
have received full				
allocation				
Constituencies that	61	6,394,320,396.84	2	6,651,493,407
have received between			5	
82% and 99.9%			7	
allocations.			,	
			1	
			7	
			3	

Details	No.	Amount disbursed	Undisbursed funds	Allocation
		(Kshs)	(Kshs)	(Kshs)
			,	
			0	
			0	
÷			9	
			8	
			8	
Board Secretariat 5%		1,547,930,000	116,378,100	1,664,308,100
Allocation				
TOTAL	290	32,912,610,891.92	373,551,109.88	33,286,162,000

10. In the financial year 2018/19 the total amount disbursed was Ksh.32.9 billion against an allocation of Ksh.33.3 billion leaving a balance of Ksh.373million.

Disbursement Status Summary for 2017/18 Financial Year

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	- ā
Constituencies that	266	26,118,448,275	-	26,118,448,275
have received full				
allocations				
Constituencies that	24	2,284,894,799	71,656,926	2,356,551,724
have received more				
than 90% of the total				
allocations.				
Board Secretariat 5%		1,325,000,000		1,325,000,000
Allocation				
TOTAL	290	29,728,343,074	71,656,926	29,800,000,000

 In the financial year 2017/18 Ksh.29.7 billion was released against an allocation of Ksh.29.8 billion leaving a Balance of Ksh.71million as indicated in table 5.

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that	277	22,685,344,826	-	22,685,344,826
have received full				a.
allocations				0
Constituencies that	13	1,051,211,266	13,443,907	1,064,655,172
have received more				
than 90% of the total				
allocations.				-
Board Secretariat 5%		1,250,000,000		1,250,000,000
Allocation				
TOTAL	290	24,986,556,092	13,443,907	25,000,000,000

Disbursement Status Summary for 2016/17 Financial Year

12. In the financial year 2016/17 Ksh.24.99 billion was disbursed against an allocation of

Ksh.25 billion leaving a balance of Ksh.13million as shown in table 6.

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that	266	30,538,829,933		30,538,829,933
have received full				
allocations				
Constituencies that	24	2,883,380,066	30,140,001	2,913,520,067
have received more				
than 90% of the total				
allocations.				
Board Secretariat 5%		1,760,650,000		1,760,650,000
Allocation				
TOTAL	290	35,182,859,999	30,140,001	35,213,000,000

Disbursement of Status Summary for 2015/16 Financial Year

13. In the financial year 2015/16 Ksh.35.18 billion was disbursed against an allocation of Ksh.35.21 billion leaving a balance of Ksh.30million as shown in table 7.

Disbursement Status Summary for 2014/2015 Financial Year

Details	No.	Amount	Undisbursed	Allocation (Kshs)
		disbursed	funds	
		(Kshs)	(Kshs)	
Constituencies that	288	31,369,717,481	-	31,369,717,481
have received full				
allocations				
Constituencies that	2	191,714,171	3,150,000	194,864,171
have received more				
than 96% of the total				
allocations.				

Board Secretariat 5%		1,648,500,000		1,648,500,000
Allocation				
TOTAL	290	33,209,931,652	3,150,000	33,213,000,000

14. In the financial year 2014/15 the total amount disbursed to the constituencies was Ksh.33.2 billion against an allocation of Ksh.33.21 billion leaving a balance of Ksh.3million as shown in table 8.

Details	No.	Amount disbursed (Kshs).	Undisbursed funds (Kshs)	Allocation (Kshs)
Constituencies that have received full allocations	288	21,787,508,397	-	21,787,508,397
Constituencies that have received more than 90% of the total allocations.	2	175,708,841	10,682,759	186,391,600
Board Secretariat 3% Allocation		1,088,100,000	1	1,088,100,000
TOTAL	290	23,051,317,238	10,682,759	23,062,000,000

Disbursement Status Summary for 2013/2014 Financial Year

15. In the financial year 2013/14 Ksh.23.051 was disbursed against an allocation of Ksh.23.062 leaving a balance of Ksh.10million as shown table 9.

Disbursement Status Summary for 2011/2012 Financial Year

Details	No.	Amount	Undisbursed	Allocation
		Disbursed	Funds (Kshs)	(Kshs)
		(Kshs)		
Constituencies that	206	16,702,172,195		16,702,172,195
have received full				
allocations				
Constituencies that	4	285,077,805	2,300,000	287,377,805
have received more				
than 90% of the				
allocation.				
Board Secretariat 3%		525,450,000		525,450,000
Allocation				
TOTAL	210	17,512,700,000	2,300,000	17,515,000,000

16. In the financial year 2011/2012 Ksh.17.517 billion was disbursed against an allocation

of Ksh.17.515 billion leaving a balance of Ksh.2.3 million as shown in table 10.

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Disbursement Status Summary for 2010/2011 Financial Year

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Details	No.	Amount disbursed (Kshs)	Undisbursed funds (Kshs)	Allocation (Kshs)
Constituencies that have received full allocations	204	13,427,561,794		13,427,561,794.00
Constituencies that have received more than 90% of the allocation.	6	418,878,206	8,070,000	426,948,206
Board Secretariat 3% Allocation		428,490,000		428,490,000
TOTAL	210	14,274,930,000	8,070,000	14,283,000,000

17. In the financial year 2010/2011 Ksh.14.274 billion was disbursed against an allocation of Ksh.14.283 billion leaving a balance of Ksh.8 million.

18. Summary of the status of disbursements from the National Treasury to the National Account;-

Financial Year	Allocation	Receipt From the National Treasury	Balanceoffunds yet to bereceivedfromtheNationalTreasury
Disbursement for 2008/2009 Financial Year	10,100,000,000	10,100,000,000	0
Disbursement for 2009/2010 Financial Year	12,329,300,000	12,329,300,000	0
Disbursement for 2010/2011 Financial Year	14,283,000,000	14,283,000,000	0

Financial Year	Allocation	Receipt From the	Balance of
		National Treasury	funds yet to be
	. *		received from
			the National
			Treasury
Disbursement for 2011/2012	21,178,000,000	20,636,250,000	541,750,000
Financial Year Including			
Conditional Grant			
Disbursement for 2012/2013	21,763,000,000	21,763,000,000	0
Financial Year			
Disbursement for 2013/2014	23,062,000,000	20,933,500,000	2,128,500,000
Financial Year			
Disbursement for2014/2015	33,213,000,005	30,906,500,000	2,306,500,000
Financial Year			
Disbursement for 2015/2016	35,213,000,000	35,213,000,000	0
Financial Year			
Disbursement for 2016/2017	25,000,000,000	25,000,000,000	0
Financial Year			
Disbursement for 2017/2018	29,800,000,000	29,800,000,000	0
Financial Year			
Disbursement for 2018/2019	33,286,162,000	33,286,162,000	0
Financial Year			
Disbursement for 2019/2020	41,714,800,000	41 714 800 000	0
Financial Year		41,714,800,000	0
Disbursement for 2020/2021	41,714,800,000	41,714,800,000	0
Financial Year			
Disbursement for 2021/2022	41,714,800,000	20,428,700,000	21,286,100,000
Financial Year			
TOTAL	384,371,862,005	358,109,012,000	26,262,850,000

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3.1.3 Restriction imposed on a Constituency account

19. The NG-CDF Board did not impose restriction on any Constituency account during the second quarter of 2021/2022 Financial Year.

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CHAPTER FOUR

4.0 COMMITTEE OBSERVATIONS

The Committee made the following observations, that:

- The arrears of four billion nine hundred and seventy three million shillings (Ksh.4, 973, 000,000) owed to the Fund by the National Treasury is continuously causing a deficit in the Fund occasioning incomplete projects.
- 2) Continuous training or capacity building of Committee on Oversight in constituencies is critical since the implementation of the fund is also dependent on proper accountability of the Fund. And
- 3) The slow-release of funds by the National Treasury occasioned a delay in the implementation of projects.

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CHAPTER FIVE

5.0 COMMITTEE RECOMMENDATIONS

The Committee recommends THAT;

- 1) The National Assembly allocates Ksh.4.973 billion in the supplementary estimates towards clearing of the arrears. And
- 2) The National Treasury releases all the monies due to the fund by 30th of April, 2022 to enable completion of projects.

Signed. Date ...

Hon. Wafula Wamunyinyi, CBS, M.P- Chairperson

Committee on National Government Constituencies Development Fund

ADOPTION LIST



TWELFTH PARLIAMENT – SIXTH SESSION – 2022

THE NATIONAL ASSEMBLY

SELECT COMMITTEE ON NG-CDF

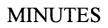
ADOPTION LIST

REPORT ON: 2nd Quarter Disbusoned Releipts for FY 2021/2022

DATE 22/02/2022 VENUE Continental Room 107

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	DATEVENUE	
	NAME	Signature
1.	Hon. Wafula Wamunyinyi, CBS,M.P. Chairperson	mmmes
2.	Hon. Omar Mohamed Maalim Hassan, M.P. –Vice Chairperson	
3.	Hon. Fred Kapondi Chesebe, M.P.	
4.	Hon. Moses Lessonet, M.P.	
5.	Hon. Richard Nyagaka Tongi, M.P.	2000
6	Hon. Sharif Athman Ali, M.P.	
7.	Hon. Sophia Abdi Noor, M.P.	200m
8.	Hon. Ferdinand Wanyonyi, M.P.	2001
9.	Hon. John Lodepe Nakara, M.P.	200m
10.	Hon. Cornelly Serem, MP	200m
11.	Hon. Onesmas Kimani Ngunjiri, MP	_
12.	Hon. Benjamin Gathiru Mwangi, M.P.	2000
3.	Hon. Janet Jepkemboi Sitienei, M.P.	
14.	Hon. Fred Ouda, M.P.	
15.	Hon. Joshua Mwalyo, M.P.	
16.	Hon. Kassim Sawa Tandaza, M.P.	/
17.	Hon. George Kariuki Macharia, M.P.	2000
18.	Hon. Josphat Gichunge Mwirabua Kabeabea, M.P.	200M
19.	Hon. Joseph Oyula, M.P.	zoom



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MINUTES OF THE 7th SITTING OF THE SELECT COMMITTEE ON NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND HELD ON TUESDAY 22ND FEBRUARY, 2022 AT 10.30 AM IN ROOM 107 1ST FLOOR CONTINENTAL HOUSE, PARLIAMENT BUILDINGS

MEMBERS PRESENT

- 1. Hon. Wafula Wamunyinyi, CBS, MP Chairperson
- 2. Hon. Richard Tongi, MP- Zoom
- 3. Hon. Ferdinand Wanyonyi, MP- Zoom
- 4. Hon. Benjamin Gathiru Mwangi, MP-Zoom
- 5. Hon. Joseph Oyula, MP- Zoom
- 6. Hon. Sophia Abdi Noor, MP- Zoom
- 7. Hon. John Lodepe Nakara, MP- Zoom
- 8. Hon. Cornelly Serem, MP Zoom
- 9. Hon. George Kariuki Macharia, MP Zoom
- 10. Hon. Josphat Gichunge Kabeabea, MP Zoom

ABSENT WITH APOLOGIES

- 1. Hon. Omar Maalim, MP Vice Chairperson
- 2. Hon. Kasim Tandaza Sawa, MP
- 3. Hon. Fred Ouda, MP
- 4. Hon. Moses K. Lessonet, MP
- 5. Hon. Fred Kapondi Chesebe, MP
- 6. Hon. Sharif Athman, MP
- 7. Hon. Mwalyo Joshua, MP
- 8. Hon. Onesmus Ngunjiri, MP
- 9. Hon. Janet Jepkemboi Sitienei, MP

SECRETARIAT

- Mr. Hassan A. Arale
 Ms. Angeline Naserian
- Clerk Assistant II
- Clerk Assistant II
- 3. Mr. John Mungai
- Audio Officer
- 4. F.A Jonathan Lemurt
- Fiscal Analyst
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AGENDA

- 1. Preliminaries
- 2. Confirmation of 6th sitting minutes.
- 3. Consideration of the Report on 2nd quarter report on disbursements, receipts and approval of project proposals.
- 4. AOB

MIN: NA/DAASC/CNG-CDF/2022/ 035: PRELIMINARIES

The Chairperson called the meeting to order at 10.27 am and said the prayers.

MIN: NA/DAASC/CNG-CDF/2022/036: CONFIRMATION OF MINUTES

The Minutes of the 6th Sitting was confirmed as true records of the deliberations after it was proposed by Hon. Cornelly Serem, MP, and seconded by Hon. Benjamin Gathiru, MP.

MIN: NA/DAASC/CNG-CDF/2022/037: CONSIDERATION AND ADOPTION OF THE REPORT ON 2ND QUARTER REPORT ON DISBURSEMENTS, RECEIPTS AND APPROVAL OF PROJECT PROPOSALS

The Chairperson informed the meeting that the report under consideration is a matter of procedure and most of the content in it are factual, that is figures on receipts form the National Treasury and disbursements of funds to various constituencies.

The report was adopted without any changes after it was proposed by Hon. Benjamin Gathiru Mwangi, MP and seconded by Hon. Cornelly Serem, MP.

MIN: NA/DAASC/CNG-CDF/2022/038: ADJOURNMENT

There being no any other business the meeting was adjourned, the dates and time for the next meeting shall be communicated by notice.

Signature ... WAFULA WAMUNYINYI, CBS, M.P. (CHAIRPERSON) Date....