

REPUBLIC OF KENYA




THE NATIONAL ASSEMBLY

THIRTEENTH PARLIAMENT – THIRD SESSION – 2024

*Approved
D/SNA
01/08/2024*

COMMITTEE ON NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND

REPORT ON THE NOMINEES TO THE NATIONAL GOVERNMENT CONSTITUENCIES
DEVELOPMENT FUND COMMITTEES FOR WEBUYE WEST, ISIOLO SOUTH, NANDI
HILLS AND MUMIAS EAST CONSTITUENCIES

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 01 AUG 2024	Thursday
TABLED BY:	Hon. Kassim Tindaza (Vice Chairman, National Government Constituencies Development Fund Committee)
CLERK AT THE TABLE:	Shibyo Gado

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CLERK'S CHAMBERS

DIRECTORATE OF AUDIT, APPROPRIATIONS AND GENERAL PURPOSE COMMITTEES

PARLIAMENT BUILDINGS

NAIROBI

JULY, 2024

NATIONAL ASSEMBLY
RECEIVED
01 AUG 2024
SPEAKER'S OFFICE
P. O. BOX 41842, NAIROBI

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1. CHAIRPERSON'S FOREWORD

The National Government Constituencies Development Fund Committee of the National Assembly is a Statutory Committee established under Section 50 of the National Government Constituencies Development Fund Act, 2015. The Committee is mandated to amongst others, *'to consider and report to the National Assembly, with recommendations, names of persons required to be approved by the National Assembly under the Act'*

In accordance with the provisions of Regulation 5(2)(a) of the National Government Constituencies Development Fund Regulations, 2016, the Board issued Circular Ref: NG-CDFB/CEO/CIRCULARS/Vol. II (033) dated 15th September, 2022, initiating the constitution of constituency committees.

The National Assembly had previously approved nominees for Webuye West, Isiolo South, Nandi Hills; and Mumias East constituencies and the House consequently issued Certificates on 16th November, 2022 and 2nd December, 2022 respectively. The nominees were consequently gazetted vide Gazette Notice Vol. CXXIV No. 254 and No. 276. The constituencies now seek to replace some appointees in the respective constituency committees following vacancies due to various reasons as mentioned in the report..

To address the vacancies, the said constituencies reconvened selection panels and filled the vacancies in accordance with Regulation 5 of the NG-CDF Regulations, 2016.

Based on the foregoing and in compliance with section 43(4) of the NG-CDF Act, the NG-CDF Board forwarded to the National Assembly names of nominees for consideration.

The Committee reviewed the list of nominees for the constituency committees for Webuye West, Isiolo South, Nandi Hills, and Mumias East. Upon deliberation, and confirmed that the list complied with sections 43 (1) and (2) of the NG-CDF Act, Cap. 414A. Consequently, the Committee approved the list of nominees for the National Government Constituencies Development Fund Committees for the mentioned constituencies.



**HON. MUSA SIRMA CHERUTICH, MP, EGH
CHAIRPERSON, COMMITTEE ON NATIONAL GOVERNMENT
CONSTITUENCIES DEVELOPMENT FUND**

2. PREFACE

2.0 Establishment and Mandate of the Committee

1. The Select Committee on National Government Constituencies Development Fund is a Statutory Committee established under Section 50 of the National Government Constituencies Development Fund Act, 2015.
2. The Committee is mandated to among other functions to oversee, inquire into, and report all matters relating to the implementation of the National Government Constituencies Development Fund Act, 2015.

2.1 Committee Membership

3. The Select Committee on National Government Constituencies Development Fund (NG-CDF) was constituted by the National Assembly on 27th October, 2022 and comprises of the following Members:

Chairperson

Hon. Musa Sirma Cherutich, MP
Eldama Ravine Constituency

UDA Party

Vice-Chairperson

Hon. Tandaza Kassim Sawa, MP
Matuga Constituency

Amani Party

Hon. (Dr.) Ogolla Gideon Ochanda, MP
Bondo Constituency

ODM Party

Hon. Owuor Joshua Aduma, MP
Nyakach Constituency

ODM Party

Hon. Akujah Protus Ewesit, MP
Loima Constituency

Wiper Party

Hon. Elachi Beatrice Kadeversia, MP
Dagoreti North Constituency

ODM Party

Hon. Mukhwana Titus Khamala, MP
Lurambi Constituency

ODM Party

Hon. Mwalyo Joshua Mbithi, MP
Masinga County

UDM Party

Hon. Nyamita Mark Ogolla, MP
Urii Constituency

ODM Party

Hon. Owino John Walter, MP
Awendo Constituency

ODM Party

Hon. Oyula Joseph H. Maero, MP
Butula Constituency

UDA Party

Hon. Wambilianga Catherine Nanjala, MP
Bungoma (CWR)

UDA Party

Hon. Gisairo Clive Ombane, MP

Hon. Kiprono Mutai Alfred, MP

Kitutu Masaba Constituency

ODM Party

Hon. Machele Mohamed Soud, MP
Mvita Constituency

ODM Party

Hon. Nduyo Susan Ngugi, MP
Tharaka-Nithi (CRW)

UDA Party

Kuresoi North Constituency

UDA Party

Hon. Maina Jane Njeri, MP
Kirinyaga (CRW)

UDA Party

Hon. Wainaina Anthony Njoroge, MP
Kieni Constituency

UDA Party

1.0 Committee Secretariat

4. The Committee is facilitated by the following staff:

Mr. Emmanuel Muyodi

Clerk Assistant I

Mr. Letaya Morintat
Clerk Assistant III

Ms. Peninnah Simiren
Legal Counsel II

Mr. Chelang'a Maiyo
Research Officer I

Mr. Eric Kanyi
Fiscal Analyst I

Mr. Murimi Mwangi
Media Relations Officer III

Mr. Bonface Mugambi
Serjeant-At-Arms

Ms. Mayan Gabow
Public Communications Officer III

Ms. Shamsa A. Abdi
Research Officer III

Ms. Rehema koech
Audio Officer

3.0 LIST OF NOMINEES TO THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND COMMITTEE FOR THE FOLLOWING CONSTITUENCIES:WEBUYE WEST, ISIOLO SOUTH, NANDI HILLS; AND MUMIAS EAST

5. Section 43 of the National Governments Constituencies Development Fund (NG-CDF) Act, Cap. 414A provides that –

- (1) *"There is established a National Government Constituency Development Fund Committee for every constituency.*
- (2) *Each Constituency Committee shall comprise of—*
 - (a) *the national government official responsible for co-ordination of national government functions;*
 - (b) *three men each nominated in accordance with subsection (3), one of whom shall be a youth at the date of appointment;*
 - (c) *three women nominated in accordance with subsection (3), one of whom shall be a youth at the date of appointment;*
 - (d) *one person with disability nominated by a registered group representing persons with disabilities in the constituency in accordance with subsection (3);*
 - (e) *deleted by Act No. 21 of 2023, s. 9;*
 - (f) *the officer of the Board seconded to the Constituency Committee by the Board who shall be an ex officio member without a vote.*
 - (g) *one member co-opted by the Board in accordance with Regulations made by the Board.*
- (3) *The seven persons referred to in subsection (2)(b), (c), (d) and (e) shall be selected in such manner and shall have such qualifications as the Board may, by Regulations, prescribe.*
- (4) *The names of the persons selected under subsection (3) shall be submitted by the Board to the National Assembly for approval before appointment and gazettement by the Board. "*
- (5) *The Regulations made under subsection (3) shall be submitted to the National Assembly for approval before publication by the Board.*
- (6) *The first meeting of the Constituency Committee shall be convened by the officer of the Board seconded to the constituency within one hundred and twenty days from the date of the holding of a general election as contemplated in Article 101(1) of the Constitution.*
- (7) *The quorum of the Constituency Committee shall be one half of the total membership.*
- (8) *The term of office of the members of the Constituency Committee shall be two years and shall be renewable but shall expire upon the appointment of a new Constituency Committee in the manner provided for in the Act, or as may be approved by the Board.*
- (9) *The Fund account manager seconded by the Board to the constituency shall be the custodian of all records and equipment of the constituency during the term of Parliament and during transitions occasioned by general elections or a by-election.*
- (10) *Whenever a vacancy occurs in the Constituency Committee by reason of resignation, incapacitation or demise of a member the vacancy shall be filled from the same category of persons where the vacancy has occurred within a period of one hundred and twenty days.*
- (11) *The Constituency Committee shall meet at least six times in a year but the committee shall not hold more than twenty-four meetings in the same financial year, including sub-committee meetings.*
- (12) *Deleted by Act No. 24 of 2022, s. 16 (c).*

(13) A member of the Constituency Committee may be removed from office on any one or more of the following grounds—

- (a) lack of integrity;
- (b) gross misconduct;
- (c) embezzlement of public funds;
- (d) bringing the committee into disrepute through unbecoming personal public conduct;
- (e) promoting unethical practises;
- (f) causing disharmony within the committee;
- (g) physical or mental infirmity.

(14) A decision to remove a member under subsection (13) shall be made through a resolution of at least five members of the Committee and the member sought to be removed shall be given a fair hearing before the resolution is made.

(15) A vacancy arising as a result of the removal of a member under subsection (13) shall be filled in the manner set out in subsection (10) and minutes of the meeting shall indicate the fact of the removal or appointment of a member.

6. In accordance with the provisions of Regulation 5(2)(a) of the National Government Constituencies Development Fund Regulations, 2016, the Board issued Circular Ref: NG-CDFB/CEO/CIRCULARS/Vol. II (033) dated 15th September, 2022, initiating the constitution of constituency committees.
7. The National Assembly had previously approved nominees for Webuye West, Isiolo South, Nandi Hills; and Mumias East constituencies and the House consequently issued Certificates on 16th November, 2022 and 2nd December, 2022 respectively. The nominees were gazetted vide Gazette Notice Vol. CXXIV No. 254 and No. 276. The constituencies now seek to replace some appointees in the respective constituency committees following vacancies.
8. To address the vacancies in the constituency committees, Webuye West, Isiolo South, Nandi Hills, and Mumias East Constituencies reconvened selection panels and filled the vacancies. This was done in accordance with Regulation 5 of the NG-CDF Regulations, 2016.
9. In accordance with section 43(4) and (8) of the NG-CDF Act, Cap. 414A and Regulation 5(10) of the NG-CDF Regulations, 2016 which provide for National Assembly's approval of the nominees for re-appointment or fresh appointment to the National Government Constituencies Development Fund Committees, prior to gazettelement by the National Government Constituencies Development Fund Board, the following names are hereby tabled for approval by the National Assembly:

No.	Name	Constituency	Category	Statutory Provision for Assumption of Position	Name of former member and reason for replacement
1.	David Lutali Sakari	Webuye West	Representative of persons living with disability	Appointment, pursuant to section 43(2)(d)	Julian Nasambu Wanjala who is Deceased.
2.	Wako Abdi Wako	Isiolo South	Male adult representative	Appointment, pursuant to section 43(2)(b)	Ali Ahmed Salim who resigned

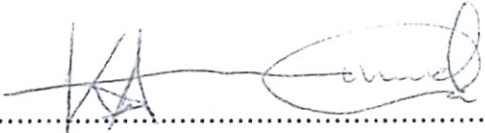
3.	Henry Kirwa Mutai	Nandi Hills	Representative of persons living with disability	Appoitment pursuant to section 43(2)(d)	Solomon Kimeli who is deceased.
4.	Joseph Owino Odero	Mumias East	Male adult representative	Appointment, pursuant to section 43(2)(b)	Oscar Omukenya Lumbasi who was removed pursuant to Section 43 (13),(14) and (15) of the Act.
5.	Philip Muyeyi Wanga	Mumias East	Male adult representative	Appoitment pursuant to section 43(2)(b)	Livingstone Ashiali Mindore who was removed pursuant to Section 43 (13), (14) and (15) of the Act.

4.0 COMMITTEE OBSERVATION

10. Having considered the list of nominees for the National Government Constituencies Development Fund Committee for Webuye West, Isiolo South, Nandi Hills; and Mumias East constituencies, the Committee observed that, the list conforms to section 43 (1) and (2) of the National Government Constituencies Development Fund (NG-CDF) Act, Cap. 414A.

5.0 COMMITTEE RECOMMENDATION

11. Arising from the observation, the Committee hereby recommends the **APPROVAL** of the list of nominees to the National Government Constituencies Development Fund Committees for Webuye West, Isiolo South, Nandi Hills; and Mumias East constituencies by the House.

SIGNED..........DATE 30/7/2024.....

HON. MUSA SIRMA CHERUTICH, EGH, MP
CHAIRPERSON
COMMITTEE ON NATIONAL GOVERNMENT CONSTITUENCIES
DEVELOPMENT FUND

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
THIRTEENTH PARLIAMENT

NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND COMMITTEE

ADOPTION SCHEDULE

We, the undersigned Members of the National Constituencies Development Fund Committee, today ~~30 July 2024~~ do hereby affix our signatures to this **REPORT ON THE LIST OF NOMINEES TO THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND COMMITTEE FOR THE FOLLOWING CONSTITUENCIES: WEBUYE WEST, ISIOLO SOUTH, NANDI HILLS; AND MUMIAS EAST** to affirm our approval and confirm accuracy, validity, and authenticity: -

NO.	NAME	SIGNATURE
1	The Hon. Musa Sirma Cherutich, E.G.H, MP (Chairperson)	
2	The Hon. Eng. Tandaza Kassim Sawa, MP (Vice-Chairperson)	
3	The Hon. (Dr.) Ogolla Gideon Ochanda MP	
4	The Hon. Owuor Joshua Aduma, MP	
5	The Hon Akuja Protus Ewesit, MP	
6	The Hon Elachi Beatrice Kadeversia CBS, MP	
7	The Hon. Mukhwana Titus Khamala, MP	
8	The Hon. Mwalyo Joshua Mbithi, MP	
9	The Hon. Nyamita Mark Ogolla, MP	
10	The Hon. Owino John Walter, MP	
11	The Hon Oyula Joseph H. Maero, MP	
12	The Hon. Wambilianga Catherine Nanjala, MP	
13	The Hon. Gisairo Clive Ombane, MP	
14	The Hon. Kiprono Mutai Alfred, MP	
15	The Hon. Machele Mohamed Soud, MP	
16	The Hon. Maina Jane Njeri, MP	
17	The Hon. Nduyo Susan Ngugi, MP	
18	The Hon Wainaina Antony Njoroge, MP	