

REPUBLIC OF KENYA



**NATIONAL ASSEMBLY
TENTH PARLIAMENT – THIRD SESSION, 2009**

**REPORT OF THE DEPARTMENTAL COMMITTEE - I
ON LABOUR AND SOCIAL WELFARE ON EXAMINATION OF THE
2009/2010 ESTIMATES FOR FOLLOWING VOTES;**

- VOTE 15- MINISTRY OF LABOUR
VOTE 42 – MINISTRY OF STATE FOR YOUTH AFFAIRS AND SPORTS
VOTE 18 – MINISTRY OF GENDER AND CHILDREN DEVELOPMENT
VOTE 41 – MINISTRY OF STATE FOR NATIONAL HERITAGE AND CULTURE
VOTE 35 –MINISTRY OF STATE FOR SPECIAL PROGRAMMES
VOTE 05- OFFICE OF THE VICE-PRESIDENT AND MINISTRY OF HOME AFFAIRS**
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**CLERK'S CHAMBERS
NATIONAL ASSEMBLY
PARLIAMENT BUILDINGS
NAIROBI**

August 2009

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PREFACE

Mr. Speaker Sir,

1. The Departmental Committee on Labour and Social Welfare was constituted on 17th June 2009 during the Third Session of Tenth (10th) Parliament pursuant to provisions of Standing Orders 198 (1). The Committee executes its mandate in accordance with the provisions of Standing Order 198 (3), from which it draws its mandate to-
 - i. investigate, inquire into and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and Departments;
 - ii. study the programme and policy objectives of the Ministries and Departments and the effectiveness of the implementation;
 - iii. study and review all legislation after First Reading subject to the exemptions under Standing Order 101 A (4);
 - iv. study and review all legislation referred to it;
 - v. study, assess and analyse the relative success of the Ministries and Departments as measured by the results obtained as compared with its stated objectives;
 - vi. investigate and inquire into all matters relating to the assigned Ministries and Departments as they may deem necessary, and as may be referred to them by the House or a Minister; and
 - vii. Make reports and recommendations to the House as often as possible, including recommendations of proposed legislation.
- 2 The Committee is mandated to consider the following issues; Labour, Trade Union Relations, Manpower or Human Resource Planning, Gender, Culture and Social Welfare, Youth, Children's welfare, National Heritage, betting, and lottering..
- 3 In executing its mandate, the Committee oversees the following Ministries:
 - i. Ministry of Labour and Human Resource;
 - ii. Ministry of State for Youth Affairs and Sports;
 - iii. Ministry of Gender and Children Development;
 - iv. Ministry of State for National Heritage and Culture;
 - v. Ministry of State for Special Programmes; and
 - vi. Office of the Vice-President and Ministry of Home Affairs.
- 4 The Departmental Committee on Labour and Social Welfare comprises the following Members: -
 - i. The Hon. Sophia Abdi Noor, M.P. – Chairperson
 - ii. The Hon. Lenny Kivuti, M.P. – Vice-Chairperson
 - iii. The Hon. Elijah Lagat, M.P.
 - iv. The Hon. Joseph Oyugi Magwanga, M.P.
 - v. The Hon. Kiprono Magerer, M.P.
 - vi. The Hon. Adan Keynan, M.P.

- vii. The Hon. Gideon Konchella, M.P.
- viii. The Hon. Alfred B. Odhiambo, M.P
- ix. The Hon. Clement Waibara, M.P.

Mr. Speaker Sir,

- 5 Pursuant to Standing Order 152, upon being laid before the National Assembly, the Estimates stand committed to the relevant Departmental Committee for examination. The Departmental Committee on Labour and Social Welfare examined the printed estimates of the following votes;
- i. Vote 15- Ministry of Labour and Human Resource;
 - ii. Vote 42- Ministry of State for Youth Affairs and Sports;
 - iii. Vote 18- Ministry of Gender and Children Development;
 - iv. Vote 41- Ministry of State for National Heritage and Culture;
 - v. Vote 35- Ministry of State for Special Programmes; and
 - vi. Vote 05- Office of the Vice-President and Ministry of Home Affairs
- 6 In considering the Estimates, the Committee held a total of nine sittings. The Committee received a comprehensive brief from the Parliamentary Budget Office on the Estimates. The Committee later held meetings with the Ministers where it received submissions, presentations and other reports. The Ministers were accompanied by the Permanent Secretaries in the respective Ministries and other technical Officers.
- 7 The Committee also considered the following policy papers and budget documents in their scrutiny of the Annual estimates for the respective Ministries:-
- i. Vision 2030
 - ii. Medium Term Plan
 - iii. Printed Estimates for the Financial Year 2009/2010 for the vote 14, 59, 13 and 44
 - iv. Budget Speech for 2009/2010
 - v. Budget Outlook Paper for the Financial Year 2009/2010
 - vi. Budget Strategy Paper for Financial Year 2009/2010
 - vii. Economic Survey for 2009
 - viii. Other relevant documents
- 8 In its examination, the Committee mainly dealt with the following issues:-
- i. Total net requested from the Exchequer for each of the Ministries;
 - ii. Comparison of the previous years' allocations;
 - iii. Allocations to new projects/programmes;
 - iv. Ministries absorption capacity;
 - v. Proposed allocation vis-a-viz the achievements of the Ministries Strategic Plans;

9 Acknowledgements

The Committee wishes to thank the Office of the Honourable Speaker and the the Liaison Committee for the necessary support extended to it in the execution of its mandate as well as the Office of the Clerk for providing the necessary logistical and technical support. The Committee is also grateful to the Parliamentary Budget Office for the technical support provided. The Committee further wishes to thank His Excellency the Vice- President and Minister for Home Affairs, the Minister for Special Programmes, the Minister for Youth Affairs and Sports, the Minister for Gender and Children Development, the Minister for Labour and Human Resource development, and the Minister for National heritage and culture, their respective Permanent Secretaries and the Technical Staff who appeared before the Committee for providing the necessary information and responding to issues raised by Members during the examination of the 2009/2010 estimates.

Mr. Speaker Sir,

Based on the submissions, presentations and evidence produced, the Committee recommends:-

- i. That, the proposal by the Office of the Vice President and Minister for Home Affairs to withdraw from the Consolidated Fund a sum of nine billion eight hundred and five million, three hundred thousand Kenya shillings (Kshs. 9,805,300,000.) for Recurrent Expenditure under the Office of the Vice President and Ministry of Home Affairs be approved.

That, the proposal by the Office of the Vice President and Ministry for Home Affairs to withdraw from the Consolidated Fund a sum of one billion, Seven Hundred and Ninety Six million Kenya Shillings (Kshs. 1,796,000,000) for Development Expenditure under the Office of the Vice President and Ministry for Home Affairs be approved.

- ii. That, the proposal by the Minister for Youth Affairs and Sports to withdraw from the Consolidated Fund a sum of five billion, two hundred and seventy two million, six hundred and ninety seven thousand one hundred Kenya Shillings (Kshs. 5,272,697,100) for Recurrent Expenditure under the Ministry of Youth Affairs and Sports, be approved

That, the proposal by the Minister for Youth Affairs and Sports to withdraw from the Consolidated Fund a sum of three billion, two hundred and eighty four million, five hundred and eighty four thousand one hundred Kenya Shillings (Kshs. 3,284,584,100) for Development Expenditure under the Ministry of Youth Affairs and Sports be approved.

- iii. That, the proposal by the Minister for Gender and Children Development to withdraw from the Consolidated Fund a sum of two billion, five hundred and eighty four million, seven hundred and ninety six thousand two hundred Kenya Shillings (Kshs.2,584,786,200) for Recurrent Expenditure under the Ministry of Gender and Children Development be approved

That, the proposal by the Minister Gender and Children Development to withdraw from the Consolidated Fund a sum of one billion, nine hundred and eighty three million, three hundred and seventy seven thousand seven hundred Kenya Shillings (Kshs.1,983,377,700) for Development Expenditure under the Ministry of Gender and Children Development, be approved

- iv. That, the proposal by the Minister for National Heritage and Culture to withdraw from the Consolidated Fund a sum of one billion seven hundred and fifty eight million six hundred thousand Kenya Shillings, (Kshs.1,758,600,000) for Recurrent Expenditure under the Ministry of National Heritage and Culture, be approved.

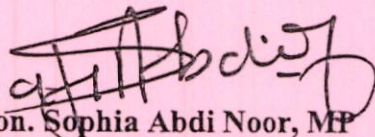
That, the proposal by the Minister of State for National Heritage and Culture to withdraw from the Consolidated Fund a sum of four hundred and twenty seven million five hundred and five thousand Kenya Shillings (Kshs.427,505,000) for Development Expenditure under the Ministry of State for Special Programmes of State for National Heritage and Culture, be approved.

- v. That, the proposal by the Minister of State for Special Programmes to withdraw from the Consolidated Fund a Sum of three billion, two million, three hundred and twenty two thousand, eight hundred and eighty Kenya Shillings (Kshs. 3,002,322,880) for Recurrent Expenditure under the Ministry of State for Special Programmes be approved

That the proposal by the Minister of State for Special Programmes to withdraw from the Consolidated Fund a sum of three billion, one hundred and five million, seven hundred and forty thousand Kenya Shillings (Kshs. 3,105,740,000) under the Ministry of State for Special Programmes be approved.

- vi. That the proposal by the Minister for Labour to withdraw from the Consolidated Fund a sum of One billion, one hundred and twenty eight million, forty one thousand, nine hundred Kenya Shillings (Kshs. 1,128,041,900) under the Ministry of Labour be approved.

That the proposal by the Minister for Labour to withdraw from the Consolidated Fund a sum of Four hundred and fifty million, Six hundred and twenty thousand Kenya Shillings (Kshs.450, 620,000) under the Ministry of Labour be approved.



The Hon. Sophia Abdi Noor, MP

Chairperson

Departmental Committee on Labour and Social Welfare

Dated: August 13, 2009

1.0 MINISTRY OF LABOUR- VOTE 15

1.1 Introduction

The Ministry of Labour formulates coordinates and implements labour and human resource development policies, strategies and programmes geared toward s improving the productivity in the country. The Ministry is vital in the growth of the economy since it ensures that, there is adequate and appropriate manpower in the country to power the economy.

The Country's labour force as at 2007 was estimated at 9.45 Million whereby 75% of the labour force is in the Agriculture sector while the remaining 25% is occupied in the Industry and services sectors.

The unemployment rate in Kenya as at 2008 was at 40% of those in the age to be employed, which is between 15 and 55 years of age. The onset of the global financial meltdown has worsened the situation with more lay off of workers due to the decrease in profits in Businesses as and this is done to cut down on the operating expenses.

As a Ministry dealing with issues to do with labour the Task remains enormous to safeguard the rights and welfare of the workers especially in the face of the global recession. This will involve the push for more allocations for job creation as well as enforcement of the Labour laws by all the stakeholders in the country.

The analysis of the overall allocations for the Ministry of Labour

The Ministry of Labour has had an increase in the general vote allocation of resources in this financial year in relation to the last financial year. The increment in the allocation has been more to the Development expenditure while most of the allocations in the recurrent expenditure remained constant.

There is marked increase in the allocations in the Department of Manpower Development which is made to cater for expenses for Research, Feasibility Studies, Project Preparation and Design, project Supervision. The move is in the right direction in line with the Vision 2030 on Human resource Development to ensure that the local capacity is developed in the sector.

The allocation for the Training expenses in the Department of Industrial and Vocational Training specifically to the Vocational Training Centre in Athi River has reduced.

The Vocational Skills Upgrading Centres at the Headquarters is not allocated any resources in this financial year.

Other Operating Expenses allocations in the Office of the labour Commissioner at the Headquarters has increased from 15 million to 76 million.

1.2 Analyses of Recurrent Estimates by Head

1.2.1 Recurrent Estimates by Head

The recurrent expenditure for the financial year 2009/10 increased from ksh.927million to ksh.1,204.9 million indicating a 30% growth in allocations. The ministry's recurrent expenditure overview reveals that the training expenses allocations have mostly remained constant across the units.

Head 480 - Headquarters Administrative Services

The head has an allocation of ksh.219million increasing from ksh.207million due to the current economic trend. Personnel emoluments received the highest amount of funds, allocations in the Aids Control unit and for the Information Communication Technology Unit remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 219 million be allocated to the Ministry for the expenditure under Head 480.

Head 604 - Economic Planning Division

The allocations have increased from ksh.18,211,865 to ksh.21,607,565.

The new item allocation is for foreign travel expenditure at ksh.0.9million, training expenses remained constant and slight reductions in allocations for research purposes.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 21,607,565 be allocated to the Ministry for the expenditure under Head 604.

Head 650 - Financial Management Services

The head increased from ksh.8,108,212 to ksh.10,923,116.

The slight increase in allocations is for foreign travel, purchase of office furniture and general equipment.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10,923,116 be allocated to the Ministry for the expenditure under Head 650.

Head 041 - Diplomatic Missions labour Attaché' Geneva

The head has an allocation of ksh.32,957,307 an increment from ksh.23,890,077.

The allocation is for scholarships and other educational benefits and for rentals for produced assets.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 32,957,307 be allocated to the Ministry for the expenditure under Head 041.

Head 484 - Office of the Commissioner

The head has increased from ksh.70,481,978 to ksh.135,611,730

The allocation is for other operating expenses which rose from ksh.15million to ksh.76million and drops to ksh.25million and ksh.20million in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 135, 611,730 be allocated to the Ministry for the expenditure under Head 484.

Head 485 - Provincial Labour Offices

The reductions in allocation from Ksh 36,605,778 to 33,987,278 is for communication, supplies and services.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 33,987,278 be allocated to the Ministry for the expenditure under Head 485.

Head 486 - District Labour Offices

The head allocations decreased from ksh.75, 655,564 to ksh.56, 520,230.

The decrease in allocations is for personnel i.e. Basic salaries as the officers retire.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 56,520,230 be allocated to the Ministry for the expenditure under Head 486.

Head 487 - Industrial Court

Slight increase in allocations for the head from ksh.68, 374,241 to ksh.73, 534,649

The increment in allocation is for personal allowance paid as part of salary which increases gradually in the medium term, while the reductions in allocations is for communication costs and hospitality

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 73, 534,649 be allocated to the Ministry for the expenditure under Head 487.

Head 735 - Productivity Center of Kenya

The allocations remained constant at ksh.10, 966,830.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10,966,830 be allocated to the Ministry for the expenditure under Head 735.

Head 492 - Office of the Director

The head's allocation decreased from ksh.81, 473,799 to ksh.58, 399,563.

The decrease in allocation is for purchase of specialised plant and machinery

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 58,399,563 be allocated to the Ministry for the expenditure under Head 492.

Head 493 - Directorate Field Services

Most of items are constant with personnel emoluments taking up the bulk of resources.

Head 515 - National Employment Bureau

Most of the items allocations remained constant

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 17,393,175 be allocated to the Ministry for the expenditure under Head 515

Head 516 - Manpower Planning Department

The head's allocation increased slightly from ksh.13, 162,011 to ksh.17, 448,208.

The slight increment in allocation is for personnel emoluments i.e. basic salaries, which increases annually.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 17, 448,208 be allocated to the Ministry for the expenditure under Head 516.

Head 517 - District Employment Offices

The head has allocations of ksh.34, 799,162 up from ksh.33, 677,805.

The resources have to be shared with the newly created districts.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 34,799,162 be allocated to the Ministry for the expenditure under Head 517.

Head 521 - Manpower Development Department

The head's allocation increased from ksh.25, 043,283 to ksh.178, 562,920.

The increase in allocations is for research, feasibility studies, project preparation and design, and project supervision.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 178, 562,920 be allocated to the Ministry for the expenditure under Head 521.

Head 632 - Jua Kali Development Division

The head allocation reduced from ksh.63,260,118 to ksh.58,434,733 representing 8% decrease.

Most of the items remained constant with slight reduction in personnel emoluments i.e. Basic Salaries decreasing from ksh.29million to ksh.24million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 58,434,733 be allocated to the Ministry for the expenditure under Head 632.

Head 818 - Provincial Enterprise Development Offices

The head's allocation remains constant at ksh. 3million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 3million be allocated to the Ministry for the expenditure under Head 818.

Head 821 - District Enterprise Development Offices

The head's allocation is reduced slightly from 7,350,425 to 6,572,718 following a slight reduction on Communication, supplies and services

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 6,572,718 be allocated to the Ministry for the expenditure under Head 821.

Head 822 - Kariobangi Development Center

Most of the items remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 828,893 be allocated to the Ministry for the expenditure under Head 822.

Head 607 - Vocational Training Center-Athi River

Most of the items allocations remained constant with slight reductions from 30,870,944 to 29,709,362 for training expenses and office and general supplies and services

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 29,709,362 be allocated to the Ministry for the expenditure under Head 607.

Head 677 - Development and Technical Support services

The head allocation remained constant at ksh.6million

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 7,002,139 be allocated to the Ministry for the expenditure under Head 677.

Head 680 - Directorate of Industrial Training-Nairobi

The head allocation is reduced slightly from ksh.25, 504,378 to ksh.23, 059,683.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 23, 059,683 be allocated to the Ministry for the expenditure under Head 680.

Head 682 - National Industrial training Centre-Nairobi

The head's allocation is increased from ksh. 24,847,854 to ksh.26, 776,631

The increase in allocation is for specialised materials and supplies

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. .26, 776,631 be allocated to the Ministry for the expenditure under Head 682.

Head 683 - Trade Testing

The head allocation increased from Ksh. 20,839,832 to Ksh.24, 819,832.

The increment is on operating expenses due to oil and fuel adjustment.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 24, 819,832 be allocated to the Ministry for the expenditure under Head 683.

Head 684 - National Industrial Training Centre-Kisumu

Most of the items remained constant with slight increment in allocation for specialised materials and supplies

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 17,032,822 be allocated to the Ministry for the expenditure under Head 684.

Head 686 - National Industrial Training Centre-Mombasa

Most of the items remained constant

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs25,832,006 be allocated to the Ministry for the expenditure under Head 686.

Head 687 - Kenya Textile Training Institute

All the items' allocations remained constant and a slight reduction in allocation for personnel emoluments i.e. Basic salaries.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 23,374,370 be allocated to the Ministry for the expenditure under Head 687.

Head 693 - Vocational Skills Upgrading Centres

There are no allocations for the head this financial year and in the medium term

The Committee is agreeable to the proposal by the Minister that there are no allocations in this financial year under Head 693.

1.2.2 Development Estimates

The development estimates for the financial year 2009/10 amounted to ksh.911,451,800 up from ksh.399,712,200 indicating a 128% growth in allocations.

The bulk of resources for the development expenditure is channelled to the construction of building financed by GOK. The donors appear to fund non-priority expenses which are recurrent in nature. Among the donors are DANIDA and SK.

Head 480 - Headquarters Administrative Services

The Head has been allocated Ksh. 4.5million a reduction from ksh.10million

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 4.5 million be allocated to the Ministry for the expenditure under Head 485

Head 485 - Office of the Labour Commissioner

The head has allocations reduced from ksh.139,978,322 to Ksh.83,200,000 a reduction of 40%. Allocations for other capital grants and transfers seem to have reduced from ksh.113million to ksh.70million a decrease of 38% as the donor receipts accounting system is not in tandem with the government.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 83,200,000 be allocated to the Ministry for the expenditure under Head 485.

Head 486 - District Labour Offices

The head has an allocation of ksh.5million for refurbishment of buildings a slight decrease from ksh.6.2million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 5million be allocated to the Ministry for the expenditure under Head 486.

Head 487 - Industrial Court

The allocation for refurbishment of buildings is reduced from ksh.6million to ksh.2million a reduction of 67%.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 2million be allocated to the Ministry for the expenditure under Head 487.

Head 492 - Office of the Director

The head has allocations of ksh.191, 420 million an increase from ksh.102, 483,878 accounting for 87% increment.

The allocations are for construction of building of ksh.71million increasing from ksh.50million which appears constant in the medium term; also an increase in allocations for purchase of specialised plant, equipment and machinery to improve the efficiency of the provision occupational health and safety services.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 191,420 million be allocated to the Ministry for the expenditure under Head 492.

Head 517 - District Employment offices

A slight reduction of allocations for construction of building

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 33,677,805 be allocated to the Ministry for the expenditure under Head 517.

Head 632 - Jua Kali Development Division

The head has allocations increased from ksh.73, 550,000 to ksh.106, 100,000 a 45% increase. The allocation is for construction of building and increases in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 106, 100,000 be allocated to the Ministry for the expenditure under Head 632.

Head 607 - Vocational Training Centre-Athi River

This year's allocations are ksh.491, 431,800 having increased from Ksh.23, 000,000. The construction of a new building was allocated ksh.257million as well as allocations for purchase of plant, equipment and machinery so as to improve quality of skills.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 491, 431,800 be allocated to the Ministry for the expenditure under Head 607.

Head 682 - National Industrial Training Centre-Nairobi

The allocations are constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 491, 431,800 be allocated to the Ministry for the expenditure under Head 682.

Head 684 - National Industrial Training Centre-Kisumu

The head allocation moved from ksh.5.5million to Ksh.5million.

The allocations are for the refurbishment of buildings and rehabilitation of civil works financed by GOK in Kisumu East District.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 5million be allocated to the Ministry for the expenditure under Head 684.

Head 686 - National Industrial Training Centre-Mombasa

The head reduced from ksh.9.5million to Ksh.5.5million.

The funding for refurbishment of buildings decreased while rehabilitation of civil works increased slightly.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 5.5million be allocated to the Ministry for the expenditure under Head 686.

Head 687 - Kenya Textile Training Institute

The head has a reduction in allocations from ksh.11.5million to ksh.4.5million and increases to ksh.11.5million in the next two years.

The allocations are for refurbishment of buildings and rehabilitation of civil works

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. be allocated to the Ministry for the expenditure under Head 687.

2.0 MINISTRY OF YOUTH AFFAIRS AND SPORTS-VOTE 42

2.1 Introduction

The Ministry of Youth Affairs and Sports is charged with promotion of youth development by designing policies and programmes that build young people's capacity, to coordinate, monitor, advocate and promote youth issues, rehabilitation and promotion of youth polytechnics, expansion of the National Youth Service and development of sports.

In Kenya the youth who fall under the age bracket between 15 and 35 years account for about 38 percent of the total population. The youth in each country worldwide form an important part of human capital necessary to power the economy.

However, in Kenya the youth pose high dependency owing to high rates of unemployment, lack of appropriate skills, lack of resources and lack of adequate opportunities; and whenever the youth are not fully engaged in productive spheres of life through work and other income related activities they tend to engage in crime, drug and substance abuse, prostitution among other immoral activities. This is demonstrated by the mushrooming of outlawed criminal groups and criminal gangs who pose a security threat to the country.

During the post-election violence that rocked the country in 2007 general elections, the youth were key actors in its execution and their drive may have been the feeling that the youth agenda was neglected.

In a response by the government, the government has launched a project dubbed Kazi kwa Vijana to help provide employed opportunities to the youth in the country.

In addition, the finance minister in his 2009/10 budget speech he provided for additional funds to the tune of Ksh.500million towards the youth fund to help create income to the youth through taking up of loans to start small and medium enterprises.

The projects are geared towards increasing the chances of the youth to participate in various spheres of life, and not limited to the rehabilitation or construction of youth empowerment centres in each constituency, establishment of sports lottery fund and international academy to nurture talent and establishment of a programme identify, nurture and develop music and performing arts.

The analysis of the overall allocations for the Ministry of Youth Affairs and Sports

There is reduction in allocations for Refurbishment of buildings in the development expenditure this financial year but reverts back as it was in the medium term. There are allocations for research expenses in the department of development planning services in both recurrent and development expenditure.

Specialized materials and supplies and training expenses increase slightly across the ministry. The recurrent expenditure allocations for the vote increased from ksh.4,231 million to ksh.5,335.60 million a growth in allocations of 26%. A review of the recurrent expenditure

indicates that personnel emoluments and specialized materials and supplies take up the bulk of the resources i.e. in the production units basic salaries have allocations of ksh.101million while the specialized materials and supplies take up ksh.89million.

2.2 Analyses of Recurrent Estimates by Head

2.2.1 Recurrent Estimates by Head

The recurrent expenditure for the financial year 2009/10 increased from ksh. 4,231million to ksh.5,335.60 million indicating a 26% growth in allocations. The ministry's recurrent expenditure overview reveals that the training expenses allocations have mostly remained constant across the units.

Head 200 - General Administration and planning services

The head's allocation is ksh.338, 135,420million.

There is an increase in allocation for purchase of vehicles. The allocation for training at the Information Communication Technology Unit remained constant and an allocation for a new unit, personnel Administration Services to give specialized efficiency in the provision of services at the headquarters.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. be allocated to the Ministry for the expenditure under Head 200.

Head 795 - Development Planning Services

The head allocation increased from ksh.10, 660,000 to ksh.24, 131,424.

The new item allocation is for personnel emolument with an increment in allocation for research, feasibility studies, project preparation and design and project supervision.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 24, 131,424 be allocated to the Ministry for the expenditure under Head 795.

Head 013 - N.Y.S Headquarters Administrative Services

There is allocation of ksh.991, 742,916 an increment from ksh.814, 107,620.

The bulk of the resources is for personnel emoluments, utilities supplies, training expenses and specialized materials for the department.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 991, 742,916 be allocated to the Ministry for the expenditure under Head 013.

Head 016 - NYS Engineering Institute – Ruaraka

The head has allocations of ksh.92, 129,497 an increase from ksh.82, 904,497.

The bulk of resources is to finance personnel emoluments i.e. Basic salaries, Training expenses and specialized materials and supplies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 92, 129,497 be allocated to the Ministry for the expenditure under Head 016.

Head 017 - NYS Secretarial College – Ruaraka

The head has allocations of ksh.44, 239,416 from ksh.37, 262,416.

The increase in allocation is for specialized materials and supplies which will rise in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 44, 239,416 be allocated to the Ministry for the expenditure under Head 017.

Head 036 - Nairobi Engineering Craft School

The head's allocation increased from ksh.69,022,379 to ksh.78, 645,981.

The increase in allocations is for training expenses from ksh.7million to ksh.9million and for specialized materials and supplies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. be allocated to the Ministry for the expenditure under Head 036.

Head 081 - Yatta Complex

The head allocation increased from ksh.115, 126,904 to ksh.133, 951,656.

The increase in allocation is for specialized materials and supplies

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 133, 951,656 be allocated to the Ministry for the expenditure under Head 081.

Head 090 - NYS Street Youth Rehabilitation

The head's allocation increased from ksh.104,140,000 to ksh.120,435,000

The allocation is for training and for specialized materials and supplies

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 120,435,000 be allocated to the Ministry for the expenditure under Head 090.

Head 357 - NYS Catering School-Gilgil

The allocation for the head increased from ksh.53,909,488 to ksh.60,146,352.

The increase in allocations is for training expenses and for specialized materials and supplies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 60,146,352 be allocated to the Ministry for the expenditure under Head 357.

Head 358 - NYS Training Units

The allocations for the head increased slightly from Ksh.271, 855,759 to Ksh. 278,015,468

The increase in allocations is for training expenses and for specialized materials and supplies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 278,015,468 be allocated to the Ministry for the expenditure under Head 358.

Head 361 - Production Units

The head has allocations of ksh.257, 024,273 from ksh. 238,753,224

The Basic salaries take up ksh.101million and an increment in allocation for specialized materials and supplies from ksh.77million to ksh.89million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 257, 024,273 be allocated to the Ministry for the expenditure under Head 361.

Head 363 - Maintenance Services

The head has allocation of ksh.102, 624,860 from 99,230,880.

The Bulk of resources go towards financing basic salaries, fuel and lubricants and routine maintenance of vehicles.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 102, 624,860 be allocated to the Ministry for the expenditure under Head 363.

Head 339 - Youth Development Field Services

The head has allocations of ksh.239, 378,376 increasing from ksh.63, 276,840.

The two new items; rentals of produced assets and personnel emoluments is allocated ksh.120million. The increase in allocation for domestic travel, office and general supplies and fuel oil and lubricants are due to youth outreach.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 239, 378,376 be allocated to the Ministry for the expenditure under Head 339.

Head 386 - Youth Polytechnics Field Services

The head was allocated Ksh. 197,253,277 from Ksh. 59,172,058

The training expenses remain constant and the personal emoluments annual increments.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 197,253,277 be allocated to the Ministry for the expenditure under Head 386.

Head 689 - Youth Polytechnics and Training Services

(Constitutes Special needs education, Youth polytechnic and training field services, Quality Assurance and standards and Free youth polytechnique training)

The head has increased allocation of ksh.870,031,406 to ksh.1,216,088,272.

The bulk of resources at the headquarters go towards financing personnel emolument ksh. 5.9 million for special needs education unit. There is an increase in allocation for subsidies to Non-financial private enterprises to empower the youth at the free youth polytechnic training.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 1,216,088,272 be allocated to the Ministry for the expenditure under Head 689.

Head 904 - Youth Development Services

(This constitutes Youth social development, Youth employment and enterprise, Youth empowerment and participation, Youth enterprise development fund and National youth council.)

The head allocations increased from ksh.393,678,003 to ksh.466,777,948.

There are reductions in allocations for personnel emoluments

There is allocation for other current transfers, grants and subsidies. There are constant allocations for training expenses in the youth social development, youth employment and enterprise and youth empowerment and participation and the capital grant to government agencies at the youth enterprise development fund. There is also ksh.14 million for current grants to government agencies for the National youth council.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 466,777,948 be allocated to the Ministry for the expenditure under Head 904.

Head 267 - National Sports Institute

The allocations for the head reduced from ksh.12,195,732 to ksh.10, 876,177.

Most of the items allocations remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10, 876,177 be allocated to the Ministry for the expenditure under Head 267.

Head 927 - Headquarters Administrative Services

The head has a decrease in allocation from ksh.454,903,084 to ksh.125,554,138.

The decrease in allocations is for foreign travel, domestic travel and hospitality

There is an increase in allocations for training for personnel from ksh.8million to ksh.16million.

There are allocations International Competitions for the youth of ksh.155million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 125,554,138 be allocated to the Ministry for the expenditure under Head 927.

Head 930 - Sports Stadia Management Board

The Head has a constant allocation of ksh.42, 000,000 for current grants to government agencies and other levels of government.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 42,000,000 be allocated to the Ministry for the expenditure under Head 930.

Head 933 - Provincial Sports Administrative Services

The head has allocation of ksh.33, 864,538 an increase from ksh.26, 294,672.

The operations of the unit may be hindered by inadequate provision of resources for expenses for domestic travel, fuel oil and lubricants.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 33, 864,538 be allocated to the Ministry for the expenditure under Head 933.

Head 934 - District Administrative Services

The head has an increase from ksh.70, 559,952 to ksh.315, 492,111.

The increase in allocation is for domestic travel, other current transfers, grants and subsidies

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 315, 492,111 be allocated to the Ministry for the expenditure under Head 934.

2.2.2 Development Estimates

The development expenditure for the financial year 2009/10 decreased to ksh. 4,950 million down from ksh 7,830million. The bulk of resources in the in the ministry are taken up by construction of building and capital grants to government agencies and other levels of government.

Vote 42 Development Estimates by Head.

Head200 - General Administration and planning services

The head's allocation increased from ksh.54, 095,800 to ksh.122, and 519,500. An allocation of Ksh. is 15million for refurbishment of buildings reduced from ksh.24million. Ksh.107million is for purchase of specialized plant and machinery that rises gradually in the Medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 122, 519,500 be allocated to the Ministry for the expenditure under Head 200.

Head 795 - Development Planning Services

The Heads allocation remains constant at 3,000,000. One item of ksh.3million for research, feasibility studies, project preparation and design, project supervision funded by IDA

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 3,000,000 be allocated to the Ministry for the expenditure under Head 795.

Head 013 - N.Y.S Headquarters Administrative Services

The head allocation decreased from Kshs. 5,487,045,000 to Ksh. 2,397,820,000.

The ksh.880million, a drop from ksh.900million is for the construction of roads at the N.Y.S headquarters and remains constant in the medium term. Ksh.1, 416million is for purchase of specialized plant and machinery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 2,397,820,000 be allocated to the Ministry for the expenditure under Head 013.

Head 358 - NYS Training Units

The head has allocations of ksh.175, 000,000 compared to ksh.183,000,000 in 2008/09 financial year.

The Ksh.170million is for construction of buildings.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 175, 000,000 be allocated to the Ministry for the expenditure under Head 358.

Head 361 - Production Units

The head's allocation is ksh.96, 500,000 a reduction from ksh.130, 000,000 a 26% decrease. There is a decrease in allocation for refurbishment of buildings and rehabilitation and renovation of plant and machinery

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 96, 500,000 be allocated to the Ministry for the expenditure under Head 361.

Head 363 - Maintenance Services

The Heads allocation is Ksh. 60,000,000 from 57,000,000 for overhaul and refurbishment of construction and civil and rehabilitation and renovation of plant and machinery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 60,000,000 be allocated to the Ministry for the expenditure under Head 363.

Head 689 - Youth Polytechnics and Training Services

The allocation increased from ksh.486million to ksh.586million.

The Construction of building was allocated ksh.242million and for the purchase of specialized plant and machinery from ksh.136million to ksh.238million. There was also a reduction in allocations for purchase of certified seeds and live animals and research, feasibility studies, project preparation and design, project supervision. The construction of a building is at the headquarters and financed by GOK, Nyandarua North, Kilifi, Tharaka, Suba and west Pokot districts are financed by Italy

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 586million be allocated to the Ministry for the expenditure under Head 689.

Head 904 - Youth Development Services

The head allocation is ksh.967, 756,874 a reduction from ksh.1, 014million.

The increase in allocation is for Hospitality supplies and services and a decrease in allocations for refurbishment of buildings and purchase of certified seeds and live animals There is ksh.500million as capital grants to government agencies for the youth enterprise development fund.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 967, 756,874 be allocated to the Ministry for the expenditure under Head 904.

Head 927 - Headquarters administrative Services

The allocation for the head increased from ksh.331,000,001 to ksh.495,580,000.

There is an increase in allocation for overhaul and refurbishment of construction and civil works which increases gradually in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 495,580,000 be allocated to the Ministry for the expenditure under Head 927.

Head 933 - Provincial Sports Administrative Services

The allocation reduced from ksh.54, 000,000 to ksh. 45,500,000.

For overhaul and refurbishment of construction, civil works for all the provinces and domestic travel, fuel oil hospitality and specialized materials is being funded by UNICEF in the previous financial year.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 45,500,000 be allocated to the Ministry for the expenditure under Head 933.

3.0 MINISTRY OF GENDER, CHILDREN AND SOCIAL DEVELOPMENT

3.1 Introduction

The ministry of gender, children and social development is obligated to facilitate and coordinate gender mainstreaming in all sectors, promote social development/welfare and children's development. The poverty rate among women stood at 46% in comparison to 30% among men. Women faced challenges to access productive resources, opportunities, empowerment, capabilities and vulnerabilities.

The ministry had to increase funding and training available to women entrepreneurs and had requested the Government to increase women representation at the executive level in all branches of government to thirty percent to match those of middle income countries

The Mandate;-

Gender and Development

Children's care, protection and development

Social Mobilization, Voluntarism and Community Development

Persons with all forms of disability

Welfare of vulnerable groups

Orphans,

Old people

People with Chronic illnesses

People in Extreme poverty

Protection and care of children in special circumstances.

Elimination of harmful cultural practices e.g. Female Genital Cutting (Mutilation) and Early Marriage

Functions

1. To formulate policies on Gender, Children, Disability and Social Development
2. Mainstream Gender in National Development
3. Promote and coordinate volunteer services as well as provision of Social Welfare to Vulnerable Groups
4. To facilitate and guide Community and Social Development
5. Initiate, implement and supervise programmes and institutions for children's care, protection and development
6. Facilitate Women Empowerment including provision of alternative financial support through the Women Enterprise Fund,
7. Establish the Social Protection Fund, and the Disability Fund
8. Mainstream disability issues in National Development

Gender

1. To promote gender mainstreaming in national development processes, and to engender the national budget

2. To co-ordinate the development, review and implementation of gender responsive policies and programmes
3. To promote women's rights and economic empowerment
4. To promote interventions for the reduction of sexual and gender based violence
5. To promote the generation of sex disaggregated data to guide interventions

Children Services

1. To coordinate and implement the Orphans and Vulnerable Children's (OVC) programme (including the Cash Transfers to OVCs fund)
2. Provide rehabilitation services to children in statutory institutions and supervision of services to children in conflict with the law
3. To provide alternative family care services
4. To register, regulate and coordinate activities and programmes of all Children Charitable Institutions in the country
5. To provide counseling and psychosocial support to children and families, individuals and community groups
6. To conduct social inquiry and submit reports to courts

Social Development

1. To promote and coordinate volunteerism and volunteer services
2. To coordinate the development, review and implementation of social development policies
3. To enhance the capacity of communities to identify, plan and implement sustainable socio-economic activities
4. To enhance collaboration and partnership with the stakeholders for sustainable development

The ministry is incharge of the following organizations;

- National Commission for Gender Development
- National Council for Children's Services
- National Council for Persons with Disabilities.
- Women Enterprise Fund

The analysis of the overall allocations for the Ministry of Gender, Children and Social Development

Sub programmes-Gender and Social Development (Ksh.M)

Community Mobilization and Development	-	1,593.9
Community Development (Support to groups, Hqs, District, Provincial services)	-	606.1
Social Protection/Welfare	-	755.5
National Council for Persons with Disabilities (SAGA)	-	32.0
National Fund for Persons with Disabilities	-	200.0

Sub programmes-Gender and Social Development (Ksh.M)

Gender Mainstreaming and Development	-	617.6
Gender mainstreaming	-	46.1

Women Fund	-	500.0
National Commission for Gender & Development(SAGA)	-	71.5

Key projects and programmes in the vision 2030MTP and allocation (projects)

Women Enterprise Fund	-	<i>Ksh .500M</i>
Consolidated Social Protection CT/OVC	-	<i>Ksh.755.5M</i>
Implementation of Disability Fund	-	<i>Ksh. 2,351.3M</i>
Gender Mainstreaming, Gender Disaggregated and Data and Affirmative action	-	<i>Ksh.200M</i>
	-	<i>Ksh. 117.6M</i>

The entire Ministry allocation to the Ministry was Ksh. 5,743,189,982; 55% and 45% constitute the Development and Recurrent Votes Respectively. For the Recurrent Vote, 25% and 75% constitute P.E and O&M respectively.

3.2 Analysis of Recurrent Estimates by Head

3.2 .1 Recurrent Estimates by Head

The recurrent expenditure for the Ministry of Gender, Children and Social Development increased from ksh.1, 640million to ksh.2, 592 million in 2008/09 and 2009/10 respectively. The increment indicates a 58% growth in allocations.

Head 558 - Headquarters Administrative Services

The head's allocation is ksh.745, 884,495 an increment from ksh.275, 145,372 due to grants for the new units created, and includes the information Communication Technology, Planning and research unit, finance management services and the communication unit

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 745, 884,495 be allocated to the Ministry for the expenditure under Head 558.

Head 794 - Gender and development

The head allocation increased from ksh.59, 395,486 to ksh.76, 587, 380. The agencies were receiving getting grants and are audited by the Auditor General Corporations.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 76, 587, 38 be allocated to the Ministry for the expenditure under Head 794.

Head 900 - Social Services

There is an allocation of ksh.90, 239,905 an increment from ksh.45, 027,379, allocation of ksh.32million for current grants to government agencies and other levels of government.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 45, 027,379 be allocated to the Ministry for the expenditure under Head 900.

Head 901 - Provincial Administrative Services

The head's allocation increased from ksh.24, 505,126 million to ksh.36, 202,226, bulk of resources cater for the basic salaries at ksh.13.8million

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 36, 202,226 be allocated to the Ministry for the expenditure under Head 901.

Head 903 - Community Based Nutrition Programme

The head allocation increased from ksh.19, 024,155 to ksh.21, 338,985, the items are constant due to grant of Kshs. 1,025,000 with slight increment in allocation for fuel oil and lubricants adjusted to the current cost of inflation and the new Districts created.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 21,338,985 be allocated to the Ministry for the expenditure under Head 903.

Head 904 - Social Welfare

The head's allocation is ksh.10, 808,757 up from ksh.5, 798,341 for purchase of office furniture, annual increment on basic salaries and training expenses.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs.10, 808,757 be allocated to the Ministry for the expenditure under Head 904.

Head 906 Vocational rehabilitation

The head allocation increased from ksh.30, 808,702 to ksh.42, 941,050 for refurbishment due to A-in-A of 220,000 buildings, membership fees dues and subscriptions to International Organizations.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 42,941,050 be allocated to the Ministry for the expenditure under Head 906.

Head 907 - Community Mobilization and Development

The head increased in allocation from ksh.2, 234,545 to ksh.14, 019,969 for Research development due to A-in-A of 11,519,969 due to sale of inventories stock and commodities, fuel oil and lubricants for service delivery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 14,019,969 be allocated to the Ministry for the expenditure under Head 907.

Head 909 - District Administrative Services

The head has increased allocations from ksh.137, 048,794 to ksh.226, 210,378 for personnel emoluments, basic salaries and those who are retiring, and Domestic travel, fuel oil and purchase of office furniture for the personnel. Due to Sale A-in-A from inventories and stock.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 226,210,378 be allocated to the Ministry for the expenditure under Head 909.

Head 122 - Headquarters Administrative Services (*Includes; Orphans and Vulnerable Children's Services and Adoption Secretariat*)

The head had increased allocation from ksh.667, 416,222 to ksh.805, 142,254 for personnel emoluments, basic Salaries and rentals of produced assets, and the Orphans and vulnerable Children's Services current transfers, grants and subsidies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 667, 416,222 be allocated to the Ministry for the expenditure under Head 122.

Head 123 - Rehabilitation School, Children's Remand Homes

The head has increased allocations from ksh.123, 412,232 to ksh.148, 352,443 towards financing the specialized materials and supplies for the rehabilitation schools.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 148,352,443 be allocated to the Ministry for the expenditure under Head 123.

Head 124 - Childrens Remand Homes

The head has increased allocations from ksh. 58,135,651 to ksh 72,280,222 due to Appropriation in Aid.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 72,280,222 be allocated to the Ministry for the expenditure under Head 124.

Head125 - Provincial Children's Services

The head has a slight increase in allocations from ksh.46, 411,617 to ksh.57, 778,441 for the purchase of office furniture at the provincial level.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 57, 778,441 be allocated to the Ministry for the expenditure under Head 125.

Head 148 - District Children's Services

Increase in allocation from ksh.122, 072,340 to ksh.184, 054,695 for personnel emoluments, basic salaries, for domestic travel, hospitality, office and general supplies, fuel oil and lubricants and for purchase of office furniture which would be shared with the new Districts created.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 184, 054,695 be allocated to the Ministry for the expenditure under Head 148.

Head 226 - National Council for Children's Services

Increase in allocation for Current grants to government agencies and other levels of government from ksh.20, 000,000 to ksh.50, 000,000 for the disbursement of the grants and government agencies to be financed

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 50, 000,000 be allocated to the Ministry for the expenditure under Head 226.

3.2.2 Development Estimates by Head

The development expenditure has allocations amounting to ksh. 3,150.8 million for the financial year 2009/10 up from ksh.1,421million in the 2008/09 financial year. This depicts a growth by five (5) fold of the previous financial year allocations. The bulk of the resources in the ministry are taken up by capital grants to government agencies and other levels of government

Head 558 - Headquarters Administrative Services (*and the Social Protection Secretariat Unit*)

The head's allocation was Ksh. 745,884,495 from Ksh 275,145,372 million for operational expenses and donor grants of Ksh. 26,558,950.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 745,884,495 be allocated to the Ministry for the expenditure under Head 558.

Head 794 - Gender and Development

The head allocation increased from Ksh.20, 270,000 to Ksh.541, 025,000 for capital grants to government agencies and other levels of government to benefit the Women Fund.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 541,025,000 be allocated to the Ministry for the expenditure under Head 794

Head 900 - Social Services

The head allocation increased from Ksh.45,027,379 million to ksh.90,232,905 million due to the Research, Feasibility Studies, Project Preparation, Aid designs and Project Supervision.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 204, 000,000 be allocated to the Ministry for the expenditure under Head 900

Head 901 - Provincial Administrative Services

ksh.2, 174,944 for refurbishment of buildings.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 2,174,944 be allocated to the Ministry for the expenditure under Head 901.

Head 902 - Community Based and Head 903 - Nutrition Programme

The allocation decreased from ksh.11.9million to ksh.10, 000,000 at the headquarters for refurbishment of the building.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10, 000,000 be allocated to the Ministry for the expenditure under Head 902.

Head 903 - Social Welfare

The head has allocations increasing from ksh.230million to Ksh.305, 500,000 for capital grants and transfers and rentals of produced capital assets. Grants amount to 185,504,000

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 305,500,000 be allocated to the Ministry for the expenditure under Head 904.

Head 906 - Vocational rehabilitation

The head's allocation increased from ksh.15million to ksh.29,500,000 for refurbishment of buildings and purchase of specialized plant, equipment and machinery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 29,500,000 be allocated to the Ministry for the expenditure under Head 906.

Head 907 - Community Mobilization & Development

ksh.100, 000,000 for other capital grants and transfers to the 4 organisations

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs100,000,000 be allocated to the Ministry for the expenditure under Head 907.

Head 909 - District Administrative Services

ksh.516, 074,964 for construction of a building in Nairobi

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 516, 074,964 be allocated to the Ministry for the expenditure under Head 909.

Head 122 - Headquarters Administrative Services (*Includes the Unit Orphans and Vulnerable Children's Services*)

The head has an increment in allocation from ksh.676, 062,978 to ksh.1, 741,380,018 billion for current transfers, grants and subsidies to organizations. Grants totaled Ksh. 949,348,132

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 1, 741,380,018 be allocated to the Ministry for the expenditure under Head 122.

Head 123 - Rehabilitation school

ksh.15, 010,000 for refurbishment of buildings.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 15,010,000 be allocated to the Ministry for the expenditure under Head 123.

Head 124 - Children's Remand Homes

Ksh.15, 000,000 for refurbishment of buildings

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 15,000,000 be allocated to the Ministry for the expenditure under Head 124.

Head 125 - Provincial Children's Services

There is no allocation for purchase of vehicles this year and in the medium term

Head 126 - Street Children rehabilitation Centre

The head allocations decreased from ksh.75, 500,000 to ksh.49, 000,000 for the refurbishment of buildings and construction and civil works. The construction of buildings will be done in Kirinyaga, Nyeri South, Murang'a and North, Manga and Nakuru districts.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 49, 000,000 be allocated to the Ministry for the expenditure under Head 126.

Head 148 - District Children's Services

Construction of building allocation was increased from ksh.25million to ksh.40, 000,000 to cater for the escalating costs.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 40,000,000 be allocated to the Ministry for the expenditure under Head 148.

4.0 MINISTRY OF STATE FOR NATIONAL HERITAGE AND CULTURE VOTE 41

4.1 Introduction

The Ministry of state for national heritage and culture has the mandate to develop, promote, preserve and disseminate Kenya's diverse cultural and natural heritage through formulation and implementation of policies, to build national pride and improve livelihoods of the Kenyan people.

4.2 Analysis of Estimates by Head

4.2.1 Recurrent Estimates by Head.

The recurrent expenditure for the financial year 2009/10 is ksh.1,779 million up from ksh.1,523 million in the 2008/09 financial year, indicating a 17% growth in allocations.

A big proportion of the resources go towards financing current grants to government agencies and other levels of government.

Head 015 - General Administration and Planning Services

The head had an allocation of ksh.268,913,432 up from ksh.189million.

That ksh.100million was towards specialized materials and research and project preparation in the Institute of primate Research, the new unit of Information and communication Technology unit and the Aids Control Unit

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 268,913,432 be allocated to the Ministry for the expenditure under Head 015.

Head 144 - Finance and Procurement Services

A new unit with allocations of ksh.2, 120,000 was for domestic travel, training expenses and hospitality.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 2,120,000 be allocated to the Ministry for the expenditure under Head 144.

Head 145 - Development Planning Services

That the new unit be given allocations totalling ksh.12, 300,000 Ksh.10 million will finance other operating expenses.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 12,300,000 be allocated to the Ministry for the expenditure under Head 145.

Head 353 - District Records Management Services

The heads allocations increased from ksh.10million to ksh.13, 278,719, that ksh.0.72million was for other operating expenses due to the newly created Districts.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 13, 278,719 be allocated to the Ministry for the expenditure under Head 353.

Head 494 - National Archives

The head allocation increased from ksh.75million to ksh.77, 549,328; with an allocation for membership fees and dues and subscriptions to international Organizations.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 77, 549,328 be allocated to the Ministry for the expenditure under Head 494.

Head 497 - Provincial Records Caters

Most of the items remained constant with slight increment in allocation for training of more officers from ksh.19,084,265 million to ksh.21, 958,743 due to refresher courses.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 21, 958,743 be allocated to the Ministry for the expenditure under Head 497.

Head 595 - Non-Governmental Organizations

The allocation increased from ksh.90million to ksh.110, 000,000 due to the current grants to government agencies and other levels of government.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 110,000,000 be allocated to the Ministry for the expenditure under Head 595.

Head 495 - Museums Headquarters and Regional Museums

That the item; allocations for the current grants to government agencies and other levels of government of ksh.560, 000,000 up from ksh.500million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. ksh.560, 000,000 be allocated to the Ministry for the expenditure under Head 495.

Head 849 - Permanent Presidential Commission On Music

The heads allocation is increased from ksh.39million to ksh.46, 769,822.

The increment in allocations is for domestic travel and hospitality.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 46, 769,822 be allocated to the Ministry for the expenditure under Head 849.

Head 915 - Provincial Culture Services

The head is increased in allocation from ksh.13million to ksh.20, 211,884.

For personnel emoluments, current transfers, grants and subsidies for purchase of vehicles and other transport equipment.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 20, 211,884 be allocated to the Ministry for the expenditure under Head 915.

Head 916 - Headquarters Cultural Services

The head allocation increased from ksh.34million to ksh.45, 428,993. The slight increments is for rentals of produced assets, other current transfers, grants and subsidies and for research and project preparation.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. .45, 428,993 be allocated to the Ministry for the expenditure under Head 916.

Head 918 Languages and Oral Tradition

Most of the items remained constant; that is Ksh. 4,090,507

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 4,090, 507 be allocated to the Ministry for the expenditure under Head 918

Head 920 - Development of Performing Arts

The allocations for the head were constant at ksh.5, 764,482

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. .5, 764,482 be allocated to the Ministry for the expenditure under Head 920.

Head 921 - Visual Arts

The head allocation remained constant at ksh.2, 239,175 with no allocations for personnel emoluments in the medium term

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 2, 239,175 be allocated to the Ministry for the expenditure under Head 921.

Head 925 - District Cultural Services

The head has allocations increased from ksh.39.9million to ksh.46, 974,915.
The increment in allocations is for personal allowance paid as part of salary.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 46, 974,915 be allocated to the Ministry for the expenditure under Head 925.

Head 913 - Library Services

The current grant to government agencies and other levels of government has allocations increased from ksh.500million to ksh.540, 000,000.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 540, 000,000 be allocated to the Ministry for the expenditure under Head 913.

Development Estimates Analysis

The development expenditure for the financial year 2009/10 is ksh.458million an increase from ksh.292.7million for the 2008/09 financial year. This indicates a 56% growth in allocations. In an overview of the overall allocation for development expenditure reveals that, capital grants to government agencies and other levels of government take up the bulk of the resources.

4.2.2 Development Estimates by Head.

Head 015 - General Administration and Planning Services

The Head has an allocation of ksh.20, 000,000 with ksh.15million financing construction and civil works at the headquarters and, ksh.5million for research and project preparation.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 20, 000,000 be allocated to the Ministry for the expenditure under Head 015.

Head 494 - National Archives

The head allocation increased from ksh.28million to ksh.52, 800,000.

The increment to ksh.40million from ksh.20, 000,000 is for other operating expenses

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 52, 800,000 be allocated to the Ministry for the expenditure under Head 494.

Head 497 - Provincial Records Caters

The allocation of ksh.4,000,000 million for specialized materials and supplies which decreases by half in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs.4,000,000 million be allocated to the Ministry for the expenditure under Head 497.

Head 595 - Non-Governmental Organizations

The head has allocations of ksh.20, 000,000 for capital grants to government agencies and other levels of government.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 20, 000,000 be allocated to the Ministry for the expenditure under Head 595.

Head 495 - Museums Headquarters and Regional Museums

The head's allocation increased from ksh.81,475,015 million to ksh.108,300,000 million. The increment in allocations is for construction of buildings and civil works and ksh.77million for construction of building in other districts while Malindi district will be funded by USAID.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 108,300,000 million be allocated to the Ministry for the expenditure under Head 495.

Head 496 - Antiquities, Historic Monuments and Sites

The head's allocations decreased from ksh.44million to ksh.27, 500,000.

The construction of buildings will be done in Lamu, Tigania West, Bondo, Turkana North and Nandi North districts and the refurbishment of buildings will be done in Kajiado district.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 27, 500,000 be allocated to the Ministry for the expenditure under Head 496.

Head 849 - Permanent Presidential Commission on Music

The head allocation increased from ksh.13.7million to ksh.37, 705,000 for construction of building and purchase of specialized plant, equipment and machinery

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 37, 705,000 be allocated to the Ministry for the expenditure under Head 849.

Head 916 - Headquarters Cultural services

Capital grants to government agencies and other levels of government allocated is ksh.12, 000,000.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 12, 000,000 be allocated to the Ministry for the expenditure under Head 916.

Head 925 - District Cultural Services

Allocations for construction of buildings have increased from ksh.20million to ksh.40, 000,000 as the building will be built to promote the youth in cultural activities.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 40, 000,000 be allocated to the Ministry for the expenditure under Head 925.

Head 913 - Library Services

Capital grants to government agencies and other levels of government are allocated kshs.136, 000,000 up from ksh.86million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 136, 000,000 be allocated to the Ministry for the expenditure under Head 913.

5.0 MINISTRY OF STATE FOR SPECIAL PROGRAMMES

VOTE 35

5.1 Introduction

The Ministry of Special programmes serves to coordinate the development of risk reduction measures and disaster management. This involves provision and distribution of famine relief, maintenance of strategic grain reserves and coordination of campaign against HIV/AIDS.

The sub-sector experienced some challenges since December 2007 general elections when the country was engulfed in post - election violence. This gave rise to Internally Displaced Persons who relied on the government for the provision of services and basic needs including shelter, food and water. The issue of reduced food harvest in 2008 and high increase of food prices were challenging to the special programmes ministry.

Despite the government through the ministry providing resources for the resettlement of IDPs in 2008, still there are in various camps who did not return to their homes following the loss of all their property during the post-election violence.

The ministry is central in ensuring that there are adequate disaster response mechanisms in the country.

Salient issues of the Ministry

High HIV and AIDS prevalence rate hence a high number of widows / widowers, orphans and vulnerable groups, Poor state of disaster preparedness, Inadequate staff as a result of creation of new districts which have not been accompanied by recruitment of officers, Inadequate food/nutrition supplements for the HIV positive persons which is undermining ARVs adherence.

In recognition of the need for resettlement of IDPs in this financial year ksh.2.2billion for support of the IDPs and further ksh.500million has been set aside to help in rebuilding businesses which were destroyed during the post-election violence in 2007.

5.2 Analysis of Estimates by Head

5.2.1 Recurrent Estimates by Head

The recurrent expenditure for financial year 2009/10 is ksh.3,002,322,880 a drop from ksh.12,078,098,160 indicating a reduction of Ksh.9,075,775,280 in allocation due to reduction for provision for the purchase of maize for strategic grain reserve.

Head 143 - General Administrative Services

The head has a decrease in allocations from ksh.362, 553,525 to ksh.344, 023,145 but increasing gradually in the medium term. The allocations for Fuel oil and lubricants and for domestic travel have remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 344, 023,145 be allocated to the Ministry for the expenditure under Head 143.

Head 275 - Relief and Rehabilitation

The head has an allocation of ksh.1, 084,908,385 a reduction from ksh.3, 473,773,285 a decrease of 69%.

There is a reduction in allocations for the item Emergency relief and refugee assistance

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 1, 084,908,385 be allocated to the Ministry for the expenditure under Head 275.

Head 564 - National Food Security

The head has an allocation of ksh.1, 271,391,350 a decrease from ksh.7, 939,771,350 in the financial year 2008/09

The reduction in allocation for acquisition of strategic stocks from ksh.7,639 million to ksh.1billion and which appears to increase slightly in the medium term.The Ministry needs to acquire strategic stocks which may be affected by the massive reduction in allocations for purchase of maize as the drought continues.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 1, 271,391,350 be allocated to the Ministry for the expenditure under Head 564.

Head 603 - National Aids Council

The head has a constant allocation for the medium term amounting to ksh.302 million for Current grants to government Agencies and other levels of government.

5.2.2 Development Estimates Analysis

The development expenditure in the financial year 2009/10 increased from ksh.3, 741,921,000 to ksh.4, 264, 668,000 in the financial year 2008/09 a growth in allocation of 14%. An overall overview of the development expenditure indicates that most of resources are channelled towards financing other capital grants and transfers.

Head 143 - General Administrative Services

The Head has been allocated Ksh.1, 048 Million in the FY 2009/10 compared to Ksh.950 Million in the FY2008/09.

The new vote of ksh.958 million is for construction of the National Humanitarian Fund Secretariat building and decreases to kshs. 750million in the medium term.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 950 Million be allocated to the Ministry for the expenditure under Head 143.

Head 275 - Relief and Rehabilitation

The item with an allocation of ksh.241million for emergency Relief and refugee assistance will be financed by China for the resettlement of IDPs.

Head 603 - National Aids Council

There is allocation of ksh.1, 783,071,378 a decrease from ksh.2, 035,981,044 in FY 2008/09 representing 12% decrease.

A big proportion goes to other capital grants and transfers amounting to ksh. 1 billion of which ksh.800 million would be financed by IDA for total war against Aids; and basic wages and training expenses to improve the output of the unit in the fight against HIV and AIDS.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs1, 783,071,378 be allocated to the Ministry for the expenditure under Head 603.

Head 770 - Western Kenya Flood Mitigation

The head has allocations of ksh.1, 192,246,622 for this financial year compared to ksh.982million in 2008/09 an increase of 21%.

The increment in allocations is for other capital grants and transfers and allocations made to the districts in western and financed by IDA. Training expenses increased from ksh.121million to ksh.173 million and remains constant in the medium term as more districts are being involved.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs.1, 192,246,622 be allocated to the Ministry for the expenditure under Head 770.

6.0 OFFICE OF THE VICE- PRESIDENT AND MINISTRY OF HOME AFFAIRS VOTE 05

6.1 Introduction

The Ministry serves to rehabilitate offenders, guide in supporting the dispensation of justice and regulate the gaming industry in the country. The sub-sector remains vital in a bid to ensure that the country has law-abiding and responsible citizens to promote peace and security in the Kenyan society.

Salient issues of the Ministry

Congestion in penal institutions – The findings of previous research on penal institutions indicate the capacity of various penal institutions is overstretched. The prisons are holding more inmates than they can accommodate.

Slow dispensation of justice – With inadequacy of personnel in the judicial system, cases which could be heard and determined within a short period of time have taken longer times.

Poor living conditions – Findings from a taskforce which was instituted to look in to the Living conditions of the wardens found out that they are poor. The wardens have to share small and temporal houses.

Other logistics – The wardens have had to cope with inadequate equipments and implements in their line of duty. Also, the issue of provision of uniforms to the wardens has not been adequately addressed leading them the old uniforms.

Poor remuneration -The prison wardens like other civil servants are grappling with low salaries coupled with minimal allowances.

Governance, Justice, Law and Order (GJLOs) sector

The Office of the Vice President and Ministry of Home Affairs is a vital sub-sector in the Governance, Justice, Law and Order sector. This is because of its corrective role of the offenders in penal institutions, rehabilitation of those on probation in Borstal institutions and those undergoing probation and after care services all provided for through a court order.

The Ministry links the Process of dispensation of justice in the country since when the security forces arrest suspects and their cases are determined in the courts all these people ends up in the Prisons as offenders while others go to rehabilitation centres for probation purposes.

However, the overall review of the allocations for the GJLOs sector in the Financial Year 2009/10 shows that the Ministry of Home Affairs has been allocated ksh.11,706million (Recurrent and Development estimates) representing 14.5% of the total sector allocations. This is as shown in the table below.

The table below shows the allocations for the GJLOs Sector for FY2009/10 in Millions.

Ministry	Gross Recurrent	Gross Development	Gross Total	% share of Total
Provincial Administration and Internal Security	40,488	3,643	44,131	55
OVP & Ministry of Home Affairs	9,910	1,796	11,706	14.5
Justice, National Cohesion and Constitution affairs	2,193	999	3,192	4
State Law Office	1,124	80.30	1,204	1.5
Judicial Department	2,499	580.50	3,080	3.8
Kenya National Audit Office	1,437	-	1,437	1.8
National Assembly	7,689	-	7,689	9.5
Kenya Anti-corruption Commission	1,346	50	1,396	1.7
Immigration & Registration of Persons	3,432	1,914	5,346	6.6
Interim Independent 'Electoral Commission	1,251	-	1,251	1.5
Total Expenditures	71,369	9,063	80,432	100

Source: Printed Estimates 2009/10

Recent reforms in the Sub-sector

The Reforms have seen the implementation of the correctional measures to the inmates through offering studies and skills both technical and social skills.

To alleviate the living conditions of the prison wardens, housing units are being provided to them as it is evident in the provision of resources in the development budget for this year.

The reforms in the judiciary will have far reaching implications in the prisons service since they would increase the capacity of personnel to that would fast track the disposal of commercial and civil cases so as to reduce the congestion in the various corrective facilities and courts.

The analysis of the overall allocations for the Office of the Vice-President and Ministry of Home Affairs

The recurrent estimates allocations for the Vote increased from Ksh.9, 522Million in 2008/09 to Ksh.9, 910 million in 2009/10 financial years an increase of 4% of expenditure. A review of the recurrent estimates indicates that bulk of the resources in the Office of the Vice president and the Ministry of Home Affairs go towards personnel emoluments.

More allocations would be required for training of personnel to impart the necessary skills to the wardens in their duty to correct and rehabilitate the offenders. The resources for training expenses have remained constant in most of the departments.

Research in every institution remains an important aspect by providing new ideas and innovations which are in tandem with the advancement in technology. This means the more technology advances the more crime goes advances. In this light it would be better if more allocations were geared towards research which according this financial year has either remained constant or no resources were allocated for this financial year.

Despite the allocations for the Ministry of Home Affairs having increased the challenge remains to translate the increase in allocations to the output of the ministry. The ministry need to liaise with the Ministry of Justice and constitutional affairs to fast track judicial reforms on how cases would be disposed. The Ministries may work on modalities to improve on alternative means of dealing with petty offenders like community service orders as well as strengthening the traditional methods of administering justice like restitution. This would help minimise the congestion in prisons.

The working conditions of the wardens need to be improved provide them with favourable conditions which may help reduce their frustrations which they project to the Inmates hence reversing the gains of rehabilitation which turns out to breeding grounds for hardcore criminals rather than responsible citizens.

6.2 Analysis of Estimates by Head

6.2.1 Recurrent Estimates by Head.

The recurrent expenditure for the financial year 2009/10 is ksh.10,927 million up from ksh. 9,417 million in the 2008/09 financial year, indicating a 16% growth in allocations. A review of the recurrent estimates indicates that the bulk of the resources go towards personnel emoluments.

Head 029 - Finance and Procurement Services

Most of items allocations are constant.

The reduction in allocations is occasioned by cutting down to zero of personal allowances paid as Reimbursements for this year and the two coming financial years.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 33,591,493 be allocated to the Ministry for the expenditure under Head 029.

Head 080 - General Administrative Services

The Head has a reduction on gross expenditure from Ksh.273, 057,700 to Ksh. 251,520,544 in this financial year.

There is an increase in allocations for personnel emoluments as Basic salaries and personal allowance with slight reductions in domestic travel and foreign travel.

This financial year and the next two financial years there are no allocations for Current grants to Government Agencies and other levels of Government, allocations for research, feasibility studies, project preparation and design, project supervision as well as other operating expenses

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 251,520,544 be allocated to the Ministry for the expenditure under Head 080.

Head 240 - Vice-Presidential Press Unit and Household Services

The head has reduced from Net expenditure of ksh.267, 402,743 to ksh. 257,000,921

The unit has cut expenditure on purchase of vehicles and purchase of office furniture in line with the policy of cut back on transport costs for use by the Ministry of Home Affairs

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 257,000,921 be allocated to the Ministry for the expenditure under Head 240.

Head 773 - Leader of Government Business

The head has an increment from ksh.4, 431,757 to Ksh.6, 151,873.

There are increases in personnel emoluments while personal allowances are paid as reimbursements.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 6, 151,873 be allocated to the Ministry for the expenditure under Head 773.

Head 795 - Development Planning Services

The head overall allocation decreased from Ksh. 11,823,009 to Ksh. 11,085,042

The Personal allowance paid as Reimbursements and other operating expenses were not factored in the allocations this year while the research had allocations of Ksh.1 Million this year.

There were slight decreases in allocations for personnel emoluments, Domestic travel as well as Hospitality supplies.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 11,085,042 be allocated to the Ministry for the expenditure under Head 795.

Head 865 - Integrated Correctional Services Reform

The head is new with total allocations amounting to Ksh.6, 100,000; this is for travel, supervision, subsistence and other transport costs

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 6, 100,000 be allocated to the Ministry for the expenditure under Head 865.

Head 115 - Headquarters Administrative Services

The head has increased allocations from Ksh.394, 462,524 to Ksh.450, 425,143 a percentage increment of 14%.

The increase in personnel emoluments with no allocations for Personal allowance paid as Reimbursements and for purchase of Vehicles and other transport Equipment.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 450, 425,143 be allocated to the Ministry for the expenditure under Head 115.

Head 116 - Provincial Administrative Services

The Head has an increment in allocations from ksh.144, 982,632 to Ksh.152, 828,373.

The slight increment is in personnel emoluments with no allocations for foreign travel with slight decreases in allocations for communication supplies and Domestic travel.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 152, 828,373 be allocated to the Ministry for the expenditure under Head 116.

Head 117 - Penal Institutions

The head allocations increased from ksh.6, 861,707,919 to ksh.7, 029,825,000.

The Basic salaries and personal allowance have increased, allocations for Personal allowance paid as Reimbursements decreased from Ksh 65million to Ksh. 2 million and the rentals for produced assets have no allocations this year.

The allocations for training expenses increased from ksh 1 million to ksh.3 million to impart appropriate skills to officers to delivery good services in penal institutions.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. .7, 029,825,000 be allocated to the Ministry for the expenditure under Head 117.

Head 120 - Prisons Staff Training College

The head allocation increased from ksh.769, 659,447 to ksh.799, 200,696

There is allocation for new items for purchase of vehicles and purchase of household furniture, while fuel oil and lubricants has increased in allocations from Ksh.5million to Ksh.9million.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 799, 200,696 be allocated to the Ministry for the expenditure under Head 120.

Head 121 - Telecommunications Branch

The head allocation increased from ksh.40, 833,881 to ksh.41, 119,508.

There is increment in communication, supplies and services and routine maintenance of other assets.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 41, 119,508 be allocated to the Ministry for the expenditure under Head 121.

Head 499 - Borstal institutions

There is no marked change in the allocations

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 112,434,708 be allocated to the Ministry for the expenditure under Head 499.

Head 866 - Directorate of Rehabilitation

The department is new with an allocation of Ksh.3, 800,000 expected to increase to ksh.9.1million in the next two financial years.

This being a new department there are no allocations for expenditure on local travel, hospitality and purchase of office furniture.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 3, 800,000 be allocated to the Ministry for the expenditure under Head 866.

Head 127 - Probation services

The head has increase in allocation from Ksh.65, 196,120 to Ksh.143, 878,895. The increment is an allocation for basic salaries and personal allowance to the officers from ksh.15 million to ksh 70million and ksh.10million to ksh.28million respectively.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 143, 878,895 be allocated to the Ministry for the expenditure under Head 127.

Head 128 - Probation Hostels

The head has an allocation of ksh 25,136,814 compared to the FY2008/09 of ksh.23, 835,054. Most of the items have remained constant. The purchase of Certified seeds, Breeding stock and live animals also has similar allocations in the development expenditure.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 25,136,814 be allocated to the Ministry for the expenditure under Head 128.

Head 129 - Provincial Probation Services

The Heads allocation is Ksh.54, 236,970 compared to the FY 2008/09 allocation of Ksh.48,142,124.

There is allocation for refurbishment of buildings in the provinces which has reduced from ksh.224, 878 to Ksh.80, 000.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 54, 236,970 be allocated to the Ministry for the expenditure under Head 129.

Head 149 - District Probation Services

The head has an allocation of ksh.229, 682,799 compared to Ksh.232, 209,557 in the FY 2008/09 for the Districts.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs229, 682,799 be allocated to the Ministry for the expenditure under Head 149.

Head 187 - Community service order

The allocation for the head is ksh.71, 208,993 compared to ksh.68, 544,531 in 2008/09.

There is slight increase in allocations for personal allowance with slight reductions on foreign travel, hospitality supplies and specialised materials.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 68, 544,531 be allocated to the Ministry for the expenditure under Head 187.

Head 196 - Aftercare services

Most of the items remained constant in allocations

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10,384,194 be allocated to the Ministry for the expenditure under Head 196.

Head 626 - Community Service order secretariat

The allocations were constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 11,723,044 be allocated to the Ministry for the expenditure under Head 626.

Head 002 - Betting Control Field services-Headquarters

The head allocation increased from Ksh.44,277,142 to Ksh.46,008,950. This was due to increases in Communication services, Fuel oil and lubricants and routine maintenance of Vehicles and other transport equipment for use in service delivery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 46,008,950 be allocated to the Ministry for the expenditure under Head 002.

Head 498 - Betting Control Headquarters

The head allocation has increased from Ksh.11,004,838 to Ksh.63,803,040.

The increment was occasioned by personnel emoluments that are basic salaries and personal allowance as part of annual salary increments.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 63,803,040 be allocated to the Ministry for the expenditure under Head 498.

6.2.2 Development Estimates by Head

Development expenditure increased from Ksh.1, 139 million in 2008/09 to ksh.1, 796 million in 2009/10 financial years a growth in allocations of 5.8%.

On the Development expenditure much of the increased allocations will go towards construction of buildings thus it is expected that the buildings will tackle the challenge of congestion in prisons and the probation services units in the country. However, the General Administrative services has allocations increased from Ksh. 60 Million to Ksh.209 million which is not clear what building pose?

Overhaul and refurbishment of construction and civil works has an increment in allocations at the prisons service of Ksh. 25million to Ksh.100million.

Head 080 - General Administrative Services

The Head has been allocated Ksh.233,000,000 in the FY 2009/10 compared to Ksh.94,000,000 in the FY2008/09

The funding mainly increased for the construction of Building from Ksh 60million to ksh.209Million and also for Overhaul and Refurbishment of construction and Civil Works from Ksh.7Million to 14Million financed by the Government of Kenya.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 233,000,000 be allocated to the Ministry for the expenditure under Head 080.

Head 240 - Vice-Presidential Press Unit and Household Services

There is increase in the allocations for the Head which is Vice –Presidential Press Unit and Household services of 51% from Ksh 27 Million to Ksh 55million in the FY2008/9 and2009/10 respectively.

The resources are for the refurbishment of Buildings financed by the Government of Kenya.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 55million be allocated to the Ministry for the expenditure under Head 240.

Head 115 – Prisons Service

The Head has been allocated Ksh.55, 675,000 in the FY 2009/10

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 55,675,000 be allocated to the Ministry for the expenditure under Head 115.

Head 116 – Provincial Administration Services

The allocations in this head remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs 8,000,000 be allocated to the Ministry for the expenditure under Head 116.

Head 053 - Headquarters Administrative Services

The Head allocations increased from Ksh.545, 000,000 in the FY2008/09 to 840,500,000 in the FY2009/10 for refurbishment of buildings, rehabilitation and renovations.

There is inclusion of new items which are Specialised Materials and Supplies and the Purchase of Certified Seeds, Breeding Stock and Live Animals.

There is also a marked increase in allocations for items Construction of Buildings, Overhaul and Refurbishment of Construction and Civil Works and for the Purchase of specialised Plant, Equipment and Machinery.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 840,500,000 be allocated to the Ministry for the expenditure under Head 053.

Head 120 - Prisons Staff Training College

The Prisons Staff Training College has an increment of about 54% in resource allocation from Ksh.55, 000,000 in 2008/09 to Ksh.120, 000,000 in 2009/10 Financial Year.

The increase is earmarked for construction of Building from Ksh.20 million to Ksh.70 Million and an allocation of Ksh. 5million for the purchase of specialised plant, Equipment and Machinery for the training college

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 120, 000,000 be allocated to the Ministry for the expenditure under Head 120.

Head 308 – Large and Maximum prisons

The allocations in this head remained constant.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 10,000,000 be allocated to the Ministry for the expenditure under Head 308.

Head 329 - Small and Medium prisons

The head has total allocation increase from Ksh.182, 500,000 to Ksh.205, 375,000 in this financial year

There is increment in allocation of resources for construction and civil works from ksh.10million to Ksh23million in the FY2008/09 and 2009/10 respectively.

The allocations are for the construction and Civil works for the ongoing projects in Thika, Mombasa and Kilifi Districts which have not been completed?

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 205, 375,000 be allocated to the Ministry for the expenditure under Head 329.

Head 499 – Borstal Institutions

The head has total allocation increase from Ksh.64, 000,000 to Ksh.78, 850,000 in this financial year due to the cost of living.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 78, 850,000 be allocated to the Ministry for the expenditure under Head 499.

Head 127 - Probation Services

There is a new item allocated Ksh.4, 000,000 for construction and civil works

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 4, 000,000 be allocated to the Ministry for the expenditure under Head 127.

Head 128 - Probation Hostels

The head has an increment in resource allocation of Ksh. 97,100,000 in this financial year from the previous financial year 2008/09 allocation of Ksh.35, 950,000,

The construction of Building moved from ksh16million in 2008/09 to Ksh62Million in 2009/10 due to the economic costs, refurbishment of buildings and construction and civil works.

Apart from Nairobi East, Mombasa, Soy and Nakuru Districts which have received an increase in allocations for construction of Building the item is new for Kilindini and Bungoma East Districts for construction of Probation hostels.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 97,100,000 be allocated to the Ministry for the expenditure under Head 128.

Head 149 - District Probation Services

The District probation Services head has an increased allocation by 18%from Ksh.116, 875,000 in 2008/09 to Ksh.143, 500,000 in 2009/10.

The increased allocations are towards construction of building, construction and civil works and for purchase of certified seeds, Breeding Stock and live Animals.

The Committee is agreeable to the proposal by the Minister that a sum not exceeding Kshs. 143,500,000 be allocated to the Ministry for the expenditure under Head 149.

APPENDIX: MINUTES OF THE COMMITTEE

MINUTES OF THIRD SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY JULY 14, 2009 IN THE SMALL DINING HALL, PARLIAMENT BUILDINGS AT 2.30 P.M.

MEMBERS PRESENT

Hon. Sophie Abdi, MP, **Chairperson**
Hon. Elijah K. Lagat, MP Hon.
Hon. Alfred B. Odhiamabo, MP

ABSENT WITH APOLOGY

Hon. Lenny Kivuti, MP, **Vice- Chairperson**
Hon. Adan Keynan, MP
Hon Joseph O. Magwanga, MP

ABSENT

Hon. Gideon Konchella, M.P.
Hon. Kiprono Magerer, MP
Hon. Clement Waibara, MP

IN ATTENDANCE- KENYA NATIONAL ASSEMBLY

Mr. John Wanyoike - Clerk Assistant
Mr Odongo - Budget office
Mr. Waikwa Wachira - Parliamentary Intern

MIN 13/2009 ABORTED EVIDENCE MINISTRY OF STATE, NATIONAL HERITAGE AND CULTURE: VOTE 41

The Committee was informed that the Minister for State, Ministry of National Heritage and Culture, the Hon. William Ole Ntimama, MP was held up at a crucial meeting but was however still coming for the meeting albeit late.

The Committee having waited for the Minister for over an hour and having been informed by the Permanent Secretary Dr. Jacob O. Ole Miaron, CBS; that the Meeting adjournment time was not known. The Committee resolved to adjourn the sitting until a later date when the Minister would appear before them as the Ministry did not have an assistant Minister.

MIN 14/2009 ADJOURNMENT

And the time being twelve noon the Chairperson adjourned the sitting until Wednesday July 15, 2009 at 9.00 a.m.

Signed

Date.....

(Chairperson

MINUTES OF THE FOURTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY JULY 15, 2009 IN THE SMALL DINING HALL, PARLIAMENT BUILDINGS AT 10.00 A.M.

MEMBERS PRESENT

Hon. Sophie Abdi, MP, **Chairperson**
Hon. Lenny Kivuti, MP, **Vice- Chairperson**
Hon. Elijah K. Lagat, MP
Hon. Joseph O. Magwanga, MP
Hon. Adan Keynan, MP
Hon. Alfred B. Odhiamabo, MP

ABSENT WITH APOLOGY

Hon. Gideon Konchella, M.P.

ABSENT

Hon. Kiprono Magerer, MP
Hon. Clement Waibara, MP

IN ATTENDANCE - KENYA NATIONAL ASSEMBLY

Mr. John Wanyoike- Clerk Assistant
Mr. Odongo - Budget Office

PRAYERS

**MIN 15/2009 DELIBERATIONS WITH THE MINISTER FOR STATE,
MINISTRY FOR SPECIAL PROGRAMMES. ESTIMATES FOR
THE FINANCIAL YEAR 2009/2010, VOTE 35**

The Hon. Dr. Naomi Shaban, M.P. Minister for Special Programmes accompanied by Messer's: Ali D. Mohammed- Permanent Secretary Ministry of Special Programmes; Prof. A. Orago- Chief Executive Officer National aids Control Council; Mr. Bartholomew Wanyama- National Project Coordinator- Western Kenya Community Development and Flood Mitigation Project, Mr. Shavanga Calvin- Chief Finance Officer Dennis Kamuren- Dep. Director Finance and Administration National Aids Control Council and Ms. Eunice Kigen- Chief Finance Officer

The Minister informed the committee on the ministry's financial 2009/2010 estimates that:-

- I. The ministry managed to resettle 347,000 people from camps to various destinations including back to their homes, transit camps and alternative locations. Over 78,254 homes destroyed during the post election violence, The Ministry in partnership with development partners had managed to reconstruct 15,392 houses. Over 2.5 million Kenyans in various parts of the country received emergency relief assistance.
- II. 270,162 people (245,476 adults and 24,686 children) living with HIV/AIDS are on ARV support coupled with food assistance. The Ministry is also scaling up the uptake of ARVs of both adults and children; (350,545 adults and 38,453 children) so as to improve the quality of life of the affected and infected. This is envisioned under the implementation of the National

Aids Control Council program of TOWA- Total War Against HIV/AIDS in conjunction with development partners supporting namely;

- Great Lakes Initiative against HIV/AIDS
- IGAD Regional HIV and AIDS Partnership program (IRAPP). Helping to improve access to HIV and AIDS prevention, care treatment and prevention programs for cross border and mobile populations, Internally Displaced Persons and Surrounding Communities.
- Capacity Building and Community Development by strengthening HIV and AIDS response in Local Government Authorities, Public Sector and improving the quality of life of people living with HIV/AIDS and preventing new infections.
- The Western Kenya Community Driven Development and Flood Mitigation Project is working towards the multipurpose flood protection structures and the redesigning of the dykes to be carried out for the construction of dams and new design dykes. The program is preparing 90 participatory integrated communities to undertake their own resource planning as well as change their attitude towards development. Ten check dams will be constructed and youth action plans will be implemented in 30 sub locations.

MIN 16/2009 STRATEGIC GRAIN RESERVE

The Minister informed the committee that only 8 million bags of maize are at the Strategic Grain reserve and the amount available will be utilized to pay off agency costs arising from the management of existing stocks and purchase of additional 434,780 bags of maize locally to the Strategic Grain Reserve Stock.

MIN 17/2009 RELIEF AND REHABILITATION

The world food prices have remained high; however the Chinese government has extended financial assistance towards purchase of food of Ksh 241.3 million; that, taking in to account the current expenditure of 350 million per month with the current budgetary allocation will last for about three months.

MIN 18/2009 RESETTLEMENT AND RECONSTRUCTION

The Ministry informed the committee that it is determined to resettle those Kenyans' displaced by the post election violence and restore them to normal livelihood. The Minister informed the committee that 347,000 people who were in the camps had already been resettled. Further with the partnership with the African Development Bank over 19,000 houses in Molo and Burnt Forest areas would be built within three years. The Minister further informed the Members that it had received Ksh. 225 million from the Chinese government for IDP resettlement programs.

MIN 19/2009 ALLOCATION

The Minister informed the Members that on the Western Kenya Community Development and Flood project, Ksh 1,192,246,622 earmarked for use only 16.5% is from the Government of Kenya while the rest of the funds will come from the World Bank. The Minister also informed the Committee that Ksh, 2,085,075,375 earmarked on the National campaign against HIV/AIDS, Ksh 1.5 billion is donor funding.

The Minister further informed the Committee that 81.8% of the Ksh. 1,326,258,385 on Relief and Rehabilitation is from the Government of Kenya and on the Maintenance of the Strategic Grain

Reserve 100% of the Ksh. 1,271,391,350 is from the Government of Kenya. The Minister however warned that this allocation for Maintenance of the Strategic Grain Reserve may not be enough as the drought situation continues.

MIN 20/2009 RESETTLEMENT AND RECONSTRUCTION

The Members requested the Ministry to send the progress report for the Western Kenya Community Driven Development and Food Mitigation Project, as those projects generate incomes for the people and the government does not collect it as AIA.

MIN 21/2009 ADJOURNMENT

And the time being twelve noon, the Chairperson adjourned the sitting until this Afternoon at 2.30P.M.

Signed
Chairperson

Date.....

MINUTES OF THE FIFTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON THURSDAY JULY 16, 2009 IN THE SMALL DINING HALL, PARLIAMENT BUILDINGS AT 11.00 A.M.

MEMBERS PRESENT

Hon. Lenny Kivuti, MP, Vice- Chairperson
Hon. Elijah K. Lagat, MP
Hon. Alfred B. Odhiamabo, MP
Hon. Kiprono Magerer, MP

ABSENT WITH APOLOGY

Hon. Sophia Abdi, MP, Chairperson
Hon. Joseph O. Magwanga, MP
Hon. Gideon Konchella, M.P.
Hon. Adan Keynan, MP

ABSENT

Hon. Clement Waibara, MP

IN ATTENDANCE- KENYA NATIONAL ASSEMBLY

Ms Nancy Mukunya - Principal Clerk Assistant

MIN 22/2009 DELIBERATIONS WITH THE MINISTER FOR YOUTH AFFAIRS AND SPORTS ESTIMATES FOR THE FINANCIAL YEAR 2009/2010, VOTE 42

The Hon. Prof Hellen Sambili, EGH, M.P. accompanied by Mr James M. Waweru, EBS Permanent Secretary Ministry of Youth Affairs and Sports informed the committee that:-

The ministry mandate was to Promote Youth Development by developing policies and programmes to build capacity, coordinate and promote youth issues. That 38% of Kenya's population comprises the youth bracket of 15 to 35 years and they pose high dependence owing to the high rates of unemployment, lack of appropriate skills, resources and adequate opportunities. That if not fully engaged in productive spheres of life through work and other related activities they tend to engage in crime, drug and substance abuse among other activities. The Minister elaborated on the Ministry's Estimates for 2009/10 financial years that:-

The Government initiated the Kazi kwa Vijana programmes to help provide employed opportunities to the youth and Ksh 500 million and Ksh 2 million had been given to each constituency as factored towards the youth fund to help create income to the youth through taking up loans to start small and medium enterprises.

The Kazi kwa Vijana projects was being implemented by
The Ministry of water and Irrigation
The Ministry of Environment and Natural Resources
The Ministry of Forestry and Wildlife
The Ministry of Public Works
The Ministry of Roads

The Ministry of Local Government

The committee emphasized the need to establish an Independent Oversight body for monitoring and evaluating Kazi kwa Vijana

That construction and rehabilitation of youth empowerment centers were being established in each constituency, establishment of sports, lottery fund and an International Academy for excellence to nurture talent and develop music and performing arts.

The Youth Board had not released any Funds to Enablis (NGO) although had entered and signed a partnership agreement with the Ministry after due diligence test was done.

Chora Cizna National Business Plan Pompetation was officially launched on April 12,2007 and the Business plan was implemented in partnership between the Ministry of youth Affairs and Techno Serve Kenya as the two Organizations complemented each others role to alleviate poverty in the small and medium scale enterprises.

That the technoServe's primary roles were coordinating Road shows and training workshops in 23 locations across the Country, developing and disseminating of marketing material, organizing and facilitating intensive training sessions in the eight provinces among others.

MIN 23/2009 ADJOURNMENT

And the time being fifteen Minutes past one O'clock, the Vice Chairperson adjourned the sitting until Friday July 17,2009 at 10.00 am.

Signed
Chairperson

Date.....

MINUTES OF THE SIXTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON MONDAY AUGUST 03, 2009 IN THE SMALL DINING HALL, PARLIAMENT BUILDINGS AT 2.30 P.M.

MEMBERS PRESENT

Hon. Sophia Abdi, MP, **Chairperson**
Hon. Joseph O. Magwanga, MP
Hon. Gideon Konchella, M.P.

ABSENT WITH APOLOGY

Hon. Lenny Kivuti, MP, **Vice- Chairperson**
Hon. Adan Keynan, MP
Hon. Elijah K. Lagat, MP
Hon. Alfred B. Odhiamabo, MP
Hon. Kiprono Magerer, MP

ABSENT

Hon. Clement Waibara, MP

IN ATTENDANCE - KENYA NATIONAL ASSEMBLY

Mr. John Wanyoike - Clerk Assistant

PRAYERS

**MIN 24/2009 DELIBERATIONS WITH THE MINISTER FOR LABOUR
ESTIMATES FOR THE FINANCIAL YEAR 2009/2010, VOTE 15**

The Hon. John Munyes M.P. Minister for Labour accompanied by The Hon Sospeter Ojaamong M. P. Assistant for Labour and Messer's:
Ms Kituyi CBS- Permanent Secretary Ministry of Labour
Mr Pius M. Makhone - Ag Director D.O.H.S.S.
Special Programmes;
Mr.Ezekiel M. Kitiro - Ag Director Human Resource and Development
Mr Aloys O. Ojiambo - Ag Director M.S.E.D
Ms Hellen Wasilwa - Registrar Industrial Court
Mr Francis M. Gitaka - Ag Director Directorate of Industrial Training.
Mr Isaiah B. kirugua - Ag Director Labour Commissioner
Ms Winnie Karingithi - Chief Economist
Mr John K. Njorio - Ag Assistant Director Human Resource and
Mr Michael Ndwiga - Senior Accountant

The Minister informed the committee that the ministry's mandate was to formulate policies on the National Manpower and Development, employment, Industrial Relations, Promotion of self employment in micro and small enterprises , factory inspection and workers health and safety at work, vocational training and to register trade unions.

The core functions were promotion of Industrial Peace in the Country, ensuring compliance with Labour laws and facilitating ratification of international labour conventions. Promotion of best practices of occupational safety in all workplaces and inspection. Human resource planning and

development utilization and ensuring adequate supply of skilled manpower at all levels . Settlement and arbitration of Labour disputes. Provision of Labour market information, promotion, streamlining and regulation of foreign employment, supervision and inspection of Trade unions, provision of Social Security Fund .

That the Ministry's Budgetary allocation had been low over the years and had hampered implementation of activities and programmes and the pending bills had had amounted to Ksh 50 million.

That Ksh 135 million had been allocated for the commissioner of labour to be established and the District labour offices due to the newly created Districts.

Also the repealed Workman's Compensation Act claims, totals over Ksh 80 million. That the Industrial Court was only in Nairobi and the Ministry was in the process to role out to Coast Province, Nakuru and Kisumu to cater for Western Kenya province.

Training of officers is hampered due to the institutions which offers the specialized skills as they are only 59 institutions on labour laws.

365 sites had been identified through the Ministry of Industrialization for Jua Kali sites to assist the youth while Ksh 2.5 million has been allocated to each constituency for Jua Kali sheds. Also the Ministry would develop 31 Jua Kali Development projects, while the Athi River Building was being done in phases.

There are no labour attaches in U.A.E except Geneva, London and Washington DC and the ministry is in the process of sending due to the numerous complains being received.

MIN 25/2009 ADJOURNMENT

And the time being thirty Minutes past five O'clock the Chairperson adjourned the sitting until Tuesday August 04, 2009 at 10.00 am..

Signed
Chairperson

Date.....

MINUTES OF THE SEVENTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOR AND SOCIAL WELFARE HELD ON WEDNESDAY AUGUST 05, 2009 IN SMALL DINING HALL, PARLIAMENT BUILDINGS AT 4:30 PM

MEMBERS PRESENT

The Hon. Sophia Abdi Noor, MP - **Chairperson**
The Hon. Elijah Lagat, MP - **Ag. Chairperson**
The Hon. Adan Keynan, MP
The Hon. Joseph Magwanga, MP

ABSENT

The Hon. Kiprono Magerer, MP
The Hon. Lenny Kivuti, MP - **Vice- Chairperson**
The Hon. Clement Waibara, MP

IN-ATTENDANCE – NATIONAL ASSEMBLY

Mr. J.G.Wanyoike Clerk Assistant
Mr. Hemed Mohamed Parliamentary Intern

PRAYERS

MIN 00/2009

PRELIMINARY

The meeting was opened by a word of prayer from Mr. Hemed Mohamed. The Acting Chairman then introduced the committee members.

MIN 00/2009 PRESENTATION BY THE MINISTER FOR NATIONAL HERITAGE AND CULTURE

The Hon. Minister for National Heritage and Culture; Hon. William Ole Ntimama, EGH, MP accompanied by Messrs: Dr. Jacob Ole Miaron, CBS; The Permanent Secretary, Anne Gakuria; The Deputy Secretary, Kennedy Ndwiga; Finance Officer and Sebastian Namuju, The Public Relations Officer.

The Minister informed the committee that the ministry for National heritage and Culture is a very important ministry but had been underfunded for having been given 2.186 Billion representing a short fall of 1.393 Billion. The Minister informed the committee that among the priority projects included the construction of the Heritage House which would serve as the Ministry Headquarters but was given only five million instead of the fifty million it had requested for. Further, the ministry had presented a budget for one hundred and sixty eight million to be used in the construction of cultural centres in every constituency as well as libraries, archives and artifacts' to be included within such centers in order to serve and be in line with the spirit of national cohesion and integration. However, it was surprised that it received forty million only.

Moreover, the Ministry presented before the committee some of the projects to be undertaken as including:

1. forty five cultural festivals at a cost of 3.5 million
2. Research on the economic potentiality of culture at a cost of ten million.
3. Honoring national heroes and heroines including the late Tom Mboya and Ronald Ngala that is to be done in recent months to come.
4. Coordination of various programs at a cost of 183 million.

The minister informed the committee that, it aims at bringing together the youth of the nation through cultural festivals and carry out cultural heritage development. Further informed the committee that the National Museums of Kenya, Archives and the Kenya Library Service has received a total of 867 million some of which will be used to construct libraries in Muranga, Nakuru etc.

The minister indicated to the committee that there is a vacuum in the level of interaction among communities as they develop vertically hence their interaction and the dire need to make it horizontally through the sharing of cultures and other heritage activities.

MIN 26/2009 SCRUTINY OF ESTIMATES FOR THE MINISTRY OF NATIONAL HERITAGE AND CULTURE VOTE 41

The committee was concerned about the cultural centers' construction that indicated to be consisting of the same package as the stimulus package which also included the information technology bus. The Committee thus recommended to the Ministry to rationalize its projects with the Ministry of Finance as the latter has a similar project as theirs.

The committee was gravely concerned about the absence of library construction in the Northern Kenya which it noted that it required library services more than any other region but had not been provided for. It further brought to the notification of the ministry that despite construction of a library centre in one of the constituencies the Kenya National Library Service has not yet operationalised its services there as have not sent any official as at now. It noted negative stereotyping on this matter and recommended for equal distribution of resources.

The committee was also concerned about the loss of artefacts in the museums recently worth seventy eight million. However, it was informed that the suspects have been interdicted and that a case is being followed on this. The committee was notified that the entire team has been suspended following the loss. Moreover, the committee heard that a private investigator is following the case as well as the department of Criminal Investigation.

MIN 27/2009

ADJOURNMENT

There being no other business, the meeting was adjourned at Six O'clock until Thursday August 06, 2009.

Signed

Chairperson

Date.....

MINUTES OF THE EIGHTH SITTING OF THE DEPARTMENTAL COMMITTEE ON LABOR AND SOCIAL WELFARE HELD ON THURSDAY AUGUST 06, 2009 IN SMALL DINING HALL, PARLIAMENT BUILDINGS AT 4:30 PM

MEMBERS PRESENT

The Hon. Sophia Abdi Noor, MP - Chairperson
The Hon. Elijah Lagat, MP - Ag. Chairperson
The Hon. Adan Keynan, MP
The Hon. Joseph Magwanga, MP

ABSENT WITH APOLOGY

The Hon. Lenny Kivuti, MP - Vice- Chairperson
The Hon. Gideon Konchella, MP
The Hon. Adan Keynan, MP
The Hon. Kiprono Magerer, MP

ABSENT

The Hon. Clement Waibara, MP

IN-ATTENDANCE – NATIONAL ASSEMBLY

Mr. J.G.Wanyoike Clerk Assistant

PRAYERS

MIN 28/2009 DELIBERATION OF VOTE 18, 2009/2010 FINANCIAL YEAR BUDGET ESTIMATES, MINISTRY OF GENDER, CHILDREN AND SOCIAL DEVELOPMENT

The Hon. Atanans M. Keya M.P. Assistant Minister Gender, Children and Social Development accompanied by Messer's;
Dr. James W. Nyikal, CBS- Permanent Secretary Ministry of Gender, Children and Social development, Mr Peter Nyatwon - Director NCGD.
Dr. Regina Mwatha Karega - Chairperson NCGD, Prof. Jacqueline Oduol – Secretary Children Affairs, Mr. S.T. Wainaina - Chief Executive Women Enterprise fund, Mr. A.M. Nakitari – Deputy Director Human Resource
Prof. Collete Suda – Secretary Gender and Social Development
Mr. Mwakio – Commissions for Gender and Social Development
Mr. J.M. Kiem – Chief Personnel Officer, Mr. A.I. Ayus – Principal I.C.T.O
Mr. Charles Liyayi – Deputy Head Accounting Unit, Mr. Peter Muchai – Chief Childrens Officer,
Mr. B.N. Mutungi – Snr. Dep. Secretary, Mr. K.T. Karanu – Dep. Director Children's Services,
Mr. T.K. Busisnei – Finance Officer
Mr. Lawrence Ochieng – Ag. Senior Asst. Secretary and
Mr. Wekesa Bongo – I.C.T.O

The Assistant Minister informed the committee that the Ministry's mandate was to promote:

1. Gender mainstreaming in National Development Process and to engender the national budget
2. To coordinate the development, review and implementation of gender responsive policies and programmes
3. Promote women rights and economic empowerment

4. Promote interventions for the reduction of sexual and gender based violence.

The functions were to formulate policies on:

1. Gender, Children, Disability and Social Development
2. Mainstream Gender in National development
3. Promote volunteer services
4. Provision of social welfare to vulnerable groups
5. Initiate, implement and supervise programmes and institutions for children care protection and development
6. Facilitate women empowerment including provision of alternative financial support through women enterprise fund
7. Establish the social protection fund and the disability fund
8. Mainstream disability issues in National Development

The Ministry's budgetary request for the financial year 2009/2010 was 9,584,600,000 versus an allocation of 5,743,189,982. This will lead to a variance in funding of 3,841,410,018.

**MIN 29/2009 DELIBERATIONS WITH THE MINISTRY GENDER CHILDREN
AND SOCIAL DEVELOPMENT VOTE 18**

The Committee was informed that the women trust fund account grants and the disability fund were to be managed by a council which would appoint a trustee.
The Ministry also intends to carry out campaigns on Female Genital Mutilation (FGM) and early girl child marriages which would be funded by grants.
The Ministry also intends to carry out research in good innovative practices and impact assessments on the women groups in the country.

The Ministry also informed the Committee that that an African Rehabilitation Institute Centre would be established in Nairobi under the development vote.
The Minister reiterated that he allocations to the Ministry were below the targeted for effective planning; however the Ministry would endeavor to utilize the resources to effectively and efficiently offer services to all Kenyans.

MIN 30/2009 ADJOURNMENT

And the time being ten minutes past one o'clock the chairperson adjourned the sitting until Monday August 10, 2009 at 10.00am.

Signed
Chairperson

Date.....

MINUTES OF THE TENTH SITTING OF THE DEPARTMENT COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON THURSDAY AUGUST 14, 2009 IN THE SMALL DINING HALL, PARLIAMENT BUILDINGS AT 10:00 AM

MEMBERS PRESENT

The Hon. Sophia Abdi Noor, MP
The Hon. Lenny Kivuti, MP
The Hon. Joseph Lagat, MP
The Hon. Adan Keynan, MP

Chairperson
Vice- Chairperson

ABSENT WITH APOLOGY

The Hon. Alfred B. Odhiambo, MP
The Hon. Gideon Konchella, MP
The Hon. Kiprono Magerer, MP

ABSENT

The Hon. Clement Waibara, MP

IN-ATTENDANCE – NATIONAL ASSEMBLY

Mr. J.G.Wanyoike - Clerk Assistant
Mr Hemed Mohamed – Parliamentary Intern
Mrs Brenda Ogembo - Parliamentary Intern

PRAYERS

MIN 34/2009 ADOPTION OF THE COMMITTEE REPORT ON THE SCRUTINY OF THE 2009/2010 ESTIMATES.

The committee went through the report and made several minor observations which were corrected i.e the fonts alignments.

The committee was further assured that the estimates had been clarified and confirmed to be in the right order as in the printed estimates.

The committee then adopted the Report.

MIN 35/2009

ADJOURNMENT

There being no other business, the meeting was adjourned at fiftyfive minutes past Twelve O'clock.

Signed.....

Chairperson

Date.....

3. Betting Control and Licensing Board, and
4. Support Services Department.

The Committee heard that the ministry is implementing far reaching reforms in the correctional services as a result of the recommendations of various Task Forces notably the High level committee on the Prisons Crisis and the Aftercare policy. The Ministry has developed the Integrated Correctional Services Improvement Programme which has identified key areas of intervention to be implemented over a period of five years at an estimated cost of Kshs.75.3 Billion.

Thus the ministry received Kshs, Nine Billion, eight hundred and five million, three hundred thousand as the Recurrent estimates to include personnel emoluments, Operations and Maintenance, Ministry's Headquarters, Kenya Prisons Service, Probation and Aftercare Services and Betting and licensing Board. The Development Budget was allocated One Billion, Seven Hundred and Ninety Six million Kenya Shillings for the similar above-mentioned bodies.

In conclusion, the H.E. the Vice-President and Minister highlighted some major challenges facing the ministry as including need for huge budgetary outlays to implement the recommendations of the High level Committee on Prisons Crisis, Decongestion of the prisons under the CSO programme, Provision of tools to empower reformed offenders, and provision of adequate transport for field operations.

MIN 32/2009 SCRUTINY OF ESTIMATES FOR VOTE 05- OFFICE OF THE VICE-PRESIDENT AND MINISTRY OF HOME AFFAIRS

The Committee passed all the Heads under Vote 05 but recommended that the recommendations from a High Level Task Force on the prisons crisis be implemented and that the Ministry of Finance should fund the project.

MIN 33/2009 ADJOURNMENT

There being no other business, the meeting was adjourned at fifteen minutes past Twelve O'clock.

Signed.....

Chairperson

Date.....