




*Approved
Boes D/SNA
03/04/2025*

THE NATIONAL ASSEMBLY
THIRTEENTH PARLIAMENT – FOURTH SESSION – 2025
DIRECTORATE OF DEPARTMENTAL COMMITTEES
**DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL
PLANNING**

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**REPORT ON:
THE CONSIDERATION OF THE KENYA NATIONAL COUNCIL FOR
POPULATION AND DEVELOPMENT BILL, 2023 (NATIONAL
ASSEMBLY BILLS NO. 72 OF 2023)**

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LIST OF ABBREVIATIONS AND ACRONYMS

COK	Constitution of Kenya
CRR	Centre for Reproductive Rights
CSA	Centre for the Study of Adolescents
GBV	Gender-Based Violence
ICPAK	Institute of Certified Public Accountants of Kenya
ICRH Kenya	International Centre for Reproductive Health-Kenya
KCCB	Kenya Conference of Catholic Bishops
KNBS	Kenya National Bureau of Statistics
MP	Member of Parliament
NAYA	Network for Adolescent and Youth of Africa
NCPD	National Council for Population and Development
ODM	Orange Democratic Movement
PS-Kenya	Population Services Kenya
SRHR Alliance	Sexual Reproductive Health and Rights Alliance Kenya
UDA	United Democratic Alliance

ANNEXURES

Annexure 1: Adoption Schedule

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Annexure 3: The Kenya National Council for Population and Development Bill, 2023
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CHAIRPERSON'S FOREWORD

This report contains the proceedings of the Departmental Committee on Finance and National Planning on its consideration of the Kenya National Council for Population and Development Bill (National Assembly Bills No. 72 of 2023). The Bill was published in the *Kenya Gazette Supplement No. 227* of 24th November 2023 and read for the first time on 9th April 2024. The Bill was committed to the Committee for consideration and the tabling of the report to the House pursuant to Standing Order 127.

The principal object of the Bill is to anchor the National Council for Population and Development in law through an Act of Parliament. The Council is currently established under Legal Notice No. 120 of 2004. As currently constituted, the Council is unable to prescribe regulations and standards for the effective monitoring and coordination of population programs. It is worth noting that other population-coordinating bodies in the region are anchored through statutes due to international obligations. In addition, pursuant to *Section 21 of the Statutory Instruments Act*, which provides for the lifespan of a statutory instrument as ten years, the Council status is currently in limbo; therefore, it is imperative that the Council be established through an Act of Parliament.

In compliance with Article 118(1)(b) of the Constitution and Standing Order 127(3), the Clerk of the National Assembly placed an advertisement in the print media on 16th April 2024, inviting the public to submit memoranda by way of written statements on the Bill.

Additionally, the Clerk of the National Assembly, vide letter Ref. No. NA/DDC/F&NP/2024/165 dated 31st October 2024, invited key stakeholders to submit their views on the Bill and attend a public participation forum on 7th November 2024. The memoranda were to be received on or before 30th April 2024 at 5.00 p.m. By the close of the submission deadline, the Committee had received eleven structured memoranda from various stakeholders.

The Committee is grateful to the Offices of the Speaker and Clerk of the National Assembly for the logistical and technical support accorded to it during its consideration of the Bill.

Finally, I wish to express my appreciation to the Honourable Members of the Committee and the Committee Secretariat, who made invaluable contributions to preparing and producing this report.

On behalf of the Departmental Committee on Finance and National Planning and pursuant to the provisions of Standing Order 199(6), It is my pleasure to report that the Committee has considered the Kenya National Council for Population and Development Bill (National Assembly Bills No. 72 of 2023) and wishes to report to this August House with the recommendation that the House **approves** the Bill with amendments.

Hon. CPA. Kuria Kimani, CBS, M.P.

Chairperson, Departmental Committee on Finance and National Planning

CHAPTER ONE

I PREFACE

I.1 Establishment and Mandate of the Committee

1. The Departmental Committee on Finance and National Planning is one of twenty departmental committees of the National Assembly established under **Standing Order 216** whose mandate pursuant to the **Standing Order 216 (5)** is as follows:

- (a) *To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;*
- (b) *To study the programme and policy objectives of ministries and departments and the effectiveness of the implementation;*
- (c) *To, on a quarterly basis, monitor and report on the implementation of the national budget in respect of its mandate;*
- (d) *To study and review all legislation referred to it;*
- (e) *To study, assess and analyse the relative success of the ministries and departments as measured by the results obtained as compared with their stated objectives;*
- (f) *To 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;*
- (g) *To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (Committee on Appointments);*
- (h) *To examine treaties, agreements and conventions;*
- (i) *To make reports and recommendations to the House as often as possible, including recommendations of proposed legislation;*
- (j) *To consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and*
- (k) *To examine any questions raised by Members on a matter within its mandate.*

2. The Second Schedule to the National Assembly Standing Orders assigns the Committee the mandate to consider matters in relation to public finance, public audit policies, monetary policies, financial institutions, economy, investment policies, competition, banking, insurance, national statistics, population, revenue policies including taxation, national planning and development, digital finance, including digital currency.

3. In executing its mandate, the Committee oversees the following Ministries/Departments:

- (a) The National Treasury.
- (b) State Department for Economic Planning.
- (c) The Commission on Revenue Allocation (CRA)
- (d) Office of the Controller of Budget

I.2 Committee Membership

4. The Departmental Committee on Finance and National Planning was constituted by the House on 27th October 2022 and comprises the following Members:

Chairperson

Hon. CPA Kuria Kimani, CBS, MP
Molo Constituency

UDA Party

Vice-Chairperson

Hon. (Amb.) CPA Langat Benjamin Kipkirui, CBS, MP
Ainamoi Constituency

UDA Party

Members

Hon. (Dr.) Keynan, W, Adan, CBS, MP
Eldas Constituency

Jubilee Party

Hon. Sunkuyia, R. George, MP
Kajiado West Constituency

UDA Party

Hon. CPA Oyula, Joseph H. Maero, MP
Butula Constituency

ODM Party

Hon. Joseph K. Munyoro, MP
Kigumo Constituency

UDA Party

Hon. Mboni, David Mwalika, MP
Kitui Rural Constituency

WDM Party

Hon. Sheikh Umul, MP
Mandera County

UDM Party

Hon. Okuome Adipo Andrew, MP
Karachuonyo Constituency

ODM Party

Hon. (Dr.) Shadrack Mwiti, MP
South Imenti Constituency

Jubilee Party

Hon. Kipkoros, Joseph Makilap, MP
Baringo North Constituency

UDA Party

Hon. (Dr.) Ariko John Namoit,
MP

Turkana South Constituency

ODM Party

Hon. CPA Rutto Julius Kipletting, MP
Kesses Constituency

UDA Party

Hon. Machele M. Soud, MP
Mvita Constituency

ODM Party

Hon. Paul Biego, MP
Chesumei Constituency

UDA Party

1.3 Committee Secretariat

5. The Committee is facilitated by the following staff:

Mr. Benjamin Magut

Principal Clerk Assistant II /Head of Secretariat

Ms. Jennifer Ndeto

Deputy Director Legal Services

Mr. Salem Lorot

Legal Counsel I

Mr. George Ndenjeshe

Fiscal Analyst III

Mr. Andrew Jumanne Shangarai

Principal Serjeant-At-Arms

Mr. Benson Muthuri

Assistant Serjeant-At-Arms

Mr. Mwangi Muchiri

Audio Officer III

Mr. Benson Kamande

Clerk Assistant III

Ms. Winfred Kambua

Clerk Assistant III

Mr. James Macharia

Media Relations Officer

Ms. Joyce Wachera

Hansard Reporter II

Ms. Nelly W. Ondieki

Research Officer III

Mr. Allan Ngugi

Committee Intern

CHAPTER TWO

2.0 OVERVIEW OF THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL, 2023 (NATIONAL ASSEMBLY BILLS NO. 72 OF 2023)

2.1 Background

6. The Kenya National Council for Population and Development Bill, 2023 (National Assembly Bills No. 72 of 2023), sponsored by the Leader of the Majority Party, was published on 24th November 2024. It was read for the first time on 9th April 2024 and was then committed to the Committee for consideration and the tabling of the report.

2.2 Summary of Legal Provisions

7. The principal objective of the Bill is to anchor the National Council for Population and Development in law through an Act of Parliament. The Council is established under *Legal Notice No. 120 of 2004*. As currently constituted, the Council is unable to prescribe regulations and standards for the effective monitoring and coordination of population programs. Further, other population-coordinating bodies in the region are established through statutes due to international obligations. It is worth noting that Section 21 of the Statutory Instruments Act provides for the lifespan of a statutory instrument as ten years; therefore, the legal existence of the Council is in limbo, and therefore, there is an urgent need to establish it through an Act of Parliament.

8. **Part I (Clauses 1-3)** of the Bill contains the preliminary matters, including the interpretation of terms used and the guiding principles.

9. **Part II (Clauses 4-20)** of the Bill provides for the establishment, composition and administration of the Kenya National Council for Population and Development.

10. **Clause 4** of the Bill provides for the establishment of the Kenya National Council for Population and Development and makes it a body corporate, whereas **Clause 5** outlines the objectives of the Council.

11. **Clause 6** sets out the functions of the Council as follows—

- (a) Carry out research and analysis on population issues;
- (b) Develop policies, plans, and publications relating to population and development;
- (c) Identify and advise national and county governments on population issues that may not be adequately or appropriately addressed;
- (d) Provide leadership and effective coordination and supervision for population programs;
- (e) Establish standards for population programs in the country;
- (f) Monitor and assess the impact of population programs in the country and make recommendations arising from such assessments;

- (g) Create public awareness and mobilize support for population and development programs in the country;
- (h) Undertake advocacy activities to support population issues, including family planning;
- (i) Mobilize resources for the implementation of population programs; and
- (j) Perform any other function necessary for carrying out the purposes of the Act.

12. **Clause 7** of the Bill provides for the Board of the Council, consisting of 11 persons, including a chairperson but excluding the Director-General of the Council, who is an *ex-officio* member. The membership is provided as follows:

- (a) A non-executive chairperson appointed by the President;
- (b) Two independent members with expertise in population studies, demography, or gender, appointed by the Cabinet Secretary in an open and competitive manner, provided that not more than one person shall be appointed from one category;
- (c) The Principal Secretary in the Ministry responsible for population and development or their representative;
- (d) The Principal Secretary in the Ministry responsible for finance or their representative;
- (e) The Attorney General or their representative;
- (f) The Director-General of Health;
- (g) The Director-General of Basic Education;
- (h) Three persons nominated by the joint forum of religious organizations consisting of the secretary-generals of the Supreme Council of Kenyan Muslims, the Kenya Conference of Catholic Bishops, the National Council of Churches of Kenya, and the Evangelical Alliance, provided that not more than one shall be appointed from any single organization;
- (i) The Director-General of the Council.

13. **Clauses 8 and 9** provide for the functions and powers of the Board, respectively. **Clause 11** provides for the tenure of office of Board members. **Clause 16** establishes the office of the Director-General, who shall be competitively recruited. The clause also provides for the functions of the Director-General. **Clauses 17 and 18** outline the criteria for the appointment and removal of the Director-General. **Clause 19** provides for the competitive recruitment of the Corporation Secretary of the Council. **Clause 17** outlines the qualifications for the appointment of the Director-General as follows—

- (a) A minimum of a master's degree in population and development studies or any other field relevant to the mandate of the Council from a university recognized in Kenya;
- (b) At least ten years of experience in the management of a public or private institution; and
- (c) Fulfillment of the requirements of Chapter Six of the Constitution.

14. **Part III (Clauses 21-26)** of the Bill provides for financial provisions. **Clause 21** provides for the funds of the Council, while **Clause 22** defines the financial year of the Council. **Clause 24** makes provisions for the accounts and audit of the Council's funds.

15. **Part IV (Clauses 27-31)** of the Bill sets out general provisions. **Clause 27** provides for the seal of the Council. **Clause 29** allows the Council to engage persons or organizations with specialized knowledge and skills in different areas where necessary for the Council to discharge its functions and to offer consultancy services to other institutions. **Clause 30** provides for the service of documents, whereas **Clause 31** empowers the Cabinet Secretary to make regulations.

16. **Part V (Clauses 32-33)** of the Bill contains transitional provisions relating to the assets, liabilities and staff of the National Council for Population and Development.

CHAPTER THREE

3. PUBLIC PARTICIPATION AND STAKEHOLDER ENGAGEMENT ON THE BILL

3.1 Legal Framework on Public Participation

17. Article 118 (1)(b) of the Constitution provides that:

“Parliament shall facilitate public participation and involvement in the legislative and other business of Parliament and its Committees.”

18. The National Assembly Standing Order 127 (3) and (3A) stipulates that:

*“(3) The Departmental Committee to which a Bill is committed shall **facilitate public participation on the Bill** through an appropriate mechanism including-*

- (a) inviting submission of memoranda;*
- (b) holding public hearings;*
- (c) consulting relevant stakeholders in a sector; and*
- (d) consulting experts on technical subjects.*

(3A) The Departmental Committee shall take into account the views and recommendations of the public under paragraph (3) in its report to the House.”

3.2 Memoranda Received on the Bill

19. Pursuant to the aforementioned provisions of law, the Clerk of the National Assembly placed an advertisement in the print media on 16th April 2024, inviting the public to submit memoranda on the Bill. Further, the Clerk of the National Assembly, vide letter Ref. No. NA/DDC/F&NP/2024/165 dated 31st October 2024, invited key stakeholders to submit views on the Bill and attend a public participation forum on 7th November 2024.

20. The Committee received eleven structured memoranda from the National Council for Population and Development (NCPD), Kenya Conference of Catholic Bishops (KCCB), International Centre for Reproductive Health-Kenya (ICRH Kenya), Centre for the Study of Adolescents (CSA), Sexual Reproductive Health and Rights Alliance Kenya (SRHR Alliance), Population Services Kenya (PS-Kenya), Sankuri Tailors and Shop, Jhpiego, Kenya National Bureau of Statistics (KNBS), Network for Adolescent and Youth of Africa (NAYA) & Centre for Reproductive Rights (CRR), Inuka Success Community-Based Organization, and five individual submissions (**Annexure 7**)

21. They stated as follows: -

3.2.1 General Submissions

22. **Dr. Ali** (aliadhan49@gmail.com), in his written submission, supported the Bill in its entirety. He noted that the National Council for Population and Development (NCPD) has consistently played a pivotal role in shaping Kenya's population policies, advocating for sustainable development, and promoting the welfare of its citizens. Moreover, the work of the NCPD, particularly its efforts in addressing

issues such as population growth, reproductive health, and demographic planning, has been crucial in ensuring that Kenya's development trajectory is inclusive and sustainable.

23. Additionally, enacting the NCPD into law will strengthen the capacity of this vital agency to continue its work in collecting data, conducting research, and coordinating population-related programs. This will enhance the government's ability to make evidence-based decisions that promote the well-being of all Kenyans, particularly the most vulnerable groups.
24. Therefore, the enactment of the Bill would provide the NCPD with the necessary legal framework to deliver on its mandate effectively. It would also empower the Council to collaborate more robustly with other stakeholders, ensuring that Kenya's population policies align with the global Sustainable Development Goals (SDGs), especially in areas of health, education, gender equality, and economic growth.
25. **Sankuri Tailors and Shop**, in their written submission, supported the Bill in its entirety. They submitted that the NCPD is one of the national government bodies with structures extending to the grassroots level and is always close to the communities while discharging its mandate. The NCPD coordinates the implementation of population and development activities, conducts gender data analysis, and ensures that population growth does not impede the attainment of the *Vision 2030* development goals, among others, hence the need to anchor it into law.
26. **Daiman** (dakanedaiman.official@gmail.com), through a written memorandum, supported the Bill. He noted that as a resident of Garissa County, the community has greatly benefited from the NCPD's efforts in addressing population and development issues. The NCPD has implemented comprehensive family planning programs that have empowered individuals in the community to make informed choices about their reproductive health. These programs have played a vital role in reducing maternal and infant mortality rates, promoting gender equality, and empowering women.
27. Additionally, the NCPD has actively engaged in data collection, research, and policy development specific to Garissa County. By adopting an evidence-based approach, the NCPD has provided valuable insights that have informed decision-making processes and facilitated the development of effective policies and strategies tailored to their unique needs.
28. Furthermore, he stated that the NCPD has been empowering and collaborating with youth-led movements in Garissa, namely *Activista* and *Ecovista*. *Activista* is a group of active young people who advocate for social justice in Garissa County, whereas *Ecovista* is a movement of passionate youth advocating for climate justice.
29. Enacting the NCPD's initiatives under an Act of Parliament would provide a solid legal foundation for their continued implementation in Garissa County. This would not only demonstrate the government's commitment to addressing population and

development issues in the region but also ensure the availability of resources and funding required to sustain and expand these programs.

30. **Hudson Mwangu** (shihud2008@gmail.com) submitted that the NCPD plays an important role in researching population development and trends in the country. It also plays a major role in addressing the triple threat among adolescents – new HIV infections, teenage pregnancies, and GBV in Kenya. Similarly, it has taken a leading role in creating public awareness of retrogressive cultural practices like FGM, which hampers the lives of girls in Kenya. Thus, enacting the NCPD Act will enhance the performance of its mandate and functions, enabling it to operate within the framework of laws and policies and align with the *Constitution of Kenya, 2010*.
31. **Jillo Dabaso** (dabasojillo@gmail.com) noted that the NCPD is a strong partner in matters of population and development. Development is commensurate with population growth, and the NCPD has been proactive in sharing data and information up to the county level.
32. **Akaco Ekirapa** (akaco.ekirapa@fcdo.gov.uk) supported the Bill in its entirety.

3.2.2 Clause by Clause

Clause 2

33. **The National Council for Population and Development (NCPD)** proposed amending the clause to provide a definition of the word “**Secretariat**,” which means the Kenya National Council for Population and Development Secretariat established under section 20.

Committee Observation

The Committee noted that the definition of “**Secretariat**” did not need to be provided for in clause 2 since clause 20 of the Bill has not used the term.

34. **Sexual Reproductive, Health, and Rights Alliance Kenya (SRHR Alliance)** proposed inserting the phrase “... and other issues that relate to population” in the definition of “population programme”.

Committee Observation

The Committee noted that the definition “population programme” was intended to have a restricted meaning. The stakeholder did not give reasons for expanding the scope of the definition.

35. **KNBS** proposed amending the definition of **Population** to read as follows; “Population” means the total number of persons inhabiting within the border of a country, region, or in a defined geographic area.”

Committee Observation

The Committee agreed with the stakeholder.

Clause 3

36. **NCPD** noted that there is need to provide clarity and specificity in the guiding principles. They proposed amending the clause to read as follows—

3. The Council shall act in accordance with the following guiding principles—

- (a) sustainable development;*
- (b) respect for human dignity;*
- (c) equality;*
- (d) inclusiveness; and*
- (e) privacy.*

Committee Observation

The Committee noted that the guiding principles, as provided for in Clause 3 of the Bill, were broader than what was proposed by the stakeholder.

Clause 4

37. **NCPD** proposed deletion of sub clause four (4) and inserting new sub clause four and five (4&5) to provide for the location of the Council's headquarters and accessibility to its services to read as follows—

(4) The headquarters of the Council shall be in Nairobi.

(5) The Council shall ensure reasonable access to its services in all parts of the Republic so far as it is appropriate to do so, having regard to the nature of the service.

Committee Observation

The Committee agreed with the stakeholder.

Clause 5 (a)

38. **Population Services Kenya (PS Kenya)** was of the view that Kenya has been party to a number of regional and international agreements and treaties touching on population and development. The NCPD, being the focal point on matters of population and development, is best placed to coordinate the implementation of these regional and international agreements. They proposed amending to include “region and globally” hence should read as follows:

“act as the focal point on matters relating to population and development in the country, region and globally”

Committee Observation

The Committee noted that the proposal does not take into consideration the role of the Ministry of Foreign and Diaspora Affairs.

Clause 5 (b)

39. **Jhpiengo** proposed amending the clause to read “develop, review, and coordinate the implementation of national population policy at regular intervals.”

Committee Observation

The Committee agreed with the stakeholder.

Clause 5(d)

40. **KNBS** proposed inserting a new objective, which reads as follows:

5(d) ensure that population and development issues are integrated into the National Development Plan and County Integrated Development Plans

Committee Observation

The Committee noted that the proposal was not feasible since the architecture on preparation and implementation of the National Development Plans and County Integrated Development Plans imposes the obligation on other actors that include the National Treasury for NDP’s and county governments in respect to CIDPs. In any case, the Council is not barred from submitting its views to the responsible actors during public participation.

41. **Network for Adolescent and Youth of Africa (NAYA) & Center for Reproductive Rights (CRR)** noted that National Council for Population and Development plays a key role in reporting on Kenya’s progress on development during processes such as the International Conference on population and development both at the regional level and at the United Nations. They proposed inserting the new clause to read as follows:

(d) Coordinate the development and submission of population reports

Committee Observation

The Committee agreed with the stakeholder.

Clause 6

42. **NCPD** proposed amending subclause (a) to read as follows: “undertake, analyze, coordinate and supervise research on population issues.”

Committee Observation

The Committee noted that the proposal might conflict with the mandate of the Kenya National Bureau of Statistics, which is the principal agency of the government for collecting, analyzing, and disseminating statistical data in Kenya. In addition, the Council might not have the capacity to perform the function and it would not be feasible to supervise research on population issues.

43. **Centre for the Study of Adolescents (CSA)** noted that there is need for the council to actively mobilize resources to fund programs that address the specific population and development issues affecting adolescents and young people. This

includes targeted interventions to address the challenges of mental health, sexual and reproductive health, and youth-focused education. Also, the Council should engage in strategic partnerships with youth-serving organizations to support education and service delivery for adolescents and young people. Additionally, it should advocate for inclusive, equitable access to health services and resources for all to ensure that youth and adolescents are not left behind in the pursuit of better health outcomes. They proposed amending the clause to include resource mobilization for adolescent and youth health issues, partnerships with youth-serving organizations and advocacy for inclusive access to health and services as functions of the council.

Committee Observation

The Committee noted that clause 6(i) of the Bill provides that, the Council shall mobilize resources for the implementation of population programmes. However, this function does not extend to some programs proposed by the stakeholder, but some, for instance, advocacy activities, fall within the mandate of the Council and are provided for in the Bill.

44. **Sexual Reproductive, Health, and Rights Alliance Kenya (SRHR Alliance)** proposed including “coordinate adoption of international commitments and declarations relating to population, health and development” as a function of the Council.

Committee Observation

The Committee noted that the proposal falls within the purview of the Ministry of Foreign and Diaspora Affairs; hence, it was not feasible.

45. **KNBS** proposed amending clauses clause 6 (a), 6(b), 6(f) and 6(h) to read as follows;

6(a) Carry out research, analysis, publish and disseminate population and development issues

6(b) Develop Plans, Policies and Programmes relating to population and development,

6(f) Monitor and Evaluate the impact of population programmes and policies in the country and make recommendations arising from the evaluation

6(h) Coordinate advocacy activities to support population issues including family planning.

Committee Observation

The Committee agreed with the stakeholder except for the proposed amendment to paragraph (h) of clause 6.

46. **Inuka Success Community Based Organization** proposed amending the clause to include that “the council shall support the coordination of global commitments, agreements and declarations that the state has adopted and are relevant to population, health and development.”

Committee Observation

The Committee agreed with the stakeholder but recommended that the role be limited to advisory to the relevant ministry.

Clause 7

47. **NCPD** proposed that qualifications be provided for the Chairperson and other independent members as follows:

A university degree recognized in Kenya and ten years of post-qualification experience in population studies, demography, or any other relevant field.

Committee Observation

The Committee agreed to the proposal to the extent of providing for a university degree recognized in Kenya as a qualification for the chairperson.

48. **ICRH Kenya** noted that as currently stated, there is room to exclude the youth and persons with disability. There is a need to ensure the inclusivity of the youth as one element of a population is age. They proposed amending the clause to include representation by one youth and one person with disability.
49. **The Centre for the Study of Adolescents (CSA)** proposed amending the clause to have a youth representative on the Board. They noted that a youth representative would address the unique needs of adolescents and young people and ensure that policies and programs are better aligned with the realities they face.
50. **Sexual Reproductive, Health, and Rights Alliance Kenya (SRHR Alliance)** noted that the civil society organizations have and continue to play a significant role in supporting the realization of population and development goals in the country. Also, there is a bulging population of young people who are majorly affected by policies, programs, or interventions around population. They proposed amending the clause to include representation of Civil Society and the youth in the Board.
51. **Population Services Kenya (PS Kenya)** proposed amending to include the Principal Secretary for the Ministry of Gender, Culture, the Arts and Heritage, Civil Society Organizations, and representation of the County Governments through the Council of Governors Secretariat. They noted that interventions in the population and development space should include a gender and culture lens in order to increase their success rates. Also, having the Civil Society Organization on board is crucial in advancing policies aimed at improving population health, and development.

Committee Observation

The Committee agreed with the stakeholders to provide for safeguards to ensure that before the Cabinet Secretary appoints members of the Board, there is consideration of youths, persons with disabilities, regional diversity, and gender parity.

52. **Jhpiengo** proposed amending it to read “two independent members, with expertise in population **matters** (instead of population studies as currently worded), demography, or gender.”

Committee Observation

The Committee agreed with the stakeholder.

53. **Network for Adolescent and Youth of Africa (NAYA) & Center for Reproductive Rights (CRR)** proposed amending the clause to be in line with Article 27(8) of the CoK and Article IX(2) of the Protocol to the African Charter on Human and People’s Rights on the Rights of Women in Africa (the Maputo Protocol). It should read as follows;

(b) two independent members of either gender with expertise in population studies, demography or gender, appointed by the Cabinet Secretary in an open competitive manner provided that not more than one person shall be appointed from one category,

Committee Observation

The Committee agreed with the stakeholders to provide for safeguards to ensure that before the Cabinet Secretary appoints members of the Board, there is consideration of youths, persons with disabilities, regional diversity, and gender parity.

54. **Inuka Success Community Based Organization** submitted that Kenya is a youthful nation and matters of population need not make them only subject and key contributors at the decision-making level. They proposed that the principle of representation be considered for a youth of age 18-35 at the board level.
55. Further, they noted that advocacy work and success attributed to the past council work was a result of strong partnerships with civil society organizations at the local and national level. They proposed that the board incorporate a civil society organization.

Committee Observation

The Committee agreed with the stakeholders to provide for safeguards to ensure that before the Cabinet Secretary appoints members of the Board, there is consideration of youths, persons with disabilities, regional diversity, and gender parity.

Clause 7 (I) (h)

56. **The KCCB** was of the view of amending the clause to include the Hindu Council of Kenya, and Evangelical Alliance of Kenya. They noted that representation of the main religious organizations will ensure the promotion and protection of religious values in population and development issues. They proposed that the clause read as follows:

(h) Three persons nominated by the joint forum of the main religious organizations consisting of secretary generals of the Supreme Council of Muslims, Kenya Conference

of Catholic Bishops, National Christian churches of Kenya, Hindu Council of Kenya, and Evangelical Alliance of Kenya provided that no more than shall be appointed from one organization.

57. **Network for Adolescent and Youth of Africa (NAYA) & Center for Reproductive Rights (CRR)** proposed amending the clause to be in line with Article 27(8) of the CoK and Article IX(2) of the Protocol to the African Charter on Human and People's Rights on the Rights of Women in Africa (the Maputo Protocol). It should read as follows;

*Three persons nominated, **at least one of whom shall be of either gender**, by the joint forum of religious organizations consisting of **representatives** of the Supreme Council of Kenyan Muslims, Kenya Conference of Catholic Bishops, National Christian Churches of Kenya and Evangelical Alliance, provided that not more than one shall be appointed from one organization; and*

Committee Observation

The Committee agreed with the stakeholder.

New Proposal

58. **Network for Adolescent and Youth of Africa (NAYA) & Center for Reproductive Rights (CRR)** noted that Article 54 (2) of the Constitution of Kenya, 2010 which obligates the State to ensure the progressive implementation of the principle that at least five percent of the members of the public in elective and appointive bodies are persons with disabilities. they proposed inserting a new sub-clause (j), which reads as follows:

- (j) Three persons, at least one of whom shall be of either gender, being
- (i) a representative of persons with disabilities nominated by the National Council for Persons with Disabilities.
 - (ii) A youth representative nominated by a national non-governmental organization dealing with adolescents and youth rights, and,
 - (iii) A woman representative nominated by a national non-governmental organization dealing with women's rights.

Committee Observation

The Committee agreed with the stakeholders to provide for safeguards to ensure that before the Cabinet Secretary appoints members of the Board, there is consideration of youths, persons with disabilities, regional diversity and gender parity.

Clause 9 (e)

59. **Population Services Kenya (PS Kenya)** proposed deletion of the clause and replacing it with "The Council shall have powers to receive grants, gifts, donations or endowments and make legitimate disbursements therefrom") under clause 6 as a function of the Council.

Committee Observation

The Committee was of the view that the two clauses provide for different things. Hence, one could not be deleted and replaced with another.

Clause 16(3) (m)

60. **Jhpiengo** proposed inserting the phrase “shall serve for a term not exceeding 5 years, renewable once.”

Committee Observation

The Committee agreed to provide for the tenure of the Director-General of four years, renewable once.

Clause 16

61. **NCPD** proposed amending the clause by introducing subclause five (5) to read as follows

“(5) The Director General shall hold office for a period of five years and shall be eligible for appointment for one further term.”

Committee Observation

The Committee agreed to provide for the tenure of the Director-General of four years, renewable once.

Clause 19

62. **NCPD** proposed amending subclause (3) to read as follows-

The Corporation Secretary shall be responsible for—

(a) recording and keeping minutes and other records of the Board; and

(b) carrying out any other functions as may be assigned by the Board or the Director General from time to time.

Committee Observation

In line with the **Mwongozo Code of Governance for State Corporations**, the Committee proposed that the clause be amended to provide as follows—

“(3) The Corporation Secretary shall—

(a) in consultation with the Chairperson of the Board, issue notices for meetings of the Board;

(b) keep in custody, the records of the deliberations, decisions, and resolutions of the Board;

(c) transmit decisions and resolutions of the Board to the Chief Executive Officer for execution, implementation and other relevant action;

(d) provide guidance to the Board on their duties and responsibilities on matters relating to governance;

(e) perform such other duties as the Board may direct.”

Clause 34

63. **NCPD** proposed introducing a new clause to revoke Legal Notice No 120 of 2004 that establishes the National Council for Population and Development. The clause should read as follows—

The State Corporations (National Council for Population and Development) Order, 2004 is revoked.

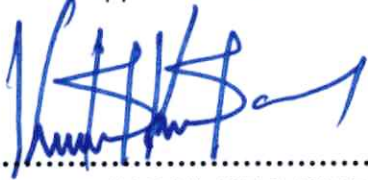
Committee Observation

The Committee agreed with the stakeholder’s proposal.


CHAPTER FOUR

4 COMMITTEE RECOMMENDATION

64. The Committee, having considered the Kenya National Council for Population and Development Bill, 2023 (National Assembly Bills No. 72 of 2023), recommends that the House approves the Bill with amendments.

SIGNED.....  DATE..... 3rd April, 2025'

**HON. CPA KURIA KIMANI, CBS, MP
CHAIRPERSON
DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL
PLANNING**

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 03 APR 2025	
DAY: THURSDAY	
TABLED BY:	CHAIRPERSON DEPTAL COMMITTEE ON FINANCE & PLANNING HON. KURIA KIMANI
CLERK-AT THE-TABLE:	J. Lemuel

SCHEDULE OF PROPOSED AMENDMENTS

CLAUSE 2

THAT, clause 2 of the Bill be amended by deleting the definition “population” and substituting therefor the following new definition—

“population” means the total number of persons inhabiting within the border of a country, region, or in a defined geographic area;

Justification

The proposed amendment seeks to provide clarity on the definition of “population”.

NEW CLAUSE 4A

THAT, the Bill be amended by inserting the following new clause immediately after clause 4—

Headquarters of the Council.

4A. (1) The headquarters of the Council shall be in Nairobi.

(2) The Council may establish such other offices anywhere in Kenya as it may consider necessary for the discharge of its functions.

Justification

The proposed amendment seeks to provide for the headquarters of the Council and to ensure accessibility of its services in other places in Kenya.

CLAUSE 5

THAT, clause 5 of the Bill be amended—

- (a) by deleting paragraph (b) and substituting therefor the following new paragraph—

“(b) develop, review, and coordinate the implementation of national population policy at regular intervals; and”

- (b) by inserting the following new paragraph immediately after paragraph (c)—

“(d) co-ordinate the development and submission of population reports by various stakeholders in Kenya.

Justification

The proposed amendments seek to provide clarity on the objectives of the Council and to provide for an additional objective of the Council. The existing National Council for Population and Development plays a key role in reporting on Kenya's progress on development during processes such as the International Conference on population and development both at the regional level and at the United Nations. Hence, the proposed amendment to provide for an additional objective of the Council to co-ordinate the development and submission of population reports by various stakeholders in Kenya.

CLAUSE 6

THAT, clause 6 of the Bill be amended—

- (a) in paragraph (b) by inserting the words “, publish and disseminate” immediately after the word “develop”;
- (b) in paragraph (f)—
 - (i) by deleting the word “assess” appearing immediately after the words “monitor and” and substituting therefor the word “evaluate”;
 - (ii) by deleting the word “assessments” appearing at the end of the paragraph and substituting therefor the word “evaluations”;
- (c) by inserting the following new paragraph immediately after paragraph (h)—
 - “(ha) advise the relevant ministry on global commitments, agreements and declarations adopted by the state relevant to population and development;
 - “(hb) collaborate with other state agencies and bodies for the effective discharge of its functions;”

Justification

The proposed amendments seek to provide clarity on the functions of the Council and to provide for two additional functions for the Council to advise the relevant ministry on global commitments, agreements and declarations adopted by the state relevant to population and development and to collaborate with other state agencies and bodies for the effective discharge of its functions. These additional functions arise since the Council plays a critical role in global commitments within its purview and there is need for the Council to collaborate with other institutions to bolster its productivity.

NEW CLAUSE 9A

THAT, the Bill be amended by inserting the following new clause immediately after clause 9—

Qualification for appointment.

9A. A person shall be qualified for appointment as the chairperson of the Board under section 7(a) if

that person holds a degree from a university recognised in Kenya.

Justification

The proposed new clause seeks to provide for the qualification requirements for the chairperson of the Board in order to enhance the Board's effectiveness.

CLAUSE 7

THAT, clause 7 of the Bill be amended—

- (a) in paragraph (h)—
 - (i) by inserting the words "Hindu Council of Kenya" immediately after the words "Catholic Bishops,";
 - (ii) by inserting the words "by the Cabinet Secretary" immediately after the words "shall be appointed";
 - (iii) by inserting the words "of Kenya" immediately after the words "Evangelical Alliance";
- (b) by inserting the following new subclause immediately after subclause (3)—

"(4) In nominating and appointing persons as chairperson and members of the Council, the nominating and appointing authority shall take into account gender, the ethnic and regional diversity of the people of Kenya, persons with disabilities and youth."

Justification

Firstly, the proposed amendments seek to provide for representation of Hindu Council of Kenya since they fall within the ambit of joint forum of religious organizations. Secondly, the proposed amendments seek to provide safeguards for consideration of gender, ethnic and regional diversity of the people of Kenya, persons with disabilities and youth in the nomination and appointment of persons to the Council. This is in line with the Constitution on representation of these groups. Lastly, the proposed amendments seek to correct clerical errors and provide clarity on appointment of persons to the Council.

NEW CLAUSE 17A

THAT, the Bill be amended by inserting the following new clause immediately after clause 17—

Tenure of office of
Director-General.

17A. The Director-General shall be appointed for a term of four years and shall be eligible for reappointment for one further term.

Justification

The proposed new clause seeks to provide for the tenure of the office of Director-General in line with the Mwongozo Code of Governance for State Corporations.

CLAUSE 19

THAT, clause 19 of the Bill be amended by deleting subclause (3) and substituting therefor the following new subclause—

“(3) The Corporation Secretary shall—

- (a) in consultation with the Chairperson of the Board, issue notices for meetings of the Board;
- (b) keep in custody, the records of the deliberations, decisions, and resolutions of the Board;
- (c) transmit decisions and resolutions of the Board to the chief executive officer for execution, implementation and other relevant action;
- (d) provide guidance to the Board on their duties and responsibilities on matters relating to governance; and
- (e) perform such other duties as the Board may direct.”

Justification

The proposed new clause seeks to provide for the functions of the Corporation Secretary in line with the Mwongozo Code of Governance for State Corporations.

CLAUSE 29

THAT, clause 29 of the Bill be deleted.

Justification

The proposed amendment seeks to delete the clause provide for consultancy services offered to the Council or by the Council since this has the potential of being abused and may distract the Council from its main mandate contemplated in the Bill. In any case, the Committee has proposed an additional function to the Council to collaborate with other state agencies and bodies for the effective discharge of its functions which address the object of the clause.

CLAUSE 30

THAT, clause 30 of the Bill be deleted.

Justification

The proposed amendment seeks to delete clause 30 on service of documents which is administrative and may be addressed in other instruments other than a Bill.

CLAUSE 31

THAT, clause 31 of the Bill be deleted and the following new Part be inserted—

PART IVA- PROVISIONS ON DELEGATED POWERS

Regulations. **31.** (1) The Cabinet Secretary may, in consultation with the Board, make Regulations make regulations generally for better carrying into effect the provisions of this Act.

(2) Without prejudice to the generality of subsection (1), the Cabinet Secretary may make Regulations to provide for—

(a) the procedure for submission of population reports by stakeholders within Kenya;

(b) implementation of national population policy; and

(c) anything required to be prescribed under this Act;

(3) For the purposes of Article 94(6) of the Constitution—

(a) the purpose and objective of the delegation under this section is to enable the Cabinet Secretary to make regulations for better carrying into effect the provisions of this Act;

(b) the authority of the Cabinet Secretary to make regulations under this Act will be limited to bringing into effect the provisions of this Act and fulfilment of the objectives specified under this section.

(4) The principles and standards applicable to the delegated power referred to under this Act are those found in—

- Cap. 2A.
Cap. 2.
- (a) the Statutory Instruments Act;
 - (b) the Interpretation and General Provisions Act;
 - (c) the general rules of international law as specified under Article 2(5) of the Constitution; and
 - (d) any treaty and convention ratified by Kenya under Article 2(6) of the Constitution.

Justification

The proposed amendment seeks to specify matters to be provided for in regulations and to align clause 31 of the Bill with Standing Order 118. It provides that every Bill that confers on any State organ, State officer or person the authority to make provision having the force of law in Kenya in terms of Article 94(6) of the Constitution shall contain a separate and distinct part of the Bill under the title “Provisions on Delegated Powers” in which shall be expressly specified—

- (a) the purpose and objectives for which that authority is conferred;
- (b) the limits of the authority;
- (c) the nature and scope of the law which may be made; and
- (d) the principles and standards applicable to the law made under the authority.

PART V

THAT, the Bill be amended by deleting Part V and substituting therefor the following new Part—

PART V- TRANSITIONAL PROVISIONS

Interpretation.	32. In this Part—
	“appointed day” means the day this Act comes into operations;
L.N. 120/2004.	“former Council” means the National Council for Population and Development established under order 3 of the State Corporations (National Council for Population and Development) Order, 2004; and

	“successor Council” means the Kenya National Council for Population and Development established under section 4 of this Act.
Revocation of L.N. 120/2004.	33. The State Corporations (National Council for Population and Development) Order, 2004 is revoked.
Transfer of assets and liabilities.	34. All funds, assets and other property which immediately before the appointed day were vested in the former Council shall, by virtue of this section, vest in the successor Council subject to all interests, liabilities, obligations and trusts affecting the property.
Employees of the Council.	35. (1) All persons who were employed by the former Council before the appointed day shall continue in the employment of the successor Council.
	(2) The terms and conditions, including the salary, on which a person referred to in subsection (1) was employed immediately before the appointed day, shall be no less favorable than those that applied to that person’s office immediately before the appointed day.
	(3) There shall be no break in the employment of an employee of the former Council immediately before the appointed day as a result of commencement of this Act.
	(4) Nothing in this Act affects the pension rights of a person who was employed by the former Council before the appointed day.
Legal proceedings.	36. On or after the appointed day, all actions, suits or legal proceedings pending by or against the former Council shall be carried on or prosecuted by or against the successor Council, and no action, suit or legal proceedings shall in any manner abate or be prejudicially affected by the enactment of this Act.
Reference to written laws.	37. Any reference to the former Council in any written law or in any contract, document or instrument of whatever nature shall, on the appointed day, be read and construed as a reference to the successor Council.
Directions, orders, etc of former Council.	38. All directions, orders and authorizations given by the former Council and subsisting or valid immediately before the appointed day, shall be deemed to have been given, issued or made by the successor Council.

Justification

The proposed amendments seek to ensure that all transitional matters are clearly provided for to ensure seamless transition from the existing National Council for Population and Development to the proposed new Council.



**THE NATIONAL ASSEMBLY
THIRTEENTH PARLIAMENT - FOURTH SESSION- 2025**

**DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING.
ADOPTION LIST
REPORT ON THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL
(NATIONAL ASSEMBLY BILL NO. 72 OF 2023)**

We, the Members of the Departmental Committee on Finance and National Planning have pursuant to Standing Order 199, adopted this Report and affix our signatures to affirm our approval and confirm its accuracy, validity and authenticity today, **Thursday, 27th February, 2025.**

S/NO.	NAME	SIGNATURE
1.	HON. (CPA). KURIA KIMANI, MP - CHAIRPERSON	
2.	HON. (AMB). BENJAMIN KIPKIRUI LANGAT, MP – VICE CHAIRPERSON	
3.	HON. DR. ADAN KEYNAN WEHLIYE, MP	
4.	HON. GEORGE SUNKUYIA RISA, MP	
5.	HON. (CPA) JOSEPH MAERO OYULA, MP	
6.	HON. ANDREW ADIPO OKUOME, MP	
7.	HON. DAVID MWALIKA MBONI, MP	
8.	HON. JOSEPH MAKILAP KIPKOROS, MP	
9.	HON. JOSEPH KAMAU MUNYORO, MP	
10.	HON. (CPA) JULIUS KIPLETING RUTTO, MP	
11.	HON. PAUL KIBICHIY BIEGO, MP	
12.	HON. UMUL KER SHEIKH KASSIM, MP	
13.	HON. DR. SHADRACK MWITI ITHINJI, MP	
14.	HON. DR. JOHN ARIKO NAMOIT, MP	
15.	HON. MOHAMED SOUD MACHELE, MP	

MINUTES OF THE 9TH SITTING OF DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING HELD ON THURSDAY, 27TH FEBRUARY 2025 IN COMMITTEE ROOM 23, BUNGE TOWER, AT 10.00 A.M

PRESENT

- | | | |
|--|---|------------------|
| 1. Hon. CPA. Kuria Kimani, CBS, MP | - | Chairperson |
| 2. Hon. (Amb.) Benjamin Kipkirui Langat, CBS, MP | - | Vice-Chairperson |
| 3. Hon. Joseph Makilap Kipkoros, MP | | |
| 4. Hon. David Mwalika Mboni, MP | | |
| 5. Hon. Andrew Adipo Okuome, MP | | |
| 6. Hon. (Dr.) John Ariko Namoit, MP | | |
| 7. Hon. Umul Ker Sheikh Kassim, MP | | |

ABSENT WITH APOLOGY

1. Hon. Mohamed Soud Machele, MP
2. Hon. (Dr.) Shadrack Mwiti Ithinji, MP
3. Hon. Julius Kipletting Rutto, MP
4. Hon. CPA. Joseph Maero Oyula, MP
5. Hon. Paul Kibichiy Biego, MP
6. Hon. (Dr.) Adan Keynan Wehliye, CBS, MP
7. Hon. George Sunkuyia Risa, MP
8. Hon. Joseph Munyoro, MP

COMMITTEE SECRETARIAT

- | | | |
|-------------------------|---|------------------------------|
| 1. Mr. Benjamin Magut | - | Principal Clerk Assistant II |
| 2. Mr. James Macharia | - | Media Relations Officer I |
| 3. Mr. Benson Kamande | - | Clerk Assistant III |
| 4. Ms. Winfred Kambua | - | Clerk Assistant III |
| 5. Mr. Salem Lorot | - | Legal Counsel I |
| 6. Mr. George Ndenjeshe | - | Fiscal Analyst III |
| 7. Ms. Peninah Simiren | - | Legal Counsel II |
| 8. Ms. Nelly Ondieki | - | Research Officer III |
| 9. Ms. Joyce Wachera | - | Hansard Officer II |
| 10. Mr. Ian Kinuthia | - | Intern |
| 11. Mr. Allan Kimani | - | Intern, Audio Services |

AGENDA

1. Prayers
2. Preliminaries/Introductions
3. Confirmation of Minutes/Matters Arising
Consideration and adoption of the following reports; -
 - a) **The 2025 Budget Policy Statement.**
 - b) **The Kenya National Council for population and Development Bill (National Assembly Bill No. 72 of 2023)**
4. Any other Business
5. Adjournment/Date of the Next Sitting.

MIN No. NA/F & NP/2025/036:

PRELIMINARIES

The meeting was called to order at 10.24 a.m. with a word of prayer followed by self-introductions of the members present. The Chairperson then invited members to deliberate on the day's agenda.

MIN No. NA/F & NP/2025/037:

CONFIRMATION OF MINUTES

Confirmation of minutes of the previous sittings were deferred to the next sitting.

MIN No. NA/F & NP/2025/038:

**CONSIDERATION AND ADOPTION OF THE
REPORT ON THE 2025 BUDGET POLICY
STATEMENT.**

The Committee was taken through the draft report on the 2025 Budget Policy statement by the Fiscal Analyst and the following were the key observations made by the Committee.

- a) That the E-Citizen platform is fully owned by the government, with a private vendor contracted for three years to manage its operations and provide capacity-building support. The vendor's compensation is structured based on the number of government entities utilizing the platform, aligning payment with the system's expansion and adoption.
- b) It was also noted that the platform was initially under the Ministry of ICT but later came under the administration of the Immigration Department, which now serves as the custodian of the agreement documents which transition has placed the Immigration Department in charge of overseeing the platform's contractual and operational aspects.
- c) It was also observed that the government's revenue collection has consistently fallen short, with deficits increasing from KSh. 123.6 billion in FY 2022/23 to KSh. 205 billion in FY 2023/24, and KSh. 204.9 billion in FY 2024/25. Furthermore, as of January 2025, the current FY 2024/25 recorded an ordinary revenue shortfall of KSh. 113 billion.
- d) Despite several challenges, the National Treasury projects a sharp increase in revenue to KSh. 3,385.8 billion in FY 2025/26, raising concerns about the credibility of these targets. With slower economic growth expected, revenue collection is also likely to increase at a slower pace, making these ambitious projections highly questionable.
- e) It was observed that in FY 2024/25, the total allocation for the National Government Constituencies Development Fund (NG-CDF) stands at KSh. 68,232.9 million, which includes KSh. 13,455.9 million carried over from FY 2023/24. However, based on the Budget Policy Statement (BPS) 2025 ceilings, the NG-CDF allocation has been significantly reduced from KSh. 54.77 billion in the current financial year to KSh. 26 billion in FY 2025/26. This reduction appears to be a direct consequence of the High

Court ruling issued on September 20, 2024, which declared the NG-CDF unconstitutional and ordered its cessation by June 30, 2026.

- f) It was noted that the government settled a KSh 19.6 billion loan guaranteed for Kenya Airways (KQ). Some local banks holding shares in KQ had requested that the loan be repaid in U.S dollars instead of Kenyan shillings, which may have had exchange rate implications for public finances
- g) Additionally, Ministries, Departments, and Agencies (MDAs) were observed to make lump sum funding requests without providing detailed breakdowns of how the funds will be utilized. The Committee argued that this lack of specificity raises concerns about budget transparency, financial oversight, and accountability, as it becomes difficult to track expenditure and ensure funds are allocated efficiently.

Committee Recommendations.

- a) The Committee recommended an enhancement of KSh 31 545 billion for the State Department of Economic Planning budget to address the underfunding of the National Government Constituencies Development Fund (NG-CDF). They argued that as stipulated in the NG-CDF Act, the allocation should be no less than 2.5% of the national government's share of revenue. However, the 2025 Budget Policy Statement (BPS) has allocated only KSh 26 billion for the Financial Year 2025/26, resulting in a significant shortfall of KSh 38 billion. In light of this, the Committee strongly urged the House to reconsider the current allocation and increase the NG-CDF budget to KSh 64 billion to ensure compliance with the legal framework and adequately support constituency-level development initiatives. It was the committee's view that this adjustment is crucial for enhancing service delivery, infrastructure development, and community projects that directly benefit citizens across the country.
- b) The Committee further recommended the approval of budget ceilings, including KSh 130.708 billion for the National Treasury, KSh 409 million for the Commission on Revenue Allocation, and KSh. 777.5 million for the Office of the Controller of Budget.

The Committee further recommended the following additional requests as indicated on the table below:-

State Department	Program	Implementing Agencies	Amount KSh. million	Reason

Commission on Revenue Allocation	Inter Commission on Revenue Allocation	Commission on Revenue Allocation		<p>To facilitate the timely identification of marginalized areas, the government will implement inclusive, data-driven policies to enable targeted interventions.</p> <p>To facilitate the implementation of the County Integrated Revenue Management System (CIRMS), efforts will focus on enhancing efficiency, transparency, and accountability in county revenue management.</p>
			130	
The National Treasury	General Administration	PPRA		<p>To strengthen enforcement, regulatory oversight and monitoring mechanisms will be reinforced to ensure compliance, transparency, and accountability in procurement processes, preventing fraud and inefficiencies.</p> <p>For capacity-building initiatives, targeted training, resource allocation, and skill development will be implemented to strengthen procurement entities.</p>
			100	
Economic Planning	Sectoral and intergovernmental Development Planning	NG-CDF		<p>crucial for enhancing service delivery, infrastructure development, and community projects that directly benefit citizens across the country</p>
			38,000	

The Report was thereafter adopted having been proposed by Hon. Joseph Makilap, MP and seconded by Hon. Andrew Adipo, Mp.

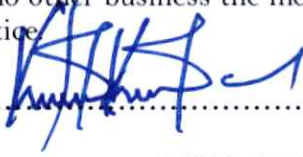
**CONSIDERATION AND ADOPTION OF THE
REPORT ON THE KENYA NATIONAL
COUNCIL FOR POPULATION AND
DEVELOPMENT BILL (NATIONAL
ASSEMBLY BILL NO. 72 OF 2023)**

The meeting deliberated at length and agreed on the observations and recommendations contained in Chapter four and five of the Report. The Report was thereafter adopted having been proposed by Hon. Umul Ker Sheikh Kassim, MP and seconded by Hon. Joseph Makilap, MP.

MIN No. NA/F & NP/2025/040:

**ADJOURNMENT/DATE OF THE NEXT
MEETING**

There being no other business the meeting was adjourned at 11.59 a.m.. The next meeting will be held on notice.

SIGNED:  DATE: 13th March, 2025

HON. CPA. KURIA KIMANI, CBS, MP
CHAIRPERSON, DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL
PLANNING.



REPUBLIC OF KENYA
THIRTEENTH PARLIAMENT- THIRD SESSION (2024)
THE NATIONAL ASSEMBLY

IN THE MATTER OF ARTICLE 118(1) (b) OF THE CONSTITUTION
AND

IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF-

1. **THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 72 OF 2023);**
2. **THE SOCIAL ASSISTANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 80 OF 2023)**
3. **THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 2 OF 2024);**
4. **THE TECHNOPOLIS BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2024); AND**
5. **THE COOPERATIVES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2024).**

INVITATION TO SUBMIT MEMORANDA

Article 118(1) (b) of the Constitution requires Parliament to facilitate public participation and involvement in the legislative and other business of Parliament and its Committees and National Assembly Standing Order 127(3) requires House Committees considering Bills to facilitate public participation;

AND WHEREAS, the Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023), the Social Assistance (Amendment) Bill (National Assembly Bill No. 80 of 2023), the Public Finance Management (Amendment) Bill (National Assembly Bill No. 2 of 2024), the Technopolis Bill (National Assembly Bill No. 6 of 2024); and the Cooperatives Bill (National Assembly Bill No. 7 of 2024) have been referred for the first time and referred to the relevant Departmental Committees for consideration and reporting back to the House;

IT IS NOTIFIED that:-

1. **The Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023)** is a Bill sponsored by the **Leader of the Majority Party, Hon. Kimani Ichung'wah, EGH, MP** that seeks to anchor the Kenya National Council for Population and Development in law through an Act of Parliament. The Council is currently established under Legal Notice No. 120 of 2004. Under the Bill, the Council is mandated, among others, to-
 - (a) carry out research and analysis on population issues;
 - (b) develop policies, plans and publications relating to population and development;
 - (c) identify and advise national and county governments on population issues that may not be adequately or appropriately addressed;
 - (d) co-ordinate and supervise population programmes;
 - (e) establish standards for population programmes;
 - (f) monitor and assess the impact of population programmes and make recommendations arising from such assessments;
 - (g) create public awareness and mobilize support for population and development programmes in the country;
 - (h) undertake advocacy activities to support population issues, including family planning; and
 - (i) mobilize resources for implementation of population programmes.
2. **The Social Assistance (Amendment) Bill (National Assembly Bill No. 80 of 2023)** is a Bill sponsored by **Hon. Peter Francis Masara, MP** that seeks to amend the Social Assistance Act, 2013 to require the Social Assistance Authority to collaborate with County Governments in the provision of social assistance to elderly persons with regard to shelter and health care services.
3. **The Public Finance Management (Amendment) Bill (National Assembly Bill No. 2 of 2024)** is a Bill sponsored by the **Hon. Kuria Kimani, MP** that seeks to amend the Public Finance Management Act, 2012. The Bill proposes to reduce the time for submission of financial statements to the Office of the Auditor General by public entities from three months after the end of a financial year to one month. This will ensure that the Office of the Auditor General has adequate time to audit the statements and prepare the required reports.
4. **The Technopolis Bill (National Assembly Bill No. 6 of 2024)** is a Bill sponsored by the **Leader of the Majority Party, Hon. Kimani Ichung'wah, EGH, MP** to provide a comprehensive framework for the establishment of a Technopolis in Kenya. The Bill envisions the Technopolis as an ecosystem that combines integrated state-of-the-art infrastructure, enabling policies, and a legal framework intended to maximize Kenya's competitiveness in high technology and grow its knowledge economy. The Bill creates a Technopolis Development Authority that is mandated, among others, with the development, planning, management, improvement and maintenance of the Technopolis and any other Technopolis subsequently established.
5. **The Cooperatives Bill (National Assembly Bill No. 7 of 2024)** is a Bill sponsored by the **Leader of Majority, Hon. Kimani Ichung'wah, EGH, MP** that seeks to provide a legal framework that promotes a sustainable and competitive cooperative sector for socio-economic development in a devolved system of governance. More specifically, the Bill seeks to provide for matters relating to the promotion, constitution, registration and regulation of Cooperatives and to give effect to Article 186 and the Fourth Schedule to the Constitution of Kenya by repealing and replacing the Co-operative Societies Act, 1997.

NOW THEREFORE, in compliance with Article 118(1) (b) of the Constitution and Standing Order 127(3), the Clerk of the National Assembly hereby invites the public and stakeholders to submit memoranda on the Bills to the respective Departmental Committees listed below:-

No.	BILL	COMMITTEE
1.	The Kenya National Council for Population and Development Bill (National Assembly Bill No. 72 of 2023)	Finance and National Planning
2.	The Social Assistance (Amendment) Bill (National Assembly Bill No. 80 of 2023)	Social Protection
3.	The Public Finance Management (Amendment) Bill (National Assembly Bill No. 2 of 2024)	Finance and National Planning
4.	The Technopolis Bill (National Assembly Bill No. 6 of 2024)	Communication, Information and Innovation
5.	The Cooperatives Bill (National Assembly Bill No. 7 of 2024)	Trade, Industry and Co-operatives

Copies of the Bills are available at the National Assembly Table Office, Main Parliament Buildings and on www.parliament.go.ke/the-national-assembly/house-business/bills.

The memoranda may be forwarded to the **Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi**; hand-delivered to the **Office of the Clerk, Main Parliament Buildings, Nairobi** or emailed to ena@parliament.go.ke to be received on or before **Tuesday 30th April, 2024 at 5.00 p.m.**

S. NJOROGE, CBS
CLERK OF THE NATIONAL ASSEMBLY
 16th April 2024

"For the Welfare of Society and the just Government of the People"



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31st October, 2024

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Dear *Ms Wanyambe*

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or Ms. Winfred Kambua on Tel. No 0720571777 or email address
winfred.kilonzo@parliament.go.ke.

Yours



JEREMIAH W. NDOMBI, MBS
For: CLERK OF THE NATIONAL ASSEMBLY

Copy: Hon. CPA John Mbadi Ng'ongo, EGH
Cabinet Secretary
Ministry of National Treasury and Economic Planning
Treasury Buildings
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Hon. Dorcas Oduor
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Chief Executive Officer/Secretary,
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1st Floor, Solution Tech Place,
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Dear *Ms Njeru*

RE: STAKEHOLDER ENGAGEMENT ON THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL, 2023 (NATIONAL ASSEMBLY BILL NO. 72 OF 2023) BY THE DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING

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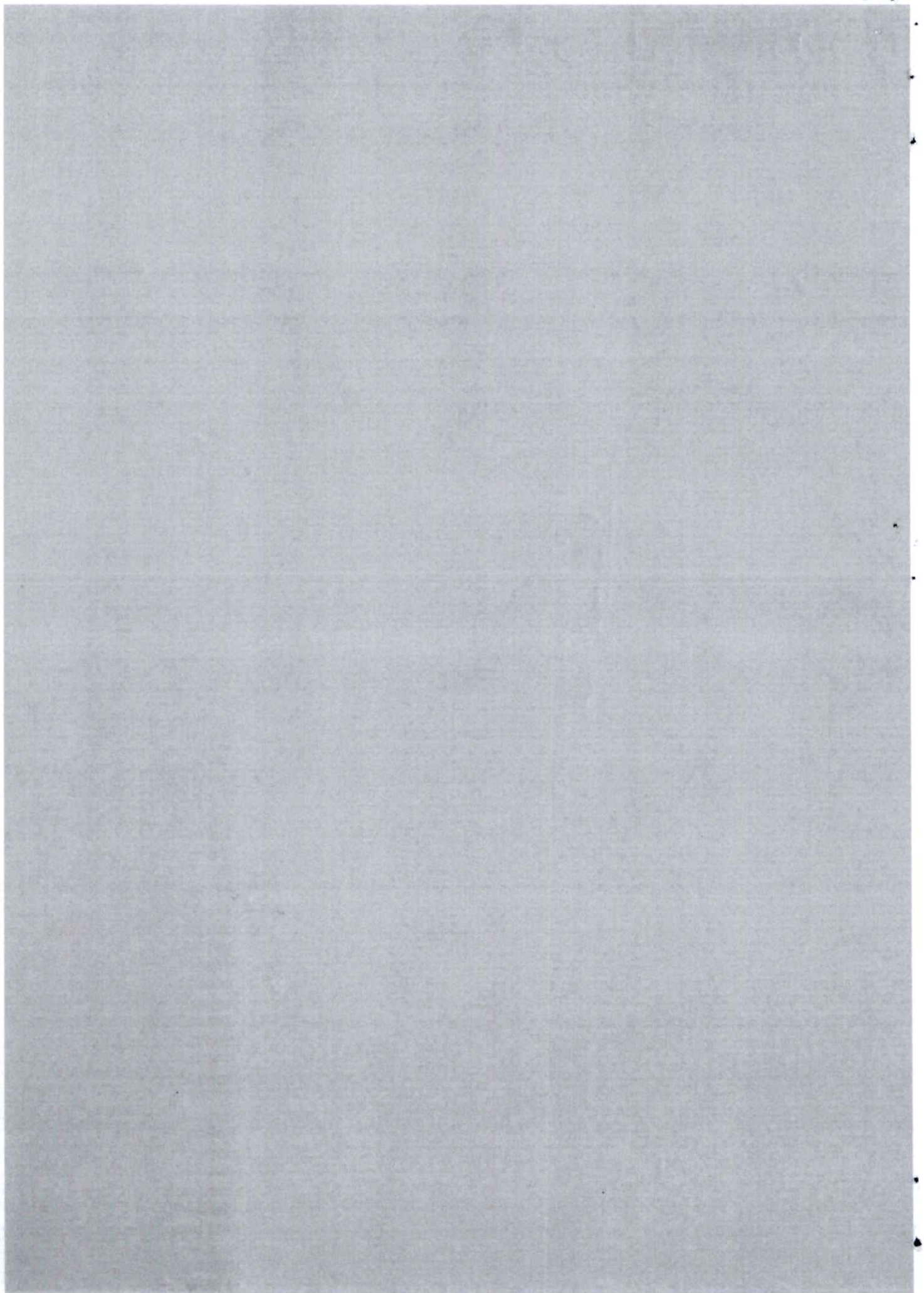
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JEREMIAH W. NDOMBI, MBS
For: CLERK OF THE NATIONAL ASSEMBLY

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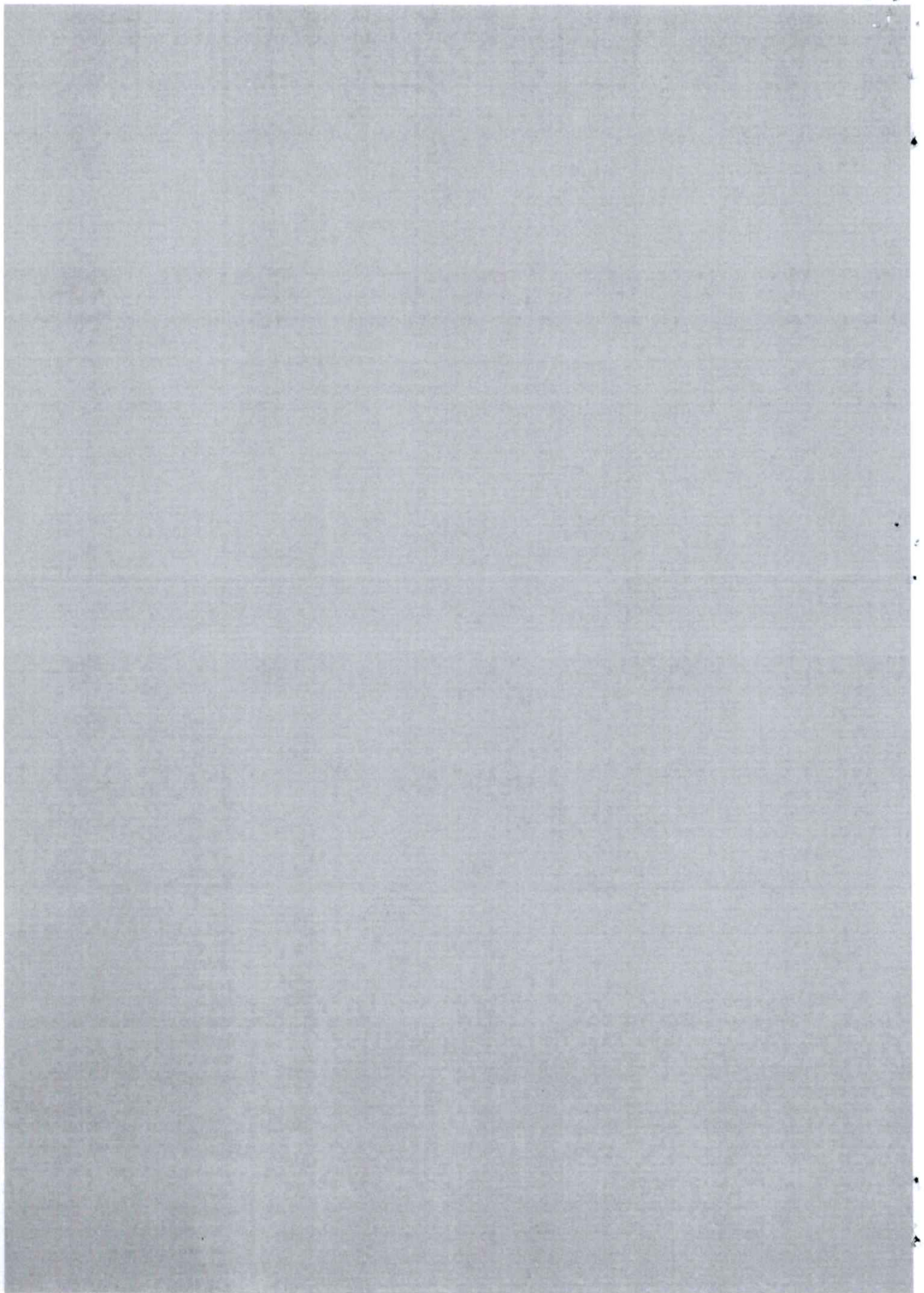
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For: CLERK OF THE NATIONAL ASSEMBLY

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Dear **Mr. Salat**

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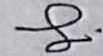
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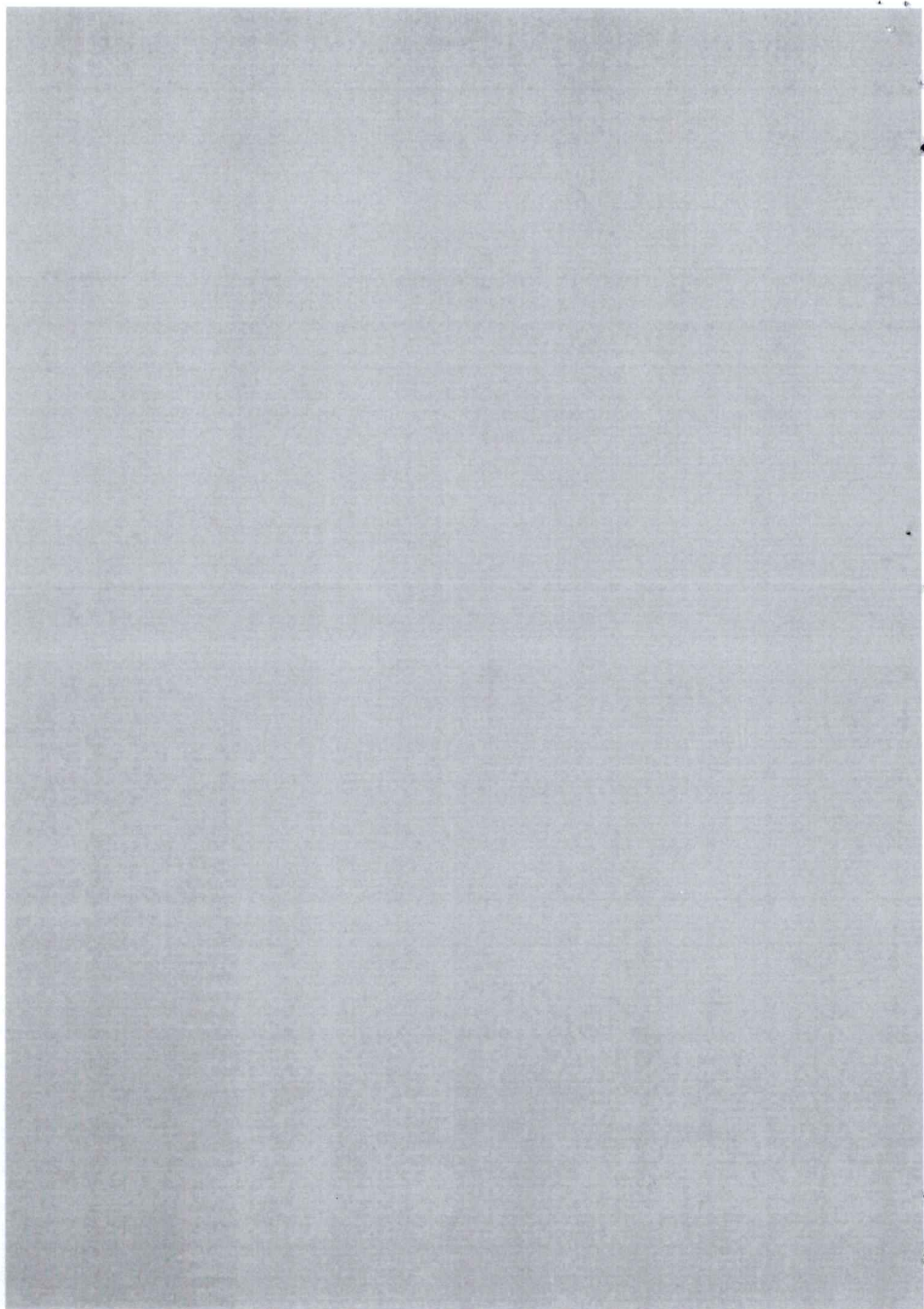
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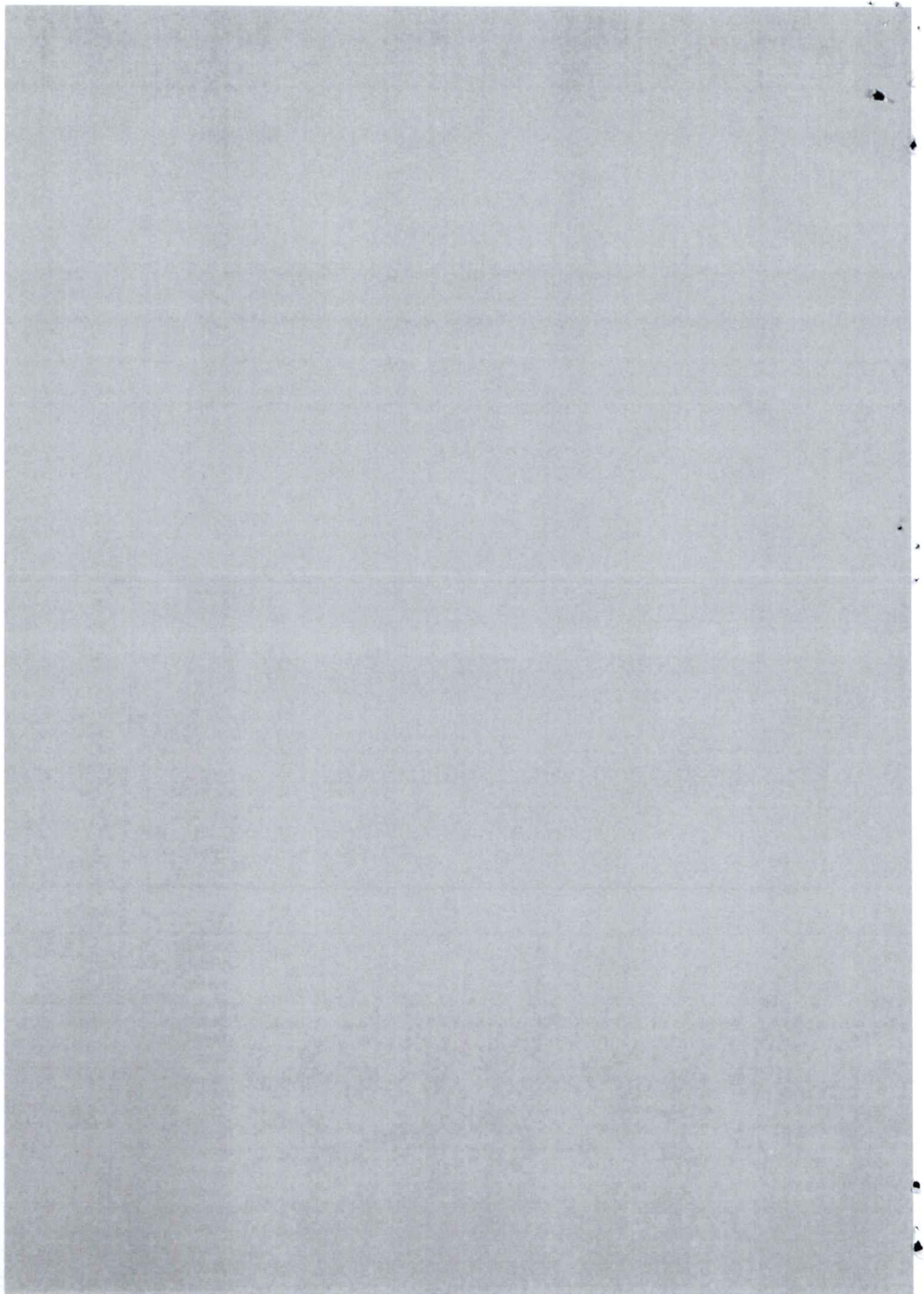
Yours



JEREMIAH W. NDOMBI, MBS
For: CLERK OF THE NATIONAL ASSEMBLY

Copy: Hon. CPA John Mbadi Ng'ongo, EGH
Cabinet Secretary
Ministry of National Treasury and Economic Planning
Treasury Buildings
NAIROBI

Hon. Dorcas Oduor
Attorney-General of the Republic of Kenya
Office of the Attorney-General and Department of Justice
State Law Office
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When replying, please quote
REF: NA/DDC/F&NP/2024/165

31st October, 2024

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Treasury Buildings
NAIROBI.

Mr. James Muhati
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State Department for Economic Planning
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Ms. Betty Sungura Nyabuto, MBS
Chief Executive Officer/Secretary.
National Gender and Equality
Commission
1st Floor, Solution Tech Place,
5 Longonot Rd, Upper Hill
NAIROBI

Dear *Mr. Mwarua*

RE: STAKEHOLDER ENGAGEMENT ON THE KENYA NATIONAL COUNCIL FOR POPULATION AND DEVELOPMENT BILL, 2023 (NATIONAL ASSEMBLY BILL NO. 72 OF 2023) BY THE DEPARTMENTAL COMMITTEE ON FINANCE AND NATIONAL PLANNING

The Departmental Committee on Finance and National Planning is established pursuant to National Assembly Standing Order 216 which mandates it *inter alia*, to "*study and review all the legislation referred to it.*"

The Kenya National Council for Population and Development Bill, 2023 (*National Assembly Bill No. 72 of 2023*), underwent the First Reading pursuant to Standing Order 127(3) on **Tuesday, 9th April 2024** and was committed to the Departmental Committee on Finance and National Planning for consideration and reporting back to the House.

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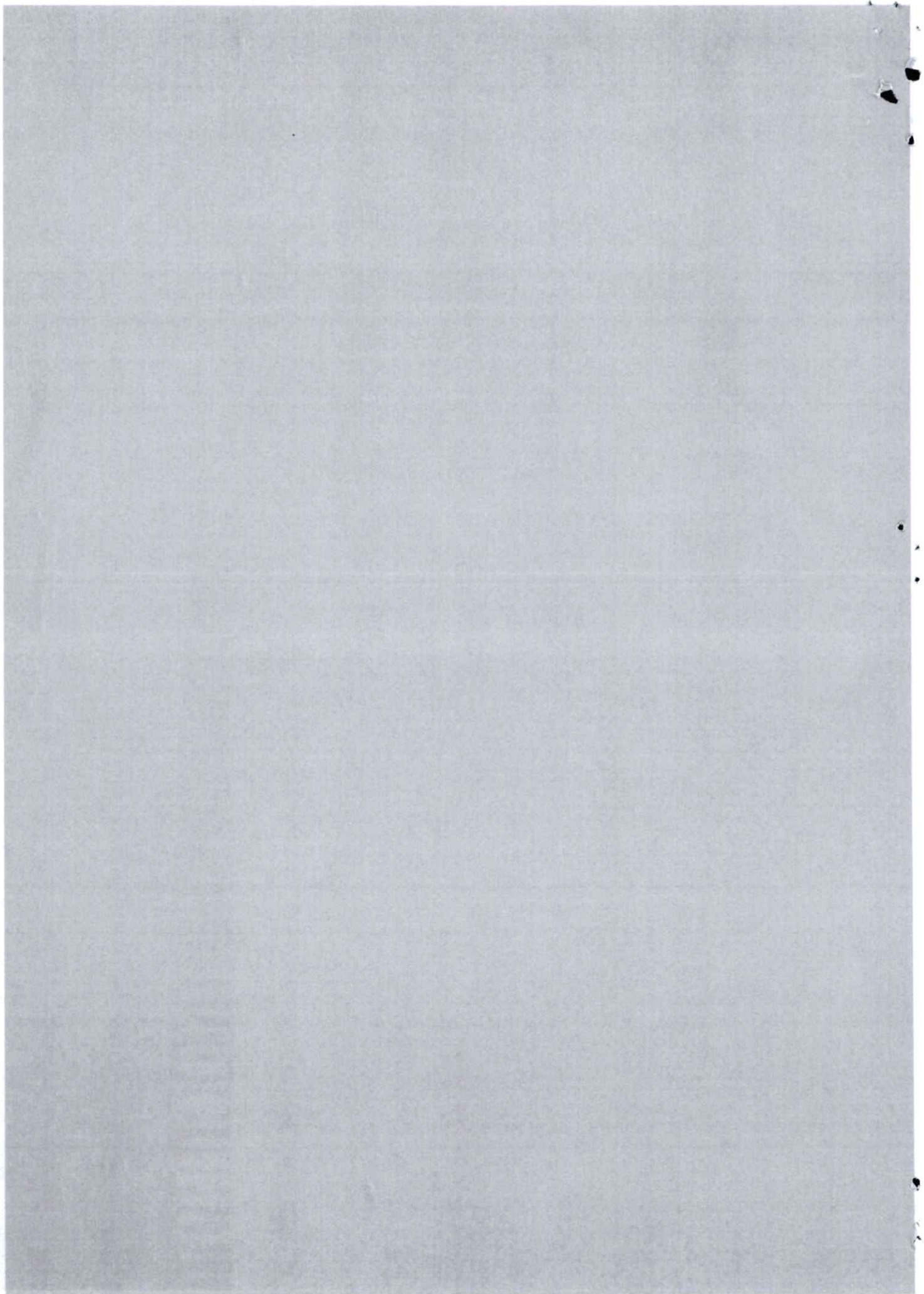
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