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REPUBLIC OF KENYA

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THE NATIONAL ASSEMBLY
THIRTEENTH PARLIAMENT – FOURTH SESSION – 2025
DIRECTORATE OF DEPARTMENTAL COMMITTEES

DEPARTMENTAL COMMITTEE ON DEFENCE, INTELLIGENCE AND FOREIGN
RELATIONS

REPORT ON BUDGET IMPLEMENTATION OVERSIGHT FOR THE FINANCIAL
YEAR 2023/24 FOR THE FOLLOWING ENTITIES:

- a) VOTE 1053: STATE DEPARTMENT FOR FOREIGN AFFAIRS
- b) VOTE 1054: STATE DEPARTMENT FOR DIASPORA AFFAIRS
- c) VOTE 1221: STATE DEPARTMENT FOR EAST AFRICAN COMMUNITY

CLERK'S CHAMBERS
DIRECTORATE OF DEPARTMENTAL COMMITTEES
PARLIAMENT BUILDINGS
NAIROBI

MARCH 2025

THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 01 APR 2025	
DAY: Tuesday	
TABLED BY:	Vice-Chairperson Hon. Abdullahi Basher, MP
CLERK-AT THE-TABLE:	Gebru dechabet



CHAIRPERSON'S FOREWORD

One of the roles of the National Assembly, as provided under Article 95 (4) (c) of the Constitution, is oversight over national revenue and its expenditure. It is on this basis that budget implementation oversight is a critical facet of the House's oversight mandate. Further, the National Assembly Standing Orders 216(5) (ba) and 245A focuses on budget implementation monitoring. Specifically, S.O 245A (2) requires each Departmental Committee to, pursuant to S.O 216(5) (ba), do the following:

- a) review the quarterly reports submitted by CS Finance pursuant to the PFM Act;
- b) review reports submitted by the Controller of Budget (CoB) on matters relating to implementation of the Budget by the national government;
- c) examine and report on the expenditures and non-financial performance of the budget of the national government; and
- d) examine the conformity of the implementation process with the principles and values of public finance as set out in Article 201 of the Constitution.

In a bid to operationalize the mandate, the Committee requested information from MDAs regarding the 2023/2024 FY budget for implementation monitoring, including financial performance, non-financial performance, quarterly project information, re-allocations, pending payments, and liabilities incurred, through a letter dated 3rd August 2023. Having analyzed the information requested from the MDAs, the Committee made the following recommendations:

A. State Department for Foreign Affairs (SDFA)

- 1) To properly manage the problem of high rental and leasing costs for Missions abroad, the State Department for Foreign Affairs should submit to the Committee, within 30 days from the date of adoption of this report by the House, a detailed asset acquisition plan (rent-to-own scheme) to ensure that in the long run it owns the properties.
- 2) For all the Missions abroad, the State Department for Foreign Affairs should submit a report to the Committee, within 30 days from the date of adoption of this report by the House, documenting all the properties owned (the report should indicate the following: *date of purchase, location, current estimated value of the property, usage of the property, i.e., office/residential, and condition of the property*).

B. State Department for Diaspora Affairs (SDDA)

- 3) The State Department for Diaspora Affairs should submit to the Committee, within 30 days from the date of adoption of this report by the House, a report showing the statistics of the Kenyan diaspora in the various countries and, for those not registered, the plans they have put in place to ensure they are registered for effective service delivery and assistance in case of an emergency requiring evacuation.

C. State Department for East African Community (SDEAC)

- 4) The State Department for East African Community to submit to the Committee, within 30 days from the date of adoption of this report by the House, detailing how inadequate funding has inhibited it from fully discharging its mandate, and how its budgetary allocation compares with the equivalent Ministries/State Department of the other EAC Partner States, and how EAC has benefited Kenya viz-vis its contribution to EAC in the last 3 financial years.

The Hon. Nelson Koech, M.P.

Chairperson, Departmental Committee on Defence, Intelligence and Foreign Relations

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LIST OF ABBREVIATIONS AND ACRONYMS

A-I-A	Appropriations- in- Aid
ANC	Amani National Congress
ATMIS	African Union Transition Mission in Somalia
AU	African Union
BIO	Budget Implementation Oversight
CoB	Controller of Budget
DC	Departmental Committee
DRC	Democratic Republic of Congo
EAC	East African Community
FY	Financial Year
ICGLR	International Conference on the Great Lakes Region
IFMIS	Integrated Financial Management Information System
IGAD	Intergovernmental Authority on Development
MDAs	Ministries, Departments and Agencies
MFDA	Ministry of Foreign and Diaspora Affairs
N.A	National Assembly
ODM	Orange Democratic Party
PBO	Parliamentary Budget Office
PSOs	Peace Support Operations
QEBR	Quarterly Economic and Budget Review
S.O	Standing Orders
SAGAs	Semi-Autonomous Government Agencies
SDDA	State Department for Diaspora Affairs
SDEAC	State Department for East African Community
SDFA	State Department for Foreign Affairs
UDA	United Democratic Alliance
UDM	United Democratic Movement
UNEP	United National Environmental Programme
UNGA	United Nations General Assembly
UN-HABITAT	United Nations Human Settlements Programme
UNON	United Nations Office Nairobi
WDM-K	Wiper Democratic Movement-Kenya

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CHAPTER ONE

1.0 PREFACE

1.1 Mandate of the Committee

1. The Departmental Committee on Defence, Intelligence and Foreign Relations is one of the twenty (20) Departmental Committees of the National Assembly established under *Standing Order 216* whose mandates involve to, among others, *monitor and report on the implementation of the national budget in respect of their mandate.*
2. The Second Schedule to the National Assembly Standing Orders assigns the Departmental Committee on Defence, Intelligence and Foreign Relations the mandate to consider matters in related to *Defence, intelligence, foreign relations, diplomatic and consular services, international boundaries including territorial waters, international relations, and veteran affairs.*
3. In executing its mandate, the Committee is mandated to oversee and report on the expenditure and non-financial performance of the budget of the national government for the following State Organs under its purview:
 - a) Vote 1041: Ministry of Defence (MoD)
 - b) Vote 1053: State Department for Foreign Affairs (SDFA)
 - c) Vote 1054: State Department for Diaspora Affairs (SDDA)
 - d) Vote 1221: State Department for East African Community (SDEAC)
 - e) Vote 1281: National Intelligence Service (NIS)

I.2 Committee Membership

4. The Departmental Committee on Defence, Intelligence and Foreign Relations was constituted by the House on 27th October, 2022 and comprises the following Members:

Chairperson
Hon. Koech Nelson, M.P.
Belgut Constituency
UDA Party

Vice-Chairperson
Hon. Maj. (Rtd.) Sheikh Abdullahi Bashir, M.P.
Mandera North Constituency
UDM Party

Members

Hon. Wanjira Martha Wangari, M.P,
Gilgil Constituency
UDA Party

Hon. Joshua Kandie, MP
Baringo Central Constituency
UDA Party

Hon. Hassan Abdi Yusuf, MP
Kamkunji Constituency
Jubilee Party

Hon. Kwenya Thuku Zachary, MP
Kinangop Constituency
Jubilee Party

Hon. Odhiambo Millie G. Akoth, MP
Suba North Constituency
ODM Party

Hon. Logova Sloya Clement, MP
Sabatia Constituency
UDA Party

Hon. Kanchory Elijah Memusi, MP
Kajiado Central Constituency
ODM Party

Hon. Ikana Fredrick Lusuli, MP
Shinyalu Constituency
ANC Party

Hon. (Dr.) Kasalu Irene Muthoni, MP
Kitui County
WDM-K

Hon. Mohamed A. Hussein, MP
Lagdera Constituency
ODM Party

Hon. Kirima Moses Nguchine, MP
Imenti Central Constituency
UDA Party

Hon. Teresia Wanjiru Mwangi, MP
Nominated Member
UDA Party

Hon. Luyai Caleb Amisi, MP
Saboti Constituency
ODM Party

1.3 Committee Secretariat

5. The Committee is facilitated by the following staff:

Mr. Dennis M. Ogechi

Lead Clerk/Head of Secretariat

Mr. Lenny Muchangi
Legal Counsel II

Mr. Bernard Njeru

Clerk Assistant III

Mr. Salat Ali
Principal Serjeant-at-Arms

Mr. Machuki E. Mwebi

Fiscal Analyst III

Ms. Noelle Chelagat
Media Relations Officer I

Mr. John Ng'ang'a
Audio Recording Officer

Mr. Daniel Ominde
Research Officer III

Ms. Faith Malala
Public Communications Officer III

1.4 Overview on Budget Implementation Monitoring

6. One of the roles of the National Assembly (N.A) as provided under Article 95 (4) (c) of CoK 2010 regards oversight over national revenue and its expenditure. It is on this basis that budget implementation oversight is key for the N.A to execute its oversight mandate. Further, N.A Standing Orders (S.O) 216(5) (ba)¹ and S.O 245A focuses on budget implementation monitoring. Specifically, (S.O) 245A (2) requires that each Departmental Committee (DC) shall pursuant to S.O 216(5) (ba) do the following regarding budget implementation oversight:
- review the quarterly reports submitted by the Cabinet Secretary responsible for finance pursuant to the Public Finance Management Act;
 - review reports submitted by the Controller of Budget (CoB) on matters relating to implementation of the Budget by the national government;
 - examine and report on the expenditures and non-financial performance of the budget of the national government; and
 - examine the conformity of the implementation process with the principles and values of public finance as set out in Article 201 of the Constitution.
7. Budget Implementation Oversight (BIO) relies heavily on the scrutiny of the Approved Annual & Supplementary Estimates, Controller of Budget (COB) reports, Committee Reports, PBO Research, MDAs submissions, Quarterly Economic and Budget Review (QEBR) reports and other relevant publications.

¹ Requires the DCs to monitor and report on the national budget's implementation in relation to its mandate on a quarterly basis.

CHAPTER TWO

2.0 SUBMISSIONS BY MINISTRIES, DEPARTMENTS AND AGENCIES

8. The section will focus on the full-year performance for 2023/24 for 3 out of 5 MDAs under the Committee's purview.

2.1 State Department for Foreign Affairs

2.1.1 Financial Performance

9. The Department implements four programmes with nine sub-programmes whose expenditure performance in FY 2023/24 is shown in Table I.

Table I: S DFA FY 2023/24 Financial Performance FY 2023/24 (KES. Millions)

Programme	Approved	Supp. I	Supp. II (PBO)	Supp. II (S DFA)	Expenditure	Utilization Rate
GAPSS	3,125.80	3,327.44	4,246.14	4,246.14	3,473.65	81.81%
Current Expenditure	2,699.12	3,000.76	3,919.46	3,919.46	3,146.97	80.29%
Administration services	2,699.12	3,000.76	3,919.46	3,919.46	3,146.97	80.29%
Capital Expenditure	426.68	326.68	326.68	326.68	326.68	100.00%
Administration services	426.68	326.68	326.68	326.68	326.68	100.00%
Foreign Relation and Diplomacy	16,424.71	17,060.21	18,824.34	18,824.34	18,774.46	99.74%
Current Expenditure	14,980.39	16,215.89	17,980.02	17,980.02	17,930.14	99.72%
Management of Kenya missions abroad	13,961.67	14,711.64	15,475.77	15,216.93	15,194.68	98.18%
Management of International Treaties, Agreements and Conventions	32.81	31.18	31.18	31.18	30.87	99.00%
Coordination of State Protocol	769.73	1,265.01	2,265.01	2,731.91	2,704.59	119.41%
International Relations and Cooperation	216.18	208.05	208.05	-	-	0.00%
Capital Expenditure	1,444.32	844.32	844.32	844.32	844.32	100.00%
Infrastructure Development for Missions	1,194.32	694.32	694.32	694.32	694.32	100.00%
International Relations and Cooperation	250.00	150.00	150.00	150.00	150.00	100.00%
Economic Cooperation and Commercial Diplomacy	51.82	49.86	49.86	49.85	49.85	99.97%
Current Expenditure	51.82	49.86	49.86	49.85	49.85	99.97%
Economic and Commercial Cooperation	51.82	49.86	49.86	49.85	49.85	99.97%
Foreign Policy Research, Capacity Dev and Technical Cooperation	114.84	114.30	114.30	114.29	114.29	99.99%
Current Expenditure	114.84	114.30	114.30	114.29	114.29	99.99%
Foreign Policy Research and Analysis	114.84	114.30	114.30	114.29	114.29	99.99%
Total Current Expenditure	17,846.17	19,380.81	22,063.64	22,063.61	21,241.25	96.27%
Total Capital Expenditure	1,871.00	1,171.00	1,171.00	1,171.00	1,171.00	100.00%
Grand Total	19,717.17	20,551.81	23,234.64	23,234.61	22,412.24	96.46%

Source: S DFA Submissions Of Budget Performance Information for The FY 2023/24

10. From Table 1, cumulatively, the SDFA budget was initially increased by **KES.834.64 million** in Supplementary Estimates I and then by **KES.2,682.83 million** in Supplementary Estimates II, resulting in a total increase of **KES.3,517.47 million** i.e., from the initial approved amount of **KES.19,717.17 million** to the final revised amount of **KES.23,234.64 million**. It is important to note that the increase of **KES.3,517.47 million** comprises a current increase of **KES.4,217.47 million** and a **KES.700 million** reduction in capital spending.
11. Cumulatively, the SDFA has posted a total spending of **KES.22,412.24 million** in FY 2023/24 which is equivalent to **94.46%** (current-96.27% and capital-100%)
12. The Foreign Relation and Diplomacy programme that accounts for the largest share of allocation accounted for the largest share of spending among the four programmes and posted an absorption rate of **99.74%**. GAPSS programme posted an absorption rate of **81.81%**, Foreign Policy Research and Capacity Development programme posted an absorption rate of **99.99%** and Economic Cooperation and Commercial Diplomacy programme recorded an absorption rate of **99.97%**.
13. From Table 1, it is important to note that the coordination of state protocol sub-programme posted an absorption rate of **119.41%** while the international relations and cooperation sub-programme had a **0%** absorption rate. This is due to the reallocation of **KES.466.90 million** to the coordination of state protocol sub-programme, comprising of **KES.258.85 million** from the management of Kenya missions abroad sub-programme and **KES.208.05** from the international relations and cooperation sub-programme.
14. It is important to note that such re-allocations are provided for in Section 43(2) and 43(3) of the PFM Act, 2012 and Section 48 of the PFM (NG) Regulations, 2015. Such reallocations should be approved by the Accounting Officer and the same forwarded to the National Treasury, that shall consolidate them in the next revised budget for submission to and approval by the National Assembly.
15. From the submissions made by SDFA, the justification for the re-allocations was not provided, approval by the Accounting Officer and if the same was forwarded to the National Treasury.
16. The expenditure performance based on economic classification for the SDFA for FY 2023/24 is provided in Table 2.

Table 2: SDFA FY 2023/24 Financial Performance (KES. Millions) by Economic Classification

Economic Classification	Approved	Supp. I	Supp. II	Expenditure	Absorption Rate
Current Expenditure	17,846.17	19,380.81	22,063.64	21,241.25	96.27%
Compensation to Employees	9,300.53	10,346.65	11,017.46	11,016.77	99.99%
Use of Goods and Services	7,807.80	8,296.33	10,308.83	9,487.88	92.04%
Grants	737.84	737.84	737.34	736.60	99.90%
Capital Expenditure	1,871.00	1,171.00	1,171.00	1,170.89	99.99%
Grants	250.00	150.00	150.00	150.00	100.00%
Non-Financial Assets	1,621.00	1,021.00	1,021.00	1,020.89	99.99%
Total Expenditure	19,717.17	20,551.81	23,234.64	22,412.13	96.46%

Source: SDFA Submissions Of Budget Performance Information for The FY 2023/24

17. From Table 2, of the total current increase in the budget of the SDFA of **KES.4,217.47 million**, **KES.1,716.93 million** relates to compensation to employees and **KES.2,501.03 million** relates to use of goods and services. The current grants posted a **KES.0.5 million** reduction.
18. The **KES.700 million** cut in capital expenditure relates to **KES.100 million** cut in grants and **KES.600 million** reduction in non-financial assets.

19. Development grants posted the highest absorption rate of **100%**, followed by capital spending on non-financial assets and compensation to employees with an absorption rate of **99.99%**, then current grants with absorption rate of **99.90%** and finally use of goods and services with an absorption rate of **92.04%**.

2.1.2 Revenue Receipt Analysis

20. In FY 2023/24, the S DFA realized **87.28%** out of the projected receipts of **KES.23,234.69 million** for the year ending June 2024 comprising **87.19%** exchequer receipts and **96.56%** AiA as shown in Table 3.

Table 3: S DFA FY 2023/24 Budget Receipt Performance (KES. Millions)

Description	Budget/Projected Revenues	Actual Revenue Receipts	Funding Rate(%)
Exchequer Receipts	23,006.18	20,058.63	87.19%
Current	21,835.18	19,023.22	87.12%
Capital	1,171.00	1,035.41	88.42%
Appropriations-in-Aid	228.51	220.64	96.56%
Total	23,234.69	20,279.26	87.28%

Source: S DFA Submissions Of Budget Performance Information for The FY 2023/24

21. Comparing the receipts in Table 3 to actual expenditure as indicated in Tables 1 & 2, shows that the total expenditure for S DFA is **KES.22,412.13 million** against the actual receipt of **KES.20,279.29 million** resulting to underfunding of **KES.2,132.87 million**. The underfunding, which is mostly occasioned by delays in the exchequer does result in the issue of pending bills at the end of FY 2023/24.

2.1.3 Project Performance

22. In FY 2023/24, the State Department implemented fourteen (14) projects with a proposed allocation of **KES.1,170.89 million** which was entirely absorbed. The details of the project are shown in Table 4.

Table 4: S DFA FY 2023/24 Project Information (KES. Millions)

Project Name	Project Duration	Budget
Purchase of a chancery in London	Jan 21-Jun 24	450.00
Construction on Non-residential Building- Ministry Headquarters	Jan 21 - Jun 24	176.62
Construction of an office block and other works in Mogadishu.	July 15 - Dec 24	29.20
Renovation of government owned properties in Washington DC	May-17 - June 2	30.00
Upgrading and renovations of the ambassador's residence in London.	May 17 - Jun 24	30.00
Renovation of Government owned properties in Kinshasa	Jul 19 - Jun 26	20.00
Renovation and redevelopment of government owned properties in Addis Ababa.	Jul 19 - Jun 25	20.00
Renovation of Government properties in New York	Jul 17 -Jun 25	50.00
Renovation of government owned properties in Lusaka	Jul 19 -Jun 25	20.00
Renovation of ambassador's residence in Rome	Nov 15 - Jun 23	25.00
Renovation of GoK properties in Dar es Salaam and fencing of the land allocated in Dodoma	Nov 16 - Jun 25	20.12
Kenya International Technical Cooperation Facility	Continuous	150.00
Refurbishment of Headquarters Building	Mar 17 - Sept 26	49.98
ICT infrastructure in the Ministry and Kenya Mission abroad	Jul 22 - Jun 25	99.97
Total		1,170.89

Note: The source of funding for the projects is GoK

Source: S DFA Submissions Of Budget Performance Information for The FY 2023/24

23. The detailed project compendium is provided in Annex I.

2.1.4 Non-Financial Performance

24. During the FY 2023/24, the Department posted the following achievements:-

- (i) Deployed IFMIS installation in 25 Kenya missions.
- (ii) Opened and operationalized Kenya Mission to Rabat, Morocco; while operationalization of Kenya Missions Jeddah, Saudi Arabia and Abidjan, Côte d'Ivoire ongoing (Ambassadors appointed and Officers deployed).
- (iii) Lobbied and secured 12 country candidatures (5-UNWTO, 4-UNESCO, 1- IMO, 1- Committee on Social Development, and 1- UN Peacebuilding Commission) and 5 individual candidature positions.
- (iv) Coordinated and facilitated 10 inbound and 44 outbound State/Official visits.

25. A detailed breakdown of the non-financial performance is shown in Annex II.

2.1.5 Issues of Concern

26. As of 30th June 2024, the SDFA had a pending bill balance of **KES.2,122.98 million** comprising of historical bills of FY 2022/23 amounting to **KES.415.69 million** and new bills of FY 2023/24 totalling **KES.1,707.29 million**. Pending bills were attributed largely to: -

- (i) Non-issuance of exchequer,
- (ii) Inadequate budget for state visit and events,
- (iii) Hosting international conference without a budget,
- (iv) Inadequate budget for new missions, and
- (v) Foreign exchange losses.

27. From the submissions made by SDFA, the Department had made some sub-programmes reallocations that lacked justification, approval by the Accounting Officer and if the same was forwarded to the National Treasury.

2.2 State Department for Diaspora Affairs

2.2.1 Financial Performance

28. The Department implements only one programme, i.e., Management of Diaspora and Consular Affairs with 4 sub-programmes whose budget changes in FY 2023/24 is shown in Table 5.

Table 5: SDDA Budget Changes in FY 2023/24 (KES. Millions)

Sub-Program	Approved (a)	Supp. I (b)	Initial Changes (b-a)	Supp. II (c)	Final Changes (c-b)
Diaspora Economic, Commercial & Cultural Affairs	176.85	142.92	(33.93)	135.07	(7.84)
Management of Consular Services	66.99	60.08	(6.91)	58.54	(1.54)
Diaspora Interest Abroad	24.60	21.92	(2.67)	21.42	(0.50)
General Administration, Planning & Support Services (GAPSS)	1,045.57	1,090.79	45.22	972.68	(118.12)
Total	1,314.00	1,315.71	1.71	1,187.71	(128.00)

Source: SDDA Submissions Of Budget Performance Information for The FY 2023/24

29. From Table 5, in Supplementary Estimates I the SDDA budget was increased by **KES.1.71 million** while in Supplementary Estimates II it was reduced by **KES.128.00 million** resulting in

a total cumulative reduction of **KES.126.29 million** from the originally approved amount of **KES.1,314.00 million**.

30. The expenditure performance based on economic classification for the SDDA for FY 2023/24 is provided in Table 6.

Table 6: SDDA FY 2023/24 Financial Performance (KES. Millions) by Economic Classification

Economic Classification	Approved	Supp. I	Supp. II	Expenditure	Balance	Absorption Rate
Compensation of Employees	300.00	300.00	172.00	97.27	(74.73)	56.55%
Use of Goods and Services	828.05	829.76	783.36	772.40	(10.96)	98.60%
Acquisition of Non-Financial Assets	185.95	185.95	232.35	221.45	(10.90)	95.31%
Total	1,314.00	1,315.71	1,187.71	1,091.12	(96.59)	91.87%

Source: SDDA Submissions Of Budget Performance Information for The FY 2023/24

31. From Table 6, compensation to employees posted the lowest absorption rate of **56.55%**. Use of goods and services posted an absorption rate of **98.60%** while acquisition of non-financial assets absorption rate is **95.31%**. This gives a cumulative absorption rate of **91.87%** resulting in underspending of **KES.96.59 million**. The underspending was occasioned by the following:

- (i) Late activation of the IFMIS system in respect to the F.Y 2023/24 i.e., mid-September 2023.
- (ii) Administrative and transition challenges that affected posting of officers to selected missions abroad.
- (iii) Delays in approval and uploading of the 2023/24 budget (Work Plans) in the IFMIS System as well as other systemic challenges such as definition of the e-procurement end users in the IFMIS system.
- (iv) Delayed submission of invoices from suppliers and merchants in respect to goods and services provided
- (v) Delay in release of exchequer (liquidity).

2.2.2 Revenue Receipt Analysis

32. In FY 2023/24, out of the total revised budget of **KES.1,187.71 million** the SDDA received **KES.997.20 million** as exchequer from the National Treasury, this translates to **83.96%** funding rate. The underfunding, which is mostly caused by delays in exchequer releases, does lead to an accumulation of pending bills by the end of the financial year.

2.2.3 Non-Financial Performance

33. In FY 2023/24, the Department posted the following achievements: -

- (i) Hosted the first ever Diaspora Investment Conference from 13th to 15th December at the Kenyatta International Convention Centre (KICC) and attended by over **two thousand, eight hundred (2,800)** participants virtually and physically.
- (ii) Organized Strategic Diaspora engagements during State Visits to Belgium, Germany, United Kingdom, Canada, United States of America, Mozambique, Rwanda, Ireland, Botswana, Democratic Republic of Congo and Ethiopia.
- (iii) Repatriated one **hundred and eighty-seven (187)** distressed Kenyans from various countries including Thailand, Laos, Lebanon, Saudi Arabia, Turkey, France and Israel.

- (iv) Repatriated fifty-six (56) mortal remains of deceased diasporas from various countries including Mexico, Zanzibar, Qatar, Australia, United Arab Emirates and Spain.
 - (v) Conducted consular visitations to Kenyans incarcerated in Hong Kong, Thailand, Saudi Arabia and Bahrain.
 - (vi) Issued passports, IDs, birth certificates, marriage certificates and authentication of official documents to **13,305 Kenyans** in various countries abroad through the Mobile Consular Services (MCS) including Saudi Arabia, Oman, Malaysia, Japan, South Korea, Netherlands, Spain, Italy, Sweden, Mozambique, South Africa, Uganda, Ethiopia, Egypt, Nigeria, Senegal, United States and Canada.
 - (vii) Digitalized and on boarded nine (9) citizen centred services on the e-Citizen platform including counselling and distress reporting.
 - (viii) Launched the Dhow CSD, an online investment platform targeting Diaspora investments in September 2023, in conjunction with the Central Bank of Kenya (CBK).
34. A detailed breakdown of the non-financial performance is shown in Annex III.

2.2.4 Issues of Concern

35. As of 30th June 2024, the SDDA had a pending bill balance of **KES.177.10 million**. The pending bills have been subjected to pending bills verification by the Internal Auditor to enable payment.
36. Some of the challenges and emerging issues affecting the attainment of the Departments performance targets and planned outputs in the period under review include: -
- (i) Plight of the migrant workers and volatility of peace and security which affected Kenyans in the Diaspora.
 - (ii) Evolving Global conflicts and insecurity that threaten the Kenyan Diaspora.
 - (iii) Lack of accurate data of Kenyans in the Diaspora coupled with low registration of Kenyans affecting planning and decision making.
 - (iv) Inadequate Diaspora policy and legal frameworks.
 - (v) Expanded mandate without requisite funding e.g. formation of the Diaspora Placement Agency (DPA) under Executive Order No 2 of 2023.

2.3 State Department for East African Community

2.3.1 Financial Performance

37. The Department implements only one programme i.e., East African Affairs and Regional Integration with 5 sub-programmes whose expenditure performance in FY 2023/24 is shown in Table 7.

Table 7: SDEAC FY 2023/24 Financial Performance (KES. Millions)

Sub-Programme	Approved	Supp. I	Supp. II	Expenditure	Absorption Rate
East African Customs Union	28.07	26.35	26.35	22.73	86.26%
East African Common Market	454.51	464.88	550.78	542.84	98.56%
EAC Monetary Union	29.46	28.46	28.46	26.25	92.22%
Management of Northern Corridor Integration	51.41	44.92	44.92	41.47	92.32%
General Administration, Planning and Support Services (GAPSS)	154.92	363.11	332.21	327.50	98.58%
Total	718.37	927.71	982.71	960.78	97.77%

Source: SDEAC Submissions Of Budget Performance Information for The FY 2023/24

38. From Table 7, it is important to note that the SDEAC budget was revised upwards by **KES.209.35 million** in Supplementary Estimates I and then by **KES.55 million** in Supplementary Estimates II resulting in a cumulative increase of **KES.264.33 million** from the approved amount of **KES.718.37 million** to **KES.982.71 million** in final revised amount in Supplementary Estimates II. The increase was to cater for the newly recruited technical staff, renovation of offices, purchase of furniture & ICT equipment, additional rent, installation of Local Area Network and purchase of motor vehicles.
39. Cumulatively across the 5 sub-programmes the SDEAC spent **KES.960.78 million** in FY 2023/24 which is equivalent to **97.77%** budget absorption rate.
40. The expenditure performance based on economic classification for the SDEAC for FY 2023/24 is provided in Table 8.

Table 8: SDEAC FY 2023/24 Financial Performance by Economic Classification (KES. Millions)

Economic Classification	Approved	Supp. I	Supp. II	Expenditure	Balance	Absorption Rate
Compensation to Employees	301.13	342.43	322.43	306.08	(16.35)	94.93%
Operations and Maintenance (O&M)	417.24	585.28	660.28	654.70	(5.57)	99.16%
Total	718.37	927.71	982.71	960.78	(21.93)	97.77%

Source: SDEAC Submissions Of Budget Performance Information for The FY 2023/24

41. From Table 8, compensation to employees posted a **94.93%** absorption rate while O&M posted a **99.16%** absorption rate. The budget under absorption of **KES.16.35 million** in compensation to employees was occasioned by newly recruited officers that reported within the financial year, while their salaries were budgeted for the full year.

2.3.2 Revenue Receipt Analysis

42. In FY 2023/24, out of the total revised budget of **KES.982.71 million** the SDEAC received **KES.960.72 million** as exchequer from the National Treasury, this translates to **97.76%** funding rate. The underfunding of **KES.21.99 million**, which is mostly caused by delays in exchequer releases, does lead to accumulation of pending bills by the end of the financial year.

2.3.3 Non-Financial Performance

43. In FY 2023/24, the Department posted the following achievements: -
- Initiated new One Stop Boarder Post (OSBP) in Suam
 - Eliminated 274 NTBs.
 - Facilitated 348 Kenyan MSMEs Exhibitors participation in EAC Annual MSMEs exhibitions.
44. A detailed breakdown of the non-financial performance is shown in Annex IV.

2.3.4 Issues of Concern

45. As of 30th June 2024, the SDEAC had a pending bill balance of **KES.73.80 million**. The pending bills have been subjected to the pending bills verification committee to facilitate payment processing.

CHAPTER THREE

3.0 COMMITTEE OBSERVATIONS AND RECOMMENDATIONS

46. Having conducted the site visits, received and analyzed the information requested from the MDAs, the Committee made the following observations and recommendations:

3.1 State Department for Foreign Affairs

3.1.1 Observations

47. The State Department faced challenges in FY 2023/24, including foreign exchange losses, outdated foreign property conditions, high rental and leasing costs in missions, reduced Appropriation in Aid due to e-Citizen, conflicting procurement laws, global security threats, and geo-politics.
48. SDFA budgeting and performance reporting is not clearly linked to the five foreign policy pillars. This misalignment make it difficult to evaluate the effectiveness of the SDFA's initiatives and the efficient use of allocated resources.

3.1.2 Recommendations

49. To properly manage the problem of high rental and leasing costs for Missions abroad, the Principal Secretary in charge of the State Department for Foreign Affairs (SDFA) should submit to the Committee, within 30 days from the date of adoption of this report by the House, a detailed asset acquisition plan (rent-to-own scheme) to ensure that in the long run it owns the properties.
50. That, within 30 days from the date of adoption of this report by the House, the Principal Secretary in charge of the SDFA, ensures that the Department's budgeting and performance reporting should be linked to the five foreign policy pillars i.e., Peace Diplomacy, Economic Diplomacy, Environmental Diplomacy, Cultural Diplomacy and Diaspora Diplomacy. This will enable an assessment of the effectiveness in the use of resources allocated for the achievement of its mandate.

3.2 State Department for Diaspora Affairs

3.2.1 Observations

51. In FY 2023/24 the State Department experienced the following challenges: Inadequate funding to carry out the State Departments core mandate; Evolving global threats that threaten Diaspora e.g., regional instability, transnational crimes, the refugee crisis, and human trafficking; and Low registration of Kenyans abroad with our diplomatic missions abroad hampering effective delivery of consular services.
52. The SDDA is in the process of reviewing the Diaspora Policy 2014 and they have already developed a draft Diaspora Policy 2024 that will inform how it plans to achieve its mandate.

3.2.2 Recommendations

53. That, within 30 days from the date of adoption of this report by the House, the Principal Secretary in charge of the SDDA, submit to the Committee, the firm-up Diaspora Policy 2024 for the Committee's review and recommendations.

3.3 State Department for East African Community

3.3.1 Observations

54. Inadequate funding has continuously inhibited the Department from fully discharging its mandate as the Anchor state in the EAC block in taking a leading role of championing the EAC integration agenda. The low level of funding for the Department is evidence of the low priority given by Kenya to East African Affairs and the Regional Integration Agenda for the EAC compared to some of the fellow EAC members who have invested heavily in the EAC and may be ahead of Kenya.

3.3.2 Recommendations

55. That, within 30 days from the date of adoption of this report by the House, the Principal Secretary in charge of the SDEAC, submits a detailed report on how inadequate funding has inhibited it from fully discharging its mandate, and how its budgetary allocation compares with the equivalent Ministries/State Department of the other EAC Partner States, and how EAC has benefited Kenya viz-vis its contribution to EAC in the last 3 financial years.

SIGNED:  DATE: 14/3/2025

for: **THE HON. NELSON KOECH, M.P.**
**CHAIRPERSON, DEPARTMENTAL COMMITTEE ON DEFENCE, INTELLIGENCE
AND FOREIGN RELATIONS**

LIST OF ANNEXURES

ANNEXURE I: SDFA PROJECT COMPENDIUM (KES. MILLIONS)


ANNEXURE II: SDFA NON-FINANCIAL PERFORMANCE FOR FY 2023/24

ANNEXURE III: SDDA NON-FINANCIAL PERFORMANCE FOR FY 2023/24

ANNEXURE IV: SDEAC NON-FINANCIAL PERFORMANCE FOR FY 2023/24

ANNEXURE V: REPORT ADOPTION SCHEDULE

ANNEXURE I: SDFA PROJECT COMPENDIUM (KES. MILLIONS)

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 01 APR 2005	DAY.
TABLED BY:	
CLERK-AT THE-TABLE:	

LIST OF ANNEXURES

Annex I: SDFA Project Compendium (KES. Millions)

Project Name (a)	Project Timeline (b)	Duration (c)	Source of Funds (d)	Estimated Value of the Project (e)	Total Funding in the FY 2023/2024 (f)	Budget in the FY 2023/24 (g)	Percentage (%) Completion (i=h/e)	Remarks/Challenges faced in implementing Projects
Purchase of a chancery in London	Jan 21-Jun 24	4 years	GOK	2,670.00	2,120.00	450.00	60	Procurement completed. Conveyancing ongoing. KES. 2bn already released
Construction on Non-residential Building- Ministry Headquarters	Jan 21 - Jun 24	4 Years	GOK & FOREIGN	4,000.00	503.36	176.62	10	GOK counterpart funds to the China funded construction of MFA Headquarters (BQs, technical drawings, ground preparation and technical supervision).
Construction of an office block and other works in Mogadishu.	July 15 - Dec 24	10 Years	GOK	300.00	29.20	29.20	64	Construction of embassy properties first phase completed. Current works comprising construction of store, car park, gymnasium and gazebo for the staff, installation of solar power, electric fence and watch towers repairs procured.
Renovation of government owned properties in Washington DC	May-17 - June 2	47 Years	GOK	950.00	30.00	30.00	70	Renovation works on the ambassador's residence and staff houses ongoing
Upgrading and renovations of ambassador's residence in London.	May 17 - Jun 24	7Years	GOK	450.00	30.00	30.00	80	Ambassador's residence completed and occupied by the High Commission. Renovations at staff house at 80% complete. Project faced delay in the

Project Name (a)	Project Timeline (b)	Duration (c)	Source of Funds (d)	Estimated Value of the Project (e)	Total Funding in the FY 2023/2024 (f)	Budget in the FY 2023/24 (g)	Percentage (%) Completion (i=h/e)	Remarks/Challenges faced in implementing Projects
								release of exchequer
Renovation of Government owned properties in Kinshasa	Jul 19 - Jun 26	7 Years	GOK	600.00	20.00	20.00	30	Renovation works ongoing for the staff houses. Preparation of redevelopment plans ongoing.
Renovation and redevelopment of government owned properties in Addis Ababa.	Jul 19 - Jun 25	6 Years	GOK	500.00	20.00	20.00	30	Chancery renovation works ongoing, and redevelopment plans for condemned staff houses are under preparations.
Renovation of Government properties in New York	Jul 17 -Jun 25	7 years	GOK	1,600.00	50.00	50.00	25	Procurement process for the refurbishment of Amb. residence done. Awaiting commencement of works. -Refurbishment of staff houses ongoing.
Renovation of government owned properties in Lusaka	Jul 19 -Jun 25	6 years	GOK	600.00	20.00	20.00	30	Renovation works ongoing for the staff houses. Preparation of redevelopment plans ongoing.
Renovation of ambassador's residence in Rome	Nov 15 - Jun 23	8 years	GOK	100.00	25.00	25.00	83	Renovation works on Amb. Residence ongoing, pending kitchen fittings
Renovation of GoK properties in Dar es Salaam and fencing of the land allocated in Dodoma	Nov 16 - Jun 25	8 years	GOK	65.00	20.12	20.12	21	Inspection done and BQs prepared. Procurement at final stages. The project faced inadequate budgetary allocation
Kenya International Technical Cooperation Facility	Continuous	Continuous	GOK	4,500.00	1,116.00	150.00	60	Regional capacity building courses ongoing -Several presidential commitments to regional reconstruction efforts

ANNEXURE II: SDFA NON-FINANCIAL PERFORMANCE FOR FY 2023/24

Project Name (a)	Project Timeline (b)	Duration (c)	Source of Funds (d)	Estimated Value of the Project (e)	Total Funding in the FY 2023/2024 (f)	Budget in the FY 2023/24 (g)	Percentage (%) Completion (i=h/e)	Remarks/Challenges faced in implementing Projects
								outstanding
Refurbishment of Headquarters Building	Mar 17 - Sept 26	9 Years	GOK	689.33	49.98	49.98	50	Refurbishment of Headquarters Building ongoing covering the following areas:-repair of toilets; water reticulation renewal; electrical cabling renewal; repairs and retiling of stair cases; creation, expansion and soundproofing of conference/ meeting rooms; installation of security scanners; etc.
ICT infrastructure in the Ministry and Kenya Mission abroad	Jul 22 - Jun 25	3 Years	GOK	735.80	132.54	99.97	60	IFMIS roll out to missions done in 25 missions, 40 missions yet to be done.
Total				17,760.13	4,166.20	1,170.89		

Source: SDFA Submissions Of Budget Performance Information for The FY 2023/24

Annex II: SDFA Non-Financial Performance for FY 2023/24

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
Programme I: General Administration, Planning and Support Services								
Programme outcome: Improved Service Delivery								
Sub-Programme I: Administration services	Foreign Service Administration	Network infrastructure for IFMIS installation in Kenya Missions deployed	Level (%) of Network infrastructure deployed	30	30	38	+8	The National Treasury configured the module for our 64 Missions and a module of activities was created. Currently, the State Department has deployed IFMIS installation in 25 Kenya missions.
		Utility/	Number of Utility/	20	17	17	-3	

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		representational vehicles procured for Headquarters and Missions abroad	representational vehicles procured					
		Ministerial Health and Safety Policy, Risk Mitigation Plan, Records Procedure Manual and Records Retention Schedule developed and finalized	No. of Policies, Manuals Schedules developed and finalized	4	2	0	-2	Records Retention Schedule awaiting finalization.
		Environment Sustainable Policy and ICT Policy developed and finalized	No. of Policies developed and finalized	2	2	0	0	Environment Sustainable Policy and ICT still in draft.
		Gift Policy and Records Management Policy reviewed and finalized	No. of policies reviewed and finalized	2	2	2	0	Draft Records Management Policy developed and reviewed. Gift Policy developed.
	Legal & Host Country Affairs	Guidelines for review and harmonization of Host Country Agreements developed	% Level of completion	80	40	80	0	The process of review of guidelines and harmonization of Host Country Agreements has been achieved.
	PDA	Guidelines for the Implementation of FSA Act developed	No. of guidelines developed	1	1	1	0	
	Diplomatic Privileges & Immunities	IPMIS operationalized and upgraded	% Level of upgrade	100	100	89	-11	IPMIS Integration levels are N TSA - 100%; KRA - 100%; KAA - 75%; Immigration - 80%; and Kenya Trade Network - 90%.
	Records Management	Integrated Records Management System developed and operationalized	% Level of development & operationalization	40	10	20	-20	The process on going, a concept paper in place, committee on record management in place.

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		Records appraised, destructed and repatriated in Missions Abroad	No. of Missions records appraised and destroyed	11	-	2	-9	Records were appraised in Japan and Kuwait
		Record management units established	Number of Records Management Units Established	6	3	1	-5	Record management unit established in Kuwait.
		Seamless correspondence between headquarters and Missions abroad through the use Diplomatic bags created	Number of Diplomatic bags	5,100	3200	5349	+249	Achieved
	ICT	ICT Infrastructure Needs Assessment for Missions/ Departments conducted	No. of Missions/ Departments Needs Assessment conducted	35	30	30	0	Done during the Integrated M&E exercise.
		Staff sensitized on Information Security Management System	No. of Trained officers on ISMS	120	60	123	+63	Trained the newly recruited cadets on Information Security Management System.
		Video Conferencing Facility upgraded	% Level of Video Conferencing Facility upgraded	100	100	100	0	Achieved.
	Staff Welfare & Wellness	Staff welfare activities undertaken	No. of wellness activities undertaken	3	3	1	-2	Held a wellness/farewell and awards day on 11 th December, 2023 at Ulinzi Sports Complex
	CPPMD	Integrated Monitoring and Evaluation undertaken in Kenya Missions	No. Missions evaluated	30	30	30	0	The Integrated M&E exercise undertaken in 30 Missions.
			(%) Level of implementation of Monitoring and	100	100	100	0	Achieved

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks		
Sub-Programme 2.1: International relations and cooperation	HRM&D	Evaluation Recommendations								
		Career progression training and Capacity building of Ministry staff conducted	No. of officers trained	90	90	70	-20	Not achieved due to insufficient funds.		
		Implementation of the newly reviewed staff Establishment for Missions	% Level of implementation	80	80	85	+5	Implementation of the newly reviewed Staff Establishment is at 85%		
		Officers posted to and from Kenya Missions	% Level of implementation of the posting orders	100	100	100	0	Achieved.		
		Succession Management implemented through recruitment and promotions	% Level of implementation	100	100	100	0	279 officers were recruited and promoted.		
		Internships/ industrial attachments opportunities offered	No. of youths engaged	170	170	304	+134	238 youths on attachment and 66 youths on internship		
		Fleet Management System developed and maintained	No. of Fleet Management system developed	1	0	0	0	The process to develop a system has commenced.		
		Programme 2: Foreign Relations and Diplomacy								
		Outcome: Enhanced Foreign Relations & Diplomatic Engagement								
		PDA	New Missions/Consulates General operationalized	No. of Missions & Consulates	3	3	1	-2	Opened and operationalized Kenya Mission to Rabat, Morocco; while operationalization of Kenya Missions Jeddah, Saudi Arabia and Abidjan, Côte d'Ivoire ongoing (Ambassadors appointed and Officers deployed).	
UN and Multilateral Affairs	Contemporary issues affecting Kenya & Africa made at the	No. of Briefs & Statements prepared	160	140	147	+7	Overachieved.			

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		UN intervened						
		Kenya's Country and individual candidatures in the international governance system lobbied/secured	No. of country and individual candidatures lobbied/secured	9	9	17	+8	Lobbied and secured 12 country candidatures (5-UNWTO, 4-UNESCO, 1-IMO, 1- Committee on Social Development, and 1-UN Peacebuilding Commission) and 5 individual candidature positions.
	PDA	Joint Commissions for Cooperation (JCC) /Joint Permanent Commission for Cooperation (JPCC)held	No. of JCCs/JPCCs held	10	10	7	0	Held 7 JCCs/JPCCs within the period under review.
	DICE	Major international conferences and events lobbied and hosted/co-hosted	No. of Conferences held	12	12	22	+10	Conferences/events held: - 5 th Mid-Year Coordination Meeting between the AU, regional economic communities & regional mechanisms-13 th -16 th July, 2023; Annual General Board of Governance Meeting of the Eastern Southern African Trade and Development Bank-19 th -20 th July, 2023; Africa Climate Summit & Africa Climate Week-4 th - 8 th Sept, 2023; The 10 th Red Cross/Red Crescent Pan-African Conference; Nairobi 16 th - 19 th Sept, 2023; Munich Security Conference Leaders Meeting-15 th -17 th

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<p>Oct, 2023;</p> <p>The 3rd East Africa Regional Tourism Expo & Magical Kenya Travel Expo 2023; 20th - 22nd Nov, 2023;</p> <p>Kenya Innovation Week (KIW); 27th Nov - 1st Dec, 2023;</p> <p>YouthConnect Africa Summit; 8th -12th Dec, 2023;</p> <p>50th African Regional Labour Administration Centre (ARLAC) Governing Council Meeting 8th - 16th Feb, 2024;</p> <p>Connected Africa 2024 Summit (CAS24) 21st - 25th April, 2024;</p> <p>The 6th Partnership for Skills in Applied Science, Engineering and Technology (PASET) Forum and RSiF Conference 23rd – 25th April, 2024;</p> <p>The International Development Association (IDA) 21-World Bank 28th – 30th April, 2024;</p> <p>African Fertilizer and Soil Health Summit 2023, 28th – 30th April, 2024;</p> <p>2024 United Nations Civil Society Conference 9th –10th May, 2024;</p> <p>Network of African Data Protection Authorities (NADPA-RAPDP) AGM & Conference 7th – 9th May,</p>

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								2024: Regional Advisory Committee Meeting for the Health Preparedness, Response and Resilience Programme (HEPRR); 9 th Annual Global Conference on Energy Efficiency 21 st -22 nd May, 2024; UNESCO-Eastern Africa sub-Regional Forum on Artificial Intelligence (EARFAI) 24 th -26 th June, 2024; and Global Peace Leadership Conference 2024 25 th - 27 th June, 2024.
			No. of agreements/declarations	12	9	5	-4	Achieved.
		Enhanced public and diplomacy stakeholders' engagement	No. of quarterly briefings with the diplomatic Corps organized	4	3	4	0	The CS held quarterly briefings with Latin American Diplomatic corps, all Diplomatic & Consular Missions, UN agencies and International Organizations.
			No. of Ministerial bulletins published	12	9	12	0	Twelve (12) Newsletters were developed, published and circulated.
			No. of local/international events branded	3	2	2	0	Branded two (2) international events/conferences i.e. Africa Climate Summit, and Africa Climate Week.
			No. of statements prepared for media	6	4	8	+4	Prepared (eight)statements for media

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
			publicity					publicity.
		Kiswahili promoted and recognized as a continental and global language	No. of Kiswahili Centres established	2	2	2	0	Organized a feasibility study on opening a Kiswahili Centre in Los Angeles. Created a road mapped physical one in Uganda, and Virtual in South Africa.
		Cultural diversity and heritage recognized	No. of Missions branded to promote Kenya's cultural diversity	3	0	0	0	Developed a Concept Note
		Global intercultural dialogues promoted	No. of natural and cultural heritage sites listed to UNESCO	2	2	2	0	Lake Baringo added to the tentative list of UNESCO heritage sites. Fort Jesus venue for Inaugural UNESCO, the third World Kiswahili Day took place in Kenya, Kiswahili Language, Food, Version, Music literature and people were celebrated.
		Sports and art diplomacy promoted	No. of cultural and sports events organized	3	1	1	0	World Athletics Championships in Budapest, Hungary in August 2023.
	PDA, UN & Multilateral Affairs and UNON	Country Position Papers for use at international forums (UN, AU, ICGLR, EAC, IGAD, CHOGM, FOCAC, etc) prepared	No. of Country position papers prepared	48	30	52	+4	Country position papers prepared on matters climate change, peace and security, human rights and freedoms for presentation in various international organisations.
		Kenya's environmental interests promoted, projected and protected	No. of environmental meetings coordinated and attended	7	4	4	0	The 19th Ordinary Session of the African Ministerial Conference on the Environment (AMCEN) took place from 14th-18th August 2023, in Addis Ababa, Ethiopia.

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<p>Preparations for the upcoming Africa Climate Summit, which took place from 4th – 6th September, 2023</p> <p>Preparations for the Twenty-Eighth Session of the Conference of the Parties to the United Nations Framework Convention on Climate Change (COP 28), Africa's participation Third Intergovernmental Negotiation Committee for the development of an international legally binding instrument on plastic pollution, including in the marine environment, (INC 3). Preparations for the Sixth Session of the United Nations Environment Assembly of the United Nations Environment Programme (UNEA 6),</p>
		Engagement with regional, continental and global partners such as ICGLR, UN, AU,	No. of reports of meetings/forums participated/facilitated	17	12	20	+3	Facilitated Kenya's effective participation on Peace and Security Meetings of ICGLR, UN, AU, IGAD and EAC.

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		IGAD, EAC to influence decisions on peace and security strengthened						
		Border/boundary meetings between Kenya and Neighbouring countries conducted	No. of meetings held	5	2	5	0	Held Kenya-Tanzania JTC 4 th -10 th December 2023 in Oloitokitok, Kenya. Held Joint Technical Committee meeting between Kenya and Uganda at Lomokori-25 th March 2024 Achieved, Kenya-Ethiopia border joint commission held in March 2024 in Ethiopia Kenya - Tanzania border meeting at Oloitokitok
		Inbound/outbound parliamentary delegations/meetings facilitated	No. of parliamentary meetings facilitated	3	2	4	+1	Achieved.
Sub-Programme 2.2: Management of international treaties, agreements & conventions	Office of Registrar of Treaties	Annual President's report on fulfilment of Kenya's international obligations prepared	Annual President's report	1	1	1	0	Annual President's Report finalized.
		Cabinet Secretary's report on treaties ratified by Kenya in each financial year prepared	Annual CS report	1	1	1	0	Annual CS's Report prepared.
		Sensitization and Public Awareness sessions on treaty making process conducted	No. of sessions	1	1	1	0	Held CSO sensitization workshop in October 2023.
		Modern Treaties	No. of Modern	1	1	1	0	Modern Treaties Registry

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		Registry established	Treaties Registry					established.
		Host country agreements that Government of Kenya has signed with international organizations reviewed	No. of Host Country Agreements reviewed and/or signed.	6	6	4	-2	Host country agreements signed include; World Green Growth Institute (GGGI), Plan International and The Bill & Melinda Gates Foundation.
Sub-Programme 2.3: Coordination of State Protocol	Protocol	State and Official high-level visits facilitated	No. of inbound State/Official high-level visits	22	22	71	+49	Coordinated and facilitated 71 State/Official visits: - <ul style="list-style-type: none"> Iran, President, July 2023 Indonesia, President, August 2023 UK, King and Queen, October/November 2023 Czech, Prime Minister, November 2023 Sudan, President, November 2023 Romania, President, November 2023 EU President, December 2023 President of Belarus Republic, December, 2023 President of the Republic of Poland, February 2024 Prime Minister, Ethiopia, Feb, 2024 ACS, September 2023

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<p>18 Heads of State & Govt; UN Secretary General; 2 First Ladies; 3 Vice Presidents; 3 Deputy Prime Ministers; 4 Spouses of Vice Presidents; 2 Former Presidents; 14 Ministers of Foreign Affairs and 110 other VIPs.</p> <ul style="list-style-type: none"> • Tanzania, September 2023 • Rwanda, September 2023 • Burundi, September 2023 • Mozambique, September 2023 • South Sudan, September 2023 • DRC, September 2023 • Egypt, September 2023 • Ghana, September 2023 • Libya, September 2023 • Senegal, September 2023 • Sahrawi, September 2023 • Comoros, September 2023 • Djibouti, September 2023 • Eritrea, September 2023

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<ul style="list-style-type: none"> Sierra Leone, September 2023 <p>UNEA, 2024 6 Heads of State & Governments and Deputy/Vice Presidents.</p> <ul style="list-style-type: none"> Djibouti Botswana Somalia Ethiopia Gabon Haiti Zimbabwe – Vice President Libya (Deputy Presidential Council) Rwanda (Prime Minister) Iran (Vice President) Slovak (Deputy Prime Minister) Burundi (Prime Minister) Eswatini (Prime Minister)
			No. of outbound State/Official high-level visits	23	23	44	+21	<p>Coordinated and facilitated 44 outbound State/Official high-level visits: -</p> <ul style="list-style-type: none"> Comoros, July 2023 Republic of Congo, July 2023 Ethiopia, July 2023 Tanzania, July 2023 Mozambique, August 2023

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<ul style="list-style-type: none"> • Uganda, August 2023 • Tanzania, September 2023 • United States, September 2023 • China, October 2023 • Saudi Arabia, October 2023 • Republic of Congo, October 2023 • Saudi Arabia, November 2023 • Germany, November 2023 • France, November 2023 • Tanzania, November 2023 • UAE, December 2023 • India, December 2023 • Djibouti, December 2023 • Kampala, January 2024 • DRC Congo, 2024 • Rome, January 2024 • Japan, February 2024 • UAE, February 2024 • Addis Ababa, 2024 • Kampala, Uganda,

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								2024 <ul style="list-style-type: none"> • Zanzibar, Tanzania, 2024 • Accra, Ghana, 2024 • Guinea Bissau, 2024 • Malabo, Equatorial Guinea • Bangui, Central Africa Republic <p>Delegated Outbound Visits:</p> <p>DP</p> <ul style="list-style-type: none"> • Italy, July 2023 (UN Food Systems Summit). • Cuba, September 2023 (G77 Summit). • Colombia, September 2023 (Coffee Producers and Roasters Forum). • Belgium, October 2023 (Global Gateway Forum). • Germany, October 2023 (Official Visit) <p>PCS</p> <ul style="list-style-type: none"> • UK, September 2023 • Switzerland, October 2023 (74th Session of the Executive

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
								<p>Committee of the High Commissioners Programme - ExCom2023)</p> <ul style="list-style-type: none"> Ghana, November 2023 (Official Visit) 30th Anniversary of the Rwanda Genocide (April, 2024)
		Quarterly Presentation of credentials by Ambassadors/ High Commissioners designate accredited to Kenya facilitated	No. of presentation ceremonies organised	4	3	6	+3	<p>September 2023 -UAE, UK, Columbia, Denmark, Czech, Republic, Rwanda, Ireland, Comoros and Croatia presented their letters of Credence to H.E the President.</p> <p>December 2023 -Romania, Pakistan, Qatar, Tanzania, Oman, Somalia, Iran, Australia, Kazakhastan, Estonia, Elalvador and Suriname presented their letters of Credence to H.E the President. H.E Anouar Ben Yuossef</p> <p>In Q4; Tunisia, Chile, Argentina, Peru, Bosnia-Herzegovina, Jamaica.</p>
		Diplomatic Corps facilitated to participate in National Day celebrations and other State functions	No. of National functions	5	2	2	0	Facilitated participation of Diplomatic corps to Huduma Day and Jamhuri Day.
	PDA & Legal and Host	Bilateral agreements/ MOUs on various	No. of agreements/MoUs	48	48	127	+79	Facilitated conclusion and signing of 127 bilateral

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
	Country Affairs	areas of cooperation concluded	concluded					cooperation frameworks.
	Diplomatic Privileges & Immunities	Diplomatic privileges and immunities to the Diplomatic Corps UNON, regional and international organizations administered	% Level of request facilitated	100	100	100	0	Diplomatic privileges and immunities to the Diplomatic Corps, UNON, regional and international organizations administered as need arises.
Sub-programme 2.4: Management of Diaspora & Consular Affairs	PDA	Consular services provided	(%) of Kenyans assisted	100	100	100	0	Kenyans assisted at various Kenya Missions.
		Handbook for Honorary Consuls developed and implemented	No. of handbook for honorary consuls developed	1	1	0	-1	Not achieved
Sub-Programme 2.5: Infrastructure development for Missions	Global Assets Management	Chanceries, Residences and Staff houses purchased/constructed	No. of G.o.K properties acquired	1	1	0	-1	Not achieved due to lack of funds.
		Finalized Asset Acquisition and management plan (AAMP) implemented	% Level of implementation	30	30	0	-30	
Programme 3: Economic and Commercial Diplomacy								
Outcome: Increased Economic Partnerships								
Sub-Programme 3.1 Economic Cooperation and Commercial Diplomacy	Economic Affairs and Commercial Diplomacy	Investment promotion activities and business forums coordinated	No. of Events coordinated	15	15	47	+32	Coordinated 11 in-bound and 14 out-bound Business Forums; and Coordinated 22 outbound and inbound trade and Investments Missions.
		Economic Partnership Agreements (EPAs) signed	No. of Agreements initiated/ signed	5	5	24	+19	Facilitated the signing of 24 economic cooperation frameworks.
		Joint bilateral	No. of agreed	5	5	5	0	Kenya-Mozambique JPPC on

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		frameworks and meetings (JTCs, JECs, etc.), coordinated/participated	minutes					the sidelines of Kenya-Mozambique Business Forum held in August in Maputo; Kenya-Colombia JCC held in Bogota Colombia on 12 th September 2023; Kenya-Angola JCC 16 th -18 th October 2023 in Nairobi; Kenya- Egypt JCC 4 th -7 th February 2024 in Nairobi and Kenya-Tanzania JTC 18 th -22 nd March 2024 in Kisumu.
		Economic and Trade negotiations at the OACPS, AfCFTA, EAC, IORA, COMESA, Kenya-US FTA, Kenya-UK Trade arrangements, AGOA, Post 2020 ACP-EU Negotiations, and WTO level coordinated/attended	No. of Country position papers prepared/ reports	30	30	12	-18	Country positions presented during the following trade negotiation session: EAC Tariff Offer 28 th Jan -3 rd Feb 2024, Mombasa; EAC Tariff Offer 25 th -29 th March 2024; AfCTA 22 nd -31 st Jan 2024, Durban South Africa; OACPS joint Parliamentary Assembly, 17 th -21 st Feb 2024, Luanda; 13TH Ministerial Conference of the WTO, Abu Dhabi, 26 th Feb -2 nd March 2024 and first Joint Session of the EU; AfCTA tariff line negotiations and Kenya- US strategic Trade and Investment Partnership.
Programme 4: Foreign Policy Research, Capacity Development and Technical Cooperation								
Outcome: Improved performance and skills development								
Sub-Programme 4.1 Foreign Policy	Foreign Service	State & Public officers inducted on	No. of State and Public Officers	80	60	20	-40	20 State and Public officers inducted on protocol and

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
Research & Analysis, Capacity Development	Academy	protocol, etiquette matters & Kenya's international obligations	inducted.					etiquette matters.
		Newly appointed Ambassadors/High Commissioners and newly posted Officers inducted	No. of Ambassadors/High Commissioners and Officers inducted.	150	75	55	-20	55 newly appointed Ambassadors/High Commissioners and newly posted officers inducted.
		Officers trained on UN and other Foreign Languages	No. of officers trained	100	50	25	-25	French, Spanish and Portuguese languages facilitated.
		Scholarships from Foreign friendly Government processed	% Level of scholarships processed	100	100	100	0	All scholarships from friendly Government processed.
Sub-Programme 4.2: Regional Technical Cooperation	Parliamentary & County Liaison Affairs & Foreign Service Academy	Presidential Commitments Actualized	No. of Presidential Commitments	2	2	1	-1	
		Increased partnerships with think-tanks, research institutions and diplomatic corps	No. of MoUs signed and reviewed	2	2	2	0	2 MoUs signed with Cuba and Congolese Diaspora.
		Strategic engagements between National Assembly, County Governments and Foreign Governments facilitated	No. of strategic engagements facilitated	1	1	8	+7	The ministry facilitated 9th global parliamentary (IPU) conference of young parliamentarians, on 15th-17th September in Hanoi Vietnam. The Ministry has facilitated counties in hosting of foreign diplomats and parliamentary delegations, such in Kisumu, Homabay and in Turkana.
		Capacity building for diplomats from the	No. of Diplomats trained	30	4	4	0	4 Angolan Diplomats on training at Kenya Utalii

Sub-Programme	Delivery Unit	Key output	Key Performance Indicator	Annual Target	Q1-Q4	Actual	Variance	Remarks
		Region and beyond conducted						College.

Source: SDDA Submissions Of Budget Performance Information for The FY 2023/24

Annex III: SDDA Non-Financial Performance for FY 2023/24

Programme	Sub-Programme	Delivery Unit	Key Output	Key Performance Indicators	Annual Target	Actual	Variance	Remarks
Programme Management of Diaspora and Consular Affairs	SP I: Diaspora, Economic, Commercial and Cultural Affairs	Diaspora Directorate	Continuous dialogue with Kenyans abroad Promoted	No. of benchmarking visits undertaken	4	0	(4)	Lack of funds
				No. of engagement meetings during outbound official visits	4	19	15	High Level engagements were held in Italy Philippines Canada (Nova Scotia) Canada (New Brunswick) Canada (Toronto) United Kingdom Belgium Ireland Germany Mozambique Japan Germany Tanzania Thailand Ghana Rwanda U.S.A (Atlanta) U.S.A (Minnesota) U.S.A (Nebraska). The target was exceeded
				No. of Diaspora virtual town hall meetings organized	12	13	1	Target exceeded
				No. of meetings with Regional	4	7	3	Target exceeded

ANNEXURE III: SDDA NON-FINANCIAL PERFORMANCE FOR FY 2023/24

Programme	Sub-Programme	Delivery Unit	Key Output	Key Performance Indicators	Annual Target	Actual	Variance	Remarks
				Deans of Kenya Missions abroad				
				An updated database of the Kenyan Diaspora maintained	1	1	0	Database in place
			Kenya's diaspora integrated into the national development agenda	No. of diaspora conferences and investment expos held	4	4	0	Organized a successful Diaspora Investment Conference at the KICC from 13 th to 15 th December 2023 Inaugural Kenyan Arts exhibition done in London (27 th Nov – 10 th Dec) Homabay International Investment Conference in February 2024, Diaspora Tech investment expo done in USA
			Bilateral labour agreements and MOUs facilitated	No. of bilateral and labour agreements MOUs	4	5	1	Facilitated the signing of the Saudi Arabia, UK, UAE, Qatar, and Germany BLAs
			Diaspora excellence awards established	Annual diaspora excellence awards Event	1	1	0	Event took place during the Diaspora Investment Conference at the KICC
			Establishment of Diaspora-specific investment products lobbied for	No. of Diaspora Specific Investment products lobbied for	4 specific products	1	(3)	DhowCSD Product launched
			Establishment of interest-bearing Bank Accounts for Foreign denominations for Diaspora/non-resident Kenyan accounts lobbied for	No. of meetings held with key stakeholders	4 bank accounts	3	(1)	Meetings with Kenya Commercial Bank, Co-operative Bank And Equity Bank done

Programme	Sub-Programme	Delivery Unit	Key Output	Key Performance Indicators	Annual Target	Actual	Variance	Remarks
			A platform for public participation of the diaspora in planning, budgeting, and policy formulation created	No. of engagements with MDAs, National Assembly, the Senate, and County Assemblies	4	0	(4)	A concept note is in place to facilitate engagement with Parliamentary committees
	SP 2: Management of Consular Services	Consular Directorate	Mobile Consular services Facilitated	Number of Kenyans abroad facilitated	7000	12,165	5,165	Target exceeded
			Draft Diaspora Evacuation Plan Finalized and implemented	Diaspora Evacuation Plan	1	1	0	Diaspora evacuation and repatriation guidelines developed
			Consular visits undertaken	% Level of implementation	100	20	(80)	Committee appointed by the accounting officer
			Safe Houses established and operationalized	No of high-level consular visits to regions where there are major consular issues affecting Kenyans	4	4	0	Visits to Saudi Arabia, Bahrain, Tanzania and USA done
			Diaspora Welfare Facility established	No of reports: concept note, pre-feasibility and feasibility	3	1	(2)	The State Department prepared a Concept note for the safe houses and undertook data collection to inform Pre-feasibility Study
				No of safe houses established and operationalized	-	-	-	Awaiting pre-feasibility and feasibility studies
				% establishment	-	-	-	Funds for repatriation availed in the FY 2023/24 budget
				No of welfare facilities accessible	-	-	-	Funds for repatriation availed in the FY 2023/24 budget
			Diaspora Offices in missions established	Number of offices established	25	0	(25)	No deployment of diaspora officers done

Programme	Sub-Programme	Delivery Unit	Key Output	Key Performance Indicators	Annual Target	Actual	Variance	Remarks
			and operationalized					
	Sub-Program 3: Diaspora Interests Abroad		Diaspora professionals and business people mapped	No of Countries	-	Done	-	Diaspora professionals and business people mapped in 11 countries including; Canada, USA, Germany, UK, France, Sweden, Turkey, Australia, Congo, South Africa and Brazil.
		Lobby for International job opportunities, publish and communicate to MDAs	No of countries engaged	9	25	16	Department has engaged USA, Israel, UK, Germany, Saudi Arabia, Canada, Barbados, Oman, Japan, UAE, Bahrain, Tanzania, Serbia, Kuwait, Jordan, Ireland, Egypt, Kazakhstan, Rwanda, Ethiopia, Malta, Israel, Vietnam, Russia and Austria.	
		Diaspora mainstreamed into National development process	No. of investment/skills diaspora forum for resources and skills mobilization amongst the Kenyan diaspora abroad	1 forum	1	0	Organized a successful Diaspora Investment Conference at the KICC from 13 th to 15 th December 2023	
Program 2: General Administration, Planning and Support Service		Diaspora Engagement Directorate	Kenya Diaspora Policy reviewed	% of completion	100	100	0	Reviewed the 2014 Diaspora Policy and developed the draft diaspora policy 2024
		Admin	Utility vehicles procured	Number of Utility vehicles procured	5	5	0	3 vehicles delivered 2 vehicles paid for awaiting delivery.
			Staff welfare activities conducted	No. of wellness activities conducted	3	3	0	Team building at Chaka Ranch, Nyeri County. Sensitized on Stress management, oral and

Programme	Sub-Programme	Delivery Unit	Key Output	Key Performance Indicators	Annual Target	Actual	Variance	Remarks
								mental health during Staff induction. Sensitized staff on Drugs and Substance use, HIV and AIDS, Interpersonal relationships, stress management and time management
		HRM	Career progression training and Capacity building of Departments staff conducted	No. of officers trained	23	33	10	33 officers trained in Strategic Leadership and Senior Management Courses
			Internships/ industrial attachments opportunities offered	No. of youths engaged	50	58	8	10 Attachees and 48 Interns engaged
			Diaspora Officers posted to Kenya Missions	Number of officers posted	25	0	(25)	No diaspora officers posting done
		ICT	Network Infrastructure established	Level (%) of Network infrastructure established	100	100	0	Network Infrastructure fully established
			Video Conferencing Facility established	% Level of establishment of a smart boardroom	100 1 smart boardroom	0	(100)	No funding
		CPPMD	Strategic Plan developed	Strategic Plan	1	1	0	Strategic Plan developed
			Monitoring and Evaluation	No. of Reports	1	4	3	Prepared M&E reports on implementation of the State Departments work plan targets for Q1, Q2, Q3 & Q4 of FY2023/24

Source: SDDA Submissions Of Budget Performance Information for The FY 2023/24

ANNEXURE IV: SDEAC NON-FINANCIAL PERFORMANCE FOR FY 2023/24

Annex IV: SDEAC Non-Financial Performance for FY 2023/24

Sub-Programme	Delivery unit	Key outputs	Key performance Indicators	Annual Target(s)	Actual	Variance	Remarks
P.1 East African Affairs and Regional Integration							
SP 1.1: East African Customs Union	1221000200 Regional Integration Centres	Regional Integration Centres	No. of Regional Integration Centres operationalized	1	1	1	Operationalization still ongoing at Busia Border Post
			No. of new OSBPs initialized	1	1	1	Initiated the Suam OSBP
	1221001100 Directorate of Political Affairs	EAC Cooperation on Governance, Security and Political Affairs	% Rate of Implementation of the EAC Political Confederation Roadmap	10	10	0	Implementation still ongoing (Public consultations done in Kenya, Uganda and Burundi)
			No of EAC election observers missions conducted	2	0	2	No election was conducted in the EAC region during the FY
			No. of International Forums/positions where Kenya's agenda has been supported by EAC	1	1	0	Achieved
			No. of EAC joint Civilian Military (CIMIC) events held	1	1	0	Target achieved (Planning meetings for the CIMIC event undertaken)
			Regional Legislative Agenda by East Africa Legislative Assembly (EALA) Kenya Chapter	No. of Legislative Policies enacted by EALA	2	4	2
SP 1.2: East African Common Market	1221000100 Headquarters Administrative Services	Administration Services	No. of officers/staff trained	100	56	44	Target not achieved due to the budget cuts
			% of staff under SPAS	100	100	0	Target achieved
	1221000500 Information, Communication & Technology Unit	ICT Services	% of Automation	70	70	0	Achieved

Sub-Programme	Delivery unit	Key outputs	Key performance Indicators	Annual Target(s)	Actual	Variance	Remarks
	1221000600 Central Planning and Project Monitoring Unit	Planning Services	M&E No. of M&E reports	4	4	0	Target achieved
			Annual Work Plans	1	1	0	Target achieved
	1221000700 East African Community	Awareness and National Outreach of EAC integration opportunities	No. of Kenyan Round Table Forums on EAC held to deliberate on EAC and generate Kenyan Strategic issues	16	16	6	Target Achieved
			No. of Kenyan Trade Centres established in EAC Partner States	1	0	1	Inadequate funds to establish the centres
			No. of forums held to disseminated concluded policies	28	14	14	Inadequate funds to disseminate the concluded policies
			No. of EAC Youth Ambassadors Clubs	15	0	15	Inadequate funds establish the Youth Ambassadors Clubs
			No. of Annual Milestones reports produced and disseminated	1	1	0	Target Achieved
			No. of EAC frameworks/programmes domesticated by Counties	5	0	5	Inadequate funds to assist Counties domesticate the frameworks/programmes
	1221000900 Directorate of Social Affairs	EAC Regional Cooperation in Health	No. of EAC Regional Health Policies adopted	2	0	2	Target to be achieved in the subsequent quarter
		Free movement of students and professionals in the EAC	No. of EAC Regional Health Projects and Programmes conceptualized and Implemented	2	1	1	Target is under the control of all the Partner States
SP 1.2: East African Common Market	1221000900 Directorate of Social Affairs	Free movement of students and professionals in the EAC	No. of Curriculum programmes harmonized	7	7	7	Target achieved
			Cumulative No. of Kenyan students studying/trained in the EAC Regional Centres of Excellence in health	50	46	4	The 46 were admitted in the FY 2023/24 and the training takes long

Sub-Programme	Delivery unit	Key outputs	Key performance Indicators	Annual Target(s)	Actual	Variance	Remarks
			No. of Kenyans benefiting from the EAC scholarship awards	30	30	0	Target achieved
			No. of mutual Recognition Agreements developed and aligned to the EAC Treaty	1	1	1	Target achieved
	1221001200 Directorate of Productive and Services Sector	Free movement of Goods and Persons within EAC	No. of EAC Regional Policies and Standards on transport (Air, Rail/marine/Water way and Road) and Communication Sector Harmonized	4	2	2	Inadequate funds
		EAC programmes and projects designed, negotiated	% Level of implementation of LVBC Multinational Maritime Communication and Transport Programme	25	25	0	Target achieved
		EAC Regional Agriculture Value Chains strengthened	No. of EAC Agricultural policies adopted	4	1	3	Inadequate funds
		Cooperation in EAC intra and inter regional tourism	No. of Regional Infrastructure Connectivity projects negotiated	2	1	1	Inadequate funds
			No. of EAC Tourism policies harmonized and adopted	1	0	1	Inadequate funds
SP 1.2: East African Common Market	1221001200 Directorate of Productive and Services Sector	Sustainable Management of EAC trans boundary Natural resources	No. of EAC Tourism Expo coordinated	1	1	0	Target Achieved
			No. of oversight Monitoring missions for LVBC projects and Programmes	2	1	1	Inadequate funds
			No. of joint EAC Trans boundary ecosystem events held	1	1	0	Joint Mara Day Celebrations held in Tanzania on 15.09.2022
	1221001300 Africa Legislative East	Regional Legislative Agenda	No. of legislative Policies enacted by EALA	2	2	2	Target Achieved

Sub-Programme	Delivery unit	Key outputs	Key Indicators	performance	Annual Target(s)	Actual	Variance	Remarks
	Assembly (EALA)	by East Africa Legislative Assembly (EALA) Kenya Chapter						
	1221001400 Finance Management Services	Financial Services	No. of MTEF reports		3	3	0	Target achieved
			No. of Budget Implementation reports		4	4	0	Target on Achieved
	1221001800 Directorate of Research and Regional Liaison Integration (DRRLI)	EAC Common Market Protocol	No. of over-arching policies adopted by the EAC Council		20	20	0	Target achieved
		Kenya Cooperation with EAC Partners	No. of Bilateral frameworks for Cooperation with EAC Partner States negotiated and Adopted		2	2	2	Target achieved
SP 1.3: EAC Monetary Union	1221001000 Directorate of Economic Affairs	Preferential Treatment accorded to Kenyan Products and Merchandise in the EAC	% of preferential Treatment accorded to Kenyan products and merchandise in the EAC		100	100	100	All Kenyan goods continued to receive preferential treatment
		Non-Tariff Barriers	No. of NTBs cumulatively resolved and eliminated		280	274	6	Resolution and elimination of NTBs takes long since its jointly done by Partners States
			Value of Kenyan exports to the EAC (KES. Billion)		205	305	-100	Target surpassed
		EAC Regional Standards	Cumulative no. of EAC Standards developed		1970	1,993	-23	Target surpassed
			Cumulative no. of EAC Standards adopted by Kenya		1190	1,165	25	No new Gazetted Standard during the reporting period
SP 1.3: EAC Monetary Union	1221001000 Directorate of Economic Affairs	EAC Regional Platform for Kenya's MSMEs	No. of EAC MSMEs exhibitions held		1	1	0	Target achieved
			No. of Kenyan MSMEs Exhibitors participating in EAC Annual MSMEs		200	348	-148	Target surpassed

Sub-Programme	Delivery unit	Key outputs	Key Indicators	performance	Annual Target(s)	Actual	Variance	Remarks
			exhibitions					
			No. of new Trade Associations	Cross-Border	3	2	1	Inadequate funds
			No. of SMEs graduated into EAC Trade		2	2	0	Target achieved
SP 1.4	1221000100	Administrative Services	No. of M&E reports from the 14 clusters		15	9	6	Inadequate funds to conduct M&E
			No. of policies/ strategies developed		3	3	0	To be achieved in subsequent quarters
			No. of communiqués		2	2	0	Target Achieved
			No. of trainings held		2	2	0	Target Achieved
			No. of framework developed		1	0	1	Inadequate funds to develop the framework
			No. of study reports		1	1	1	Target achieved
SP 1.6 General Administration, Planning and Support Services	1221000100	Administration Services	No. of officers/staff trained		100	72	28	Inadequate funds to train all the target staff
			% of staff under SPAS		100	100	0	Target Achieved
	1221000300	ICT Services	% of Automation		70	70	10	Target on track
	1221000500	ICT Services	Video Infrastructure upgraded	Conference LAN	70	50	20	Inadequate funds to undertake upgrade
	1221000600	Planning Services	No. of M&E reports		4	4	0	Target Achieved
			Annual work plans		1	1	0	Target Achieved

Sub-Programme	Delivery unit	Key outputs	Key Indicators	performance	Annual Target(s)	Actual	Variance	Remarks
	1221001400 Finance Management Services	Financial Services	No. of MTEF reports		3	3	0	Target to be achieved
			No. of Budget Implementation reports		4	4	0	Target Achieved

Source: SDEAC Submissions Of Budget Performance Information for The FY 2023/24

ANNEXURE V: REPORT ADOPTION SCHEDULE



**REPUBLIC OF KENYA
THE NATIONAL ASSEMBLY
13TH PARLIAMENT – FOURTH SESSION-2025
DEPARTMENTAL COMMITTEE ON DEFENCE, INTELLIGENCE, AND FOREIGN
RELATIONS.**


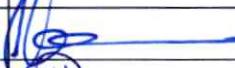




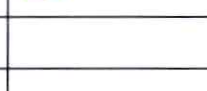

REPORT ADOPTION LIST

**REPORT ON BUDGET IMPLEMENTATION OVERSIGHT FOR THE FINANCIAL
YEAR 2023/24 FOR THE FOLLOWING ENTITIES:**

- a) VOTE 1053: STATE DEPARTMENT FOR FOREIGN AFFAIRS
- b) VOTE 1054: STATE DEPARTMENT FOR DIASPORA AFFAIRS
- c) VOTE 1221: STATE DEPARTMENT FOR EAST AFRICAN COMMUNITY

We, Members of the Departmental Committee on Defence, Intelligence, and Foreign Relations, 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 January 2025.**

February

	NAME	SIGNATURE
1.	The Hon. Koech Nelson, CBS, M.P. (Chairperson)	
2.	The Hon. Maj. (Rtd.) Sheikh Abdullahi Bashir, MP (Vice Chairperson)	
3.	The Hon. Yusuf, Hassan Abdi, CBS, M.P.	
4.	The Hon. Wanjira, Martha Wangari, CBS, M.P.	
5.	The Hon. Odhiambo, Millie Grace Akoth, M.P.	
6.	The Hon. Kanchory, Elijah Memusi, M.P.	
7.	The Hon. (Dr.) Kasalu, Irene Muthoni, M.P.	
8.	The Hon. Kirima, Moses Nguchine, M.P.	
9.	The Hon. Kandie, Joshua Chepyegon, M.P.	
10.	The Hon. Kwenya, Thuku Zachary, M.P.	
11.	The Hon. Luyai, Caleb Amisi, M.P.	
12.	The Hon. Teresia, Wanjiru Mwangi, M.P.	
13.	The Hon. Logova, Sloya Clement, M.P.	
14.	The Hon. Ikana, Fredrick Lusuli, M.P.	
15.	The Hon. Mohamed, Abdikadir Hussein, M.P.	



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - FOURTH SESSION (2025)
DIRECTORATE OF DEPARTMENTAL COMMITTEES
DC- DEFENCE, INTELLIGENCE AND FOREIGN RELATIONS

**MINUTES OF THE 11TH SITTING OF THE DEPARTMENTAL COMMITTEE ON
DEFENCE, INTELLIGENCE, AND FOREIGN RELATIONS HELD ON THURSDAY
27TH FEBRUARY 2025 AT 10.00 A.M IN BUNGE TOWER, 2ND FLOOR, COMMITTEE
ROOM 14, PARLIAMENT BUILDINGS.**

PRESENT

1. **The Hon. Maj. (Rtd.) Sheikh Abdullahi Bashir, M.P.** - **Vice Chairperson**
2. **The Hon. Yusuf Hassan Abdi, C.B.S, M.P.**
3. **The Hon. Wanjira Martha Wangari, C.B.S, M.P**
4. **The Hon. Kanchory Elijah Memusi, M.P.**
5. **The Hon. (Dr.) Kasalu Irene Muthoni, M.P.**
6. **The Hon. Kirima Moses Nguchine, M.P.**
7. **The Hon. Kandie Joshua Chepyegon, M.P.**
8. **The Hon. Ikana Fredrick Lusuli, M.P.**

APOLOGIES

1. **The Hon. Koech Nelson, C.B.S, M.P.** - **Chairperson**
2. **The Hon. Odhiambo Millie Grace Akoth, M.P.**
3. **The Hon. Kwenya Thuku Zachary, M.P.**
4. **The Hon. Luyai Caleb Amisi, M.P.**
5. **The Hon. Teresia Wanjiru Mwangi, M.P.**
6. **The Hon. Logova Sloya Clement, M.P.**
7. **The Hon. Mohamed Abdikadir Hussein, M.P.**

IN ATTENDANCE

NATIONAL ASSEMBLY

1. **Mr. Dennis M. Ogechi** - **Clerk Assistant I**
2. **Mr. Bernard Njeru** - **Clerk Assistant III**
3. **Mr. John Ng'ang'a** - **Audio Officer II**
4. **Ms. Noelle Chelagat** - **Media Relations Officer II**
5. **Mr. Daniel Ominde** - **Research Officer III**
6. **Mr. Abdi Salat** - **Principal Serjeant-At-Arms**
7. **Mr. Edwin Machuki** - **Fiscal Analyst III**
8. **Mr. Lenny Muchangi** - **Legal Counsel II**

- | | | |
|----------------------------|---|-------------------------------------|
| 9. Mr. Martin Sigei | - | Research Officer III |
| 10. Mr. Steve Jeremy Kamau | - | Intern |
| 11. Mr. Ian Kasawa Opicho | - | Pupil Directorate of Legal Services |
| 12. Ms. Grace K. Gijo | - | Pupil Directorate of Legal Services |

AGENDA

1. Preliminaries – Prayers, Adoption of the Agenda
2. Confirmation of minutes of previous meeting
3. **Meeting with the National Transport and Safety Authority (NTSA) on the inquiry into the Conduct of the British Army Training Unit Kenya, and**
4. **Consideration and adoption of reports on:**
 - a) **2025 Budget policy statement (BPS),**
 - b) **Budget Implementation Oversight (BIO) for the 2023/2024 Financial Year,**
 - c) **Treaty establishing the Intergovernmental Development Authority (IGAD),**
 - d) **Treaty-Making and Ratification (Amendment) Bill, 2024 by Hon.Peter Kaluma, CBS, MP, and**
 - e) **An inspection visit conducted to diplomatic missions in Qatar and UAE.**
5. Any Other Business
6. Adjournment/Date of the next Sitting

MIN.NO. DDC/DIFR/051/2025:

PRELIMINARIES

The meeting was called to order at 10:20 a.m. and a prayer was said. The agenda above was unanimously adopted, having been proposed by Hon. Kanchory Elijah Memusi, M.P. and seconded by Hon. Wanjira Martha Wangari, C.B.S, M.P.

MIN.NO. DDC/DIFR/052/2025:

COMMUNICATION FROM THE CHAIR.

The Chairperson informed the Members of:

1. An invitation by the State Department for Diaspora Affairs into the launch of Diaspora Policy in Radisson Blue Hotel Upper Hill on Wednesday, 5th March 2025.

RESOLUTION

The Chairperson to request permission to sit during plenary sitting hours from the Speaker of the National Assembly in order to attend the launch.

2. Kenyans in Diaspora Technical Working group which was seeking audience with the Committee between 10th and 14th March 2025.

RESOLUTION

The Committee noted an upsurge of organizations by Kenyans living in Diaspora seeking audience with various parliamentary committees and resolved that in future, the matter be handled through the Ministry of Foreign and Diaspora Affairs.

3. A scheduled visit by the Danish Foreign Affairs Committee from 3rd to 8th March 2025. The Delegation would like to meet with the Committee on March 4th 2025 at 10.00 a.m.

RESOLUTION

It was resolved that the visiting Danish MPs be given audience on the said time and date and Members were urged to avail themselves for the meeting.

MIN.NO. DDC/DIFR/053/2025:

CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS.

Confirmation of Minutes of previous Sittings was deferred to a later date.

MIN.NO. DDC/DIFR/054/2025:

MEETING WITH THE MANAGING DIRECTOR, NATIONAL TRANSPORT AND SAFETY AUTHORITY (NTSA) ON THE INQUIRY INTO THE CONDUCT OF THE BRITISH ARMY TRAINING UNIT KENYA.

The Clerk informed the Committee that the Director General of NTSA was engaged in an official activity in Naivasha and, therefore, was unable to appear before the Committee to make his submissions. He further noted that due to the urgency in concluding the matter, he had advised the Director General to provide written submissions instead of appearing before the Committee.

MIN.NO. DDC/DIFR/055/2025:

CONSIDERATION AND ADOPTION OF REPORTS:

A. REPORT ON 2025 BUDGET POLICY STATEMENT.

The Committee, having considered the report, adopted it having been proposed by Hon. Ikana Fredrick Lusuli, M.P and seconded by Hon. Kirima Moses Nguchine, M.P. It was adopted with the following recommendations:

1. Non-Financial Recommendations

- a) To maintain high-quality engagement with the diaspora amidst limited resources, the SDDA should, within the next 12 months, collaborate with the SDFA to utilize already posted staff in missions (e.g., Migration Attachés) to take on additional responsibilities related to diaspora affairs. This maximizes the utility of current staff without incurring extra costs associated with deploying new officers.
- b) Within the next 12 months, the SDFA to leverage the use of Public-Private Partnerships (PPPs) to acquire, renovate, and maintain mission properties abroad. This initiative will lessen GoK exchequer's reliance.
- c) The SDFA to restructure its foreign service by consolidating or closing economically unsustainable and underperforming missions and reallocating resources to prioritize funding for key missions within 12 months. The objective of this initiative is to optimize the utilization of available resources and improve efficiency.
- d) The SDFA prioritizes the appointment of Honorary Consuls in critical regions instead of establishing full-fledged diplomatic missions. This strategy will enable the SDFA to optimize the use of limited resources while also maintaining a robust foreign presence without incurring substantial financial costs associated with full-scale missions.

- e) The SDDA to provide protection, necessary documentations and evacuation of Kenyans in distress on a case-by-case basis rather than establishing of safe houses which might not be tenable.
- f) The Ministry of Defence (MoD) to submit a comprehensive report to the committee by April 30th, 2025 detailing the next phase of its modernization programme. The report to include:
 - a) Breakdown of planned modernization in personnel, equipment, and systems.
 - b) A detailed resourcing plan, including budgetary allocations and funding sources.
 - c) Progress report on the achievements of the ongoing modernization phase.
- g) The State Department for Foreign Affairs (SDFA) to submit a comprehensive evaluation report by April 30th, 2025 on the efficacy and performance of Kenya's 65 diplomatic missions. This report should provide:
 - a) A mission-by-mission assessment of operational efficiency and financial sustainability.
 - b) An analysis of each mission's strategic contribution to Kenya's foreign policy and economic interests.

2. Financial Recommendations

The Committee recommends that the ceilings for all the programmes for Vote 1041: MoD; Vote 1052: SDFA; Vote 1053: SDDA; Vote 1221: SDEAC; and Vote 1281: NIS be approved as tabled (see the table below).

DC-DIFR MDAs BPS 2025 Ceilings as Tabled (KES. Million)

Vote, Programme Code & Title	Recurrent	Capital	Total
1041: Ministry of Defence (MoD)	192,111.10	12,516.00	204,627.10
Defence	180,231.90	12,316.00	192,547.90
Civil Aid	335.00	-	335.00
General Administration Planning and Support Services	2,641.90	-	2,641.90
National Space Management	-	-	-
Programme 4: Defence Industrialization	8,902.30	200.00	9,102.30
1053: State Department for Foreign Affairs (SDFA)	20,811.60	2,346.40	23,158.00
General Administration Planning and Support Services	2,814.10	238.10	3,052.20
Foreign Relation and Diplomacy	17,798.00	1,948.30	19,746.30
Economic and Commercial Diplomacy	49.50	-	49.50
Foreign Policy Research, Capacity Dev and Technical Cooperation	150.00	160.00	310.00
1054: State Department for Diaspora Affairs (SDDA)	675.90	-	675.90
Management of Diaspora Affairs	675.90	-	675.90
1221: State Department for East African Community (SDEAC)	587.40	-	587.40
East African Affairs and Regional Integration	587.40	-	587.40
1281: National Intelligence Service (NIS)	52,396.00	-	52,396.00
National Security Intelligence	52,396.00	-	52,396.00

Source: The National Treasury

3. Other Recommendations

The Committee requests the following:

- (i) The ceiling for the MoD be enhanced by **KES.3,480.00 million** to cater for the following critical funding gaps:
 - a) **KES.1,000.00 million** for tooling and kitting of KSL to achieve Public Private Partnership Agreement.
 - b) **KES.980.00 million** for contractual Obligation on refurbishment of M1-17, Augusta and MD 500.
 - c) **KES.1,500.00 million** for KMC factory modernization to meet international standards to access export market.
- (ii) The NIS ceiling be enhanced by **KES.5.00 billion** to cater for:
 - a) **KES.1.00 billion** - recruitment of additional personnel; and
 - b) **KES.4.00 billion** - expansion of surveillance systems.
- (iii) The State Department for East African Community (SDEAC) Affairs ceiling be enhanced by **KES.439.76 million** for the EAC Chairmanship component because Kenya is the current EAC Chair, and the position has a huge responsibility towards meeting regional integration objectives.

B. REPORT ON BUDGET IMPLEMENTATION OVERSIGHT FOR THE 2023/2024 FINANCIAL YEAR

The draft report was considered and adopted having been proposed by Hon. Yusuf Hassan, M.P and seconded by Hon. Elijah Memusi, M.P. It was adopted with the following recommendations:

1. Ministry of Defence (MoD)

- a) The MoD should submit to the Committee, within 30 days from the date of adoption of the report by the House, a detailed report on receipts and expenditures of the National Peace Support Fund since its inception.
- b) The MoD should submit to the Committee, within 30 days from the date of adoption of the report by the House, a detailed report on the acquisitions using the KES.3 billion was provided for the Purchase of Mine-Resistance ambush-protected vehicles in Supplementary Estimates II for FY 2023/24.

2. State Department for Foreign Affairs.

- a) To properly manage the problem of high rental and leasing costs for Missions abroad, the State Department for Foreign Affairs should submit to the Committee, within 30 days from the date of adoption of the report by the House, a detailed asset acquisition plan (rent-to-own scheme) to ensure that in the long run it owns the properties.
- b) SDFA budgeting and performance reporting should be linked to the five foreign policy pillars i.e., Peace Diplomacy, Economic Diplomacy, Environmental Diplomacy, Cultural Diplomacy and Diaspora Diplomacy. This will enable an assessment the effectiveness in the use of resources allocated to SDFA.

3. State Department for Diaspora Affairs

The State Department should submit to the Committee, within 30 days from the date of adoption of the report by the House, the firmed-up Diaspora Policy 2024 for the Committee's review and recommendations.

4. State Department for East African Community

The State Department for East African Community to submit a report to the Committee, within 30 days from the date of adoption of the report by the House, detailing how inadequate funding has inhibited it from fully discharging its mandate, and how its budgetary allocation compares with the equivalent Ministries/State Department of the other EAC Partner States, and how EAC has benefited Kenya visa-vis its contribution to EAC in the last 3 financial years.

C. REPORT ON TREATY ESTABLISHING THE INTERGOVERNMENTAL DEVELOPMENT AUTHORITY (IGAD)

The draft report was considered and adopted having been proposed by Hon. Moses Kirima, M.P and seconded by Hon. Fredrick Ikana, M.P. It was adopted with the following observations and recommendation:

Observations

- a) The Treaty aligns with Kenya's constitutional values, including good governance, democracy, the rule of law, accountability, and respect for human rights. The fundamental and operational principles of the Treaty are consistent with the Constitution and existing statutory frameworks. Ratification of the Treaty does not necessitate any constitutional amendments or changes to current laws but may require adjustments to policy frameworks for effective implementation.
- b) The Treaty seeks to enhance IGAD's capacity to address critical regional security threats such as terrorism, piracy, and cross-border crimes. The focus of IGAD on peace-building and conflict resolution, particularly in Somalia and South Sudan, directly supports Kenya's security objectives. Kenya stands to benefit from improved regional stability, reduced risks of refugee influxes, curbed illegal arms trafficking, and strengthened mechanisms for intelligence sharing and joint operations. IGAD's role in fostering dialogue and peaceful co-existence is critical to regional stability, which in turn reinforces Kenya's internal security.
- c) The Treaty's emphasis on regional economic integration directly benefits Kenya's trade and investment landscape. By reducing trade barriers, harmonising regulations, and facilitating cross-border infrastructure projects, IGAD seeks to enhance the ease of doing business in the region. Kenya's strategic location and robust agricultural sector position it to benefit significantly from initiatives aimed at improving market access, reducing logistical costs, and promoting large-scale infrastructure projects, such as transport and energy corridors. The facilitation of free movement of goods, services, labour, and capital is expected to stimulate economic growth and create employment opportunities in Kenya and the wider region.
- d) IGAD's expanded mandate includes promoting climate resilience, drought management, and sustainable resource use. This aligns with Kenya's national environmental priorities and offers a platform for addressing transboundary resource management challenges, such as shared water resources and ecosystems. The Treaty provides Kenya access to regional and international funding for environmental projects, particularly those targeting climate adaptation, desertification control, and agricultural sustainability.

- e) Ratification of the Treaty positions Kenya as a prominent leader within IGAD, enabling it to influence regional policies on key issues such as security, economic integration, and environmental management. The Treaty will bolster Kenya's standing within AU and support its aspiration to play a leading role in shaping continental and global agendas. IGAD's alignment with the AU's goals will further enhance Kenya's diplomatic reach and strategic positioning in multilateral forums.
- f) The Treaty's peace-building initiatives are anticipated to reduce displacement caused by regional conflicts, thereby lessening the burden of refugees on Kenya's resources. IGAD's focus on health, education, and labour mobility provides opportunities for Kenyan citizens to access services, employment, and education within the region. The facilitation of people-to-people connections fosters social cohesion and supports the integration of communities across borders.
- g) Ratification of the Treaty does not impose significant additional financial burdens on Kenya, as the associated costs will be accommodated within existing budgetary provisions. IGAD's reliance on member contributions and external funding will ensure the sustainability of its operations. Kenya's participation in donor-supported IGAD programs will further reduce the financial burden on national resources.
- h) The Treaty seeks to strengthen IGAD's organisational structure by enhancing the roles and functions of its principal organs—the Assembly, Council, Committee of Ambassadors, and Secretariat. The Assembly is mandated to provide policy direction, oversee implementation, and establish additional organs as required. The Council's expanded functions include issuing regulations, appointing Deputy Executive Secretaries, and implementing decisions of the Assembly. The Committee of Ambassadors now advises on action plans and monitors programme implementation. The Secretariat is tasked with developing policies, coordinating programmes, and managing financial and human resources. These enhancements will ensure a robust institutional framework for achieving IGAD's objectives.
- i) The Treaty seeks to broaden IGAD's areas of cooperation to include trade liberalisation, transport and communications, tourism, energy, agriculture, gender equality, investment, and the free movement of goods, labour, and capital. The emphasis on human resource development and private-sector participation is expected to spur innovation and economic diversification in member states, including Kenya.
- j) The Treaty introduces a structured dispute resolution framework to address disagreements arising from its interpretation. Disputes are to be resolved amicably through negotiations facilitated by the Council of Ministers. An ad hoc Dispute Resolution Mechanism may also be established by the Assembly upon the Council's recommendation. This framework will ensure transparency and fairness in resolving conflicts, promoting harmony among member states.
- k) The Treaty reinforces IGAD's role as a foundational pillar of the AEC, contributing to the broader goals of the African Union for continental integration. Its alignment with continental initiatives like AfCFTA underscores its importance in advancing regional and continental economic development.

- l) The Treaty shall enter into force sixty days after the deposit of the instrument of ratification of two-thirds of the Member States of IGAD with the Executive Secretary. Currently, the Republic of Djibouti, the Federal Republic of Ethiopia and the Republic of South Sudan have ratified the treaty.
- m) The Committee ensured compliance with constitutional and statutory requirements for public participation, although no public memoranda were received. Stakeholders, including the Ministry of Foreign and Diaspora Affairs and the Office of the Attorney General, expressed unanimous support for the Treaty. Their submissions highlighted the strategic benefits of ratification for Kenya's national and regional interests.

Recommendation

The Committee recommended that Pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, the House **approves** the Ratification of the Treaty Establishing Inter-Governmental Authority on Development (IGAD).

D. REPORT ON PROPOSED TREATY-MAKING AND RATIFICATION (AMENDMENT) BILL, 2024 BY HON.PETER KALUMA, CBS, M.P.

The draft report was considered and adopted having been proposed by Hon. Yusuf Hassan, M.P and seconded by Hon. Fredrick Ikana, M.P. It was adopted with the following observations and recommendation:

Observations

- a) The legislative proposal expands the scope of the memorandum accompanying the treaty transmitted from Cabinet to the National Assembly, to include the number and identity of States party to a treaty. However, this may be impractical, given the dynamic nature of international negotiations and the evolving commitments of States.
- b) The legislative proposal seeks to subject treaties to a similar legislative process as Bills. The first step in the legislative process of a Bill is First Reading. Historically, the first reading serves as an opportunity to introduce the Bill to the House and to the public for the first time. However, this is not the case for treaties since they are negotiated and concluded by the Executive.
- c) Amendments to Bills are usually proposed between the Second Reading and Committee of the Whole House, either through the relevant Committee or individual Members of Parliament. However, amendments to Treaties are proposed and negotiated between State parties as provided under the Vienna Convention on the Law of Treaties.
- d) The National Assembly Standing Orders already mandates the relevant Committee to facilitate public participation before its consideration of a Treaty.
- e) The current legislative framework enables the National Assembly to review a Treaty through the relevant Committee and, if necessary, propose reservations which shall be applicable under the Vienna Convention on the Laws of Treaties. This ensures that the National Assembly discharges its constitutional mandate of law-making.
- f) Parliament should be empowered to guide the Executive by providing recommendations that ensure treaties conform to Kenya's legal and policy framework. Where the ultimate treaty provisions do not align with national standards, Parliament may register reservations during ratification to safeguard Kenya's interests.

Recommendation

The Committee recommended that the Proposed Treaty Making and Ratification (Amendment) Bill 2024 **should not** proceed for publication.

E. REPORT ON AN INSPECTION VISIT TO KENYAN EMBASSIES IN THE UNITED ARAB EMIRATES AND THE STATE OF QATAR CONDUCTED FROM 7TH TO 13TH NOVEMBER 2024.

The draft report was considered and adopted having been proposed by Hon. Yusuf Hassan, M.P and seconded by Hon. Moses Kirima, M.P. It was adopted with the following recommendations:

General Recommendations

- (1) The Ministry of Foreign and Diaspora Affairs should: -
 - (a) Collaborate with the National Treasury to: -
 - (i) Establish a *Diaspora Welfare Fund* to provide financial and legal assistance to distressed Kenyans.
 - (ii) Revise the Embassy budget framework to account for *annual rent increments* in Abu Dhabi and Doha, with adjustments included in the 2025/2026 budget cycle.
 - (iii) Implement *Foreign Exchange Stabilization Mechanism* to mitigate forex conversion losses impacting embassy operations.
 - (iv) Implement a performance-based funding and resource allocation framework for Kenya's diplomatic Missions, ensuring that support is directly proportional to the economic, diplomatic, and diaspora-related opportunities they generate for the country.
 - (b) Spearhead negotiation for the recognition of Kenyan nursing certifications in Qatar under the revised Bilateral Labour Agreement.
 - (c) Procure new vehicles for the Kenyan Embassies in Abu Dhabi and Doha to replace the outdated fleet, and refurbish the office furniture and ICT infrastructure at both embassies to enhance service delivery.
 - (d) Establish a Joint Bilateral Agreements Monitoring Unit to track the implementation of signed MoUs, to ensure that labour, trade, and investment agreements are regularly reviewed and updated to reflect emerging economic opportunities.
 - (e) Appoint a Special Envoy for UAE and Qatar Relations to coordinate high-level engagements and fast-track pending negotiations, including the mutual recognition of professional qualifications and expansion of skilled labour migration.
 - (f) Collaborate with the Ministry of Interior and National Administration to work with Embassies to expedite the delivery of government services to Kenyans in the diaspora.
- (2) The Ministry of Labour and Social Protection should: -
 - (a) Collaborate with the Commission for University Education (CUE) and the Kenya National Qualifications Authority (KNQA), and engage the equivalent UAE and Qatari authorities to establish *Mutual Recognition Agreements (MRAs)* to enhance the employability of Kenyan professionals in healthcare, engineering, education and other sectors in UAE and Qatar.
 - (b) Establish an Implementation Committee to oversee labour migration, ensure compliance with employment contracts, and enforce worker protections.

- (c) Require the recruitment agencies to submit copies of signed contracts to Kenyan embassies before workers leave Kenya for jobs in the diaspora.
 - (d) Deregister and blacklist fraudulent recruitment agencies and enforce a strict accreditation system where only licensed and vetted agencies can operate.
- (3) The Ministry of Investments, Trade, and Industry should: -
- (a) Develop an Export Certification Program to assist Kenyan businesses in meeting UAE and Qatari compliance requirements.
 - (b) Collaborate with the Kenyan embassies in UAE and Qatar to facilitate trade delegations and networking events aimed at improving Kenya's reputation among Qatari and UAE investors.
 - (c) Develop a *Kenya-UAE/Qatar Trade Expansion Strategy*, focusing on value addition in exports, certification support for Kenyan businesses, and streamlined access to UAE and Qatari markets.
 - (d) Establish an Investment Facilitation Desk at the Kenya Chamber of Commerce to coordinate UAE/Qatar investment interests
- (4) The Ministry of Agriculture and Livestock Development should: -
- (a) Collaborate with the State Department for Trade, to establish a *Kenyan Agricultural Export Standards Compliance Program*, incorporating capacity-building for farmers on proper harvesting, packaging and export certification, to enhance adherence to UAE and other export market requirements.
 - (b) Collaborate with the Kenya Bureau of Standards (KEBS) and Horticultural Crops Directorate (HCD) to quarterly audits on agricultural exports to ensure compliance with UAE and other foreign quality standards.
- (5) The Kenyan Missions in Abu Dhabi and Doha should set up designated safe houses to accommodate vulnerable Kenyan workers, especially those facing employer mistreatment or deportation.
- (6) The Kenya Investment Authority (KenInvest) should initiate a targeted FDI promotion campaign to attract new investments from the UAE and Qatar.
- (7) The Ministry of Tourism and Wildlife should initiate negotiations with UAE and Qatari investors to establish a joint tourism revenue-sharing framework, ensuring that Kenya benefits more from the tourism value chain and wildlife conservation partnerships.

5.2 Specific Recommendations – Embassy to the United Arab Emirates

- (8) The Ministry of Foreign and Diaspora Affairs and the Embassy of Kenya in Abu Dhabi, UAE should: -
- (a) Engage UAE authorities to develop a structured mechanism for reviewing re-entry bans imposed on Kenyan nationals, and coordinate with UAE's Immigration Department and Ministry of Human Resources to facilitate individual case assessments.
 - (b) Establish a dedicated psychosocial support unit within the Embassy in Abu Dhabi to provide mental health counseling, substance abuse awareness, and reintegration support for distressed Kenyans.
 - (c) Develop a digital registration and tracking system to maintain an updated database of Kenyans living and working in the UAE for improved consular service delivery.

5.3 Specific Recommendations – Embassy to the State of Qatar

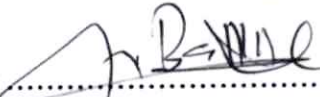
- (9) The Ministry of Foreign and Diaspora Affairs and the Embassy of Kenya in Doha, Qatar should: -

- (a) Formalize a Labour Dispute Resolution Desk in collaboration with the Qatari Ministry of Labour to handle complaints of unpaid wages, contract breaches, and mistreatment. The Embassy should also conduct quarterly labour rights awareness forums for Kenyan workers to educate them on their rights.
- (b) Expedite engagements with Qatari authorities to operationalize the Qatar Visa Centre in Nairobi to ensure pre-departure verification of work permits.
- (c) Align the rental expenditure for the Embassy of Kenya in Doha, Qatar with the approved budget ceiling by implementing cost-containment measures, opting more favourable lease terms, and seeking budgetary adjustments through the National Treasury in accordance with the Public Finance Management Act, Cap. 412A, and the Public Finance Management (National Government) Regulations, Legal Notice 34 of 2015.
- (d) The Kenya Civil Aviation Authority (KCAA) should approve an additional flight route for Qatar Airways to Mombasa to enhance tourism, trade, and connectivity at the Kenyan coast in line with *Sessional Paper No. 6 of 2024 on the National Aviation Policy*.

MIN.NO. DDC/DIFR/056/2025:

ADJOURNMENT AND DATE OF NEXT MEETING.

There being no other business, the meeting was adjourned at 11:46 a.m. The next meeting will be held on notice.

SIGNED:  DATE: 14/3/2025

for: **THE HON. NELSON KOECH, C.B.S, M.P.**
CHAIRPERSON, DEPARTMENTAL COMMITTEE ON DEFENCE, INTELLIGENCE AND FOREIGN RELATIONS.



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - THIRD SESSION - 2024
DIRECTORATE OF DEPARTMENTAL COMMITTEES
DC- DEFENCE, INTELLIGENCE AND FOREIGN RELATIONS

**MINUTES OF THE 58TH SITTING OF THE DEPARTMENTAL COMMITTEE ON
DEFENCE, INTELLIGENCE, AND FOREIGN RELATIONS HELD ON THURSDAY
17TH OCTOBER, 2024 AT 10:00 AM IN THE MINI CHAMBER, COUNTY HALL.**

PRESENT

- | | |
|--|----------------------|
| 1. The Hon. Koech Nelson, M.P. | - Chairperson |
| 2. The Hon. Yusuf Hassan Abdi, C.B.S, M.P. | |
| 3. The Hon. (Dr.) Kasalu Irene Muthoni, M.P. | |
| 4. The Hon. Kandie Joshua Chepyegon, M.P. | |
| 5. The Hon. Kwenya Thuku Zachary, M.P. | |
| 6. The Hon. Luyai Caleb Amisi, M.P. | |
| 7. The Hon. Ikana Fredrick Lusuli, M.P. | |
| 8. The Hon. Mohamed Abdikadir Hussein, M.P. | |

APOLOGIES

- | | |
|--|---------------------------|
| 1. The Hon. Maj. (Rtd.) Sheikh Abdullahi Bashir, M.P. | - Vice Chairperson |
| 2. The Hon. Odhiambo Millie Grace Akoth, M.P. | |
| 3. The Hon. Kanchory Elijah Memusi, M.P. | |
| 4. The Hon. Wanjira Martha Wangari, C.B.S, M.P. | |
| 5. The Hon. Kirima Moses Nguchine, M.P. | |
| 6. The Hon. Logova Sloya Clement, M.P. | |
| 7. The Hon. Teresia Wanjiru Mwangi, M.P. | |

MINISTRY OF FOREIGN AND DIASPORA AFFAIRS

- | | |
|--|---------------------------------|
| 1. H.E. Hon. (Dr.) Musalia Mudavadi, E.G.H | - PCS and CS MFDA |
| 2. Dr. Korir Sing'oei, C.B.S | - PS SDFA |
| 3. Ms. Roseline Kathure Njogu, CBS, | - PS SDDA |
| 4. Amb. Jackline Yonga | - DDG Parliamentary Directorate |
| 5. Amb. Hellen Gichuhi | - Secretary Diaspora Welfare |
| 6. Dr. Judy Njeru | - Director Foreign Affairs |

THE NATIONAL ASSEMBLY

- | | |
|-------------------------|-----------------------|
| 1. Mr. Dennis M. Ogechi | - Clerk Assistant I |
| 2. Mr. Bernard Njeru | - Clerk Assistant III |
| 3. Mr. John Ng'ang'a | - Audio Officer |
| 4. Mr. Abdi Salat | - Serjeant at-Arms |

- | | | |
|-------------------------|---|-------------------------|
| 5. Ms. Noelle Chellagat | - | Media Relations Officer |
| 6. Mr. Daniel Ominde | - | Research Officer |
| 7. Mr. Nephath Githinji | - | Intern |

AGENDA

1. Preliminaries – Prayers, Adoption of the Agenda
2. Confirmation of minutes of previous meeting
3. **Meeting with the prime cabinet secretary and the Cabinet Secretary for Foreign and Diaspora Affairs on:**
 - a) **Budget Implementation Oversight for the Financial Year 2023/2024;**
 - b) **Response to Request for Statements by the following Members;**
 - **Hon. (Eng.) Vincent Musyoka, M.P (Mwala Constituency) who requested for a Statement on the mysterious death of Mr. William Alfred Mulwa Mutilangi in the United States of America,**
 - **Hon. Machua Waithaka, M.P (Kiambu Constituency) who requested for a Statement on the arrest and prolonged detention of two Kenyan citizens in Dubai, United Arab Emirates, and**
 - **Hon. Catherine Omanyoo, M.P (Member for Busia County) who requested for a Statement on harassment of Kenyan fishermen in Lake Victoria.**
4. Any Other Business
5. Adjournment/Date of the next Sitting

MIN.NO. DDC/DIFR/279/2024: PRELIMINARIES.

The meeting was called to order at 10:10 a.m., a prayer was said and a round of introduction was done. The agenda above was unanimously adopted having been proposed by the Hon. Wanjira Martha Wangari, C.B.S, M.P. and seconded by the Hon. Logova Sloya Clement, M.P.

MIN.NO. DDC/DIFR/280/2024: CONFIRMATION OF MINUTES OF PREVIOUS SITTINGS.

Confirmation of minutes of previous sittings was deferred to a later date.

MIN.NO. DDC/DIFR/281/2024: MEETING WITH THE PRIME CABINET SECRETARY AND THE CABINET SECRETARY FOR FOREIGN AND DIASPORA AFFAIRS ON RESPONSE TO STATEMENTS:

- a) **Statement by the Hon. (Eng) Vincent Musyoka, M.P (Mwala Constituency) on the mysterious death of Mr. William Alfred Mulwa Mutilangi in the United States of America,**

The Prime Cabinet Secretary appeared before the Committee and responded that: -

1. The State Department had received a formal request from the family of the late Mr. Alfred William Mutilangi, seeking assistance in tracing their relative in New York City. This came after the family was notified by a family acquaintance, Mr. Ndambuki of his death on 16th

October 2023 at Hudson Valley Hospital, New York. The family requested us to establish if indeed Mr. Mulwa had passed on, the location of his remains and the condition of his body, and the contacts of the employer Pepsi Cola where he worked as a Senior Manager.

2. The State Department wrote to the Kenya Embassy in Washington requesting a status report on the matter and the Deputy Chief of Mission, Kenya Embassy in Washington D.C. met with Mr. Anthony J. Guarino, the Director of Yorktown Funeral Home, to gather information. It was confirmed that
 - a) Mr. Alfred William Mutilangi had died in a hospice after ailing from a terminal illness for a long time, and his body was cremated at the request of his Son. However, the funeral home declined to disclose the cause of death citing data protection. This was due to conflicting calls they had received from different people claiming to be family members. To protect their clients' information, they indicated they could only deal with a legally appointed family representative. This information was relayed to the family through Mr. Vincent Mutilangi.
 - b) Efforts to gather additional information from Mr. Mutilangi's former employer, PepsiCo, were unsuccessful. The employer indicated that the conflicting inquiries regarding the matter from different parties purporting to be family members had hindered their ability to provide further details to anyone other than a legally appointed legal representative. Based on the responses, the State Department advised the family to file a Succession Cause and obtain Letters of Administration for their appointed legal administrator for the Estate of their late brother, who would then engage the funeral home and the employer.
 - c) The investigation revealed that Mr. Mutilangi may not have had a close relationship with his immediate family back here in Kenya. During his time of sickness and admission to the hospice, his family was not aware until after his demise.
 - d) Mr. Mutilangi may have had a family, including a son and a wife believed to be Tanzanians. The family back in Kenya however disputed that fact.
3. That due to the above family factors, the matter could not be handled by the Embassy since it took a legal dimension and only a Succession Cause could resolve the differences.
4. The State Department's inquiries, therefore confirmed the death of Mr. Alfred William Mutilangi and the cremation of his remains. However, due to the multiple inquiries from different parties whose interests could not be verified, certain details such as the exact cause of death and further information about the next of kin and his dues from his former employer could not be ascertained. The complexity of the family dynamics and multiple interested parties complicated the matter. Based on the Ministry's advice, the Mutilangi family has filed a case in New York.

b) Statement by the Hon. Machua Waithaka, M.P (Kiambu Constituency) on the arrest and prolonged detention of two Kenyan citizens in Dubai, United Arab Emirates.

The Prime Cabinet Secretary informed the Committee that: -

1. Kelvin Mbugua Kamau Passport No. BK349505 and Nelly Wangui Kamau Passport No. AK0227614 left for Dubai in search of employment. The Kenya Consulate in Dubai informed that during a prison visit in June, they established that the two were arrested while working for an unregistered Chinese Company that is involved in cyber scamming. They are being held by the Ajman Public Prosecution under Case Nos. 003782/023 and 0038032/023 respectively.

2. The Consulate had secured an appointment to visit Ajman Prison today on 17th October 2024 to establish their current status.

The Prime Cabinet Secretary requested for two weeks to be able to provide a comprehensive statement on the current status of their cases and well-being.

- c) **Statement by the Hon. Catherine Omanyo, M.P (Member for Busia County) who requested for a Statement on harassment of Kenyan fishermen in Lake Victoria.**

The Prime Cabinet Secretary informed the Committee that: -

1. The Kenyan Embassy and its diplomatic staff have effectively mediated specific disputes by engaging with Uganda's Ministry of Foreign Affairs. During the Kenya-Uganda Joint Ministerial Meeting held in Nairobi from 12th to 14th May 2024, stressed the need to address harassment of fishermen in Lake Victoria. The meeting underscored the need to harmonize fishing laws and streamline the issuance of fishing permits to improve accessibility. In 2022, the two countries also signed the Defence Cooperation Agreement 2022 to address the harassment of Kenyan fishermen in Lake Victoria.
2. The Ministry of Foreign and Diaspora Affairs is actively working alongside other line Ministries to ensure the effective implementation of these resolutions. Kenyan Missions in Kampala and Dar es Salaam continue to protect Kenyan interests by liaising with local authorities to secure consular access for detained citizens. Furthermore, these Missions collaborate closely with the Diaspora Association of Kenyans in Uganda and Tanzania, maintaining continuous updates from Association officials on the status of any detained Kenyans.
3. Security Committees within counties bordering Lake Victoria have been briefed to remain vigilant in safeguarding the welfare of their citizens. All reported cases of arrest are diligently followed up with the aim of securing justice for those affected.
4. Kenya remains a committed member of the Lake Victoria Fisheries Organization (LVFO), an institution governed by the East African Community (EAC) Treaty. Issues on Lake Victoria are primarily addressed at the bilateral level. Existing disputes concerning arrests have not necessitated escalation to regional forums.
5. Kenya has established robust mechanisms to safeguard its interests on the lake, including frequent patrols by the Kenya Coast Guard, conducted in collaboration with Tanzanian and Ugandan counterparts. These coordinated patrols are intended to foster peace and equitable utilization of the resources in Lake Victoria. He noted that in areas where jurisdiction lies within Kenyan waters, Kenyan authorities are fully empowered to investigate incidents and resolve issues through both administrative and diplomatic avenues. The regional administration ensures the safety and security of Kenyan citizens conducting business on Lake Victoria. In instances involving foreign entities, matters are escalated through the Kenyan High Commission in Uganda or the Ugandan High Commission in Kenya for a diplomatic response.

MIN.NO. DDC/DIFR/282/2024:

**MEETING WITH THE PRINCIPAL
SECRETARY FOR STATE DEPARTMENT
FOR FOREIGN AFFAIRS ON BUDGET
PERFORMANCE FOR FY 2023/24.**

The Principal Secretary for the State Department for Foreign Affairs appeared before the Committee and submitted budget performance report for the State Department FY 2023/24 (Presentation attached).

COMMITTEE OBSERVATIONS

After scrutinizing the State Department's submissions on budget implementation for the financial year 2023/24 the Committee made the following observations:

- 1) The State Department faced challenges in FY 2023/24, including foreign exchange losses, outdated foreign property conditions, high rental and leasing costs in missions, reduced Appropriation in Aid due to e-Citizen, conflicting procurement laws, global security threats, and geo-politics.
- 2) The State Department for Foreign Affairs budgeting and performance reporting is not clearly linked to the five foreign policy pillars. This makes it hard to assess the successes realized by the SDDA and the resources allocated have been utilized in the discharge of its mandate.

MIN.NO. DDC/DIFR/283/2024:

MEETING WITH THE PRINCIPAL SECRETARY FOR STATE DEPARTMENT FOR DIASPORA AFFAIRS ON BUDGET PERFORMANCE FOR FY 2023/24.

The Principal Secretary for the State Department for Diaspora Affairs appeared before the Committee and submitted budget performance report for the State Department for FY 2023/24 (Presentation attached).

COMMITTEE OBSERVATIONS

1. In FY 2023/24 the State Department experienced the following challenges:
 - (i) Inadequate funding to carry out the State Departments core mandate;
 - (ii) Evolving global threats that threaten Diaspora e.g., regional instability, transnational crimes, the refugee crisis, and human trafficking; and
 - (iii) Low registration of Kenyans abroad with our diplomatic missions abroad hampering effective delivery of consular services.
2. The SDDA is in the process of reviewing the Diaspora Policy 2014 and they already developed a draft Diaspora Policy 2024 that will inform how it plans to achieve its mandate.

MIN.NO. DDC/DIFR/284/2024:


ANY OTHER BUSINESS.

The Prime Cabinet Secretary briefed the Committee on the security situation in Lebanon following exchange of fire between Hezbollah and Israel and ongoing tensions between Israel, Hamas, Hezbollah and Iran and the measures taken by the Ministry to ensure safety of Kenyans in the region

MIN.NO. DDC/DIFR/285/2024:

ADJOURNMENT AND DATE OF NEXT MEETING.

There being no other business, the meeting was adjourned at 12:05 p.m. The next meeting will be held on notice.

SIGNED:  DATE: 13/02/25

THE HON. NELSON KOECH, M.P.
**CHAIRPERSON, DEPARTMENTAL COMMITTEE ON DEFENCE, INTELLIGENCE
AND FOREIGN RELATIONS**