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THE NATIONAL ASSEMBLY


THIRTEENTH PARLIAMENT – SECOND SESSION – 2023

DIRECTORATE OF DEPARTMENTAL COMMITTEES

DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

REPORT ON

THE CONSIDERATION OF THE REGIONAL DEVELOPMENT AUTHORITIES
BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2023)

 THE NATIONAL ASSEMBLY PAPERS LAID	
DATE: 29 NOV 2023	DAY: WED
TABLED BY:	<i>Hon Peter Kochakapong, MP</i>
CLERK-AT THE-TABLE:	<i>Chairperson, Committee on Regional Development</i> <i>Esther Nginyo</i>

DIRECTORATE OF DEPARTMENTAL COMMITTEES
CLERK'S CHAMBERS
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NAIROBI
NOVEMBER, 2023

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CHAIRPERSON'S FOREWORD

Pursuant to the provisions of Standing Order 127 (1), the Regional Development Authorities Bill, 2023 (National Assembly Bills No. 7 of 2023) was Read a First Time on Tuesday 6th June, 2023 and committed to the Departmental Committee on Regional Development for consideration and reporting to the House pursuant to the provision of Standing Order 127.

The principal object of the Bill is to consolidate the laws relating to Regional Development Authorities and to provide for the establishment, powers and functions of the six (6) existing Regional Development Authorities. These are Coast Development Authority, Ewaso Ng'iro North River Basin Development Authority, Ewaso Ng'iro South River Basin Development Authority, Kerio Valley Development Authority, Lake Basin Development Authority, Tana and Athi Rivers Development Authority.

The Bill further seeks to standardize the functions of Regional Development Authorities subject to the unique areas of operation of each Regional Development Authority. It further standardizes the membership of the Boards of each regional development authority to nine (9) members in line with best practices in corporate governance.

Pursuant to the provisions of Article 118 (1) (b) of the Constitution and Standing Order 127 (3), the Committee, through an advertisement in the local daily newspapers of 12th June, 2023 invited the public to make representations on the Bill. In response to the advertisement, the Committee received memoranda from the following institutions; Ministry of East African Community (EAC), ASALs & Regional Development, Intergovernmental Relations Technical Committee, Kenya Law Reform Commission (KLRC), Council of Governors (CoG) and National Gender and Equality Commissions (NGEC).

The Committee further held meetings with the mentioned institutions on Friday 25th and Saturday 26th August, 2023 in Mombasa County and resolved to undertake public hearings on the Bill in Kilifi (Malindi), Kisumu, Isiolo and Elgeyo Marakwet (Iten) Counties from Thursday, 26th October to Saturday, 4th November, 2023. Subsequently, the Committee through local daily newspapers of 14th October, 2023 invited members of the public and organisations to attend the public hearings and submit their views or make oral presentations regarding the Bill

During the public hearings in the various counties, members of the public either individually or representing institutions and organizations made representations which the Committee took into account while considering the Bill.

The Committee is grateful to the Offices of the Speaker and the Clerk of the National Assembly for the logistical and technical support accorded to it during its sittings on consideration of the Bill. The Committee further wishes to thank all stakeholders who submitted their memoranda on the Bill and appeared before the Committee during the public hearings. Finally, I wish to express appreciation to the Honourable Members of the Committee and the Committee Secretariat who made useful contributions towards the consideration of the Bill and production of this report.

On behalf of the Departmental Committee on Regional Development and pursuant to the provisions of Standing Order 199 (6), it is my pleasant privilege and honour to present to this House the Report of the Committee on its consideration of the the Regional Development Authorities Bill, 2023 (National Assembly Bills No. 7 of 2023)

Hon. Lochakapong Peter, MP.
Chairperson, Departmental Committee on Regional Development

CHAPTER ONE

1.0 PREFACE

1.1 Establishment and mandate of the Committee

- 1) The Departmental Committee on Regional Development is one of the twenty (20) Departmental Committees of the National Assembly established under **Standing Order 216** whose mandate pursuant to the **Standing Order 216 (5)** is as follows:
 - (i) *investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;*
 - (ii) *study the programme and policy objectives of ministries and departments and the effectiveness of the implementation;*
 - (iii) *on a quarterly basis, monitor and report on the implementation of the national budget in respect of its mandate;*
 - (iv) *study and review all legislation referred to it;*
 - (v) *study, assess and analyze the relative success of the ministries and departments as measured by the results obtained as compared with their stated objectives;*
 - (vi) *Investigate and inquire into all matters relating to the assigned Ministries and Departments as they may deem necessary, and as may be referred to them by the House;*
 - (vii) *vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (Committee on Appointment);*
 - (viii) *examine treaties, agreements and conventions;*
 - (ix) *make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;*
 - (x) *consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and*
 - (xi) *Examine any questions raised by Members on a matter within its mandate.*

1.2 Subjects under the Committee

- 2) The Second Schedule of the Standing Orders on Departmental Committees further outlines the subjects of the Committee, as follows
 - (i) Regional development, including regional development authorities;
 - (ii) Refugee affairs;
 - (iii) Devolution;
 - (iv) Inclusive growth;
 - (v) Arid and semi-arid areas;
 - (vi) Disaster risk management;
 - (vii) Drought, famine and disaster response; and
 - (viii) Post- disaster recovery and rehabilitation.
- 3) The Committee in executing its mandate oversees the **State Department for Arid and Semi-Arid Lands (ASALs) and Regional Development** and the **State Department for Devolution**.

1.3 Committee Membership

- 4) The Committee was constituted by the House on Thursday 27th October, 2022 and comprises the following Members:

Chairperson

Hon Lochakapong Peter, M.P.
Sigor Constituency
United Democratic Alliance (UDA)

Vice Chairperson

Hon Njoroge Mary Wamaua Waithira, M.P
Maragwa Constituency
United Democratic Alliance (UDA)

Members

Hon. Kombe Harrison Garama, M.P.
Magarini Constituency
Orange Democratic Movement (ODM)

Hon. Mawathe Julius Musili, M.P.
Embakasi South Constituency
Wiper Democratic Movement–Kenya

Hon. Kalasinga Joseph Majimbo, M.P.
Kabuchai Constituency
FORD-Kenya Party

Hon. Hon.Nabulindo Peter Oscar, M.P
Matungu Constituency
Orange Democratic Movement (ODM)

Hon. Hon. Siyad Amina Udgoon, M.P.
Garissa County
Jubilee Party

Hon. Letipila Dominic Eli, M.P.
Samburu North Constituency
United Democratic Alliance (UDA)

Hon. Maina Mwago Amos, M.P.
Starehe Constituency
Jubilee Party

Hon. Abdi Khamis Chome, M.P.
Voi Constituency
Wiper Democratic Movement–Kenya

Hon. Tungule Charo Kazungu, M.P.
Ganze Constituency
Pamoja African Alliance (PAA)

Hon. Yakub Farah Salah, M.P
Fafi Constituency
United Democratic Alliance (UDA)

Hon. Chererot Joseph Kimutai, M.P.
Kipkelion East Constituency
United Democratic Alliance (UDA)

Hon. Salasya, Peter Kalerwa, M.P
Mumias East Constituency
DAP-Kenya

Hon.(Maj) Dekow M. Barrow, M.P.
Garissa Township Constituency
United Democratic Alliance (UDA)

1.4 Committee Secretariat

5) The Committee is facilitated by the following staff:

Ms. Halima Hussein
Clerk Assistant I/Head of Secretariat

Mr. Ellam Omuhinda
Clerk Assistant III

Mr. Salem Lorot
Legal Counsel I

Mr. James Muguna
Research Officer II

Mr. Isaac Wanyama Nabiswa
Legal Counsel II

Mr. Luka Mutua
Sergeant-at-Arms II

Mr. Cyrille Mutali
Fiscal Analyst III

Mr. Edwin Gathongo Gichane
Research Officer III

Ms. Rose Tabuke
Research Officer III

Mr. Ambrose Nguti
Media Relations Officer III

CHAPTER TWO

2.0 OVERVIEW OF THE BILL

- 6) The principal object of the Bill is to consolidate the laws relating to Regional Development Authorities and to provide for the establishment, powers and functions of the six (6) existing Regional Development Authorities. These are Coast Development Authority, Ewaso Ng'iro North River Basin Development Authority, Ewaso Ng'iro South River Basin Development Authority, Kerio Valley Development Authority, Lake Basin Development Authority, Tana and Athi Rivers Development Authority.
- 7) The Bill further seeks to standardize the functions of regional development authorities subject to the unique areas of operation of each Regional Development Authority. It further standardizes the membership of the Boards of each Regional Development Authority to twelve (12) members in line with best practices in corporate governance

Part I on preliminary provisions

- 8) **Preliminary** on establishment of Regional Development Authorities, administration of regional development authorities, financial provisions, provisions on delegated powers, miscellaneous provisions, and savings, transitional and repeal.
- 9) **Clause 3** provides for the general principles to guide implementation of the Act.
- 10) **Clause 4** provides for the regional development strategy. It provides that the Cabinet Secretary shall formulate and publish a regional development strategy at least once every ten years, to guide the protection, conservation, development and regulation of the country's basin based natural resources.

Part II on the establishment of Regional Development Authorities

- 11) The Bill provides for the establishment of the Coast Development Authority, Ewaso Ng'iro North River Basin Development Authority, Ewaso Ng'iro South River Basin Development Authority, Kerio Valley Development Authority, Lake Basin Development Authority, Tana and Athi Rivers Development Authority.
- 12) **Clause 5** provides for the establishment of the Coast Development Authority.
- 13) **Clause 6** provides for the composition of the Board of the Authority consisting of 12 members comprising the following:
 - (i) a chairperson appointed by the President from amongst the persons appointed under paragraph (e);
 - (ii) the Principal Secretary of the Ministry responsible for regional development or an office of that Ministry designated by the Principal Secretary in writing;
 - (iii) the Principal Secretary of the Ministry responsible for finance or an office of that Ministry designated by the Principal Secretary in writing;
 - (iv) the Principal Secretary of the Ministry responsible for environment or an office of that Ministry designated by the Principal Secretary in writing;

- (v) eight other members appointed by the Cabinet Secretary, all of whom shall be appointed from the area affected by the operations of the Authority;
- (vi) the Managing Director of the Board who shall be an *ex-officio* member.

14) **Clause 7** provides for the functions of the Authority. The Authority shall-

- (i) advise the Cabinet Secretary on all matters pertaining to the conservation, management, control, standards, sustainable development and utilization of basin based natural resources in the Coast region;
- (ii) co-ordinate, plan and implement policies and programmes related to integrated development and sustainable utilization of natural resources in the Coast region;
- (iii) initiate, undertake and co-ordinate studies on conservation and sustainable utilization of natural resources within the Coast region;
- (iv) maintain a database of natural resources and formulate and disseminate a long range development plan for the Coast region;

initiate, plan, develop and manage multipurpose dams and implement inter and intra-basin water transfer schemes for sustainable integrated development;
- (v) monitor and evaluate basin-based integrated development programmes and projects;
- (vi) advise the government and other institutions on sustainable integrated development, basin-based resource management and investment opportunities;
- (vii) organize consultative forums with relevant agencies and stakeholders on integrated development and sustainable utilization of natural resources in the Coast region;
- (viii) undertake programmes and projects for promotion and resolution of basin-based resource use conflicts in collaboration with other relevant authorities and stakeholders;
- (ix) mobilize resources and undertake investments for sustainable utilization of basin-based resources and for self-sustainability;
- (x) co-ordinate the design and implementation of the country's regional and international commitments pertaining to conservation and sustainable utilization of natural resources within the Coast region;
- (xi) approve, co-ordinate and intervene on matters affecting the natural resources within the Coast region;

- (xii) implement relevant National Government strategic programmes and perform other related functions and activities as may be necessary to promote and sustain socio-economic development;
 - (xiii) undertake programmes and projects on climate change adaptation and mitigation to build capacity and resilience through technology transfer and other means;
 - (xiv) provide information and advice to the Cabinet Secretary on the formulation of policy, strategies, master plans, management and sustainable development and utilization of basin based natural resources; and
 - (xv) perform any other function which the Cabinet Secretary may, by notice in the Gazette, prescribe.
- 15) **Clause 8** provides for the Managing Director of the Authority.
 - 16) **Clause 9** provides for the establishment of the Ewaso Ng'iro North River Basin Development Authority.
 - 17) **Clause 10** provides for the composition of the Board of the Authority consisting of 12 members.
 - 18) **Clause 11** provides for the functions of the Authority
 - 19) **Clause 12** provides for the Managing Director of the Authority.
 - 20) **Clause 13** provides for the establishment of the Ewaso Ng'iro South River Basin Development Authority.
 - 21) **Clause 14** provides for the composition of the Board of the Authority consisting of 12 members.
 - 22) **Clause 15** provides for the functions of the Authority.
 - 23) **Clause 16** provides for the Managing Director of the Authority.
 - 24) **Clause 17** provides for the establishment of the Kerio Valley Development Authority.
 - 25) **Clause 18** provides for the composition of the Board of the Authority consisting of 12 members.
 - 26) **Clause 19** provides for the functions of the Authority.
 - 27) **Clause 20** provides for the Managing Director of the Authority.
 - 28) **Clause 21** provides for the establishment of the Lake Basin Development Authority.
 - 29) **Clause 22** provides for the composition of the Board of the Authority consisting of 12 members.

- 30) **Clause 23** provides for the functions of the Authority.
- 31) **Clause 24** provides for the Managing Director of the Authority.
- 32) **Clause 25** provides for the establishment of the Tana and Athi Rivers Development Authority.
- 33) **Clause 26** provides for the composition of the Board of the Authority consisting of 12 members.
- 34) **Clause 27** provides for the functions of the Authority.
- 35) **Clause 28** provides for the Managing Director of the Authority.

Part III on administration of regional development authorities.

- 36) **Clause 29** provides that the conduct and regulation of the business and affairs of the of the Boards of each regional development authority shall be as provided in the Schedule.
- 37) **Clause 30** provides for when a member of Board shall vacate office
- 38) **Clause 31** provides for the remuneration of the board members
- 39) **Clause 32** provides for the manner in which the board would appoint officers and staff of the Authorities on the advice of the Salaries and Remuneration Commission
- 40) **Clause 33** provides for delegation of powers by the Board to its Committees, officers, employee or agent of the Board in line with the provisions of this Act or any other law

Part IV on financial provisions

- 41) **Clause 34** provides for the source of funds for the Regional Development Authorities
- 42) **Clause 35** provides that the Financial Year of each Authority shall be the period of twelve months ending on the thirtieth of June each year
- 43) **Clause 36** provides for the preparation of the Annual Estimates for each Authority
- 44) **Clause 37** provides for the proper keeping of all account records for each Authority

Part V on delegated powers

- 45) **Clause 38** provides that the Cabinet Secretary may make regulations to provide for
 - (i) any matter which is required or permitted by this Act to be prescribed by regulations;
 - (ii) the management and sustainable development and utilization of basin based natural resources;
 - (iii) forms under the Act;
 - (iv) matters of procedure in relation to any application under this Act; and

- (v) any other matter which is necessary or expedient to prescribe in order to achieve or promote the objects of this Act.

Part VI on miscellaneous provisions

- 46) **Clause 39** provides for the protection of board members, staff and agent of the Authorities from liability if the matter or thing is done in good faith for executing the functions, powers and duties of the Authorities
- 47) **Clause 40** provides for the custodian of the Authorities' common seal
- 48) **Clause 41** provides for signification of all Authorities' documents
- 49) **Clause 42** provides for the acquisition of land for the Authorities

Part VII on savings, transition and repeal

- 50) **Clause 43** provides for saving and transitional regarding all property, assets, rights, liabilities, obligations, agreements, contracts and other arrangement
- 51) **Clause 44** repeals the Kerio Valley Development Authority Act, the Lake Basin Development Authority Act, the Tana and Athi Rivers Development Authority Act, the Ewaso Ng'iro South River Basin Development Authority Act, the Ewaso Ng'iro North River Basin Development Authority Act, and the Coast Development Authority Act.

CHAPTER THREE

3.0 OVERVIEW OF THE ACTS THE BILL SEEKS TO REPEAL

Kerio Valley Development Authority Act, Cap 441

- 52) An Act of Parliament to provide for the establishment of an authority to plan and co-ordinate the implementation of development projects in the Kerio and Turkwel catchment areas and for matters connected therewith and incidental thereto.

Lake Basin Development Authority Act, Cap 442

- 53) An Act of Parliament to provide for the establishment of an Authority to plan and co-ordinate the implementation of development projects in the Lake Victoria catchment area and for matters connected therewith and incidental thereto.

Tana and Athi Rivers Development Authority Act, Cap 443

- 54) An Act of Parliament to provide for the establishment of an authority to advise on the institution and co-ordination of development projects in the area of the Tana River and Athi River Basins; and for matters connected therewith and incidental thereto.

Ewaso Ng'iro North River Basin Development Authority Act, Cap 448

- 55) An Act of Parliament to provide for the establishment of an Authority to plan and co-ordinate the implementation of development projects in the Ewaso Ng'iro North River Basin and catchment areas and for connected purposes.

Ewaso Ng'iro South River Basin Development Authority Act, Cap 447

- 56) An Act of Parliament to provide for the establishment of an Authority to plan and co-ordinate the implementation of development projects in the Ewaso Ng'iro South River Basin and catchment areas and for connected purposes.

CHAPTER FOUR

4.0 PUBLIC PARTICIPATION IN CONSIDERATION OF THE BILL

4.1 Legal provision on public participation

- 57) Article 118 (1) (b) of the Constitution of Kenya provides that Parliament shall facilitate public participation and involvement in the legislative and other business of Parliament and its Committees.
- 58) Standing Order 127(3) provides that the Departmental Committee to which a Bill is committed shall facilitate public participation on the Bill through an appropriate mechanism, including; inviting submission of memoranda; holding public hearings; consulting relevant stakeholders in a sector; and consulting experts on technical subjects.
- 59) Standing Order 127(3A) further provides that the Departmental Committee shall take into account the views and recommendations of the public under paragraph (3) in its report to the House.
- 60) Pursuant to the provisions of Article 118(1) (b) of the Constitution and Standing Order 127(3), the Committee through an advertisement in the local daily newspapers of 12th June, 2023 invited the public to make representations on the Bill.
- 61) The Committee received written memoranda from the following institutions:
- (i) State Department for ASALs & Regional Development;
 - (ii) Intergovernmental Relations Technical Committee (IGRTC);
 - (iii) National Gender and Equality Commissions (NGEC).
 - (iv) Council of Governors (CoG); and
 - (v) Kenya Law Reform Commission (KLRC).
- 62) In addition to receiving memoranda from the public and in order to facilitate comprehensive public participation, the Committee held meetings with all the relevant institutions on Friday 25th and Saturday 26th August, 2023 in Mombasa County and resolved to undertake public hearings on the Bill in the counties of Kilifi (Malindi), Kisumu, Isiolo and Elgeyo Marakwet (Iten) from Thursday, 26th October to Saturday, 4th November, 2023. Subsequently, the Committee through local daily newspapers of 14th October, 2023 invited members of the public and organizations to attend the public hearings and submit their views or make oral presentations regarding the Bill.
- 63) During the public hearings in the various counties, the members of the public either individually or representing institutions or organizations made presentations which the Committee took into account while considering the Bill. A total of six hundred and thirty-eight (638) persons and institutions/groups appeared before the Committee. Copies of the list of the members of the public who appeared before the Committee is attached to the Report as **annexure 5**

4.1.2 Stakeholder submissions

State Department for Arid and Semi-Arid Lands and Regional Development

64) The State Department for ASALs & Regional Development vide a letter dated 30th August, 2023 submitted the following amendments:

- (i) Amend the **long title** of the Bill by deleting the word “*bodies*” and substituting with the word “*authorities*”. This is because the Bill seeks to establish regional development authorities which shall be managed by respective bodies.

Committee observations: The Committee agreed to the proposed amendment as seeks to establish regional development authorities which shall be managed by respective Authorities

- (ii) Amend **Clause 2** of the Bill by inserting the definition of “*basin*” to mean an area of land, including the exclusive economic zones, constrained by a watershed divide from where all surface water drains to a lower elevation. The amendment would create an understanding of the word “*basin*”.

Committee observations: The Committee agreed to the proposed amendment because it would provide clarity

- (iii) Amend **Clause 2** of the Bill by inserting the definition of “*integrated development*” to mean a multi-sectoral development with interlinked actions that exploit synergy of multi-sectoral projects and programmes, natural resource systems and potentials for a lasting economic, physical, social and environmental improvement of a basin”. This is to understand the concept of integrated development.

Committee observations: The Committee agreed to the proposed amendment as it would provide clarity on the term “*integrated development*”

- (iv) Amend the definition of “*Ewaso Ngiro South River Basin*” in **Clause 2** of the Bill by inserting the word “*related*” immediately before the word “*catchment*”; and inserting the words “*and parts of*” immediately after the word “*Kajiado*”. This is to clarify on the area of operation.

Committee observations: The Committee agreed to the proposed amendment because it would provide clarity on the area of operation

- (v) Amend **Clause 3 (2)** of the Bill by deleting paragraph (h) and substituting it with national values and principles of governance under Article 10 of the Constitution to be in tandem with Article 10 of the Constitution.

Committee observations: The Committee agreed to the proposed amendment and recommended that paragraph (h) be substituted with the words “good governance, integrity, transparency and accountability” to confirm with provisions of Article 10 of the Constitution.

- (vi) Amend **Clauses 6 (1), 10 (1), 14 (1), 18 (1), 22 (1) and 26 (1)** of the Bill by deleting paragraph (d). This is because the technical expertise in environment may be sought on need basis at the management level.

Committee observations: The Committee observed that the Principal Secretary responsible for matters of Environment may be removed from the membership of the Board to achieve a membership of nine members in line with Mwongozo Code of governance. The Committee noted that the Principal Secretary or any other person may be co-opted when need arises.

- (vii) Amend **Clauses 6 (1), 10 (1), 14 (1), 18 (1), 22 (1) and 26 (1)** of the Bill by deleting the word “eight” and substituting the word “seven” in paragraph (e) to reduce the total Board Membership to a maximum of nine in line with *Mwongozo* Code of Governance for State Corporations.

Committee observations: The Committee agreed to the proposal to have a Board with a maximum of nine members excluding the *ex-officio* member Mwongozo Code of governance.

- (viii) Amend **Clauses 7, 11, 15, 19, 23 and 27** of the Bill in **paragraph (i)** by inserting the words “*of peaceful co-existence*” after the word “promotion” to emphasise on promotion of peaceful existence and resolution of basin-based resource use conflicts.

Committee observations: The Committee noted that paragraph (1) as published in the Bill was not clear and that the proposed amendment would clarify the function of the Authorities.

- (ix) Amend **Clauses 7, 11, 15, 19, 23 and 27** of the Bill in **paragraph (j)** by deleting the word “*self*” appearing before the word “*sustainability*”. This is because the mandate of the Authorities is social economic as opposed to being profit-making.

Committee observations: The Committee observed that the mandate of the Regional Development Authorities is social economic development and therefore, the Committee agreed to the proposed amendment.

- (x) Amend **Clauses 8 (2), 12 (2), 16 (2), 20 (2), 24 (2) and 28 (2)** of the Bill by deleting the words “*in natural resources management, finance, business, strategic management or a related field*”. This is because the integrated approach to regional development allows for a wide range of specializations in the leadership positions.

Committee observations: The Committee observed that limiting the requirement to certain specialization may be prejudicial to those who are holding other degrees. And therefore, the Committee agreed to the proposed amendment.

- (xi) Amend **Clauses 8 (2), 12 (2), 16 (2), 20 (2), 24 (2) and 28 (2)** of the Bill by inserting a new paragraph that provides for membership of a relevant professional body. This is because professional bodies encourage upholding of ethical standards and accountability of members including disciplinary measures.

Committee observations: The Committee observed that this proposal may be prejudicial and rejected the proposed amendment by the stakeholder.

- (xii) Amend **Clause 30** of the Bill by deleting paragraph (e) and replacing it with the following new paragraph: (e) if the Cabinet Secretary is satisfied that the member has displayed the following his/her appointment stands terminated for the interest of the Authority or in the case of the chairperson, recommends to the President that the appointment be terminated. The amendment would provide room to the appointing authority for decision making on termination of the appointments
- a) has been guilty of improper conduct considered to be inconsistent with the membership of the Authority;
 - b) is incapacitated to discharge his or her functions by reason of physical or mental infirmity; or
 - c) is unable or unfit, for any other reason, to discharge the duties of his or her office

Committee observations: The Committee observed that the provisions of the Clause as contained in the Bill is sufficient and rejects the proposed amendment.

- (xiii) Amend **clause 40 (2)** of the Bill by deleting the words “chairperson and”; and inserting the words “*and such other person as may be generally or specifically authorized by the Authority*” after the words “*Managing Director of the regional development authority*”. The justification for the amendment is that the chairperson is non-executive and the Managing Director has delegated authority to run day to day activities of the Authority.

Committee observations: The Committee agreed to the amendment and observed that the provision is proper by having the seal being authenticated and by Managing Director or any other person authorized by Authority.

- (xiv) Delete **Clause 41** of the Bill and replace it with “*All documents, other than those required by law to be under seal made on behalf of the Board of a Regional Development Authority, shall be signified by the hand of the Managing Director*”. This is because the Managing Director has delegated authority for the day to day activities of the Authority.

Committee observations: The Committee observed that signifying the Seal of the Authority by the hand of the Chairperson shall cause delay and bureaucracy in decisions making and the Managing Director is better placed since he/she is involved in the day to day operations of the Authority. The Committee therefore agreed to the proposed amendment.

- (xv) Delete **Clause 42 (2)** of the Bill to allow matters on land to be dealt with in line with the existing land laws.

Committee observations: The Committee observed that matters of land as provided in Clause 42 of the Bill are addressed in the Land Act, 2016 and Land Registration Act, 2012 and therefore the Committee proposed deletion of Clause 42.

- (xvi) Amend **paragraph 2 (4)** of the Schedule to the Bill by deleting the word “*Council*” and replacing with the word “*Board*”. The justification is that the governing body of the Authorities is a Board and not a Council.

Committee observations: The Committee agreed to the proposed amendment as seeks to correct an error.

- (xvii) Amend **paragraph 3** of the Schedule to the Bill by deleting the word “*six*” and replacing with the word “*five*” to be in tandem with the proposed reduction of membership of the Boards.

Committee observations: The Committee agreed to the proposed amendment to ensure consistency with the proposed reduction of membership of the Boards.

Intergovernmental Relations Technical Committee (IGRTC)

- 65) Intergovernmental Relations Technical Committee (IGRTC) via a letter 25th August, 2023 submitted the following amendments;

- (i) Amend the definition of “*Kerio Valley*” in **Clause 2** of the Bill to include the county boundaries just as provided for under Coast region; Ewaso Ng’iro North River Basin; and Ewaso Ng’iro South River Basin. This is because the RDAs have been identified currently to perform county functions. There is therefore need to align them to geographical boundaries of the counties.

Committee observations: The Committee observed that it may be difficult to define the areas of operation using county boundaries because there are some authorities that operate in the same county.

- (ii) Amend **Clause 3 (2) (a)** of the Bill to provide for a principle directly related to the role of the national government. The justification is that the principle means that RDAs shall also be undertaking related functions to the county governments.

Committee observations: The Committee was of the view that Clause 3 of the Bill was drafted in general terms which was sufficient.

- (iii) Amend **Clause 4 (1)** of the Bill to include the role of county governments in the development of the strategy as there is need to provide clarity whether the RDAs shall only be implementing national government functions and if that is the intention, then a mechanism needs to describe how the county governments input shall be curated.

Committee observations: The Committee declined the proposal because the formulation of the regional development strategy will be subjected to public participation in line with Article 118 (1) (b) of the Constitution that will involve county governments.

- (iv) Amend **Clause 6 (1)** of the Bill by limiting the membership of the Board of the Regional Development Authorities to between seven and nine members to align the membership of the Board to the Mwongozo Code of Governance.

Committee Observation: The Committee agreed to this proposal in line with Mwongozo Code of governance.

- (v) Amend **Clauses 6 (1), 10 (1), 14 (1), 18 (1), 22 (1) and 26 (1)** of the Bill by deleting paragraph (e) and substituting it with the following new paragraph—“(e) four other members appointed by the relevant organizations representing persons with disabilities, youth, women and non-governmental organizations dealing with environment and conservation matters”. This is because the provision provides for the appointment of eight members with no criteria for distribution for purposes of adhering to principles of gender inclusion and equality. Also, the number has been reduced to four to comply with the Mwongozo Code of Governance.

Committee observations: The Committee observed that the proposal is already catered for in the Bill.

- (vi) Amend **Clauses 6 (2), 10 (2), 14 (2), 18 (2), 22 (2) and 26 (2)** of the Bill by deleting the words “*the President and*”. This is because the appointing authority of the members under paragraph (e) in subclause (1) is the Cabinet Secretary and not the President.

Committee observations: The Committee observed that the appointing authority of the members under paragraph (e) in sub clause (1) is the Cabinet Secretary and not the President and therefore agreed to the proposed amendment as it correct an error.

- (vii) Amend **Clauses 7, 11, 15, 19, 23 and 27** of the Bill which provides for the functions of the Authorities to include a linkage with county governments. This is because some of the functions being played by the Authorities are devolved.

Committee observations: The Committee rejected this proposal because the Bill has standardized the functions of the Regional Development Authorities to play functions assigned to the national government.

National Gender and Equality Commission (NGEC)

66) The National Gender and Equality Commission (NGEC) vide a letter dated 20th June, 2023 submitted the following amendments:

- (i) **Amend Clauses 6 (1), 10 (1), 14 (1), 18 (1), 22 (1) and 26 (1)** of the Bill in **paragraph (a)** by deleting the words “from amongst the persons appointed under paragraph (e)”. This is because the Mwongozo provides that it is the duty of the President to appoint chairpersons of State Corporations and from the way the paragraph is drafted, the President is expected to appoint a chairperson from persons appointed by the Cabinet Secretary.

Committee observations: The Committee declined this amendment since it will not achieve the desired number of nine members in line with Mwongozo Code of Governance.

- (ii) **Amend Clauses 6 (1), 10 (1), 14 (1), 18 (1), 22 (1) and 26 (1)** of the Bill by deleting paragraph (e) and substituting it with the following new paragraph—(e) four other members appointed by the relevant organizations representing persons with disabilities, youth, women and non-governmental organizations dealing with environment and conservation matters. This is because the provision provides for the appointment of eight members with no criteria for distribution for purposes of adhering to principles of gender inclusion and equality. Also, the number has been reduced to four to comply with the Mwongozo.

Committee observations: The Committee rejected the proposal because the criteria of appointment by the Cabinet Secretary has been provided for under clause 6 (2), 10 (2), 14 (2), 18 (2), 22 (2) and 26 (2).

- (iii) **Amend Clauses 6 (2), 10 (2), 14 (2), 18 (2), 22 (2) and 26 (2)** of the Bill by deleting the word “equity” and replacing it with the word “equality”; and inserting the words “and fair representation of persons with disability.” This is because equity is the quality of being fair and impartial while equality is the state of being equal in status, rights and opportunities. Also, Article 54(2) of the Constitution prescribes the inclusion of persons with disabilities in all appointive positions.

Committee observations: The Committee observed that the dictionary definition of “equality” is “having the same status, rights, or opportunities” whereas “equity” refers to “the quality of being fair and impartial”. Therefore, the Committee did not agree to the stakeholder’s proposal to replace “equity” with “equality” as this may mean having equal number of men and women in the membership.

- (iv) **Amend Clause 30** of the Bill by deleting paragraph (e). This is because the provision is prejudicial and discriminatory to persons with disabilities and offends the provisions on inclusion, equality and reasonable accommodation in the Convention of the Rights of Persons with Disabilities, the Constitution, and the Persons with Disabilities Act, 2003.

Committee Observation: The Committee rejected this proposal since the provision as contained is only for mental or physical infirmity to the extent of making the office bearer unable to discharge his/her roles.

- (v) Insert a new clause after **Clauses 8, 12, 16, 20, 24 and 28** of the Bill to provide for the appointment and roles of a Corporation Secretary as per the Mwongozo Code of Governance of State Corporations.

Committee Observation: The Committee declined this proposal since the Managing Director is designated as the Secretary to the Board.

Council of Governors (CoG)

67) The Council of Governors vide a letter dated 26th June, 2023 submitted the following amendments;

- (i) Amend **the title of the Bill** by deleting and substituting with **“The Inter-county Development Cooperation Bill, 2023”**. This is to align the Bill with Articles 6 (2) and 189 of the Constitution on co-operation between national and county governments.

Committee observations: The Committee rejected this proposal because the functions of the Authorities are aligned to national government functions.

- (ii) Amend the long title by deleting and substituting with **“AN ACT of Parliament to repeal the laws relating to regional development; to provide for the establishment, powers and functions of intercounty development bodies; and for connected purposes”**. The amendment would align the Bill with Articles 6(2) and 189 of the Constitution on co-operation between national and county governments.

Committee Observation: The Committee rejected this proposal because the functions of the Authorities are aligned to national government functions.

- (iii) Amend **Clause 2** by deleting the definitions of “Cabinet Secretary” and “Coast region” and substituting with the following new definitions: *“Cabinet Secretary” means the Cabinet Secretary for the time being responsible for matters relating to national planning; “Coast area” means that part of the area covering Lamu, Mombasa, Kilifi, Tana River, Kwale and Taita/Taveta counties including the southern half of Garissa county and the exclusive economic zone*. This is to anchor the regional development authorities as intergovernmental bodies that will undertake functions delegated by both national and county governments.

Committee observations: The Committee rejected the proposal to have the Cabinet Secretary in charge of national planning overseeing the implementation of the Act and retain the Cabinet Secretary in charge of regional development.

- (iv) **Amend Clause 4** by deleting the marginal note and substituting it with “Intercounty Development Strategy” and in subclause (1) by inserting the words “*in consultation with the Council of County Governors*” immediately after the word “*Cabinet Secretary*”. This is to provide for consultation and collaboration with the county governments in the development of the strategy.

Committee observations: The Committee rejected this proposal because the functions of the Authorities are aligned to performing national government functions.

- (v) **Amend Clauses 6, 10, 14, 18, 22 and 24** in the following paragraphs to provide for adequate representation of the county governments where the Authority will be operating from
- a) Paragraph (b) by deleting the words “regional development and substituting with the words “national planning”;
 - b) By deleting paragraph (d) and substituting it with the following new paragraph: One person with knowledge and experience in the development of Coast area appointed by the Council of Governors;
 - c) by deleting paragraph (e) and substituting it with the following new paragraph: eight members nominated by each of the County Governors of the counties from the area affected by the operations of the Authority on appropriate basis and appointed by the Cabinet Secretary.

Committee observations: The Committee rejected this proposal because the functions of the Authorities are aligned to national government functions.

Kenya Law Reform Commission (KLRC)

68) Kenya Law Reform Commission (KLRC) vide a letter dated 16th August, 2023 submitted the following amendments;

- (i) **Amend Clauses 6, 10, 14, 18, 22 and 24** to reduce the size of the Board. The Mwongozo Code provides that membership of the Board of a State Corporation shall be between 7 and 9 members.

Committee Observation: The Committee agreed to this proposal in line with Mwongozo Code of Governance.

- (ii) **Amend Clauses 8, 12, 16, 20, 24 and 28** to provide for the recruitment and appointment of the Managing Director to be done by the Board in line with Mwongozo Code which provides that recruitment of the Chief Executive Officer should be done by the Board. The Clauses as published in the Bill will present a challenge where the Board recommends to the Cabinet Secretary the appointment of the Managing Director and the Cabinet Secretary does not adhere to the recommendation.

Committee Observation: The Committee rejected the proposed amendments in line with Mwongozo Code of Governance.

4.1.3 Submissions from the public hearings Malindi, Kilifi County

- 69) The Committee conducted the public hearings on Friday 27th October, 2023 in Catholic Institute, Malindi town. A total of one hundred and five (105) persons comprising of individuals and representatives from institutions and groups appeared before the Committee and the following were submitted;
- (i) Omar Famau supported the Bill and proposed that the Clauses providing for the composition of the Boards of various Regional Development Authorities be amended to reduce representation from the national government and to delete the requirement of experience for the eight other members appointed by the Cabinet Secretary. He further proposed that the current number of sixteen members in various Acts should be retained.
 - (ii) Yasmin supported the Bill and proposed an amendment to the composition of the Boards of various Regional Development Authorities to include a health expert.
 - (iii) Kassim Bwana Abdalla informed the Committee that the Bill was an important one and that the Coast Development Authority had brought a lot of development in the area. He proposed that more of the local people should be included in the Board. He also supported the degree requirement for the Managing Director but proposed that the nature of the degree should not be specified in the Bill.
 - (iv) Alex Ngala from Rasi, Ngomeni area, stated that the Coast Development Authority was inclusive and since it works at grass-root level, it reduces discrimination and poverty. He therefore urged the Committee to strengthen Regional Development Authorities as provided in the Bill.
 - (v) Franklin Karisa supported the Bill and urged the Committee to retain the membership of the Board and noted that Regional Development Authorities brought development to the grassroots.
 - (vi) Charles Mosee informed the Committee that he represented the Taita Taveta Ranch Association and proposed that Regional Development Authorities should be allocated more funds and that livestock farming should be given priority.
 - (vii) Lulu Michael supported the Bill, stating that the Coast Development Authority had brought development to the Tana River project on mangoes. She proposed that the Bill should provide for strategies for modern farming of mangoes. She further proposed additional members of the Boards of various Regional Development Authorities.
 - (viii) The senior chief for Magarini informed the Committee that the Bill should be amended in the Clauses relating to the Boards of various Development Authorities to specify the different areas and specialization of the eight other persons to be appointed by the Cabinet Secretary. He also proposed that the Bill should provide for the amounts to be allocated to the Regional Development Authorities.

- (ix) Francis Chiku supported the Bill and proposed that the Managing Director should serve for five years instead of four years.
- (x) Muhideen Musa, Chairperson of the Beach Management Unit, informed the Committee that the Coast Development Authority had done a lot, including the coral reef restoration. He proposed that the Bill should address climate change issues and cleanliness in the beaches.
- (xi) Johnson Nyale proposed that the Bill should be amended in the composition of the Boards of Regional Development Authorities to include agricultural experts. He also proposed that the government should assist Regional Development Authorities and that the Coast Development Authority should have helped in the irrigation of mrangi.
- (xii) Lydia Kinuthia supported the Bill and proposed that the Clauses on the Boards of the Regional Development Authorities should be amended to provide for gender parity.
- (xiii) Abdinoor Abdi from the National Drought Management Authority submitted that the regional authorities cover ASAL areas and that they provide targeted development. He stated that there was no overlap between the functions of the national government and the county governments in terms of the functions of the Regional Development Authorities. He argued that the Fourth Schedule to the Constitution provides for concurrent functions between the national government and county governments and this applies to regional development authorities.
- (xiv) Abdimusa, coordinator for the National Drought Management Authority (NDMA) for Kilifi County, supported the Bill and stated that the NDMA has been working closely with county governments and the Coast Development Authority and that Regional Development Authorities were at the forefront in resource mobilization locally and internationally
- (xv) Mwendwa Ndula supported the Bill and proposed that the Board members proposed in the Bill should be increased and not reduced.
- (xvi) About Musa proposed that the Bill should address the employment of youths and their needs.

Kisumu town, Kisumu County

- 70) The Committee conducted the public hearings on Friday 27th October, 2023 in Mama Grace Onyango Social Centre, Kisumu town. A total of one hundred and two (102) persons comprising of individuals and representatives from institutions and groups appeared before the Committee and the following were submitted;
 - (i) Mr. Arori Antony expressed his support for the Bill and proposed to Clause 22 that the board members to be reduced from eight (8) to five (5) as this will bring the total number to nine (9) as it is in other similar government authorities like KRA, KPA, KEBs among others. He further proposed to reduce the 10 years' experience to five (5) years in Clause 24 (2) (b) of the Bill which Provides for the qualification of the Managing Directors to ensure inclusivity and cater for the youth

- (ii) Mr. Derrick Okinda expressed his support for the Bill as it proposes to strengthen the Regional Development Authorities, he stated that the Lake Basin Development Authority was undertaking several projects in the area which have really benefitted the locals for instance the Budalangi Rice Project where the Authority gives the seeds and fertilizer to the farmers and later buys the produce from the farmers.
- (iii) Mr. George Mboya supported the Bill and proposed an amendment to Clause 24(b) of the Bill on the qualification of the Managing Director of the Lake Basin Development Authority to reduce the 10 years' experience to five (5) years noting that the youths are left behind when the threshold is raised so high. He further proposed the to increase the term of the Managing Director from 4 years to a term of 5 years in Clause 24 (4) noting that most strategic plans run for 5 years.
- (iv) Mr. Boaz Ogolla expressed his support for the Bill where he informed the Committee that the Lake Basin Development Authority has started several projects in the area but due to poor management and wrong priorities all have stalled. He further noted that the appointing authority had been overlooking technocrats in Board appointment. He recommended that going forward the appointing authority should emphasize more on technocrats
- (v) Ms. Asma Adimo expressed her support for the Bill, noting the need to involve the locals in the projects being undertaken by the Lake Basin Development Authority and added that many projects have collapsed due to non- involvement of the locals.
- (vi) Mr. Agrey Otule proposed to reduce the 10 years' experience to five (5) years in Clause 24 (4) noting that the youths are left behind when the threshold is raised so high. He also proposed to increase the term of the Managing Director from 4 years to a term of 5 years to enable the Managing Director to complete his/her assignment in line with the Authority's Strategic plans
- (vii) Ms. Wanjiku Manyatta supported the Bill as it would align the old Acts with the 2010 Constitution because most of the Authorities stated operations way before the promulgation of the 2010 Constitution and the development partners had lost hope in the authority but with the new Bill the development partners will gain confidence again.

Iten, Elgeyo-Marakwet County

- 71) The Committee conducted the public hearings on Friday 3rd November, 2023 at Kenya Medical Training College (KMTC) Iten town. A total of one hundred and ninety-nine (199) persons comprising of individuals and representatives from institutions and groups appeared before the Committee and the following were submitted;

- (i) Stephen Keitany, Chairperson of the Keiyo Council of Elders, supported the Bill as it proposes to standardize all regional development authorities. He proposed that there should be a budget to provide for capacity building of the Boards of the Regional Development Authorities and quarterly performance ratings for RDAs.
- (ii) Patrick Lenges from Samburu County supported the Bill and proposed that the Bill should be amended to provide for a percentage of funding to be given by the national government to RDAs. He also proposed that the Bill should provide for equal distribution of resources in instances where a Regional Development Authority cuts across several counties.
- (iii) Mohamed Hussein supported the Bill stating that Kerio Valley Development Authority had helped a lot, particularly in livestock farming and mango processing in the region. He supported the composition of the Board as provided for in the Bill since it ensures ordinary citizens are represented.
- (iv) Mark Meghut from WeiWei, West Pokot, supported the Bill and lauded Kerio Valley Development Authority for its work at WeiWei Irrigation Scheme. He proposed that the Bill be amended to provide for a collaborative framework between county governments and Regional Development Authorities. He also proposed that Kerio Valley Development Authority should provide technical support to farmers in their respective areas. He further proposed that the Bill be amended in the first function of the RDA which provides for advising the Cabinet Secretary on all matters pertaining to the conservation, management, control, standards, sustainable development and utilization of basin based natural resources to clarify whether the advice would be final and address situations where there is a conflict.
- (v) The County Executive Committee (CEC) for Baringo County stated that there was need to have a structured way of development by the Regional development Authorities and the county governments to ensure holistic approach to developments and he lauded Kerio Valley Development Authority for its projects particularly on livestock improvement.
- (vi) Douglas Lepoyare from Samburu County supported the Bill and proposed that Kerio Valley Development Authority should be empowered to provide environmental conservation and 10% of the funds allocated should be used to deal with soil erosion and planting of trees in Samburu County.
- (vii) Anna Elamat from Turkana County supported the Bill and stated that Turkana County was still not well developed and urged the Committee to prioritise development that ensure peace between warring communities
- (viii) Yusuf Keitany, an elder, supported the Bill but was opposed to the proposal to reduce the Board membership from sixteen to eleven. He stated that there will be no conflict between county governments and Kerio Valley Development Authority in terms of providing development to citizens.

- (ix) Thomas Maiyo County Executive Committee (CEC), Elgeyo-Marakwet County, supported the Bill and lauded the projects conducted by Kerio Valley Development Authority. He proposed an amendment to clause 42 of the Bill to include county governments in the acquisition of land. He further proposed a better coordination between county government and Kerio Valley Development Authority to avoid duplication of functions
- (x) Daniel Ngitome from Turkana County supported the Bill. However, he proposed that the Bill should clarify on how nomination would be conducted in Clause 18(1) (e) and proposed gender parity and youths should be considered in the nomination.
- (xi) Lucy Maira from West Pokot County supported the Bill and extolled Kerio Valley Development Authority for its work and proposed that more resources should be allocated to Kerio Valley Development Authority.
- (xii) Joseph Kipkach from Chamber of Commerce supported the Bill and the functions of Kerio Valley Development Authority and proposed that Kerio Valley Development Authority should not be amalgamated with other RDAs and that more resources should be allocated the numerous functions it performs.
- (xiii) Joel Magiri from Baringo County supported the Bill and urged the Committee to recommend its enactment. He stated that the construction of Chemberor Dam in Baringo County had stalled and implored the Committee to follow up on its completion. He proposed that more resources should be allocated to KVDA and sought assistance for better breeding of livestock.
- (xiv) Paulina Lotulia from Turkana County supported the Bill and urged the national government to allocate more resources to RDAs including KVDA in order to employ more staff, including an engineer.
- (xv) Gadaffi Johnson supported the Bill. However, he proposed an amendment to the Bill to reduce the experience of the Managing Director from ten years to five years. Further, he proposed that once a Managing Director completes his term, he or she should move to another RDA to serve as a Managing Director.
- (xvi) Dominic Keino proposed that the Bill should be amended to increase the term of a Board member from three years to four years. He also proposed that the Chairperson and members of the Board should be elected to curb favouritism.
- (xvii) The Leader of Majority of Elgeyo-Marakwet County Assembly proposed the following amendments to the Bill; amend Clause 34 to include investments by RDAs as one of the sources of its funds, and provide for affirmative action for PWDs, youths and either gender in Board membership and the Bill to clarify the role of the Governor, conflict resolution within the region, a formula for resource allocation,

(xviii) Rosemary Nchinyiei from Turkana County and on behalf of KVDA supported the Bill and proposed an amendment to Clause 2 of the Bill on the definition “Kerio Valley” to indicate “catchment areas” since the definition restricts the mandate of KVDA and locks out Marsabit, Baringo and other areas. The proposed amendment should read as follows: *“Kerio Valley” means the area drained by, drained into and the catchment areas of Kerio and Turkwel Rivers and their tributaries;*

(xix) Kerio Valley Development Authority representative supported the Bill and proposed the medical cover for Directors of the Board should cover the family and not be limited to the Director alone. Also, he proposed that for a reasonable amount of honoraria for Board members of RDAs.

Isiolo town, Isiolo County

72) The Committee conducted the public hearings on Friday 3rd November, 2023 in CDI Catholic Pastoral Centre, Isiolo town. A total of two hundred and thirty two (232) comprising of individuals and representatives from institutions and groups appeared before the Committee and the following were submitted

(i) Mr. Chalfano Guyo supported the Bill and stated that Ewaso Ng’iro North River Basin Development Authority was the largest Authority covering 39 Constituencies in the country and despite the Authority receiving peanut budgetary allocation from the exchequer it has done a lot of projects in the region. He urged the Committee to fast-track the consideration of the Bill as it would strengthen the Regional Development Authorities. He stated that the Bill should endeavour to ensure that locals are considered the Board members

(ii) Mr. Yussuf Wako Representing Friends of Nomads International supported the Bill and stated that there is need to standardize the number of Board members with other Authorities and the need for additional funding for Regional Development Authorities to stop depending on donors. He further noted that the Regional Development Authorities plays a key role in terms of conflict resolution among the Counties and as such it was good to anchor it in Law as one of the functions of the Authority.

(iii) Abdi Rashid Sora Majority Leader Isiolo County Assembly expressed his support for the Bill noting that the Ewaso Ng’iro North River Basin Development Authority was undertaking several projects in the area which have really benefitted the locals. He informed the Committee that the Board does not have a representative from Isiolo County and that in future appointment one person needs to be from the County.

(iv) Dr. Caroline Ouko- Centre for Training, Integrated Research and Asal Development and expressed her support for the Bill and proposed the need to address the issue of partnership in the Bill.

(v) Mr. Ahmed Seit, Chairman of Interfaith Council supported the Bill and recommended that when appointing the Board Membership, the appointing authority should emphasize more on technocrats and experts. He requested for more resources to be allocated to Regional Development Authorities to enable

them harvest rainwater during rainy season and come up with other industries in the region for instance Tannery, bone processing factories and diversify into farming noting that the region produces most of the best quality fruits. He noted the need for consultation with the locals during decision making regarding projects for prioritization

- (vi) Mr. Mohamed Boru, Deputy County Secretary Isiolo County supported the Bill and urged the Committee to lobby for more resource allocation to Regional Development Authorities

CHAPTER FIVE

5.0 COMMITTEE OBSERVATIONS

73) Upon considering the Bill Clause by Clause, the submissions from stakeholders and views of the general public during the public hearings, the Committee made the following observations:

- (i) The principal object of the Bill is to consolidate the laws relating to Regional Development Authorities and to provide for the establishment, powers and functions of the six (6) existing Regional Development Authorities. These are Coast Development Authority, Ewaso Ng'iro North River Basin Development Authority, Ewaso Ng'iro South River Basin Development Authority, Kerio Valley Development Authority, Lake Basin Development Authority, Tana and Athi Rivers Development Authority.
- (ii) The Bill further seeks to standardize the functions of Regional Development Authorities subject to the unique areas of operation of each Regional Development Authority. It further standardizes the membership of the Boards of each regional development authority to nine (9) members in line with best practices in corporate governance;
- (iii) The Committee observed that the current Acts that provide for the establishment the six (6) Regional Development Authorities were enacted before the promulgation of the 2010 Constitution and therefore, the need to align them with the Constitution;
- (iv) The Committee noted that there were concerns raised regarding the proposed ten (10) years' experience for the Managing Directors in Clause 24 (2) (b) of the Bill which would disadvantage the youth, however the Committee was of the view that the proposed ten (10) experience for the post of Managing Director was sufficient;
- (v) The Committee also noted that in all the counties where the public hearings were conducted, there was a proposal that the appointing authority should take into account technocrats and experts and the locals in appointing members of the various Boards of the Regional Development Authorities; and
- (vi) The Committee observed that there were general concerns regarding underfunding of Regional Development Authorities which has led to many development projects stalling and that there was an urgent need to allocate enough financial resources to the six Authorities to address equitable and balanced social economic development in the country. The Committee noted that despite inadequate resource allocation, the Regional Development Authorities have transformed the lives of many Kenyans in the ASAL counties.

CHAPTER SIX

6.0 COMMITTEE RECOMMENDATIONS

74) The Committee, having considered the Regional Development Authorities Bill, 2023 (National Assembly Bills No. 7 of 2023) Clause by Clause and submissions from stakeholders recommends that the House **approves** the Bill with amendments as proposed in the schedule below;

6.1 Schedule of proposed amendments

75) The Committee proposes the following amendments to be considered by the House during the Committee stage:

LONG TITLE: THAT the long title of the Bill be amended by deleting the word “*bodies*” appearing immediately after the words “regional development” and substituting therefor the word “*authorities*”.

Justification: The object of the Bill is to establish the regional development authorities and not regional development bodies.

CLAUSE 2: THAT, clause 2 be amended—

- (a) by inserting the following new definitions in proper alphabetic sequence—
 - “basin” means an area of land, including the exclusive economic zones, constrained by a watershed divide from where all surface water drains to a lower elevation;
 - “integrated development” means multi-sectoral development with inter-linked actions that exploit synergy of multi-sectoral projects and programmes for a lasting economic, physical and environmental improvement;
- (b) in the definition of “Coast region” by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “Basin”;
- (c) in the definition of “Ewaso Ng’iro South River Basin” by—
 - (i) inserting the word “related” immediately before the word “catchment”;
 - (ii) inserting the words “parts of” immediately after the word “Kajiado”;
- (d) in the definition of “Kerio Valley” by inserting the word “Basin” immediately after the word “Valley”; and
- (e) in the definition of “Tana and Athi rivers areas” by deleting the word “areas” appearing immediately before the word “means” and substituting therefor the word “basin”.

Justifications

- (i) The inclusion of the word “basin” and “integrated development” in the interpretation clause is necessary so as to give the reader of the law a better understanding of those words which are used in the law’ and
- (ii) The inclusion of the word “basin” in the definition of Coast region, Kerio Valley and Tana and Athi Rivers area will ensure the areas of operation of the regional development authorities are clear enough.
- (iii) The insertion of the words “related” and “parts of” in the definition of the Ewaso Ng’iro South River Basin is to make the area of operation of the authority clear.

CLAUSE 3: THAT, clause 3 be amended in subclause (1) by inserting the words “integrity, transparency and accountability” immediately after the word “governance” in paragraph (g).

Justification: To align with the provisions of Article 10 (2) (c) of the Constitution which provides for good governance, integrity, transparency and accountability.

CLAUSE 6: THAT, clause 6 be amended—

(a) in subclause (1) by—

(i) deleting paragraph (d); and

(ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

(b) in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 7: THAT, clause 7 be amended in—

(a) paragraph (a) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”;

(b) paragraph (b) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”;

(c) paragraph (c) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”;

(d) paragraph (d) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”;

(e) paragraph (h) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”;

(f) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”;

(g) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”

(h) paragraph (k) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”; and

(i) paragraph (l) by deleting the word “region” appearing immediately after the word “Coast” and substituting therefor the word “basin”.

Justifications

(i) The deletion of the word “region” and replacing with the word “basin” is informed by the proposal to amend the definition of “Coast area” to “Coast basin”;

(ii) The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict; and

(iii) The deletion of the word “self” is because the mandate of the Authorities is not-profit making.

CLAUSE 8: THAT, clause 8 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justification: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 10: THAT, clause 10 be amended—

- (a) in subclause (1) by—
 - (i) deleting paragraph (d); and
 - (ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

- (b) in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 11: THAT, clause 11 be amended in—

- (a) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”; and
- (b) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”.

Justification: The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict. The deletion of the word “self” is because the mandate of the Authorities is not-profit making.

CLAUSE 12: THAT, clause 12 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justification: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 14: THAT, clause 14 be amended—

- (a) in subclause (1) by—
 - (i) deleting paragraph (d); and
 - (ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

- (b) in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 15: THAT, clause 15 be amended in—

- (a) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”; and
- (b) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”.

Justification: The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict. The deletion of the word “self” is because the mandate of the Authorities is not-profit making.

CLAUSE 16: THAT clause 16 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justification: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 18: THAT clause 18 be amended—

- (a) in subclause (1) by—
 - (i) deleting paragraph (d); and
 - (ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

- in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 19: THAT, clause 19 be amended in—

- (a) paragraph (a) by inserting the word “Basin” immediately after the word “Valley”;
- (b) paragraph (b) by inserting the word “Basin” immediately after the word “Valley”;
- (c) paragraph (c) by inserting the word “Basin” immediately after the word “Valley”;
- (d) paragraph (d) by inserting the word “Basin” immediately after the word “Valley”;
- (e) paragraph (h) by inserting the word “Basin” immediately after the word “Valley”;
- (f) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”;
- (g) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”;
- (h) paragraph (k) by inserting the word “Basin” immediately after the word “Valley”;
- (i) paragraph (l) by inserting the word “Basin” immediately after the word “Valley”; and

Justification: The insertion of the word “Basin” after the word “Valley” is informed by the proposal to amend the definition of “Kerio Valley” to “Kerio Valley Basin”. The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict.

CLAUSE 20: THAT, clause 20 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justification: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 22: THAT, clause 22 be amended—

- (a) in subclause (1) by—
 - (i) deleting paragraph (d); and
 - (ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

- (b) in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 23: THAT, clause 22 be amended in—

- (a) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”
- (b) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”.

Justification: The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict. The deletion of the word “self” is because the mandate of the Authorities is not-profit making.

CLAUSE 24: THAT, clause 24 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justifications: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 26: THAT, clause 26 be amended—

- (a) in subclause (1) by—
 - (i) deleting paragraph (d); and
 - (ii) deleting the word “eight” appearing immediately before the word “other” in paragraph (e) and substituting therefor the word “seven”.

Justification: To reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwongozo* Code of Governance for State Corporations.

- (b) in subclause (2) by deleting the words “the President and” appearing immediately after the words “the Cabinet Secretary”.

Justification: The Cabinet Secretary is the appointing authority of the members of the Board under subclause (1) (e). Therefore, the Cabinet Secretary is the one who should observe the principal of gender equity and regional balance.

CLAUSE 27: THAT, clause 27 be amended in—

- (a) paragraph (a) by deleting the word “area” appearing immediately after the word “rivers” and substituting therefor the word “basin”;
- (b) paragraph (b) by deleting the word “area” appearing immediately after the word “rivers” and substituting therefor the word “basin”;
- (c) paragraph (c) by deleting the word “areas” appearing immediately after the word “rivers” and substituting therefor the word “basin”;
- (d) paragraph (d) by deleting the word “areas” appearing immediately after the word “rivers” and substituting therefor the word “basin”;
- (e) paragraph (h) by deleting the word “areas” appearing immediately after the word “rivers” and substituting therefor the word “basin”;
- (f) paragraph (i) by inserting the words “of peaceful co-existence” immediately after the word “promotion”;
- (g) paragraph (j) by deleting the word “self” appearing immediately before the word “sustainability”
- (h) paragraph (k) by deleting the word “areas” appearing immediately after the word “rivers” and substituting therefor the word “basin”; and
- (i) paragraph (l) by deleting the word “areas” appearing immediately after the word “rivers” and substituting therefor the word “basin”.

Justifications

- (i) The deletion of the word “region” and replacing with the word “basin” is informed by the proposal to amend the definition of “Tana and Athi rivers areas” to “Tana and Athi rivers basin”;
- (ii) The deletion of the word “self” is because the mandate of the Authorities is not-profit making.
- (iii) The insertion of the words “peaceful co-existence” in paragraph (i) is to emphasize on promotion of peaceful co-existence and resolution of basin-based resource use conflict.

CLAUSE 28: THAT, clause 28 be amended in subclause (2) by deleting the words “in natural resources management, finance, business, strategic management or a related field” appearing before the word “Kenya” in paragraph (a).

Justification: This is to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

CLAUSE 29: THAT, clause 29 be amended in subclause (1) by deleting the words “of the” appearing immediately before the word “Boards”

Justification: To remove the repetition of the words “of the”.

CLAUSE 42: THAT, the Bill be amended by deleting clause 42.

Justification: This clause provides for acquisition of land for the purposes of a regional development authority. It provides that the authority may acquire private land through transfer or compulsory acquisition. It also provides that an authority may transfer or surrender any surplus land. The provisions on acquisition of an interest in land are well articulated in the Land Act, 2016 and the Land Registration Act, 2012.

SCHEDULE: THAT, the Schedule to the Bill be amended—

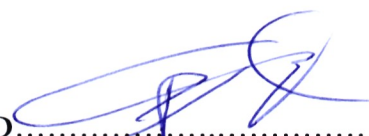
(a) in paragraph (2) by deleting the word “Council” appearing immediately after the word “members of the” in sub-paragraph (4) and substituting therefor the word “Board”.

Justification: The correct term is members of the Board and not Council.

(b) in paragraph 3 by deleting the word “six” appearing immediately after the word “members” and substituting therefor the word “five”.

Justification: Due to the proposed reduction of the membership of the Boards, there is need to reduce the number of members required to achieve quorum in a meeting.

SIGNED.....



DATE.....

29/11/2023

HON. LOCHAKAPONG PETER, MP

CHAIRPERSON, DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ANNEXURE 1

ADOPTION LIST



THE NATIONAL ASSEMBLY

THIRTEENTH PARLIAMENT - SECOND SESSION - 2023

DIRECTORATE OF DEPARTMENTAL COMMITTEES

DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ADOPTION LIST FOR THE REPORT ON THE CONSIDERATION OF THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2023)

Date:

Venue:

NO.	NAME	SIGNATURE
1.	Hon Lochakapong Peter, M.P. - Chairperson	
2.	Hon Njoroge Mary Wamaua Waithira, M.P. - Vice- Chairperson	
3.	Hon. Kombe, Harrison Garama, M.P.	
4.	Hon. Mawathe, Julius Musili, M.P.	
5.	Hon Kalasinga Joseph Majimbo, M.P	
6.	Hon. Nabulindo, Peter Oscar, M.P.	
7.	Hon Chererot Joseph Kimutai, M.P.	
8.	Hon Maj (Rtd) Dekow M. Barrow, M.P.	
9.	Hon. (Eng.) Khamis Chome Abdi, M.P.	
10.	Hon Letipila Dominic Eli, M.P.	
11.	Hon. Maina Mwago Amos, M.P.	
12.	Hon. Salasya Peter Kalerwa, M.P.	
13.	Hon. Siyad Amina Udgoon, M.P.	
14.	Hon Tungule Charo Kazungu, M.P.	
15.	Hon Yakub Farah Salah, M.P.	

ANNEXURE 2

MINUTES

MINUTES OF THE 42ND SITTING OF THE DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT HELD ON TUESDAY, 28TH NOVEMBER, 2023 AT 10:30AM IN SUITE 1 & 2 CONFERENCE ROOM ON 6TH FLOOR, HILTON GARDEN HOTEL

PRESENT

- | | | |
|---|---|-------------------------|
| 1. Hon. Lochakapong Peter, MP | - | Chairperson |
| 2. Hon. Njoroge, Mary Wamaua Waithira, MP | - | Vice Chairperson |
| 3. Hon. Kombe, Harrison Garama, MP | | |
| 4. Hon. Nabulindo, Peter Oscar, MP | | |
| 5. Hon. Chererot, Joseph Kimutai, MP | | |
| 6. Hon. Maj. (Rtd) Dekow, M. Barrow, MP | | |
| 7. Hon. (Eng.) Khamis, Abdi Chome, MP | | |
| 8. Hon. Letipila, Dominic Eli, MP | | |
| 9. Hon. Salasya, Peter Kalerwa, MP | | |
| 10. Hon. Tungule, Charo Kazungu, MP | | |
| 11. Hon. Yakub, Farah Salah, MP | | |

APOLOGIES

1. Hon. Mawathe, Julius Musili, MP
2. Hon. Kalasinga, Joseph Majimbo, MP
3. Hon. Maina, Amos Mwago, MP
4. Hon. Siyad, Amina Udgoon, MP

IN ATTENDANCE:

- | | | |
|-----------------------|---|---|
| 1. Ms. Halima Hussein | - | COMMITTEE SECRETARIAT |
| 2. Mr. Ellam Omuhinda | - | Clerk Assistant I |
| 3. Mr. Salem Lorot | - | Clerk Assistant III |
| 4. Mr. Isaac Nabiswa | - | Legal Officer II |
| 5. Mr. James Muguna | - | Legal Officer II |
| 6. Mr. Cyrille Mutali | - | Research Officer II |
| 7. Ms. Sally Ngugi | - | Fiscal Analyst III |
| 8. Ms. Lydia Nyagol | - | Research Officer, Office of the Majority Leader |
| | | Office Secretary, Departmental Committees |

MIN. NO. NA/DC-RD/2023/185:

PRELIMINARIES

The meeting was called to order at 10:30am with a word of prayer from the Chairperson and the agenda was adopted as filed having been proposed by Hon. Khamis Chome Abdi and seconded by Hon. Yakub Farah Salah.

MIN. NO. NA/DC-RD/2023/186:

CONSIDERATION AND ADOPTION OF THE REPORT ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL, 2023 (NATIONAL ASSEMBLY BILL NO. 7 OF 2023)

The Committee was taken through the report on the Regional Development Authorities Bill (National Assembly Bill No. 7 of 2023) which seeks to consolidate the laws relating To Regional Development Authorities to provide for the establishment, powers and functions of regional development bodies; and connected purposes. The Committee made the following observations;

- 1) The Committee observed that the object of the Bill was to establish the regional development authorities and not regional development bodies as contained in the proposed long title of the Bill
- 2) The Bill sought to standardize the functions of Regional Development Authorities subject to the unique areas of operation of each Regional Development Authority
- 3) The Committee noted that there was need to standardizes the membership of the Boards of each Regional Development Authority to nine (9) members in line with Mwangozo Code of Governance and best practices in corporate governance;
- 4) The Committee observed that the current Acts that provides for the establishment the six (6) Regional Development Authorities were enacted before the promulgation of the 2010 Constitution and therefore, the need to align them with the Constitution;
- 5) The Committee noted that there were concerns raised regarding the proposed ten (10) years' experience for the Managing Directors in Clause 24 (2) (b) of the Bill which would disadvantage the youth, however the Committee was of the view that the proposed ten (10) experience for the post of Managing Director was sufficient;
- 6) The Committee also noted that in all the counties where the public hearings were conducted there was a proposal that the appointing authority should take into account technocrats and experts and the locals in appointing members of the various Boards of the Regional Development Authorities; and

The Committee unanimously considered and adopted its report on the Regional Development Authorities Bill (National Assembly Bill No. 7 of 2023) with the following recommendations;

- 1) Amend the long title of the Bill by deleting the word “*bodies*” appearing immediately after the words “regional development” and substituting therefor the word “*authorities*” to establish the regional development authorities and not Regional Development Bodies.
- 2) Clause 2 be amended to include the word “basin” and “integrated development” in the interpretation to give the reader of the law a better understanding of those words which are used in the law
- 3) Clause 3 be amended in sub-clause (1) to align with the provisions of Article 10 (2) (c) of the Constitution which provides for good governance, integrity, transparency and accountability.
- 4) Clause 6 be amended to reduce the membership of the Board to nine members excluding the Managing Director in line with the *Mwangozo* Code of Governance for State Corporations
- 5) Clause 7 be amended to provide clarity on the area of coverage
- 6) Clause 8 be amended in sub-clause (2) to allow persons from different specialization to be able to be recruited and appointed as the Managing Director by the Board.

The adoption was proposed and seconded by Hon. Letipila, Dominic Eli and Hon. Tungule, Charo Kazungu respectively.

MIN. NO. NA/DC-RD/2023/187:

ADJOURNMENT AND DATE OF THE
NEXT MEETING

The meeting was adjourned at 1:15 pm. The next meeting will be held on notice

Sign.....

Date.....

HON. LOCHAKAPONG PETER, MP
CHAIRPERSON, DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ANNEXURE 3

**COPIES OF NEWSPAPER
ADVERTISEMENT ON
PUBLIC PARTICIPATION**



REPUBLIC OF KENYA
THE NATIONAL ASSEMBLY
THIRTEENTH PARLIAMENT - SECOND SESSION

IN THE MATTER OF ARTICLE 118 (1)(b) OF THE CONSTITUTION
 AND
 IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF:

1. THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2023);
2. THE CONFLICT OF INTEREST BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2023);
3. THE FOOD AND FEED SAFETY CONTR.L COORDINATION BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2023); AND
4. THE PRIVATISATION BILL (NATIONAL ASSEMBLY BILL NO. 22 OF 2023)

INVITATION FOR PUBLIC PARTICIPATION AND SUBMISSION OF MEMORANDA

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

AND WHEREAS, the Regional Development Authorities Bill (National Assembly Bill No. 7 of 2023); the Conflict of Interest Bill (National Assembly Bill No. 12 of 2023); the Food and Feed Safety Control Coordination Bill (National Assembly Bill No. 21 of 2023); and the Privatisation Bill (National Assembly Bill No. 22 of 2023) were read a First Time on Tuesday, 6th June 2023 and thereafter referred to the relevant Departmental Committees for consideration and reporting to the House;

IT IS NOTIFIED that:

1. The Regional Development Authorities Bill (National Assembly Bill No. 7 of 2023) is a Bill sponsored by the Member for Sigor Constituency (The Hon. Peter Lochakapong, MP) with the principal object being to consolidate the laws relating to regional development and to provide for the establishment, powers and functions of the six (6) existing regional development bodies. The Bill seeks to standardise the functions of regional development authorities subject to the unique areas of operation of each regional development authority and also standardise the membership of the Boards of each regional development authority to eleven (11) members in line with best practices in corporate governance.
2. The Conflict of Interest Bill (National Assembly Bill No. 12 of 2023) is a Bill sponsored by the Leader of the Majority Party (The Hon. Kimani Ichung'wah, MGH, MP) with the principal object being to provide for the management of conflict of interest in the discharge of official duties.
3. The Food and Feed Safety Control Coordination Bill (National Assembly Bill No. 21 of 2023) is a Bill sponsored by the Leader of the Majority Party (The Hon. Kimani Ichung'wah, MGH, MP) seeking to provide for coordination of public institutions involved in the control of food and feed safety; to establish the Office of the Food Safety Controller and to provide for the role of county governments in food and feed safety. This is aimed at ensuring the supply of safe food and feed to consumers. The Bill also seeks to ensure that food is safely produced, distributed, processed, marketed and prepared for human consumption from the farm to consumption.
4. The Privatisation Bill (National Assembly Bill No. 22 of 2023) is a Bill sponsored by the Leader of the Majority Party (The Hon. Kimani Ichung'wah, MGH, MP) with the principal object being to provide a revised regulatory framework for the privatisation of public entities with a view of improving the efficiency and competitiveness of Kenya's productive resources.

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

S/ NO.	BILL	COMMITTEE
1.	The Regional Development Authorities Bill (National Assembly Bill No. 7 of 2023)	Regional Development
2.	The Conflict of Interest Bill (National Assembly Bill No. 12 of 2023)	Justice and Legal Affairs
3.	The Food and Feed Safety Control Coordination Bill (National Assembly Bill No. 21 of 2023)	Agriculture and Livestock
4.	The Privatisation Bill (National Assembly Bill No. 22 of 2023)	Finance and National Planning

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

The memoranda may be forwarded to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Buildings, Nairobi; or emailed to cna@parliament.go.ke to be received on or before Monday, 26th June 2023 at 5.00 p.m.

S. NJOROGE
 CLERK OF THE NATIONAL ASSEMBLY

12th June 2023

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

Projects New yard to help manage heavy vehicles traffic

Mombasa floats BRT tender in city decongestion plan

City centre-Mtwapa route to be given priority in BRT project



Police officers control the flow of traffic along Kenyatta Avenue in Mombasa City in December last year. KEVIN ODIT INATION

BY ANTHONY KITIMO

The county government of Mombasa has floated tenders for three projects that, if implemented, will open up the city and end the current traffic congestion.

The county has announced tenders for the implementation of the proposed bus rapid transport (BRT), development of the water transport system in the devolved unit, and construction of the Mombasa Industrial Park at Jomvu Kuu.

In a public notice, the county government called for sealed bids for the three projects, all of which are specially reserved for international bidders.

"Bidders are advised to regularly visit the Mombasa County government website for any additional information/additions to the tender. The closing date for applications is 21 July 2023," the notice states.

According to a document from the previous county administration, the county needs about Sh1.1 billion to support the introduction of BRT.

BRT is a bus-based transport system that provides fast, comfortable and cost-effective services through dedicated lanes. The Mombasa BRT buses are expected to have a carrying capacity of about 100 passengers. By incorporating features similar to

a light rail or metro system, BRT becomes much more reliable, comfortable and faster than regular bus services.

Data from the county shows that 52 per cent of residents walk to their destinations, 4 per cent cycle, 33 per cent rely on public transport and 11 per cent use private transport, so BRT is expected to ease traffic congestion in the tourist hub.

The county had commissioned the Institute for Transportation and Development Policy and the United Nations Human Settlements Programme (UN-Habitat) to prepare a plan for a potential BRT network in Mombasa. The *Nation* understands that the consultants hired by the county include those who carried out the study on the Dar es Salaam BRT in Tanzania. The Tanzanian government introduced BRT in Dar es Salaam in 2016 to ease traffic congestion.

Mombasa plans to implement the BRT in phases, with the first running from the city centre to Mtwapa, which is the busiest and most populated route according to the county's traffic data.

Sh1.1bn

Amount of money Mombasa County needs to support the roll out of a BRT system

The Kenya National Highways Authority has already started upgrading the Kenyatta-Mtwapa highway to a six-lane road with funding from the African Development Bank. The county is banking on the project to implement the BRT, with information emerging that the county has engaged the roads agency to consider a dedicated lane for the system.

The recently completed Makuapa Causeway already has a dedicated lane for BRT.

The Miritini truck marshalling yard will also play a key role in decongesting Mombasa mainland. The yard will be built on 100 acres of land about 20 kilometres from the port. Lands, Urban Renewal and Housing executive Mohammed Hussein said the project will help in the management of heavy vehicle traffic.

"The proposed truck marshalling yard and its ancillary facilities will bring order to the flow of traffic to and from the port. The county government will also generate revenue from the park said Mr Hussein.

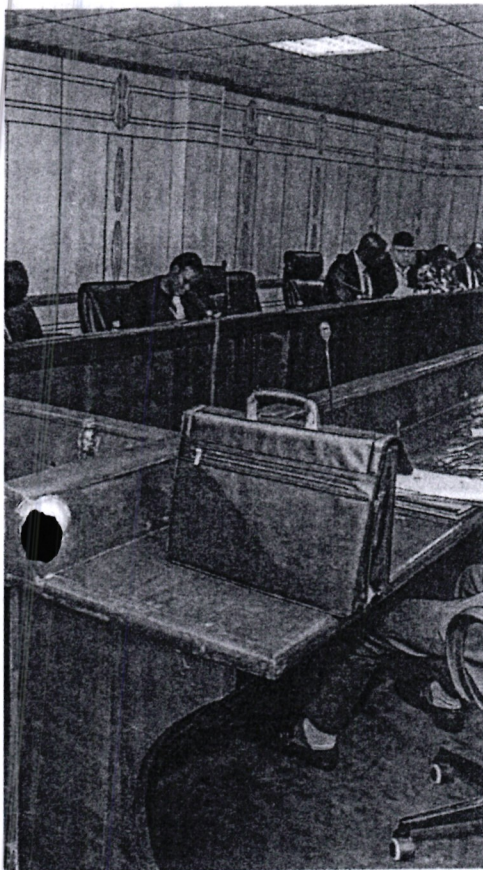
The project will have a weigh bridge, banks, control check points and a recreational park among other facilities.

The county is yet to release details on the water transport system project.

akitimo@ke.nationmedia.com



Supposed admission



Jekim Medical Centre administrator Wendy Marete when she appeared before the National Assembly Departmental Committee on Health at Parliament Buildings in Nairobi on October 9, 2023. DENNIS ONGSONGO IN ACTION

ly 1, 2022 to June 30, 2024. The report identifies the user who updated the information and also updated the HCP category level from 3B to 4 on February 10, 2022.

Currently the facility appears in the system as Level 4 with a bed capacity of 40 beds on a comprehensive contract.

Evidence from a joint inspection checklist developed by the Kenya Medical Practitioners and Dentist Council (KMPDC) indicates a facility at Level 3B does not meet criteria to offer major and specialised surgical operations.

The NHIF system records revealed benefits access and utilisation patterns where the facility lodged surgical pre-authorisation requests for a large number of employees of the same employers, self-employed 163.

Others included, Regular Police (38), Prison (30), Secutex Agencies (K) limited (27), Sekura International limited (23), UHC Scheme (21), Administration Police (18), Wells Fargo limited (12), Hatari Guards (10), Lavington Security Guards limited (10), G4S Security Services Kenya limited (10), Ministry of Health (9) and Radar limited (10).

lished that 10 were confirmed by the employer to be at work on the entire period of admission as per the attendance register.

"The status of the 13 were not confirmed by the employer."

The audit indicates that five employees of Kenya Kazi Services Ltd were treated and Sh700,000 in claims paid to Beirut Pharmacy and Medical Centre.

Audit team established four were confirmed by the employer to be at work for the entire admission period.

The records showed that 10 employees of Hatari Guards were treated at the facility and Sh1.3 million paid on surgical claims despite 9 being confirmed by their employer to be at work for the entire period of admission.

It is also indicated that 12 employees of Wells Fargo Ltd were treated at Beirut Pharmacy and Medical Centre and with Sh1.56 million in surgical claims paid.

But details show that 11 were confirmed by their employer to be at work during the entire admission period. On Africa Apparels (EPZ) limited, records revealed that a dependent accessed treatment at Beirut hospital and Sh130,000 paid.

But surveillance reports availed by the hospital showed that the beneficiary, Mr Evans Kaburu, was not in the report.

Also affected is Lavington Security Guards, NHIF records showed that 10 members from Lavington Security Guard Ltd were treated at the facility and Sh1.3 million in surgical claims paid despite nine being confirmed to be at work during the admission period.

The audit also faults the Ministry of Health, Nairobi City County Government for frustrating the investigations and Suman Shakti EPZ limited.

The findings note that On June 8, 2023, the NHIF team visited the ministry to obtain information for verification of access to benefits by nine beneficiaries worth Sh1.3 million who according to NHIF records, are its employees.

"The team was instructed to send a letter to the PS for the information. Follow up is in process," the audit says.

On the Nairobi City County, NHIF CEO wrote a letter on June 9, 2023 to the County Secretary of the intended inspection and request for employee records for verification on the eight beneficiaries treated at the facility for Sh940,000.

"As of the date of this report, the employer had not responded to the request."

The audit further notes that on the same day it wrote to the Nairobi City County, its team visited Suman Shakti EPZ Limited to access payments to six of its employees.

Also affected in the fraudulent claims are four employees from Bob Morgan Services limited, 10 employees from G4S Security Services Kenya limited, nine from Radar limited, Eight from Danrrry Logistics Ltd, Suman Shakti (EPZ) among others.

dnwre@ke.nationmedia.com

State to set aside 200 acres of former Del Monte land for pharmaceuticals

BY BRIAN AMBANI

The government will set aside 200 acres; part of the land surrendered by multinational fruit processor, Del Monte Kenya- for pharmaceutical companies to boost local manufacture of drugs.

Del Monte has ceded 1,400 acres of its vast land to Murang'a County, part of which the government wants to set up a Special Economic Zone (SEZ) to spur manufacturing activities within the county.

Yesterday, President William Ruto said the government will set aside 200 acres in the SEZ for manufacturers of pharmaceutical products, as part of the country's efforts to achieve Universal Health Coverage (UHC).

Dr Ruto said the land will be furnished with relevant infrastructure. The State will put in place policies and fiscal incentives to ensure that the firms can set up easily and access not only the local market but also the international market.

"The government will set aside infrastructure including land and we are in the process of identifying the former land that be-

longed to Del Monte in Murang'a," said Dr Ruto when he spoke at the Africa 2023 Manufacturing Expo that is taking place in Nairobi.

"I have discussed with the county government of Murang'a, they have set aside 500 acres for SEZ, of which 200 acres will be set aside specifically for pharmaceutical companies," he said.

Kenya is a major importer of pharmaceutical products, with India being the largest seller of the products to Kenya, followed by the US and Pakistan. The country imported 34,825 tonnes of pharmaceutical products in 2022, according to data from the Kenya National Bureau of Statistics (KNBS).

President Ruto's government is however seeking to grow the local industry for manufacturing pharmaceuticals with planned policy and fiscal interventions, including imposition of tariffs on imported drugs.

Health Cabinet Secretary Susan Nakhumicha said local manufacture of pharmaceuticals will shorten the time it takes for drugs to be made available in health facilities.

"With local manufacturing, if a product used to take 60 days to be available at the Kenya Medical Supplies Authority (Kemsa), it will now take between 15 to 30 days because it is available next to you," said Ms Nakhumicha.

At the same time, President Ruto said that the government will put in place tariffs on pharmaceutical imports to shield local manufacturers from cheaper imports. This comes despite concerns that tariffs on key drugs could worsen the already rising cost of health products which could make access to quality healthcare a pipe dream for many Kenyans.

According to the Kenya Demographic and Health Survey 2022 Report, some 95 per cent of poor men and women don't have health insurance exposing them to high medical costs in case of ill health.

"To ensure maximum impact, the government will provide guidance on the priority products to be manufactured within the villages in line with the UHC essential benefits package."

bambani@ke.nationmedia.com



REPUBLIC OF KENYA

THE NATIONAL ASSEMBLY

THIRTEENTH PARLIAMENT - SECOND SESSION (2023)

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

AND
IN THE MATTER OF CONSIDERATION BY THE NATIONAL ASSEMBLY OF THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2023)

PUBLIC HEARINGS

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

AND WHEREAS, the Regional Development Authority Bill (National Assembly Bill No. 7 of 2023) were read a First Time in the National Assembly on 6th June 2023 and referred to respective Departmental Committee on for consideration and reporting to the House;

NOTING THAT the Regional Development Authority Bill (National Assembly Bill No. 7 of 2023) is a Bill sponsored by the Hon. Peter Lochakapong, MP which seeks to consolidate the laws relating to regional development, and to provide for the establishment, powers and functions of the six (6) existing regional development authorities. The Bill further seeks to standardize the functions of the regional development authorities, and the membership of the Boards of each authority in line with best practices in corporate governance;

NOW THEREFORE, in compliance with Article 118(1)(b) of the Constitution and Standing Order 127(3), it is notified to the general public that the Departmental Committee on Regional Development shall conduct PUBLIC HEARINGS on the Bill to receive written memoranda and oral views on Friday, 27th October 2023 and Friday, 3rd November 2023 in four (4) counties as per the schedule below—

S/NO	COUNTY	VENUE	DATE	TIME
1.	Kilifi	Catholic Institute, Malindi Town	Friday, 27 th October 2023	10.00 a.m. - 2.00 p.m.
2.	Kisumu	Grace Onyango Cultural and Social Centre, Kisumu Town	Friday 27 th October 2023	10.00 a.m. - 2.00 p.m.
3.	Elgeyo Marakwet	Kenya Medical Training College (KMTCC) Multipurpose Hall, Iten	Friday, 3 rd November 2023	10.00 a.m. - 2.00 p.m.
4.	Isiolo	Pastoral Centre, Catholic Church, Isiolo Town	Friday, 3 rd November 2023	10.00 a.m. - 2.00 p.m.

The Clerk of the National Assembly hereby invites members of the public to attend and submit their views on the Bill during the hearings. Copies of the Bill are available at the National Assembly Table Office and on www.parliament.go.ke/the-national-assembly/house-business/bills

S. NJOROGE
CLERK OF THE NATIONAL ASSEMBLY
14th October 2023

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



ANNEXURE 4

**COPIES OF PUBLIC
MEMORANDA**





D/DC
Please deal.
05/09/23

REPUBLIC OF KENYA
MINISTRY OF EAST AFRICAN COMMUNITY (EAC), THE ASALs AND
REGIONAL DEVELOPMENT
STATE DEPARTMENT FOR THE ASALs AND REGIONAL DEVELOPMENT
Office of the Principal Secretary

Telephone: +254-20-3317641-7

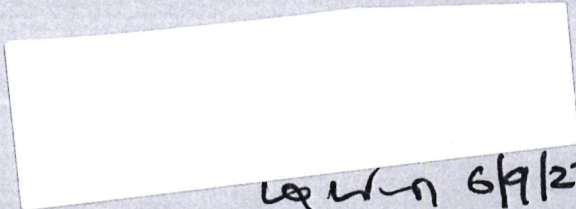
Email: ps@asals.go.ke
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Extelcom Building
Haile Selassie Avenue
P O Box 40213 00100
NAIROBI

ADM.1/CON/15 VOL XI

30th August 2023

Clerk of the National Assembly
P.O Box 41842-00100
NAIROBI



6/9/23

SUBMISSION OF MEMORANDUM TO THE DEPARTMENTAL
COMMITTEE ON REGIONAL DEVELOPMENT AUTHORITY BILL
(NATIONAL ASSEMBLY BILL NO. 7 OF 2023)

We refer to the above matter and your letter referenced NA/DDC/RD/2023/026 dated 3rd August 2023.

The Ministry of East African Community, the ASALs and Regional Development has taken note of the contents of the Bill, as published. We are grateful that the Bill encapsulates the core intention of consolidating laws relating to Regional Development Authorities in line with the mandate of the Ministry.

In this regard, we hereby submit our views and comments on the Regional Development Bill, 2023 for the committee's consideration.

Dr. Idris Salim Dokota, PhD
PRINCIPAL SECRETARY
Encls.

NATIONAL ASSEMBLY
RECEIVED
★ 05 SEP 2023 ★
CLERK'S OFFICE
P O Box 41842, NAIROBI

NATIONAL ASSEMBLY
RECEIVED
05 SEP 2023
DEPUTY CLERK S. KIOKO
P.O. Box 41842 - 00100, NAIROBI

RECEIVED
06 SEP 2023
Directorate of Departmental Committees



REPUBLIC OF KENYA



**MINISTRY OF EAST AFRICAN COMMUNITY (EAC),
THE ASALS AND REGIONAL DEVELOPMENT**

**STATE DEPARTMENT FOR THE ASALS, AND REGIONAL
DEVELOPMENT (SDARD)**

MEMORANDUM

Views and Comments on the Regional Development Authorities Bill, 2023

Presented to the Departmental Committee on Regional Development

by

Dr. Idris Salim Dokota

The Principal Secretary

State Department for the ASALS and Regional Development (SDARD)

at

Serena Beach Hotel & Spa Mombasa

25 August 2023

1. The State Department for The ASALS and Regional Development drives its Mandate from the executive order No.1 of 2023. The functions of the State Department in regards to the Regional Development Authorities (the RDAs) is; policy guidance, oversight and coordination of the RDAs.
2. On the other hand, the RDAs have the unique mandate of initiating, planning, coordinating and implementing integrated programs and projects for sustainable utilization and management of basin-based resources to foster social-economic development at the grassroots.
3. The Authorities were established between 1974 and 1990 through Acts of Parliament as shown in the table below;

	RDA	Counties
i.	Tana & Athi Rivers Development Authority (TARDA) Cap 443 1974	Kiambu, Nairobi, Machakos, Makueni, Kitui, Embu, Tharaka Nithi, Tana River, Kirinyaga, Kilifi, Kajiado, Nyandarua, Isiolo, Garissa, Nyeri, Lamu, Taita Taveta and Meru,
ii.	Kerio Valley Development Authority (KVDA) Cap 441 of 1979	Baringo, Turkana, West Pokot, Elgeyo Marakwet, Nakuru, and Samburu
iii.	Lake Basin Development Authority (LBDA) Cap 442 of 1979	Bomet, Bungoma, Busia, Homa Bay, Kakamega, Kericho, Kisii, Kisumu, Migori, Nandi, Nyamira, Siaya, Trans Nzoia, Vihiga, Uasin Gishu, West Pokot, Elgeyo Marakwet and Nakuru.
iv.	Ewaso Ngiro South Development Authority(ENSDA) Cap 447 of 1989	Narok, Kajiado, Nyandarua, and Nakuru
v.	Ewaso Ngiro North Development Authority (ENNDA) Cap 448 of 1989	Isiolo, Wajir, Marsabit, Mandera, Laikipia, Nyandarua, Samburu, Meru, Nyeri and Garissa
vi.	Coast Development Authority (CDA) (Cap 449 of 1990)	Kwale, Mombasa, Kilifi, Taita Taveta, Lamu, Tana River, Garissa and Exclusive Economic Zone

4. The Regional Development concept envisages a holistic approach where different regional actors participate in the definition, decision-making and implementation of the most appropriate and sustainable development initiatives.
5. This holistic approach on the other hand stimulates socio-economic diversification and growth of large geographic areas often transcending administrative boundaries and linked together by shared common natural resource systems, goals

and aspirations. This is a good model for the management of trans-boundary resources and promotion of peaceful co-existence across the regions.

6. The model intended for operations of the RDAs, involves integrated development programmes and projects in form of a central mega-infrastructure (physical / software) such as the multipurpose dams and other civil works, around which the local communities are capacity built (organized) for uptake of the accruing services like irrigation, domestic water supply, environmental conservation and value addition / technology transfer.
7. In line with this structure, RDAs ideally, are set to only provide the pillar infrastructure like the irrigation head works and conveyance system as their contribution and letting off the distribution works and actual crops growing for other agencies, including the counties.
8. This positions the RDAs with the required capacity to develop the set of planned irrigation schemes in their thousands of hectares; towards achievement of the government development aspiration
9. The Integrated basin-based programmes and projects have made significant contribution towards the development of the country in energy, water, environment, agriculture, transport and to some extent the health sectors.
10. As depicted in the table below, the RDAs cover the whole country;

11. The state Department proposes the following changes to the RDAs Bill 2023 for consideration by the committee;

Table 2: Proposed Changes on the Regional Development Authorities Bill, 2023

S. No	Section	Current Provisions	Proposed amendment	Justification
1.	Part I- Title	AN ACT of Parliament to consolidate the laws relating to regional development, to provide for the establishment powers and functions of regional development bodies; and for connected purposes.	AN ACT of Parliament to consolidate the laws relating to regional development, to provide for the establishment, powers and functions of regional development authorities; and for connected purposes.	They are authorities not bodies.
2.	Part I- Definitions	"Chairperson" means the person appointed as a Chairperson of a regional development authority under this Act;	"Chairperson" means the person appointed as a Chairperson to the board under this Act;	For clarity
3.	Part I- Definitions	"a Basin" NOT DEFINED	Introduce definition of "a Basin" an "an area of land, including the exclusive economic zones, constrained by a watershed divide from where all surface water drains to a lower elevation"	For an understanding of what a 'basin' means.
4.	Part I- Definitions	"Integrated Development" NOT DEFINED	Introduce definition of "Integrated Development" as "a multi-sectoral development with interlinked actions that exploit synergy of multi-sectoral projects and programmes, natural resource systems and potentials for a lasting economic, physical, social and environmental improvement of a basin"	For an understanding of the concept of integrated development.

5.	Part I- Definitions	"Ewaso Ng'iro South River Basin" means the basin and catchment area situated within Narok, Kajiado, Nyandarua and Nakuru counties;	"Ewaso Ng'iro South River Basin" means the basin and related catchment areas situated within Narok, Kajiado and parts of Nyandarua and Nakuru counties"	For clarity on the area of operation (to avoid any ambiguity).
6.	Section 3 (2)-	3. (1) In implementing this Act, a person shall be guided by the principles under this section. (2) The principles include—	3. (1) In implementing this Act, a person shall be guided by the principles under this section. (2) The principles include— Retaining the (a-j)	To avoid being repetitive.
7.	Section 3 (2)(h)	(h) Good governance;	"National Values and Principles of Good Governance, under article 10 of the Constitution.	To be in tandem with article 10 of the Constitution.
8.	Part II Section 6(d)	the Principal Secretary of the Ministry for the time being responsible for the environment or an officer of that Ministry designated by the Principal Secretary in writing;	Delete the section	The RDAs have technical expertise
9.	Part II Section 6(e)	(e) eight other members appointed by the Cabinet Secretary, all of whom shall be appointed from the area affected by the operations of the Authority;	(e) six other members appointed by the Cabinet Secretary, all of whom shall be appointed from the area affected by the operations of the Authority;	To reduce total board membership to a maximum of nine in line with Mwongozo & to maintain Lean board for efficient and effective conduct of board affairs.
10.	Section 7 (h)	(h) organize consultative forums with relevant agencies and stakeholders on integrated development and sustainable utilization of natural resources in the Coast region;	h) organize consultative forums with relevant agencies and other stakeholders on integrated development and sustainable utilization of natural resources in the Coast region;	To reflect that Relevant agencies are also stakeholders.
11.	Section 7 (i)	(i) undertake programmes and projects for promotion and resolution of basin-based resource use conflicts in collaboration with other relevant authorities and	i) undertake programmes and projects for promotion of peaceful coexistence and resolution of basin-based resource use conflicts in collaboration with relevant	To emphasise on promotion of peaceful coexistence and resolution of basin-based

		stakeholders;	agencies and other stakeholders;	resource.
12.	Section 7 (j)	(j)mobilize resources and undertake investments for sustainable utilization of basin-based resources and for self-sustainability;	Delete "self" j) mobilize resources and undertake investments for sustainable utilization of basin-based resources and for sustainability;	The Mandate of the RDAs is social economic as opposed to being profit making.
13.	Section 8 (2)(a)	Qualifications of the MD (2) (a) is a holder of a degree from a university recognized in Kenya in natural resources management, finance, business, strategic management or a related field;	(2) (a) is a holder of a bachelor's degree in the relevant fields in; environment and Natural Resources, Engineering , Finance, strategic management, Agriculture, community development and any other related /relevant field from a university recognized in Kenya;	The integrated approach to Regional Development allows for a wide range of specializations in the leadership position.
14.	Section8 (2)	Insert a new clause Section8 (2)(d)	"Is a member of a relevant professional body"	Professional bodies encourage upholding of ethical standards and accountability of members including disciplinary measures.
15.	Section 30	(e)is unable, by reason of mental or physical infirmity, to discharge his or her functions;	(e) If the Cabinet Secretary is satisfied that; (i) the member has been guilty of improper conduct considered to be inconsistent with his/her membership of the Authority; (ii) the member is incapacitated to discharge his/her functions by reasons of mental and/or physical infirmity (iii) is unable or unfit, for any other reason, to discharge the duties of his or her office; and terminates the	To provide room to the appointing authorities for decision making on termination of the appointments.

			appointment of such member in the interest of the Authority or in the case of the chairman recommends to the President that the appointment be terminated and the president execute the termination	
16.	Section 40 (2) and 41	2) The common seal of a regional development authority shall be authenticated by the signature of the chairperson and the Managing Director of the regional development authority.	2) The common seal of the Authority shall be authenticated by the signature of the managing director and such other person as may be generally or specifically authorized by the Authority.	The Chairpersons are non-executive and the MD has delegated authority to run day to day activities of the authority.
18.	Section 41	All documents other than those required by law to be under seal made on behalf of the Board of a regional development authority shall be signified by the hand of the chairperson of the Board, the Managing Director, or any other member of the Board specifically authorized by the Board on that behalf.	All documents other than those required by law to be under seal made on behalf of the Board of a regional development authority shall be signified by the hand of the Managing Director ,	The MD has delegated authority for day to day activities of the authority. The Chairperson are non-executive directors.
19.	Section 42 (2)	(2) A regional development authority may at any time convey, transfer or surrender any land surplus to its existing and future requirements by a conveyance or a deed of surrender either for, or without consideration.	Delete the provision	Matters on land to be dealt with in line with the existing land and other relevant laws.
	Shedule 1 Section 2(3)	The chair person shall preside at all meetings of the board, which he/she is present and in the case of his or her absence, the vice chair shall preside.	Delete the provision	Vice chair position doesn't exist
20.	Schedule- Section 2 (4)	4) At a meeting of the Board at which neither the Chairperson or Vice chairperson is present, the	4) At a meeting of the Board at which the Chairperson is not present, the members of the board	No provision of vice chair in the Board Membership

		members of the Council present shall elect one of their number to preside, and the person so elected shall have all the powers of the chairperson with respect to that meeting and the business transacted.	present shall elect one of their number to preside, and the person so elected shall have all the powers of the chairperson with respect to that meeting and the business transacted.	Inconsistence of the governance body being a board not a council.
21.	Schedule-Section 3	3. The quorum for the conduct of the business of the Board shall be six members.	3. The quorum for the conduct of the business of the Board shall be five members.	To be in tandem with total membership of 9 resulting from proposed deletion of Part II Section 6(d) (that provides for representation of the PS, MOE in the Board) & proposed change in Part II Section 6(e) (to reduce the independent board members to 7).
22.	Memorandum of objects; Statement of objects and reasons	The principal object of this Bill is to consolidate the laws relating to regional development and provide for the establishment, power and functions of the six (6) existing regional development bodies subject to their unique areas of operation of each regional development authority. It further standardizes the membership of the boards of each regional development authority to (11) members in line with best practices in corporate governance	The principal object of this Bill is to consolidate the laws relating to regional development and provide for the establishment, power and functions of the six (6) existing regional development authorities subject to their unique areas of operation of each regional development authority. It further standardizes the membership of the boards of each regional development authority to (9) members in line with best practices in corporate governance	To be consistent with earlier proposed changes in the respective areas.

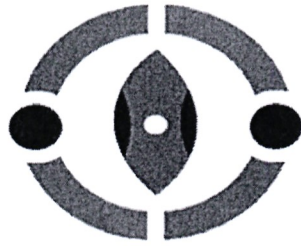
MEMORANDUM OF OBJECTS AND REASONS

Statement that the Bill concerns County Governments;

“The Bill affects the functions of the county governments as set out in the fourth schedule of the constitution”

12. As regards the statement that; “The Bill affects the functions of the county governments as set out in the fourth schedule of the constitution”, **It is noted that;**

- i. This Bill Recognizes the role of the county governments and indeed other players in the regional development agenda and related functions and thus obliges the RDAs to consult and collaborate with the county governments {Section (3.(2) (j)} and other stakeholders {Sections; 7.(h) ,10.(h),. 15.(h),19(h) ,23(h), 27(h)}
- ii. Besides, the concept of Regional Development is a holistic approach where different regional actors participate in the definition, decision-making and implementation of the most appropriate and sustainable development initiatives. Therefore the integrated approach presents a great opportunity for synergy creation to accelerate harmonized, equitable and sustainable socio-economic development.
- iii. In addition, the fact that basin-based resources transcend more than one county as opposed to being aligned to administrative boundaries make regional development approach ideal for undertaking programmes and projects for promotion of peaceful co-existence and basin-based resource use conflicts resolution .
- iv. Sustainable utilization of Natural resources and equitable socio-economic development are a big influence on climate change- which is a; global, regional, national and indeed a local concern that calls for concerted efforts, partnerships and collaborations at all levels and with all players.
- v. Basing on the foregoing, the RDAs , the counties and other players should build on complementing one another in related rôles/functions for the common goal for equitable and sustainable socio-economic development.



IGRTC
INTERGOVERNMENTAL
RELATIONS TECHNICAL
COMMITTEE

Consultation, Cooperation & Coordination in Devolution

**LEGISLATIVE MEMORANDUM ON THE REGIONAL DEVELOPMENT
AUTHORITIES BILL, 2023**

TO

**THE DEPARTMENTAL COMMITTEE OF THE NATIONAL ASSEMBLY ON
REGIONAL DEVELOPMENT**

BY

INTERGOVERNMENTAL RELATIONS TECHNICAL COMMITTEE (IGRTC)

25TH AUGUST, 2023

MEMORANDUM ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL, 2023

PREAMBLE

While **RECOGNIZING** the aspirations of all Kenyans for a government based on the essential values of human rights, equality, freedom, democracy, social justice and the rule of law and in further **CONSIDERATION** of Article 6 (2) that governments at the national and county levels are distinct; **IGRTC** hereby submits its memorandum to the National Assembly on the above-mentioned Bill.

INTRODUCTION

The Constitution of Kenya 2010 establishes a devolved system of government, where power and resources are shared between the national government and 47 county governments. The Fourth Schedule of the Constitution assigns specific functions and powers to each level of government. However, the Constitution also allows for the transfer of functions and powers between the levels of government by agreement, subject to certain conditions and procedures.

The Presidential Taskforce on Parastatal Reforms in 2013 identified six regional development authorities established along river basins. The authorities were established with a mandate to plan development for their regions. As noted by the Presidential Taskforce, planning mandate has since been assigned to County governments by the Constitution under the Fourth Schedule.

The taskforce did recommend then to the President that National and County Governments should hold consultations to determine the future of Regional Development Authorities (RDAs) as prospective joint authorities **between County Governments**.

PROGRESS MADE BY IGRTC IN UNBUNDLING OF FUNCTIONS

Subject to IGRTC's legal mandate and the presidential directive that all pending devolved functions shall be transferred to the county governments within the shortest time possible, IGRTC in February 2023 through a multi-agency technical team embarked on a sector wide consultative process leading to specific findings requiring further intervention. A Sector Task Team (STT) on RDAs was established

comprising of stakeholders from the six Regional Development Authorities, County Governments, Council of Governors (COG), Executive Office of the President, Kenya Law Reform Commission (KLRC) amongst other. With respect to RDAs, the associated findings included:

1. RDAs have been performing county government functions related to; Agriculture; Implementation of specific national government policies on natural resources and environmental conservation, including— (a) soil and water conservation; and County public works and services, including— (a) storm water management systems in built-up areas; and (b) water and sanitation services.

These functions are related to the devolved functions as assigned to the county governments under the Fourth Schedule.

2. The Task team made the following recommendations on how to transition the RDAs:
 - a. Consolidate the legislative framework establishing RDAs into one legislative proposal.
 - b. Operationalize Article 189 of the constitution which provides for collaboration between the two levels of government on the management of the RDAs.

IGRTC's RECOMMENDATIONS BASED ON THE TASK TEAM FINDINGS

Considering that the Task Team Report found out that the functions currently being implemented by the RDAs are related to devolved functions; IGRTC recommends the following case points to reform the institutions:

1. Transit the RDAs to entities owned by the County Governments;
2. Transit the RDAs to entities owned jointly by a number of County Governments as joint authorities;
3. Provide for joint ownership of the RDAs between the national government and the benefitting County Governments;
4. Align the RDAs to strictly perform exclusive national government functions.

SPECIFICS TO THE BILL

Clause	Provision	Proposed Amendment	Rationale/Justification
<p>Part I- Preliminary.</p>	<p>"Kerio Valley" means the area drained by, and bounded by the watersheds of, the Kerio and Turkwell Rivers and their tributaries;</p>	<p>Amend to include the county boundaries just as provided for Coast Regional Development Authority, Ewaso Ng'iro North River Basin and Ewaso Ng'iro South River Basin.</p>	<p>The RDAs have been identified currently to perform county functions. There is therefore need to align them to the geographical boundaries of the counties.</p>
<p>General principles.</p>	<p>The principles include— (a) adoption of an integrated ecosystem approach to conserving the environment for the benefit of the citizenry;</p>	<p>Amend to provide for a principle directly related to the role of the national government. County governments equally have a mandate under the Fourth Schedule of the Constitution relating to implementation of specific national government policies on natural resources and environmental conservation including- soil and water conservation; and forestry.</p>	<p>As a general principle, the impression provided under this principle is that the RDAs shall also be undertaking related functions to the county governments. If this is the case then there is need to clearly state within the preliminary section the scope of the Bill whether it will cover functions implemented by the county governments.</p>
<p>Section 4 (1) Regional Development Strategy</p>	<p>The Cabinet Secretary shall formulate and publish a regional development strategy at least once every ten years, to guide the protection, conservation, development and regulation of the country's basin based natural resources.</p>	<p>Amend to include role of county governments in the development of the strategy.</p>	<p>There is need to provide with clarity whether the RDAs shall only be implementing national government functions, if the intention is that it shall also through intergovernmental mechanism perform county governments related functions, then a mechanism needs to be described on how the county governments input shall be curated.</p> <p>If the Strategy shall incorporate programmes related to devolved functions then there shall be need</p>

Clause	Provision	Proposed Amendment	Rationale/Justification
<p>Section 6 (1) Board of the Coast Development Authority</p>	<p>(1) There shall be a Board of the Coast Development Authority comprising of —</p>	<p>Amend to limit the membership of the authority to the public service guidelines (Mwongozo) which earmarks board's membership between seven to nine members. The current proposed membership is twelve.</p>	<p>for an intergovernmental framework developed to provide for the role of the county government. Most importantly, the county governments shall collect and collate and share information that will inform the strategy to guide the protection, conservation, development and regulation of the country's basin based natural resources.</p> <p>The Mwongozo guidelines are the public service blueprint for management of state corporation boards. The authorities are therefore of no exception.</p> <p>Similarly, there is need clarity on the role of the Authorities. If they will have linkage with the county governments then the respective county governments must be represented in the board of management on equal grounds.</p>
<p>Section 6(2). Board of the Coast Development Authority</p>	<p>(2) In appointing the members under subsection (1)(e) the President and the Cabinet Secretary shall observe the principle of gender equity and regional balance.</p>	<p>Delete the word "President".</p>	<p>Subsection (1)(e) highlights that as part of the board membership there shall be eight other members appointed by the Cabinet Secretary, all of whom shall be appointed from the area affected by the operations of the Authority. This therefore means that the appointing authority of such membership is vested in the Cabinet Secretary and not including the President. The president is only required to</p>

Clause	Provision	Proposed Amendment	Rationale/Justification
<p>Section 7. Functions of the Coast Development Authority</p>	<p>(e) initiate, plan, develop and manage multipurpose dams and implement inter and intra-basin water transfer schemes for sustainable integrated development; (f) monitor and evaluate basin-based integrated development programmes and projects;</p>	<p>Amend to include linkage with county governments. Under the Fourth Schedule, the county government have direct mandate on county planning and development.</p>	<p>appoint the chairperson.</p> <p>The Constitution allows county governments to initiate joint ventures amongst themselves so any programme planned and is related to devolved function without the involvement of the respective county governments will be unconstitutional. The functions of the RDAs should be aligned to the assignment of functions as per the Fourth Schedule of the Constitution.</p>
<p>Due to the similarity of the institutional structures, functions, management and operations of the RDAs under the Bill, the proposals made on the Coast Regional Development Authority is applicable to all the other RDAs proposed under the Bill.</p>			

General Comments

In accordance with Article 189 (3) and (4) as read with Sections 30-34 of the Intergovernmental Relations Act, 2012, IGRTC is mandated to facilitated the amicable resolution of intergovernmental disputes through mechanisms of Alternative Dispute Resolution (ADR). In this regard, the High Court referred Constitutional Petition No. 280 of 2017 to IGRTC for resolution.

The Parties to the petition are Council of Governors vs. 6 Regional Development Authorities and the Attorney General. The Petitioners sought the following prayers:

1. Declaration that within the intendment of Articles 6 (2), 189 (1) and 189 (2) and 259 (1) of the constitution, integrated planning, coordination of projects and programmes is a function of the county Governments.
2. Declaration that the Acts establishing the RDAs are inconsistent with the Constitution and are therefore null and void.

IGRTC is in the process of resolving the dispute, with the exercise of transfer of functions providing the much-needed clarity towards the same.





Handwritten signature and date 26/6

Handwritten initials DC & date 22/06

National Gender and Equality Commission
1st Floor, Solution Tech Place, 5 Longonot Road, Upper Hill, Nairobi
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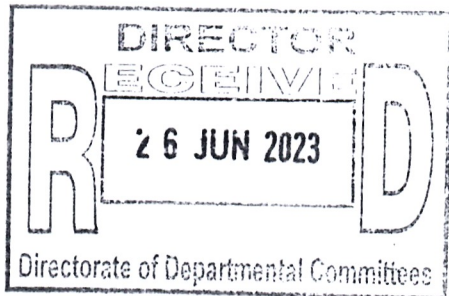
When replying please use

Ref: No: NGEA/CS/NAS/005/VOL.III (107)

20th June 2023

NATIONAL GENDER AND EQUALITY COMMISSION

Mr. Samuel Njoroge
The Clerk of the National Assembly
Clerk's Chambers
Parliament Building
P.O. Box 41842-00100
NAIROBI
cna@parliament.go.ke



Dear *Mr. Njoroge*

SUBMISSION OF THE MEMORANDA ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO 7 OF 2023)

Reference is made to your call for the submission of memoranda on The Regional Development Authorities Bill

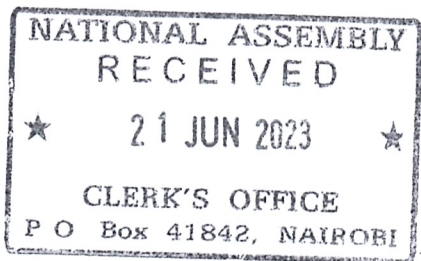
The National Gender and Equality Commission (NGEC) is a Constitutional Commission with the mandate of promoting gender equality and non-discrimination for all persons in Kenya, with a focus on Special Interest Groups (SIGs) who include women, children, Persons with Disabilities (PWDs), youth, older members of society and minority and marginalized groups.

Section 8 (b) of the National Gender and Equality Commission Act, No. 15 of 2011 mandates the Commission to, 'monitor, facilitate and advise on the integration of the principles of equality and freedom from discrimination in all national and county policies, laws, and administrative regulations in all public and private institutions';

In line with its mandate, the Commission presents to you its comments on the proposed bill.

Yours *Sincerely*
Betty Sungura

Betty Sungura, MBS
COMMISSION SECRETARY/CEO





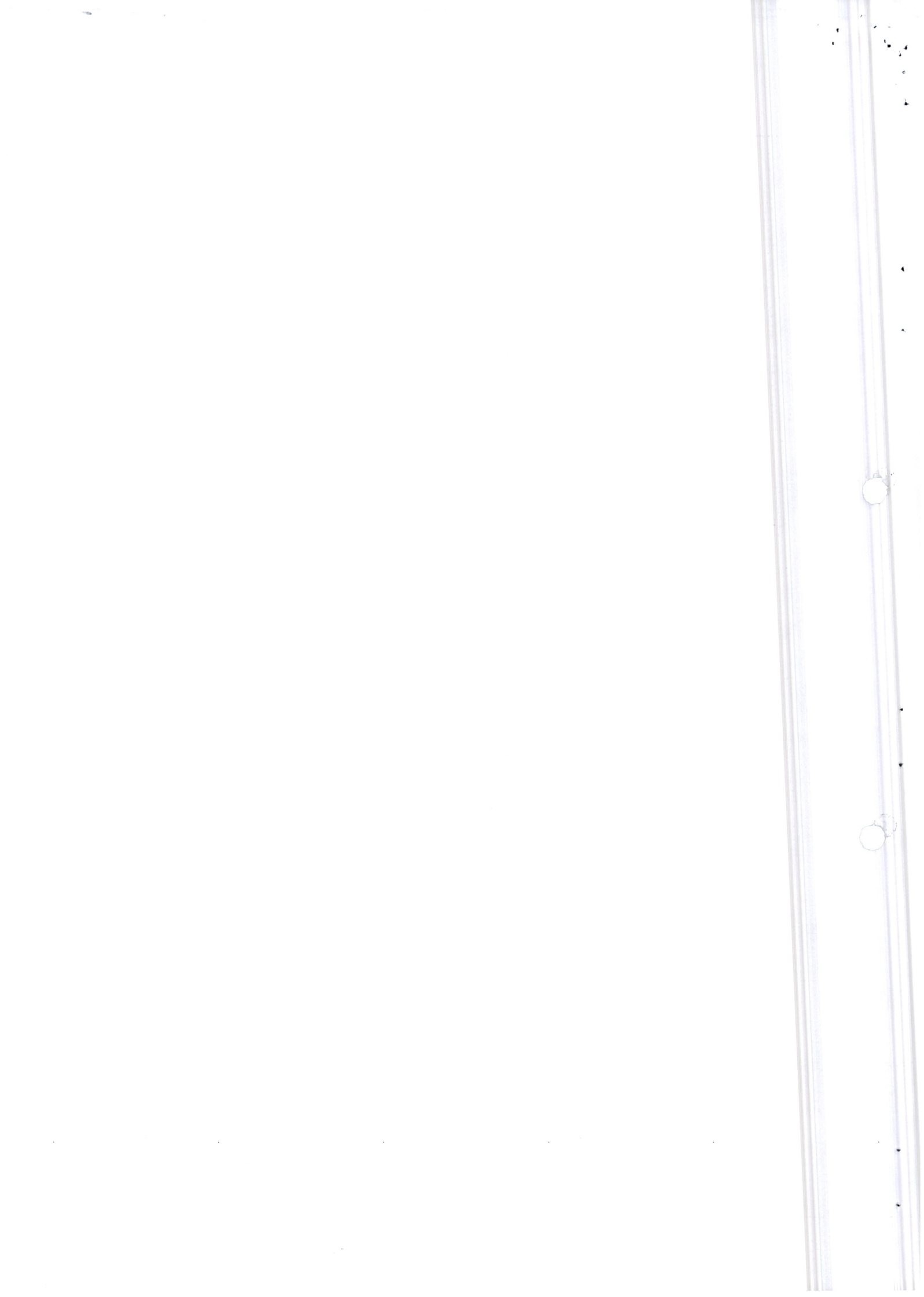


COMMENTS AND INPUTS ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL (NATIONAL ASSEMBLY BILL NO 7 OF 2023)

No	Clause	Provisions of the Clause	Proposal	Justification/Rationale
1.	<p>Clause 6 Board of the Coast Development Authority</p> <p>Clause 10 Board of the Ewaso Ngiro North River Basin Development Authority</p> <p>Clause 14 Board of the Ewaso Ngiro South River Basin Development Authority</p> <p>Clause 18 Board of the Kerio Valley Development Authority</p>	<p>(1) There shall be a Board of the comprising of—</p> <p>(a) a chairperson appointed by the President from amongst the persons appointed under paragraph (e);</p> <p>(b) the Principal Secretary of the Ministry for the time being responsible for regional development or an officer of that Ministry designated by the Principal Secretary in writing;</p> <p>(c) the Principal Secretary of the Ministry for the time being responsible for finance or an officer of that Ministry designated by the Principal Secretary in writing;</p> <p>(d) the Principal Secretary of the Ministry for the time being</p>	<p>Propose to amend sub clause (1)(a) in clauses 6,10,14, 18,22 and 26 by deleting without replacement the following phrase “from amongst the persons appointed under paragraph (e);”</p>	<p>The <i>Mwongozo</i> code on governance provides that it is the duty of the President to appoint Chairpersons of state corporations. However as drafted, the President is expected to appoint a chairperson from persons appointed by the Cabinet Secretary.</p>



<p>Clause 22 Board of the Lake Basin Development Authority</p> <p>Clause 26 Board of the Tana and Athi Rivers Development Authority</p>	<p>responsible for the environment or an officer of that Ministry designated by the Principal Secretary in writing;</p> <p>(e) eight other members appointed by the Cabinet Secretary, all of whom shall be appointed from the area affected by the operations of the Authority;</p>	<p>Propose to amend sub clause (1)(e) in clauses 6,10,14,18,22 and 26 by deleting the entire provision and substituting it as follows-;</p> <p>“four other members representing persons with disabilities, youth, women, and Non-Governmental organizations dealing with environment and conservation matters.</p> <p>The four members will be nominated by their various organizations”</p> <p>Propose to amend further by inserting an additional subclause in clauses 6,10,14,18,22 and 26 as below-;</p> <p>g) The Board shall co-opt other members as deemed necessary.</p>	<p>The provision as drafted provides for a block number of eight with no criteria for their distributions for purposes of adhering to principles of gender inclusion and equality.</p> <p>The persons proposed by the Commission represent the welfare of various special interest/vulnerable groups who are affected by natural resources and activities of environmental degradation.</p> <p>The number has also been reduced from 8 to 4 to comply with the <u>Mwongozo</u> code of governance on membership of Boards pegged between 7 and 9. The memoranda of objects and reasons states the Bill standardizes the membership of the Boards of each regional development authority to eleven (11) members in line with best practices in corporate governance</p> <p>The mandate of the Boards is wide and will occasionally require the input and expertise of many other persons who cannot be absorbed as members because of the statutory limitations.</p>
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	<p>(2) In appointing the members under subsection (1) (e) the President and the Cabinet Secretary shall observe the principle of gender equity and regional balance</p>	<p>(2) Amend subclause (2) in clauses 6,10,14,18,22 and 26 by substituting the phrase “equity” with “equality” and inserting after the phrase “balance” the following “ and fair representation of persons with disability”</p>	<p>Equity is the quality of being fair and impartial while equality is the state of being equal in status, rights and opportunities. The <i>mwongozo</i> code and Article 54(2) of the Constitution prescribe the inclusion of persons with disabilities in all appointive positions.</p>
<p>2. Clause 30 Vacation of office</p>	<p>30. The office of a member appointed under sections 6(1) (e), 10 (1) (e), 14 (1)(e)18 (1) (e), 22 (1) (e) and 26 (1) (e) shall become vacant if the member—</p> <p>(a) resigns office by notice in writing addressed to the Cabinet Secretary;</p> <p>(b) is absent from three consecutive meetings of the Board without the permission of the chairperson;</p> <p>(c) is convicted of an offence and sentenced to imprisonment for a term exceeding six months without the option of a fine;</p> <p>(d) is convicted of an offence that violates Chapter Six of the Constitution;</p>	<p>Propose to amend clause 30 by deleting subclause (e) without any replacement</p>	<p>The provision is prejudicial and discriminatory to persons with disabilities and offends the provisions of inclusion, equality, and reasonable accommodation in the Convention of the Rights of Persons with Disabilities (CRPD), the Constitution (Articles 27 &54) and the Persons with Disabilities Act, 2003.</p>



3.	New clause	(e) is unable, by reason of mental or physical infirmity, to discharge his or her functions; or (f) dies. Appointment of Corporation Secretary	Amend by inserting new clauses 8A,12A,16A,20A,24A and 28A as follows:- (1) There shall be a Corporation Secretary who shall be competitively recruited and appointed by the Board on such terms as the Board, on the advice of the Salaries and Remuneration Commission, determines. (2) The Corporation Secretary shall (a) provide secretariat services to the Board; (b) record and keep minutes and other records of the Board; (c) ensure that members of the Board are aware of all relevant laws affecting the Authority; and (d) carry out such other functions as may be assigned from time to time by the Board or the Managing Director.	The amendment is to comply with the <i>Mwongozo</i> Code of governance on appointment of Corporation Secretaries for all state Corporations.
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		(3) The Corporation Secretary shall be responsible to the Managing Director.	
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COUNCIL OF GOVERNORS

Westlands Delta House 2nd Floor, Waiyaki Way,
P.O. BOX 40401-00100,
Nairobi.

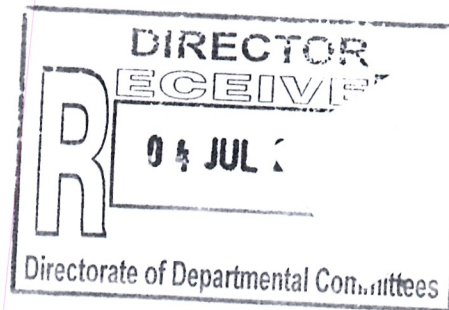
Tel: (020) 2403314, 2403317
E-mail: info@cog.go.ke

DDC-1102
P
2147

Our Ref: COG/6/10 Vol. 12 (24)

26th June 2023

Mr. Samuel Njoroge
Clerk of the National Assembly
Parliament Building
NAIROBI



to note and
brief committee
W
#7/23

Dear Mr. Njoroge,

SUBMISSIONS ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL (N.A BILL NO. 7 OF 2023)

The above subject matter refers.

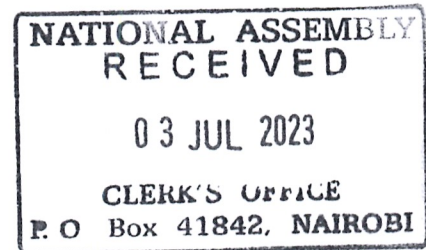
Having reviewed the **Regional Development Authorities Bill, 2023** in its entirety, the Council of Governors on behalf of the 47 County Governments notes that the functions assigned to the Regional Development Authorities are functions already assigned to the County Governments under Part 2 of the Fourth Schedule to the Constitution of Kenya.

In view of the above, the Council rejects the Bill in **toto** and requests the National Assembly to withdraw the Bill and begin the process of repealing of all the Acts of Parliament establishing Regional Development Authorities to allow for the County Governments to effectively discharge their functions as provided for under the Constitution.

Thank you for the continued support.

Yours sincerely,

Mary Mwiti
Chief Executive Officer



Copy: All Excellency Governors

All County Executive Committee Members in charge of Agriculture

All County Executive Committee Members in charge of Water, Environment and Natural Resources Management





COUNCIL OF GOVERNORS

Westlands Delta House 2nd Floor, Waiyaki Way,
P.O. BOX 40401-00100,
Nairobi.

Tel: (020) 2403314, 2403313
E-mail: info@coq.go.ke

Our Ref: COG/6/10 Vol. 12 (24)

26th June 2023

Mr. Samuel Njoroge
Clerk of the National Assembly
Parliament Building
NAIROBI

Dear Mr. Njoroge,

SUBMISSIONS ON THE REGIONAL DEVELOPMENT AUTHORITIES BILL (N.A BILL NO. 7 OF 2023)

The above subject matter refers.

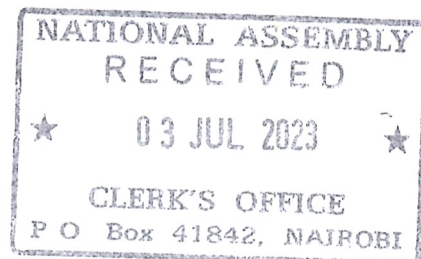
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In view of the above, the Council rejects the Bill in **toto** and requests the National Assembly to withdraw the Bill and begin the process of repealing of all the Acts of Parliament establishing Regional Development Authorities to allow for the County Governments to effectively discharge their functions as provided for under the Constitution.

Thank you for the continued support.

Yours sincerely,

Mary Mwiti
Chief Executive Officer



Copy: All Excellency Governors

All County Executive Committee Members in charge of Agriculture

All County Executive Committee Members in charge of Water, Environment and Natural Resources Management



KENYA LAW REFORM COMMISSION



"A Vibrant Agency for Responsive Law Reform"

Telegrams: "LAWREFORM" NAIROBI
 Telephone: Nairobi, +254-20-2241186/2241201
 Fax: +254-20-2225786
 www.info@klrc.go.ke

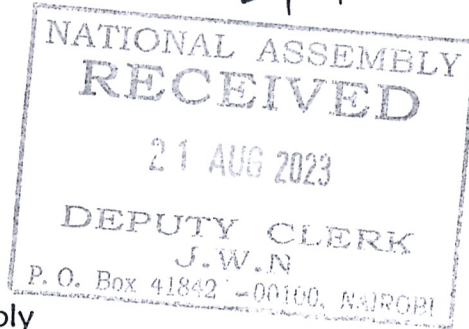
When replying please quote

Ref. No. **KLRC/ 8/64(28)**
 and Date



KENYA LAW REFORM COMMISSION
 REINSURANCE PLAZA
 3RD FLOOR
 TAIFA ROAD
 P.O. Box 34999-00100
 NAIROBI, KENYA

*pr Jeremiah DDC committee
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 22/8/23 2021/08*

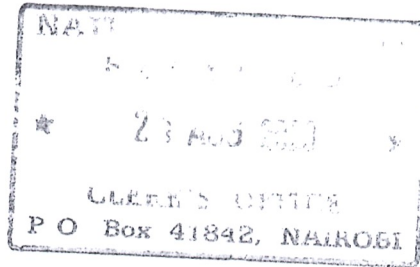


16th August, 2023²⁰.....

The Clerk of National Assembly
 Clerk's Chambers
 National Assembly
 Parliament Building
 P.O Box 41842 -00100
 Nairobi

ATT: Jeremiah Ncombi, MBS

Dear *Jerem,*



RE: CONSIDERATION OF THE REGIONAL DEVELOPMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2023) BY THE DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

Your letter Ref. NA/DDC/RD/2023/028 dated 3rd August, 2023 refers.

The Kenya Law Reform Commission has studied the proposed Bill and notes that it seeks to consolidate the laws relating to regional development and to provide for the establishment, powers and functions of the six (6) existing regional development authorities. It further seeks to standardize the functions of Regional Development Authorities and the membership of the Boards of each of the Authorities.

The following are the specific comments on the Bill.


STATUTE	CLAUSE OF THE BILL	KLRC PROPOSAL	RATIONALE
The Regional Development Authorities Bill, 2023.	Clause 1	In agreement.	The clause sets out the short title of the Bill.
	Clause 2.	In agreement.	The clause gives the interpretation of terms as used in the Bill.

	Clause 3.	In agreement.	The clause sets out the general principles that shall guide a person implementing the Bill.
	Clause 4.	In agreement.	The ten year term is the most popular period for the formulation of regional development strategies although some countries have a much longer term. The ten year period provides an opportune time to re-examine the country's experience thus far and reflect on how the current policy and practice can be reconfigured to suit present and likely future development concerns.
	Clauses 5, 9, 13, 17, 21 and 25.	In agreement.	The clauses establish the Authorities as bodies corporate with perpetual succession and a common seal. This will enable the Authorities to perform their functions which may lawfully be performed or done by a body corporate.
	Clauses 6, 10, 14, 18, 22 and 26.	Size of Board.	The Code of Governance for State Corporations (Mwongozo) provides that as governance practice the Board Membership of all State Corporations shall be between seven (7) and nine (9) members. The Boards of the Authorities established in the Bill have eleven (11) members.
	Clauses 7, 11, 15, 19, 23 and 27.	In agreement.	The clauses provide for the functions of the Authorities established in the Bill. The authorities have been given an expanded mandate to include the undertaking of programmes and projects for the promotion and resolution of basin-based resource use conflicts in collaboration with other relevant authorities and stakeholders among others.
	Clauses 8, 12, 16, 20, 24 and 28.	Appointment of CEO	Ideally, as per Mwongozo, the Board should appoint and remove the Chief Executive Officer, in this case the Managing Director. The challenge comes where the Board recommends to the Cabinet Secretary the appointment of a Managing Director and the Cabinet Secretary does not adhere to the recommendation or appoints a person not recommended by the Board.

	Clause 29.	In agreement.	This is a standard provision setting out the conduct of business and affairs of the regional development authorities.
	Clause 30.	In agreement.	This is a standard provision setting out the circumstances under which the office of a member of the Board becomes vacant.
	Clause 31.	In agreement.	The Salaries and Remuneration Commission is constitutionally mandated to set and review the remuneration and benefits of all State officers and to advise the national and county governments on the remuneration and benefits of all other public officers.
	Clause 32.	In agreement.	The clause provides for the engagement of staff for the proper and efficient discharge of its functions of the Authorities.
	Clause 33.	In agreement.	This is a standard provision on the power of the Board to delegate the exercise of any of the powers or the performance of any of the functions of the Board.
	Clause 34.	In agreement.	The Clause provides for the sources of funds for the regional development authorities. Article 95 (4) (b) provides that the National Assembly appropriates funds for the expenditure by national government and other national State organs.
	Clause 35.	In agreement.	The Financial Year is the period of twelve (12) months ending on the 30th of June each year.
	Clause 36.	In agreement.	The clause provides for the preparation of annual estimates of revenue and expenditure by the regional authorities. Article 201 of the Constitution provides for the principles of public finance to include openness and accountability in financial matters.
	Clause 37.	In agreement.	The provision is in compliance with the requirements of the Public Audit Act.
	Clause 38.	In agreement.	The provision specifies the purpose and objectives for which Regulations will be made, the limits, nature and scope of the Regulations in compliance with Article 94 (6) of the Constitution. It will be necessary

			to make Regulations to operationalize the Bill once assented to.
	Clause 39.	In agreement.	This is a standard provision providing for the protection from liability of any member, officer, or agent of the Board executing the functions or powers of the authorities in good faith.
	Clause 40.	In agreement.	Mwongozo encourages the best practice of establishing the office of the Corporation Secretary in State Corporations who in addition to being secretary to the Board is also the custodian of the Seal of the Organization and accounts to the Board for its use.
	Clause 41.	In agreement.	The clause provides for the signification of all documents of the Authorities.
	Clause 42.	In agreement.	The requirement that the regional authorities notifies the Cabinet Secretary responsible for lands whenever they are unable to acquire land either through negotiation and agreement shall ensure that the authorities acquire land within the confines of the Constitution.
	Clause 43.	In agreement.	The clause provides for orderly transition and continuity of the activities of the authorities existing immediately before the coming into force of this Act.
	Clause 44.	In agreement.	The clause repeals Chapters 441, 442, 443, 447, 448 and 449. The laws relating to these regional authorities are consolidated in this Bill.

As always, we thank the National Assembly for the continued support and cooperation.

Yours *Sincerely,*


Joash Dache, MBS
SECRETARY/CEO

Copy to: Christine A. Agimba
Chairperson
Kenya Law Reform Commission

ANNEXURE 5

**Copies of the list of the members of the
Public who appeared before the
Committee during the public hearings**



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

RETREAT WITH STAKEHOLDERS TO RECEIVE SUBMISSIONS ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023. THURSDAY 24TH TO SUNDAY 27TH AUGUST, 2023 AT SERENA BEACH RESORT & SPA,
MOMBASA COUNTY

ATTENDANCE REGISTER FOR THE STATE DEPARTMENT FOR ASALS & REGIONAL DEVELOPMENT AND ITS
AGENCIES

DATE:

NO.	NAME	INSTITUTION	DESIGNATION	CONTACT	SIGNATURE
1)	REBECCA MIAND	MEAC ASALS & RD	CS		
2)	IDAIS SAKUM	SDARD	PS		
3)	Maria Chersuo	SDARD	Secretary ASALs	072228716	
4)	NURA QUTUMP	ENCDA	MD Mombasa Delegation	072416327	

5)	М. И. (Name)	С. И. (Name)	К. И. (Name)	М. И. (Name)	0722585524	Р. И. (Name)
6)	К. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722603418	Р. И. (Name)
7)	Е. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	07226071443	Р. И. (Name)
8)	Н. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	072258704755	Р. И. (Name)
9)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	07224844113	Р. И. (Name)
10)	А. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722585524	Р. И. (Name)
11)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722603418	Р. И. (Name)
12)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	07223942	Р. И. (Name)
13)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722585524	Р. И. (Name)
14)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722603418	Р. И. (Name)
15)	М. И. (Name)	С. И. (Name)	М. И. (Name)	М. И. (Name)	0722326100	Р. И. (Name)



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

RETREAT WITH STAKEHOLDERS TO RECEIVE SUBMISSIONS ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023. THURSDAY 24TH TO SUNDAY 27TH AUGUST, 2023 AT SERENA BEACH RESORT & SPA,
MOMBASA COUNTY

ATTENDANCE REGISTER FOR THE STATE DEPARTMENT FOR COUNCIL OF COUNTY GOVERNORS (CoG)

DATE:

NO.	NAME	INSTITUTION	DESIGNATION	CONTACT	SIGNATURE
1)	ABIGAIL AUTA OTHAMGO	CDA	L.O.I Legal officer	0714486404	<i>Abigail</i>
2)	ABDULATIF M. JARSO	ENDDA	Principal legal officer	0700190336	<i>[Signature]</i>
3)	Kizito Wangalwa	CoG	Director Committee	0722358690	<i>[Signature]</i>
4)	Robert Kiteme	CoG	Sim. Programme Officer	0722358690	<i>[Signature]</i>

5)	Bu Lina					
6)	JOSAH W. MULWA	ENIDA	DIRECTOR INFRASTRUCTURE DIRECTOR	0712885447		<i>[Signature]</i>
7)	G...					
8)	GOPHIE AMURAY	LENA	DIRECTOR LEGAL	6730856133		<i>[Signature]</i>
9)	<i>[Signature]</i>	LENA	Director Program	0727812922		<i>[Signature]</i>
10)	Peter Wachiana	ITRE	CEO	07725231249		<i>[Signature]</i>
11)	Na...			0733950000		<i>[Signature]</i>
12)	Bu Absolut	M...	Proc	0730771111		<i>[Signature]</i>
13)	Rosi			0722275111		<i>[Signature]</i>
14)	M...			0721832000		<i>[Signature]</i>
15)	W...	LENA	Director	0722211111		<i>[Signature]</i>



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

RETREAT WITH STAKEHOLDERS TO RECEIVE SUBMISSIONS ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023. THURSDAY 24TH TO SUNDAY 27TH AUGUST, 2023 AT SERENA BEACH RESORT & SPA,
MOMBASA COUNTY

ATTENDANCE REGISTER FOR THE STATE DEPARTMENT FOR INTERGOVERNMENTAL RELATIONS
TECHNICAL COMMITTEE (IGRTC)

DATE:

NO.	NAME	INSTITUTION	DESIGNATION	CONTACT	SIGNATURE
1)	Mzee Mwangi Mzee	CDA	CHAIRMAN	07-7698293	<i>[Signature]</i>
2)	T. N. KINZUA	WRA	SRM	0727503831	<i>[Signature]</i>
3)	DAVID M. KISELA	WRA	SCEO	0722445658	<i>[Signature]</i>
4)	MAURSEN NYAMAI	TARDA	HEAD OF LEGAL SERVICES	0725816378	<i>[Signature]</i>

5)	GERRITUS MAREK	K A	Deputy Director Legal Services	0720463766	
6)	Conson Mawen	SNOWDEN	Programmer	072322652	
7)	EVANUS AZEN	STANED	RD-RED	072085000	
8)	Arielkey Romo	CHIA	Finance/ML	0722609213	
9)	PAMELA MAGHEWA NGUE	CSA	RD-SCS RD-SCS RD-SCS	0722270585	
10)	ALBERT SIKO TIMU	SDARD	RD-Regional New officers	0725600702	Mut
11)	Eng. Pak Swagers	ELISSA	RD-Regional New officers	0722520204	
12)	NICOLA NIKOYO	ALISSA	RD-Regional New officers	0722299501	
13)	KASSIM B ARDALLA	STHER METH	Chairman	071355802	
14)	DULU H. AMUNA	Former Ruler Catherine	RD-Regional Chairman	0729809225	
15)	HANSON HANBIT	CHIA	RD-Regional New officers	072520000	



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

RETREAT WITH STAKEHOLDERS TO RECEIVE SUBMISSIONS ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023. THURSDAY 24TH TO SUNDAY 27TH AUGUST, 2023 AT SERENA BEACH RESORT & SPA,
MOMBASA COUNTY

ATTENDANCE REGISTER FOR THE STATE DEPARTMENT FOR COUNCIL OF COUNTY GOVERNORS (CoG)

DATE:

NO.	NAME	INSTITUTION	DESIGNATION	CONTACT	SIGNATURE
1)	SAAZIA A. KONTOMA, OGW	IGRTIC	VICE CHAIR	074711355	
2)	LINDA MARU	IGRTIC	MEMBER	0721332662	
3)	Wilson Pere	IGRTIC	Member	0720269811	
4)	ABDULKADIR M DOKOTA	ASAL	Security	0907600887	

5)	TUNA	ASMAIS	10/11/11	0725935794	77
6)					
7)					
8)					
9)					
10)					
11)					
12)					
13)					
14)					
15)					

THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

DIRECTORATE OF DEPARTMENTAL COMMITTEES
DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ATTENDANCE REGISTER FOR THE PUBLIC HEARING ON THE PUBLIC HEARING ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023 HELD IN PASTORAL CENTER, CATHOLIC CHURCH, ISIOLO ON FRIDAY 3RD NOVEMBER, 2023

S/No.	NAME	PWD	ORGANIZATION	PHONE NO.	GENDER	SIGN.
1.	ROSE MWONGISA	-	SDARD	0722875827	F	
2.	Dr. Steve Mwachau	-	Consultant	0725949832	M	
3.	ABDI DUBA	-	Wabera Ward RUNDIA	0724372522	M	
4.	ABDI KULU	-	Wabera Ward RUNDIA	0710395533	M	
5.	Yusuf Waleo Daga	-	FTM	0729874997	M	
6.	Ahmed Abd. Sa	-	MURER PANK - BUD	0752393030	M	
7.	Isack Kere Barn	-	Wabera Ward	0725829998	M	
8.	Dr. ABDULLAH DUSMO	-	"	0722353168	M	
9.	Buke Gollo	-	Borana Council elder	0723554303	M	
10.	NASRI MOHAMED	-	SDARD	0720911625	F	
11.	SHILLA ET TEPLA	-	SDARD	0723509462	F	
12.	JAPHET MUTHENIC	-	ELDER	072804011	M	
13.	ABIKAYA MOHAMMAD	-	ELDER	0723239315	M	
14.	HARLIMA USMAN	-	-louth	0725534672	F	

Witnessed: Kwarai
07148079387



THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

DIRECTORATE OF DEPARTMENTAL COMMITTEES
DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ATTENDANCE REGISTER FOR THE PUBLIC DURING THE PUBLIC HEARING ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023 HELD IN PASTORAL CENTER, CATHOLIC CHURCH, ISIOLO ON FRIDAY 3RD NOVEMBER, 2023

S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
15.	Zainab Hassan	Youth	0716152108	F	
16.	Fatuma Yakkano		0722910880	F	
17.	IBRAHIM H. FAYO	ELIZA	0723211486	M.	
18.	Abbi Somo	Private Soelaw	072668446	M.	
19.	ATILICIA KIELI	Business Parson	072887282	F	
20.	LASHITONDA DAUJI	PARLIAMANTARIAN	092241882	M	
21.	KEVIN MAINA	Youth	0795891616	M	
22.	LAMARIN MAINA	Youth	0717246406	M	
23.	Moses Clifford	Youth	01105624220	M	
24.	JUSTUS ODUOH	YOUTH	0797588942	M	
25.	JOSEPH HAMAIL	YOUTH	0799014523	M	
26.	MISSEIN BULL	YOUTH	0793788810	M	
27.	CAROLAN @ LAMUKTORAY	DISABILITY	0726394451	M	
28.	Peter Lamuktoray	Youth	0727777641	M	
29.	ABDIAZIZ KORO ISRAHIM	Business	0722179405	M	
30.	JUDY MOKESIA	Business	0712355962	F	
31.	TRACIA KAMALI	Business	0708186328	M	

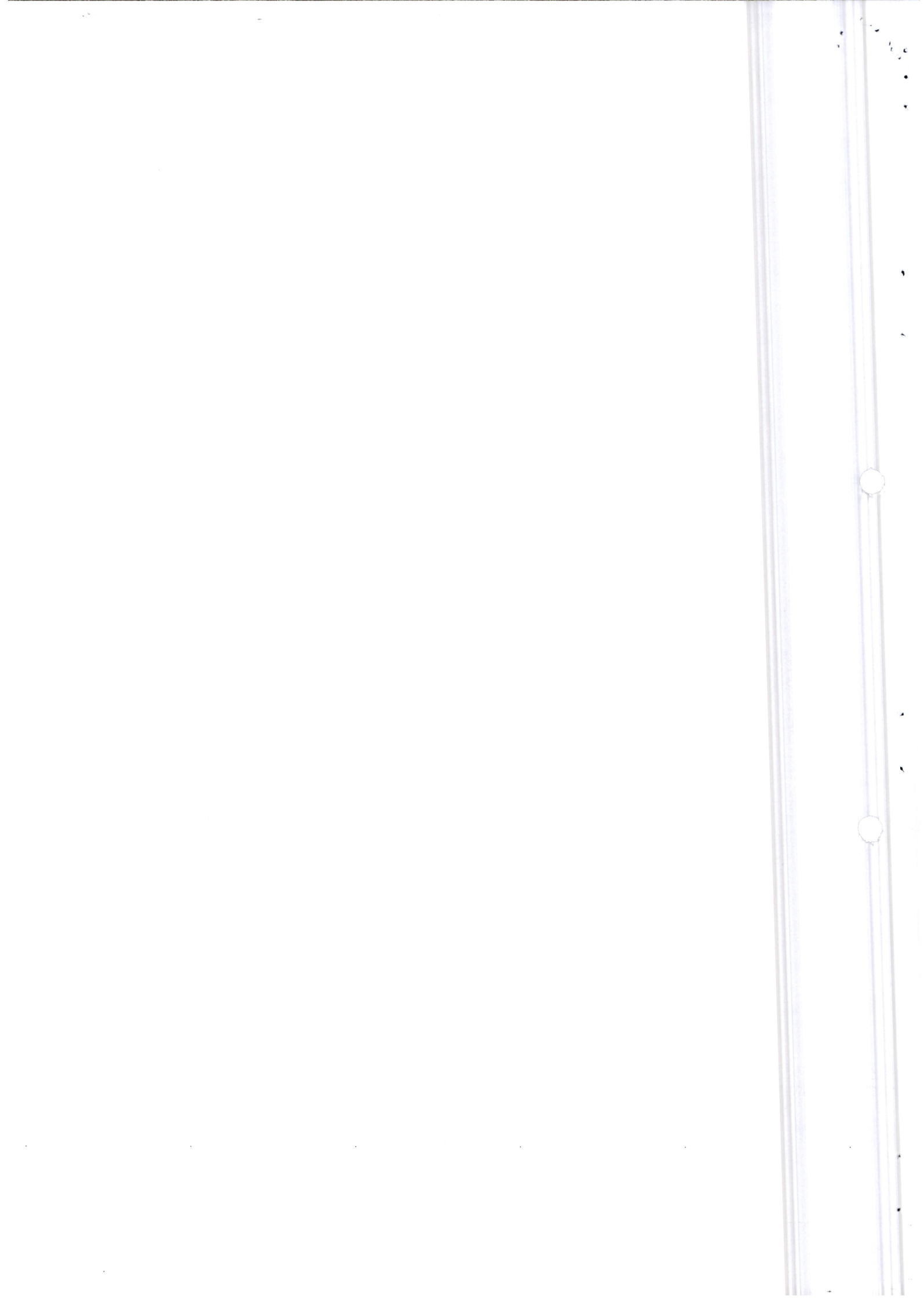


THE NATIONAL ASSEMBLY
13TH PARLIAMENT - SECOND SESSION - 2023

DIRECTORATE OF DEPARTMENTAL COMMITTEES
DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ATTENDANCE REGISTER FOR THE PUBLIC HEARING ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023 HELD IN PASTORAL CENTER, CATHOLIC CHURCH, ISIOLO ON FRIDAY 3RD NOVEMBER, 2023

S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
29.	Abdikadir M. Ali	ENWDA	0720977565	M	
30.	Hussein Abdi Dahan	Mandera	0720588614	M	
31.	HUSSEIN NGATHANES NAB	Mandera	0721516020	M	
32.	AGIMFED IBRAHIM ALIO	MANDERA	0722499530	M	
33.	Abdirahmou Issak Abdinour	MANDERA	0720928132	M	
34.	ABDI KADAR ALID	MANDERA	0743381979	M	
35.	VICTOR MAINA	GBT	0717153590	M	
36.	Mamase Mocharia	ENDA	0700326968	M	
37.	Jenimach. Wambayya	ISIOLO	0727957320	M	
38.	Issak Debele	Isiolo	072055397	M	
39.	Amida Noor	Isiolo	0724453487	F	
40.	ABDIRAHMAN OMAR	Isiolo	0724443471	F	
41.	Muatah Mohamed	Isiolo	0113774251	M	
42.	MOHAMMAD MOHAMMED	ISIOLO	0722848488	M	
43.	ISAAQ MUBIRI TH	ISIOLO	0711644352	M	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
43.	PHILIP MURITHI	ISIOLO	0707055552	M	
44.	FREDRICK MURUNGU	ISIOLO	079840402	M	
45.	KEVIN MARIANI	ISIOLO	0792484406	M	
46.	PETER MARIANI	ISIOLO	0726676990	M	
47.	SAMI MARIANI	ISIOLO	0792746779	M	
48.	NAMENI EKULANO	ISIOLO	0798092441	F	
49.	MAGITA MATHIJI	ISIOLO	0723805618	M	
50.	PHINEAS MATHIJI	ISIOLO	011708793	M	
51.	BAM NAWY	ISIOLO	0722083139	M	
52.	JILLO MOHAMED SIFREKA	ISIOLO	071472070	M	
53.	GEFFREY KIMATHI	ISIOLO	07431402656	M	
54.	ADAN HASSAN EDEN	ISIOLO	0721318395	M	
55.	ABRAHAM MAAJUM HASSAN	ISIOLO	0722142900	M	
56.	MUHAMMAD AHMED	ISIOLO	0728099891	M	
	FRANCIS NJERA	ISIOLO	0705812349	F	
	GRACE FIENDI	ISIOLO	0741589924	F	
	JOYCE ISIRIMI	ISIOLO	0714195045	F	



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S/No.	NAME	IPWD	ORGANIZATION	PHONE NO.	GENDER	SIGN.
57.	LANA ABDIKADIR		MERTI	0711494537	F	
58.	Zenab Abdullahi		REZABORU	0728127298	F	
59.	SiAT BuBA		ATAWA-ches	0723257338	F	
60.	Abdurahman Ali		Mosque	0729492087	M	
61.	ABDULLAH G. S. AZI		BUWAJON	0722749285	M	
62.	Samsun Muwiti YTELA		C.G.I	0701929353	M	
63.	HELVIN OTHAMBO		LVFA	0708609862	M	
64.	AZI ABUSULBANK		FORAF	0796421060	M	
65.	Bon Konso		ISOLO	0724213788	M	
66.	James Naegeyad		MAERION	0797033312	M	
67.	Ahmed Kariheh		YANTA JI	0724481509	M	
68.	Amir Same Bidu		ENNDA	0745781435	M	
69.	James Loyakaru Samal			071939473	M	
70.	NURBAIN OSMAN		Korondalle (KATIB)	0718323351	M	
71.	ADAN MAHLIN		BULA PEST	07139944280	M	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
71.	Khalid Garat	Habaawein wajir	0759869248	M	
72.	Emmanuel Khibolcha	MARSABIT	0745343643	M	
73.	Abelí Dismas H.	Girl Child Care org.	0707837366	M	
74.	L. NAOMI KIAMBUI	ISIOLO	0798447007	F	
75.	SAMUEL LOTELEA	ISIOLO	0768676957	M	
76.	Aidan Attuned	ISIOLO	0720368185	M	
77.	Mohamed Aden	ISIOLO	0727448336	M	
78.	Mohamed Sami	ISIOLO	072381682	M	
79.	Narsine Adan	ISIOLO	077045570	M	
80.	KASSIM MOHAMED	ISIOLO	072559406	M	
81.	MAINA EKALE	ISIOLO	0720767008	M	
82.	FELIX MUTAI	ISIOLO	0703308731	M	
83.	PUSA, KATHOLIC DISEA.	ISIOLO	072315406	M	
84.	NANCY LOOTG	ISIOLO	07469092570	F	

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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
85.	HANISA JANSA	HERES WOMEN S.	0727789499	F	Handwritten signature
86.	MORNA HALKANO	HERES WOMEN S.	0718044142	F	Handwritten signature
87.	AMINA SUYD	HERES WOMENS	0702286740	F	Handwritten signature
88.	ADIA DUBA	HERES WOMENS	0720413348	F	Handwritten signature
89.	NASIRO JULU	HERES WOMEN	0713158116	F	Handwritten signature
90.	Leyla Mohamed	The queens	0796929699	F	Handwritten signature
91.	Kalthuma Ibrahim	The queens	0724917185	F	Handwritten signature
92.	Rahma Ibrahim	The queens	0720399191	F	Handwritten signature
93.	Nasteha Mohamed	The queens	0794324761	F	Handwritten signature
94.	Ridwan Ibrahim	The queens	0714408577	F	Handwritten signature
95.	Halima Hassan	The queens	0720644296	F	Handwritten signature
96.	ALI JANSA	AREA MANAGAR	0721116933	M	Ali
97.	DENIS KINIWA	BODA BODA	0719391490	M	Handwritten signature
98.	Muhammad	BODA BODA	0748115274	M	Handwritten signature

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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
99.	Hon Abdhashid Ali	MSA	070071227	M	
100	Hon. S. A. Kopyky	Former MP	07257007	M	
101	Shaban Tucko	Yamasa Club	07249829	M	
102	Jhama B. Ali	CCF Des	0715196513	M	
103	Dr. Lawrence Mwendu	CECM - TOURISM	0712557432	M	
104	Hadija Wafu Bonyala	Tully Roba	0704430620	F	Hadija
105	Jadmani Dida	Wabofa	0707385947	M	
106	Idris Dika	Tully Roba	0714453611	F	Idris
107	Dr. Consule Oka	CETRAS	0714409606	F	
108	ERIC. A. MUTHOMI	ISILOLO PEAKE LINK	0712426062	M	
109	ZENAB ISMAIL HASSAN	CITIZEN	0723593872	F	
110	AMINA GUYO	HERO W. Group	0726514824 0710111244	F	AMINA
111	HADISA HALAKHE	"	0710194246	F	HADISA
112	IDHO K. FARAH	"	0721531253	F	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
113	ROSE				
114	Chalchalo Chabwa	Tullwora bamba	0791376090	M	
115	Gumo Tadihus	Tullwora bamba	0713185392	M	
116	PUPAL MUTHI	TOM Oloa'ba	0741468334	M	
117	ABDULRAHMAN A. MISHKAMUD	INTERIOR	0723275519	M	
118	JOSEPH N. ADOBEI	Civic leader	0727 231654	M	
119	Syifa Usman Dambala	Ewaso Ng'iro	0705105842	F	
120	MARI TEI	Ewaso Ng'iro	0703527900	F	
121	HELEN KIKABATI	Ewaso Ng'iro	0794626082	F	
122	Jane Kinanu	Ewaso Ng'iro	0707592992	F	
123	Norman Ithuma'	Ewaso Ng'iro	0716983052	M	
124	francis thuranira	Ewaso Ng'iro	0757101319	M	
125	ASU KADUBO	SORAS GUMS.	011805489	M/F	
126	Habiba Isaria	T. Biftu	0721946139	F	
127	PRISCILLA KAGENI MIRATI	COUNTY GOVERNMENT	0706913388	F	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
127	HANIS				
128	PATRICK MUTWIRI	BODABODA	0718188986	M	
129	CHRISTOPHER BUNDI	YOBYL	0706546808	M	
130	OSWATH BIDI	ELADEN	0721860226	M	
131	TARAU HASSAN	EL-DEK -	0722916208	M	
132	ANGINA D. BORU	YOUTH	0790669285	F	
133	Johanna Paul	Youth	0110037442	M	
134	Stephen Kiminya	Youth	0743235784	M	
135	Abdulkheh Hussien	Isiolo PeaceLink	0704362264	M	
136	VINCENT NYAUNDI	Youth	0759116969	M	
137	Peter Mwanjia	Youth	0716439442	M	
138	Abi Gaisaid	TOWEN	0792795641	F	
139	Malanuel Atuly	AntiHapes.org	0723533025	M	
140	Isene Halkano	Ennda	0711562385	F	
	Jumale Issack	Wajir	0729545109	M	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
141	Gautah munteh kordol	Burak ward	0746529264	F	
142	HALIMA HUSSEINE	TR aomb	0718875564	F	
143	Glory Ruthuro	Bura ward	07489669156	F	
144	Barwano Mohamed	Bured ward	0742615869	F	
145	Halina Guyo	Bulapest ward	0705564740	F	
146	Fattuma Abeli	Klabera ward	0784783378	F	
147	Saidi Morshim	Tulla robes	0727848376	F	
148	Teresia Karanyaga	Olla Jarole	079572763	F	
149	Sahara Abdille	Burak Ward	0720536577	F	
150	Amelia macharia	Bulapest	0742429174	F	
151	ASSUMPT CATUNE	BULAPEST	0720322224	F	
152	Nurta Adaa	Kinara Ward	0711421076	F	
153	Shucfi Abeli	Cerarha Tulla	071789049	F	
154	Almond Michael Adh	Bulla Desa	072528855	M	
155	DANIEL MURERWA MATE	MWANGARA	0704338491	M	



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S/No.	NAME	ORGANIZATION	PHONE NO.	GENDER	SIGN.
155	Dabo WARD	Wabera ward	0796775502	F	
156	Dabo Abdubaq	Wabera ward	0718324986	F	
157	Amina Jillo	Kuna	0794488410	F	
158	Zenab Halake	Marsabert	0702110053	F	
159	Mariam Dimej	Kulama we	071568863	F	
160	Hadya Guyol	Kinna	0724168041	F	
161	Halima Olo	Manti	071308299	F	
162	Abdube Nassele	Isiolo	072248889	M	
163	Jackson Kirimi	Isiolo	0744645723	M	
164	HEARBY KAHURIMA	ISILOLO	0741062599	MM	
165	Joy Karis	Mwangeza	0112507527	F	
166	Geoffry Kimathi	Mwangeza	074340266	M	
167	DOREEN KAGWIRA	Mwangeza	070245323	F	
168	CHRISTINE NGOKI	ISILOLO	0768217305	F	

169. David Goliche
170. Bahabo Shulba

0718097012
074602992

M
F



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S/No.	NAME	(Prof)	ORGANIZATION	PHONE NO.	GENDER	SIGN.
169	Puyo Tadiella		T. Kobba	0713188342	M	
170	Hamid Hassan		County assembly	0728250170	M	
171	Benson Kaseet		MINISTRY OF INTERIOR	071825003	M	
172	Hassan Adan		K.G	0725 836 407	M	
173	Dek Edo		K.G	0723 38350	M	
174	BETH R. KITHINSI		CRS	0723 448295	F	
175	Ahmed Mohamed		NASIR FOUNDATION	074343151	M	
176	CHARLES OJIAMBO		Bula. PESA	0715709934	M	
177	Amoko David Sedhena		Bula PESA	079589276	M	
178	Orexin KIBAKI		BULA PESA	015982990	M	
179	ABDISALAM SOMO		BULA	0715550177	M	
180	MUHAMMAD SORI		BULAT	0723 816802	M	
181	MARIAM AKAI LONAI		CHECHELES	0717125951	F	
182	RASHID WARIO		BURAT	070775926	M	
183	REGINA KAWULA		BULAT PESA	070210110	F	



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S/No.	NAME		ORGANIZATION	PHONE NO.	GENDER	SIGN.
183	Abduljabar Adan (Pdo)	✓	WARMA NAWIRI	0723383350	M	
184	Abdullahi Guyo	✓	WARMA	0726767852	M	
185	EISHA ABDULRAHMAN NURITI			0723877588	F	
186	Abdulwahid Kuri	✓	Kiwanyani	0738924977	M	
187	HANU Mohamed	✓	Kiwanyani	0724228209	F	
188	Abdulwahid Mohd	✓	Kiwanyani	0720907202	M	
189	Gerard Mithieu	✓	Bulla - Jassa	0724172808	M	
190	Dansa Roba	✓	T. Roba	0713390747	F	
191	KHA-TRA ABU	✓	T. Roba	0720355486	F	
192	HALIMA HUSSAIN	✓	T. Roba	0715875764	F	
193	Sarah Muntea Kortali	✓	WARMA Buiat ward	0746529264	F	
194	CHRISTINE PENIA KOROSIMU	✓	Buiat ward	0748035167	F	
195	Rose Rael Kanta	✓	CHIEF EAST	0721994399	F	
196	Peter Kibaki Timorie	✓	KURAY	0702065475	M	

Adan Mohamed Issack
GERARD MITHEU

Kiwanyani
Boscar Security

0723345337 M
0743727061 F



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S/No.	NAME	Pos	ORGANIZATION	PHONE NO.	GENDER	SIGN.
197	ELESS MUSAUNDWA		Veabera	0796654225	f	
198	ZamZam ALI			072270188		
199	MUSTAFA ABDI		ISIOLB	0113774257	M	
200	Adan Ahmed		ISIOLB	0720368185	M	
201	Mohamed Adan		ISOLO	072740336	M	
202	Sahra Ege		ISIOLB	0723264626	F	
203	Mohamed Ibrahim Isow		BURUG - ISIOLB	0720081922	M	
204	ALI ADAN		ISIOLB	0791757660	M	
205	Habiba Yusup Ibrahim		ISIOLB	0758885462	F	
206	Fatuma Kashed neahu		ISIOLB	072757687	F	
207	DAVID GATSOB		ISIOLB	0759151927	M	
208	JENITA MULLIATTA		ISIOLB	0794785748	F	
209	Helma Khahis		ISIOLB	0743993050	F	
210	PURIST KAFIHAMBI		ISIOLB	0715642332	F	
211	LILIA MWENDE					



212 Janet Gratumwa 151010

0703953989

213 DIBA Sonkolo MERTI

214 Consolata Idi 151010

215 Quresho Ibrahim 151010

216 Yvonne Ekira 151010

217 ASTA Shedo 151010

218 JAMES MAXINA 151010

219 Solwesi Mwenda 151010

220 Hussein Abadi 151010

221 John Mutwiri 151010

222 Ndum Taelolo 181010

223 Ramu-Chun Mohamed 181010

224 Antony Mutuma 181010

225 SIMON BUNDI 181010

226 DAMARIS NKAITA 181010

227 Christine Kingaga Keparung

228 Stephen Mwendal 181010

229 Cliffori Ibabahi 181010

230 VICKOR DROGBA 181010

231 DADACHA AHI 181010

232 GEOFFREY NGIGU 181010

0725079876

0705393382

0718253597

0745411151

0742062980

0791871879

0720705975

0768252197

0705619996

0714462458

0721428237

0720315672

0716787886

0704183034

0703837863

0706737680

079474833

0799547909

0799313960

0795924751





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FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	Luke K. chebii	Intenox	0728876101	
2.	EMANT S KEMBOI	Intenox	0724688563	
3.	ALICE LOMULEN	TURKANA *	0727709861	
4.	ANNA FERREICIT	INTEGRATOR	0727385584	
5.	PAULINA LOTOLIA	TURKANA	0718980837	
6.	Daveed Chepkisho	Weiwei	0705348394	
7.	MARK MEET	WEI WEI IRRIGATION SCHEME	0725756043	
8.	Benjamin Kipton Kiprop	Keips	0720-224216	
9.	WILFER K YANCO	KAHARA KAMSINET IRRIGATION SCHEME TUEST	0729 129 977	
10.	Paul Cheop	Kamsinet Irrigation Scheme	0729 102212	

12.	IRENE TILLY	NAME	07244742	
13.	NANAKAN E. JOSEPH	NAME	07253352	
14.	JOHN K. CASBOY	NAME	0724936442	
15.	BERNADETTE LEONORI	NAME	07253352	
16.	LENGEES PATRICK	NAME	07253346	
17.	FERNANDA BEKULAN	NAME	07253352	
18.	DOUGLAS LEHMYRE	NAME	07253346	
19.	COLLINS KIPAGANT	NAME	07253352	
20.	KENNETH	NAME	07253346	
21.	THUS P'APAN	NAME	07253352	
22.	HELEN	NAME	07253346	
23.	URSULA ADRIUS	NAME	07253352	
24.	JOSEPH	NAME	07253346	
25.	GRACE K. LAM TAM	NAME	07253352	
26.	KEICHI	NAME	07253346	
27.	BLESSED	NAME	07253352	
28.	ELIAS KIMMO	NAME	07253346	



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FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	MARK CHESTON	CHAIRMAN KVDA	0723930304	
2.	Mr. HAZEN CHESTON	DIRECTOR KVDA	072324667	
3.	SAMMY NATORA	MD - KVDA	0724945241	
4.	Dr Evans Nera	SPARO	0720824444	
5.	ROSEMARY NATHANIEL	DIRECTOR - KVDA	0721328347	
6.	Christine Japhraach	DIRECTOR - KVDA	0722-852301	
7.	SHADRACK K. KIROGUS	DIRECTOR - KVDA	0722- 700 975	
8.	Bishop Haron Kwarakari	FBO Rep	0722434717	
9.	CHERIN KIPRUO	Farmer	0701677996	
10.	DANIEL NGITOME	FARMER - TURKANA	0720214578	

11.	PIUS KERING	MEDIA	0721380463	Kisumu
12.	AGNES KIPKOROS	Farmer	0727762389	Kenya
13.	VEN KIPKOROS	Farmer	0727913101	Kenya
14.	Dev. KIPKOROS	Farmer	072325	Kenya
15.	John KIPKOROS	Farmer	07295	Kenya
16.	HEDDIE KIPKOROS	Farmer	072297	Kenya
17.	FELIX KIPKOROS	Farmer	072325	Kenya
18.	NAHAPATI KIPKOROS	Farmer	071143	Kenya
19.	BRITN CHRETHO	COUNTY ASSEMBLY	072491222	Kenya
20.	DAVID MAMBO	INTERIOR	0704440779	Kenya
21.	SHAMMY LOCE	FARMER - TURKANA	0728329806	Kenya
22.	SHIRAH TEGAI	CHAIRMAN OF COMM. ENY	0728870004	Kenya
23.	Charity Koro	Farmer Firebld	0729730106	Kenya
24.	Lorouch Kibet	Business	0748255059	Kenya
25.	DICKSON KIPKOROS	Farmer	0724666	Kenya
26.	Moses Ki Kigeh	Farmer	0720398142	Kenya
27.	Gadiga Haroldson	Farmer	0721506871	Kenya
28.	Alex KIPKOROS	Farmer	0799485048	Kenya

Date

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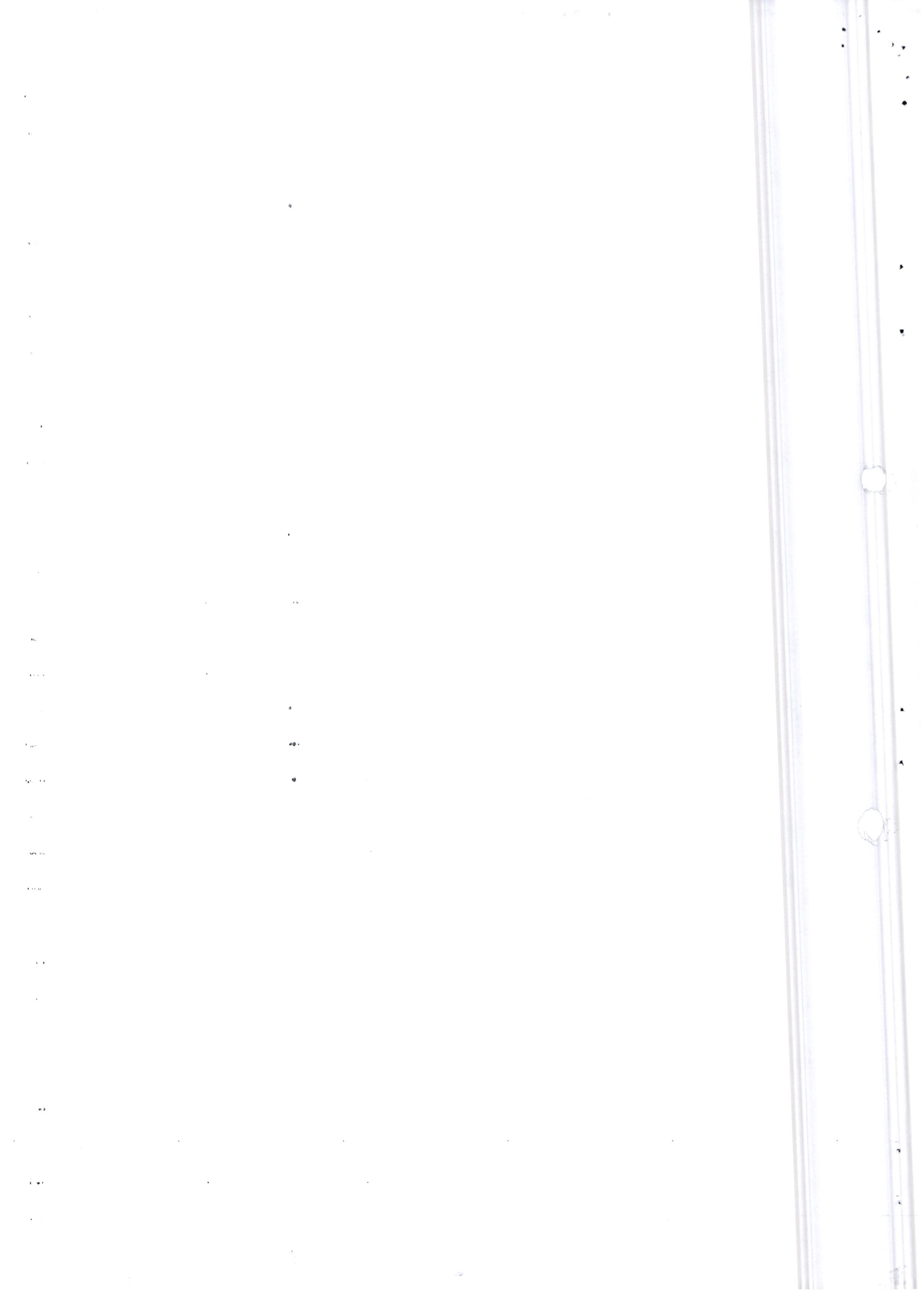


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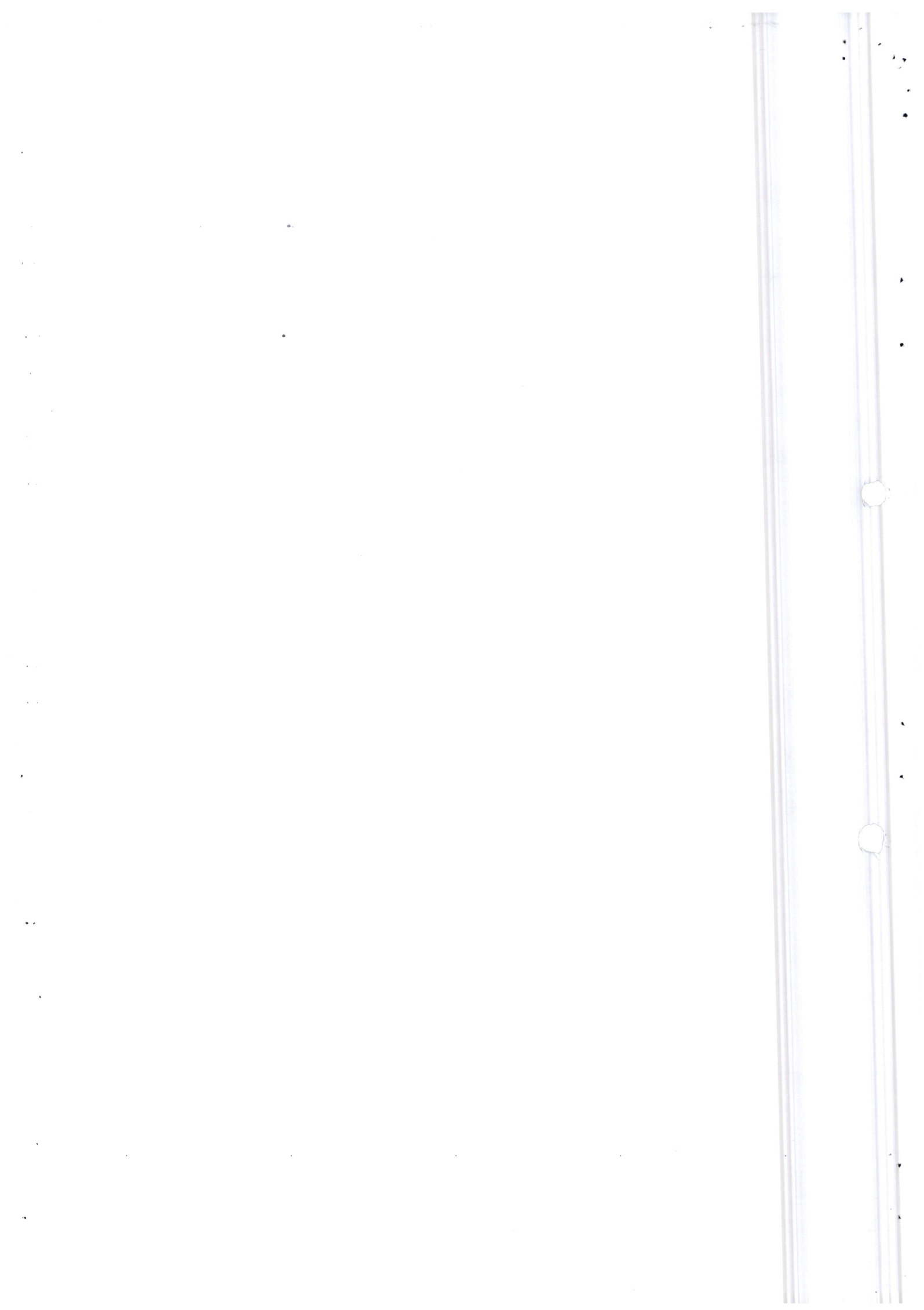
DIRECTORATE OF DEPARTMENTAL COMMITTEES
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ATTENDANCE REGISTER FOR THE PUBLIC DURING THE PUBLIC HEARING ON THE REGIONAL DEVELOPMENT
AUTHORITY BILL, 2023 HELD IN KENYA MEDICAL TRAINING COLLEGE (KMTC) MULTIPURPOSE HALL, ITEN ON
FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	JOSEPH K KIPGEM	KNVC EMC Chapter	0722375909	
2.	LARLINE CHEWETEI	K.V.D.A	0722432388	
3.	PAULINE KONDOL	WOMEN/REP KNUT	0720370375	
4.	FREDRICK KIBOR	K.V.D.A	0726 834400	
5.	LUCY C MARA	HONEY SUPPLY	0711833817	
6.	MARGARET KAPATHIWA	HONEY SUPPLY	0707891083	
7.	Belinda W Manang	INTERIOR	0704308612	
8.	Nathan sonziro	N.R.P	0724960056	
9.	SAMUEL KUPUMBS	SCO	0775743407	
10.	KENO DOMINIC	PEACE	0721267964	



	LIMOUHT KIKUMU	ILEGITH	U127051002	PHOTO
12.	BERNARD KIPROTICH	MEDIA	0790690319	PHOTO
13.	Asemath Kipchumba	KNIC	07224434775	PHOTO
14.	Raphael Beth	KNIC	07224434775	PHOTO
15.	REUBEN ROTICH	E.M.C	0726365922	PHOTO
16.	WINNIE TALLAN	INTERIOR	0723161549	PHOTO
17.	ROSE MUTEGI	E.M.C	0719629603	PHOTO
18.	JEMILIA JUMA	E.M.C	0718132714	Ju
19.	RUKIA KOECH	EM-C	0708080081	PHOTO
20.	SYLVESTER ROTICH	EMC	07265997844	PHOTO
21.	JUDY CHEPULIOT	E.M.C	0712854983	PHOTO
22.	FAITH JEMELI	E.M.C	0725054197	PHOTO
23.	Veronica meigo	EMC	0726673474	PHOTO
24.	SUSAN ROTICH	EMC	0706146646	PHOTO
25.	DEANIS KIPTULUL	KVDA	0710110840	PHOTO
26.	Bismarck TUD	EMC	0729232826	PHOTO
27.	ESRA KIPSAANG	BANKING	0727852597	PHOTO
28.	HARRIET NAMUTA	KVDA	0708940916	PHOTO



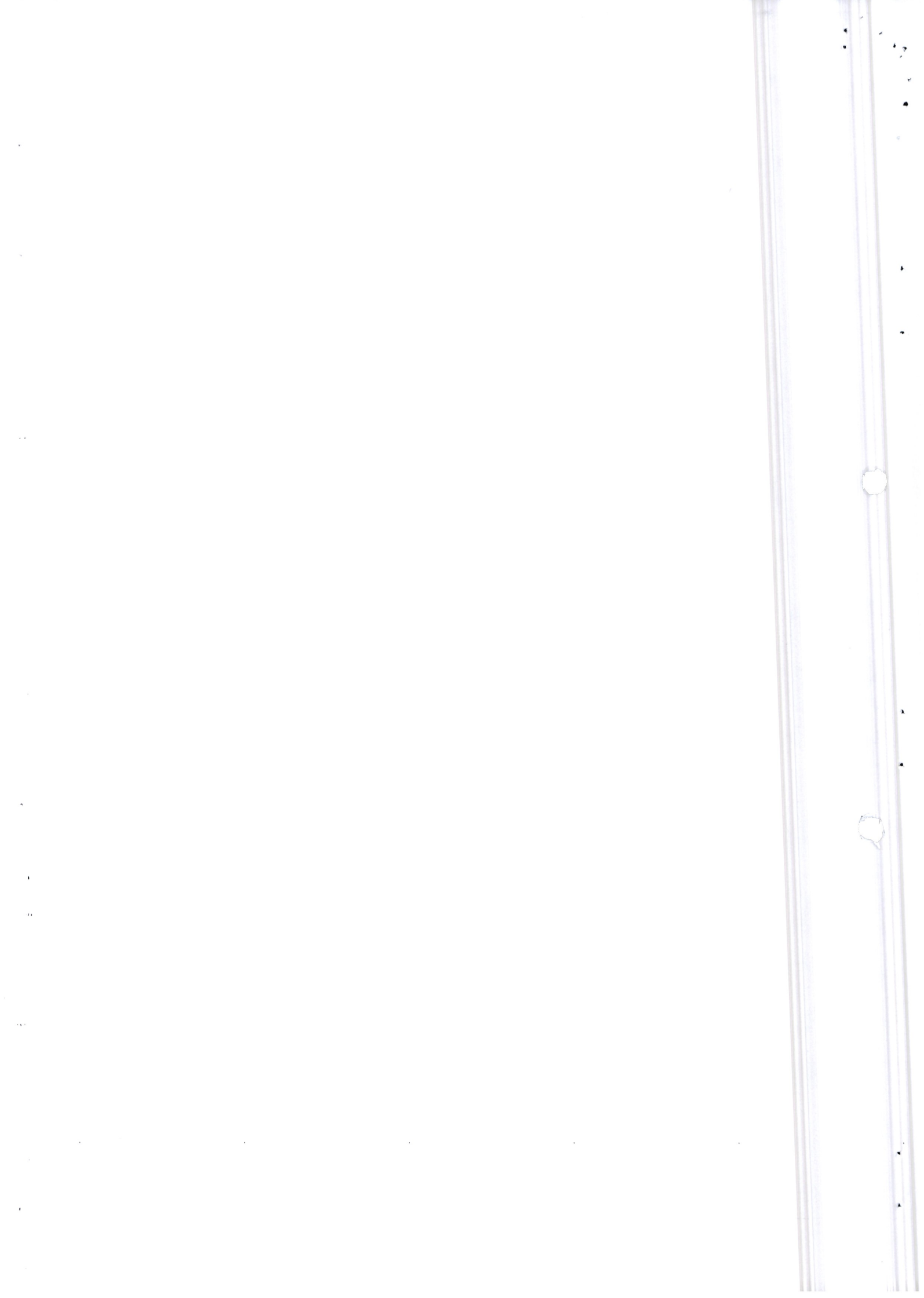


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FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	JOSEPH KIMETO	ELDER, LINSOO WARD	0710286535	
2.	Domtilah Kimayo	Representative	0725 6177 28	
3.	Paul R. Cheserik	F.M.A - Endowanch	079579186	
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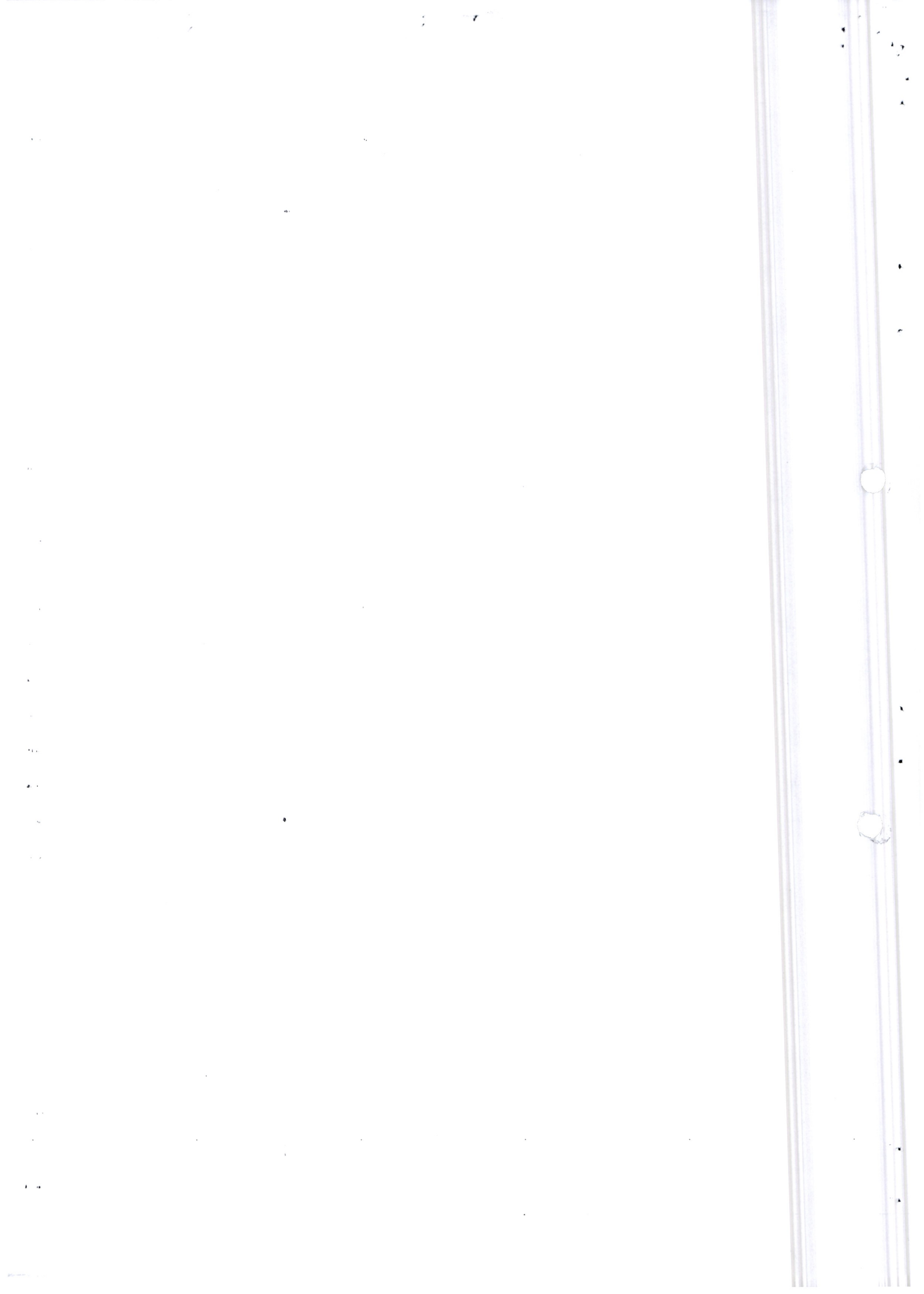














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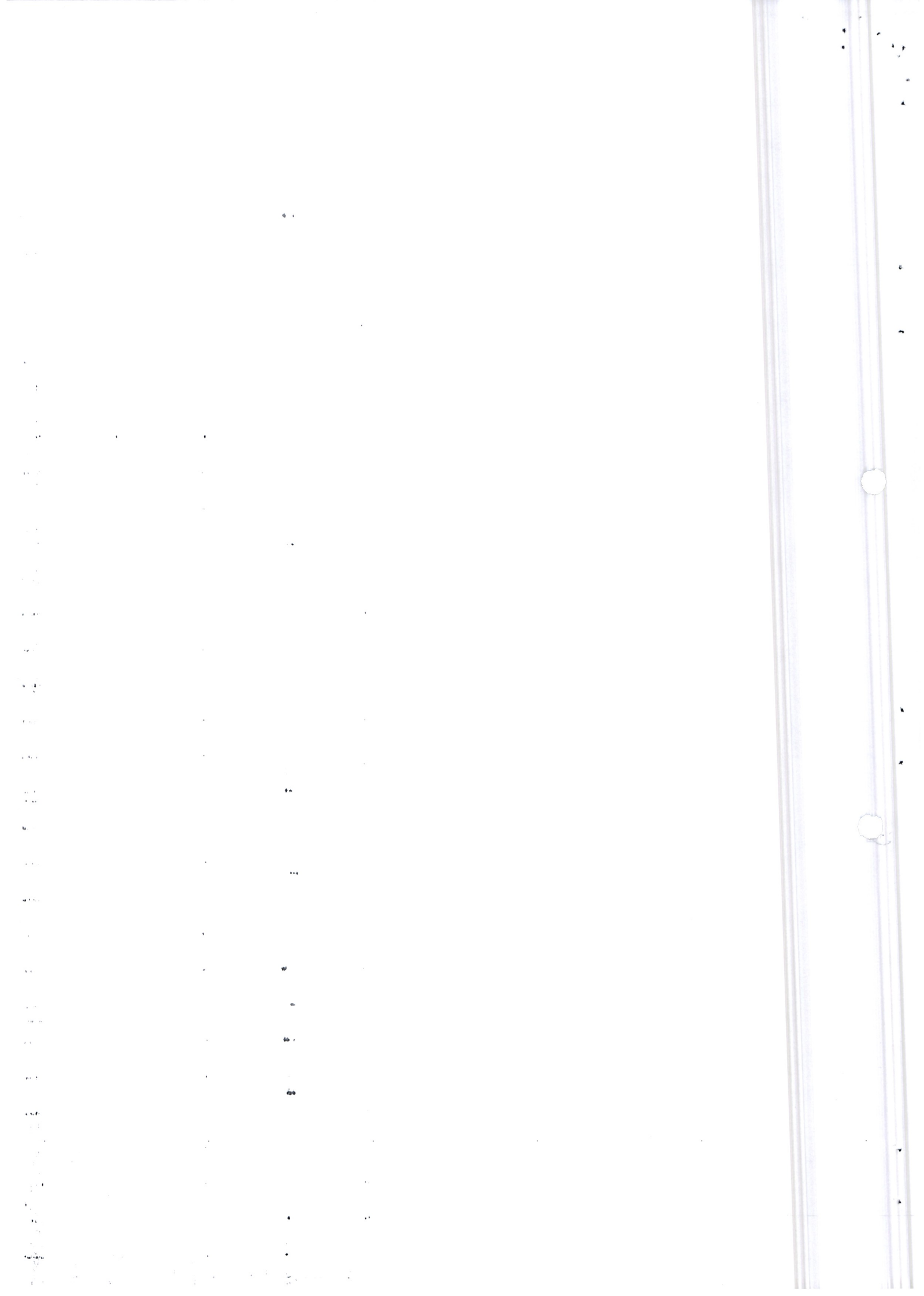
DIRECTORATE OF DEPARTMENTAL COMMITTEES
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NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	MONICAH BIWOTI	E MKULIMA	0705648210	
2.	Elizabeth Kebeveni	K. VIDA	0722442791	
3.	RACHEL KIPKORIR	INTERIOR	0727364407	
4.	Simon Tebanyang	INTERIOR	0713883883	
5.	RICHARD CHESEREK	INTERIOR	0727911588	
6.	PLOTUS KOECH	Boda	0741148234	
7.	PATRICK KOECH	BUNGE LA MWANŪCHI	0724444936	
8.	EVERHINE TATOR	SOLO	0712227427	
9.	SHIGLA KATITH	MUKULIMA	0722788190	
10.	Faizan Bartonjo	MUKULIMA	0796397788	



12.	Eveline Mweni	MF MKULIMA	0702508350	
13.	Paul Odway	MKULIMA	0715609404	
14.	Kimoi Basimbes	ADMINISTRATOR	0729363827	
15.	NHALA ROTICH	FARMER	6715614617	
16.	ELUD K. KIPRITCH	FARMER	0706099977	
17.	PURITY JEBIRATI	Soko	0707907156	
18.	SELWY CHEBELLO	Soko	0727632439	
19.	HELLEN CHEMISTO	FARMER	0706021688	
20.	PAMELA CHEBI	business	074724568	
21.	FABI KIPRITCH	business	0790969277	
22.	BERNARD	OKO	259 215 73	
23.	KENNETH KUSGEL	W.D.C KALHAMATWA	29028486	
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NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	Simon Rono	Kong Pyrethrum board	073725840	
2.	EDWIN CHERUYOT	KAPARAKWA FARMERS	0724232467	
3.	Gentrix N. Macheje	Department of Agriculture - Elgeyo Marakwet	0710 472767	
4.	NOAH KIPROWO	MINISTRY OF INTERIOR	0720401623	
5.	BEATRICE KIPTAGHEN	KANSWAK BEHIND TAI GROUP	0729077538	
6.	HARRY NGETICH BIWOTT	MINISTRY OF HEALTH	0790335702	
7.	Felko Cherero	INTERIOR	0723638386	
8.	Jane Kangogo	INTERIOR	0713500223	
9.	Daisy Limo	Mkulima	0713742460	
10.	ESTHER J. LIMOR	Farmer - Elgeyo Marakwet	0723329721	



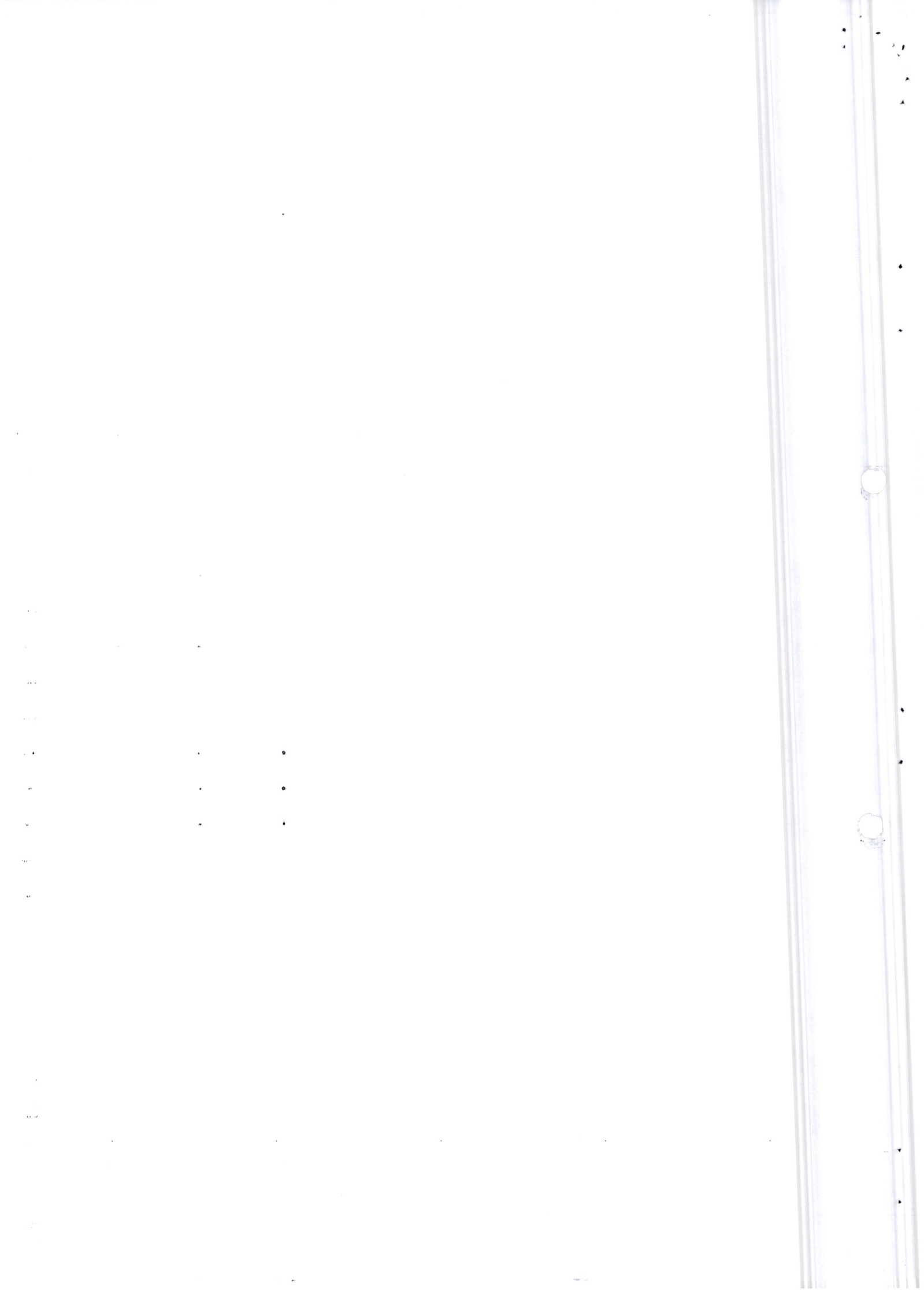


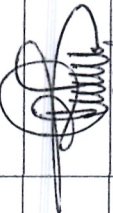



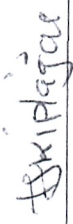






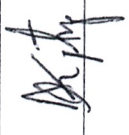
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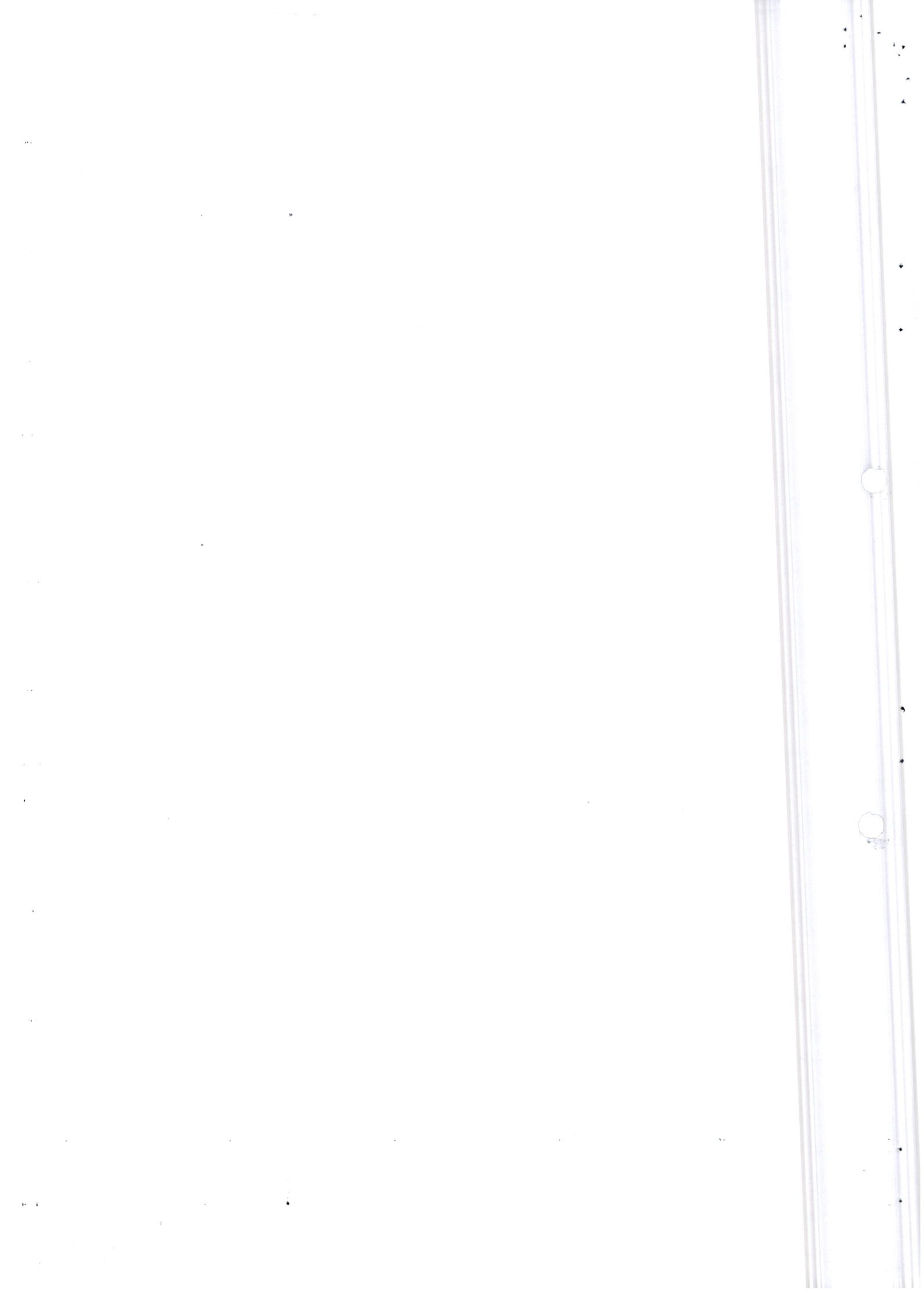
DIRECTORATE OF DEPARTMENTAL COMMITTEES
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AUTHORITY BILL, 2023 HELD IN KENYA MEDICAL TRAINING COLLEGE (KMTC) MULTIPURPOSE HALL, ITEN ON
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NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	BARNABAS CHOMWISOI	Village Elder	0712567225	BNS
2.	Sona Kaitany	Village Elder	0727259465	Sona
3.	REGINA LOKORINGWA	Village Truener	0705084509	RL
4.	JUDY KOTIR	MAMA SOKO	0723125178	JK
5.	RAEL KIPTUN	YOUTH REPRESENTATIVE	0718266023	RAEL
6.	OLIVER KIMUTAI	Boda boda Representative	0723371308	OK
7.	TIMOTHY KOECH	BodaBoda	0720325822	TK
8.	TITUS PIWOTT	Bodaboda	0725454348	TP
9.	FESTUS KIROGANY	Bodaboda	072676490	FK
10.	ROBERT KEBIR	INTERIOR	0723491061	RB



12.	Ropati Kiprecht	1st Floor	072416022	
13.	Richard Kemboi	22 Interior	0720939445	
14.	Silas Kamar	Juakali - EMC	0728577708	
15.	Samuel Kora	Water Baringo	07225745	
16.	Isabella Kiplagat	Village Elder -	0728646610	
17.	Alex Kimutai	Village Chair	0726775588	
18.	Alfred Kipchirchir	BARBERSHOP	0708533220	
19.	MURUGA MWILU	Mama Soko	0769837932	
20.	Roseane Anjago	Mama Soko	0703833275	
21.	Caroline Kangogo	Mama Soko	0794119328	
22.	Emily Kayonji	BUSINESS WOMEN	0701069948	
23.	Hon Susie Chepkoror	LES - Baringo		
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FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	FELIX KIGEN	INTERIOR	0712696687	
2.	<i>James H. Mutua</i>	<i>INTERIOR</i>	0720330605	
3.	Patience Sarah Jepkembai	women leader	0762078209	
4.	nancy ROTICH	women leader	0727154573	
5.	CAROLINE KEMBOI	women leader	0793551992	
6.	STELLA KOECH	WOMEN LEADER	0729715553	
7.	JACKSON KANDIE	OFFICE of M.C.A KASIMIT	0794330119	
8.	GLADYS KIMASOP	women leader	0716312567	
9.	MARGARET L. LESAPU	women leader	0723775989	
10.	HILFADIA KIDHAGATI	Male	0799528860	

12.	WILSON KIBET Rev. Samson Tokor	ITEN KMS	0724513000	
13.	JOEL NIEGARI SULEIMAN	BARINGO	0724914991	Hybrid
14.	JAMES COX ARIMONYANG	BARINGO	0725942714	*
15.	HON. JONAH K. TANUI	ELGEYO MARAKWET	0721420640	Hybrid
16.	FESTUS ALIEST	COUNTRY SOUTH WEST (CWA)	076962220	
17.	TITUS KIRCHAMBA KIMUTAI	ELGEYO MARAKWET (CWA)	0700807185	DK
18.	LILIAN MEDZA MKURZI	KENYA MEDICAL TRAINING COLLEGE	0729451532	Hybrid
19.	GODWIN KIRRONO	ITEBERA	0725225713	Hybrid
20.	Veronica Kiplagat	FARMER, MAMA NIGIES	0715000555	Hybrid
21.	LYDIA KURUI	FARMER MAMGIMINGI	0724391783	Hybrid
22.	JOAN KIBET	FARMER	0727317240	Hybrid
23.	CAROLINE KOSGEL	FARMER	0745930747	CK
24.	MERCY KWAMBIA	FARMER (NAMA NIGIA)	0725344417	Hybrid
25.	ANNA KURUI	ITEN MIDWIVES	0711415243	Hybrid
26.	LILIAN KANGISO	KMTC ITEN FARMER	0745248511	Hybrid
27.	KIRACH SITHIN	KMTC ITEN	0716178184	Hybrid
28.	BEATRICE RUTICH	KMTC ITEN	0712704252	Hybrid
	TORNA			



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FRIDAY 3RD NOVEMBER, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	JULIUS K. MARIYO, HSE	DCC - INTERIOR	0722949806 @gmail.com	
2.	TOM G. MATHORI	SEPC - NPS	tom-mathori@yahoo.com 0722468513	
3.	PETER MULINGIE	CPC - PAMC (NPS)	0722511616	
4.	Andolo Mungia	Dei	0722 969806	
5.	HON STEPHEN OGERUWYI	LEADER OF MAJORITY ELGEYO MARAKWET ASSEMBLY	0722717724	
6.	TIMOTHY W. MUZUNGU	SCIPUC - NPS (AP3)	0724485515	
7.	Stephen Karimang Kimwetich	Nyrot Council of Elders-Keiyo	0723404793	
8.	YUSUF R. KARIANYI	Elders Keiyo/Warakul	0728802100	
9.	Dr. Chemwath Chris	WASA	0722347803	
10.	Patrick Kiptoo	KUDA	0722977850	

	NAME	INSTITUTION	PHONE/EMAIL	SIGNATURE
12.	HERTRUDE MABEKE	KVDA	gmabele@kvda.go.ke	
13.	NEWT NIANA	SPARD	newt@spard.go.ke	
14.	DAVID ONTANGU	KVDA	onyengol@kvda.go.ke	
15.	EMMI	INTERIOR	emmi@interior.go.ke	
16.	ADRIKE AIGANA	INTERIOR	adrikenj@interior.go.ke	
17.	CHARLES K. SHIRAZI	INTERIOR	Charlesk@interior.go.ke	
18.	PATRICK B. CHANGWONY	INTERIOR	Patrickchangwony@interior.go.ke	
19.	ABRAHAM K. USCO	INTERIOR	abraham.usco@interior.go.ke	
20.	MARSH VEST	NATIONAL RANGERS SERVICE	marshvest@nrs.go.ke	
21.	Benjumi Kiptoo Kiprop	Keiro	0720-228216	
22.	WILLFER K. YANO	KEIRO	0729121477	
23.	Paul Chum	Kenya Wildlife Service	072910233	
24.	John	Kenya Wildlife Service	072910233	
25.	Nayakan E Joseph	Napuhini	0792000000	
26.	Geeta K. Jensen	W. F. DEER	071487607	
27.	Reuben Ochieng	Kenya Wildlife Service	0712776336	
28.	Yan Kikani Tano	EMBISSA	0727915975	



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TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE: Friday, 27th October, 2023

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	PAMELA MAG HEWA NG'ORO	CDA	0722706855	
2.	Mr. Geoffrey Pono	CDA	0726002533	
3.	GIRIPAO ARITHO	CDA	0721224969	
4.	Mohamed K. Haseer	CDA	073369225	
5.	Mzee Mwangi	CDA	0797698293	
6.	JOSE N'WENI	CDA	0722941437	
7.	ABIGAELE A. ONYANGO	CDA	0714486404	
8.	HAFSA THABIT	CDA	0725006682	
9.	NONICAH CHEPKEMDI	CDA	0720282419	

10.	Daisy : Sharon	CDA	0720 24 1777	10/20/17
11.	David Muna Kurimochi	Walter Reissman: A. M. Wong	02254250 3	10/20/17
12.	Carrey Lawrence Choro	CDA	0729480 + 1750	10/20/17
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TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	ABDUL QADIR	Mawani Juma	0703253976	
2.	Carrey Karemba Chero	Kwachochia	0729803476	
3.	MADAM ANNAH I. NDOGIA	MALINDI BARANI	0925879639	
4.	Rev James KMenza	Makindu Takaya	0705154577	
5.	Mohamed Suleiman	MAMUM MIRENGO	0731685529	
6.	HARISON CHAI	MALINDI STELLA	0716095716	
7.	DMAR MOHAMED FARUQI	TAWASAL FOUNDATION	0721960415	
8.	KARISA MRAMBA THOYA	SHELLA NDUGO MUYETE	0729684801	
9.	ARMON HARE KEMBE	NGAO - INTERIOR	0725-202409	



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	NICODÉMOUS MWATELÉ NDUNDI	MINISTRY OF INTERIOR	0723344469	
2.	Walida Duncan	Chairman CACCOC / V.E Stella ward.	0725834333	
3.	Florence Kazungu	Velder Stella	0728133909	
4.	EZEKIEL MACHARIA	Velder STELLA	0727624545	
5.	Simeon MURIA	Velder GERAR MARIKO	0721764782	
6.	MAGASTON KAZUNGU	Velder BUKANI Sub-Location	0723-201650	
7.	SADU MUKUL	VILLAGE EUSCO	0725253355	
8.	MUHIDI NI MUSA	CHAIRMAN B.M.U	0721878658	
9.	MUKUTARI KADULAH	VILLAGE EUSCO	0723901175	



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	CHARLES M. MWAUSATE	TANZANIA NIKALIFE CONSERVATION CIET ASSOCIATION	0727772079	
2.	KAZUNGU KARISA BAYA	VILLAGE ELDER	0724830246	
3.	KATANDA KAMBWA	OPR- INFILTRIA (SUCRATES)	0782291869	
4.	AMSES SALIM ABDALLAH	NAMBUL DISPENSARY CHARMED	5000972	
5.	JOHNSON NYACE KATHINDI	BYRANKU PRI SCHOOL	0727439233	
6.	ALICE S. KATHINDI	ELDER PERSON BOM BUWANGI	0703572974	
7.	ESTER LEMMY MASHA	VILLAGE ELDER - MSABATA	0712780374	
8.	FRANCIS CHARO MRAHAI	CHAIRMAN VILLAGE ELDERS GANDA LOCATION	0715751737	
9.	RAMADHAN Y. UMAR	VILLAGE ELDER GANDON (MURE)	0707549814	



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	KALAMA V. GARAMA	V/ELDER	0720228062	
2.	SAOUSAI WA IAA	V/ELDER	0707354249	
3.	FRANCIS KALOME MUMAMJENNA	BALDZI	0706482722	
4.	STANLEY MUNG'A	BALDZI	0725657998	
5.	Ann'si Baki Chui	Banani Sublocation (Moyeng)	0725617961	
6.	FESTUS KATAHA	V/ELDER	0724538122	
7.	JORE TAWUKANINDI	V/ELDER	0724813257	
8.	DOROTHY L. KIBUKORO	V/ELDER	0724084907	
9.	THUREA SEIT	V/ELDER	0716571052	



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	SHIBAN HASSAN SHABAN	V/ELDER	0718235267	
2.	JOSEPH KIZUNGU CHAAO	V/ELDER	0723942251	
3.	Tony Ngeula	Youth Leader CBO	0798858748	
4.	LILIAN PERDO ERICK	V/ELDER	0113 400089	
5.	MWANA JAJI	CBA	0720928706	
6.				
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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	TISMIA KAGENDO MWINDIHI	MAMBAZI DISPENSARY (PO MUMBERE)	07278030	
2.	ARMON K KONGE	NGAO - INTERIOR	0723-207709	
3.	NICOLETUS MALAYELI	INTERIOR	0723344469	
4.	KARISA MABUSA THEYA	V/ELDER	0729684801	
5.	OMAR MOHAMED FANAYI	TAWASAL FOUNDATION T. FUND	0721960415	
6.	HARISON CHAI	STACEA CHURCH OF THE HOLY SPIRIT	0716055116	
7.	Mohamed Suleiman	MELDOR	0721685529	
8.	James K. Menza	Rev. Elder	0705154571	
9.	Walida Ducau	Chairperson CACCOC (V.E.)	0725834333	

10.	ERIKEL MACHAKI	VLEADER SHELLA	0727625111	20
11.	Florence Kazingu	VLEADER Shella	0728132909	20
12.	ALEX VERA KATHALOO	L.P.C CHAMPIONSHIP KASI	0715153872	20 Lds
13.	LINDA K. KINUTHIA	DEPUTY L.P.C CHAMPIONSHIP KASI	0710991111	20
14.	FRANCLIN KABISA	L.P.C ASSI CHIEF XISOMENI	0723059581	20
15.	KASSIM B ABDALLA	READ L.P.C CHAMPIONSHIP KASI	0713580226	20
16.	MUENDO NDUNDA	VLEADER MAH. MACHAKI	0729-824611	20
17.	WILSON K. TUPPE	VLEADER SARANGA BANGOR	0720220542	20
18.	FAMILA VAGEVA	VLEADER SUDAN	0724615959	20
19.	FAZA AMEN	VLEADER BIRDA	0720435703	20
20.	FLORENCE E. MUSHOR	VLEADER - MABAL	0707341969	20
21.	DAMIER G. MISHI	VLEADER BIRDA	0724558178	20
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THE NATIONAL ASSEMBLY
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DIRECTORATE OF DEPARTMENTAL COMMITTEES
DEPARTMENTAL COMMITTEE ON REGIONAL DEVELOPMENT

ATTENDANCE REGISTER FOR THE PUBLIC DURING THE PUBLIC HEARING HELD IN CATHOLIC INSTITUTE, MALINDI
TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	ZENA KAZUNGU	V/ELDER	0710661049	Zena
2.	DIFFENCE MWAMANA	NYUMBA KUMI HEADS	0708596361	D
3.	DULLU AMUMA	SECRETARY - MANGO FARMERS	0718607225	D
4.	JOSEPH MHOASONE KEVA	V/ELDER (KWA BAYA)	0712749969	Joseph Mhoasone
5.	ELIUS KETSATO	V/ELDER/MOINA SABA	0724500923	Elius
6.	ALFRED KASINWA	V/ELDER FURUNZI	0728718926	A
7.	DICKSON KULUMBE	V/ELDER MOI A	0796584334	Dickson
8.	DARHEM C MALINDI	INTERIOR	0726305960	D
9.				



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ATTENDANCE REGISTER FOR THE PUBLIC DURING THE PUBLIC HEARING HELD IN CATHOLIC INSTITUTE, MALINDI
TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO:	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	Alice KANZE	V. EUDER	0720131395	<i>[Signature]</i>
2.	CAROLINE CHOMBE	V/EUDER	07125259770	<i>[Signature]</i>
3.	SAMSON MHA YOA	V/ELASER	0707304249	<i>[Signature]</i>
4.	FRANCIS KALUME MWAMJEMIA	BALAZI	0706482722	<i>[Signature]</i>
5.	KALAMA V. GAROMA	V/EUDER	0720228062	<i>[Signature]</i>
6.	STANLEY MUNGA	BALAZI	0725657998	<i>[Signature]</i>
7.	CUMI Bati Cumi	V/EUDER	072617967	<i>[Signature]</i>
8.	FESTUS KATANA	V/EUDER	0724538122	<i>[Signature]</i>
9.	JUMIG E. WANJE	ASSI CATH	0729930562	<i>[Signature]</i>



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13TH PARLIAMENT - SECOND SESSION - 2023

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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	KARISA b MATIFA	INTELLOR	0700536841	
2.	TUPAKA M. MUSAATSAHU	NGOMERI SEC	0722334403	
3.	MARGARET KADII KALAMPA	V/ELDER	0725169084	
4.	GEOFFREY MUKERANDU	CLUSTER	0729576009	
5.	MUHAMMAD A. MOHAMMED	BALAZI	0719664134	
6.	STEBEZAN K. PONDA	V/ELDER	0724695959	
7.	DINA ALI KEBALLAH	V/ELDER	0721606554	DINA
8.	KASHTU SAFARI	V/ELDER	0723700408	
9.	NANAF MUHAMMED	BALAZI	0748286408	



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13TH PARLIAMENT - SECOND SESSION - 2023

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ATTENDANCE REGISTER FOR THE PUBLIC DURING THE PUBLIC HEARING HELD IN GRACE ONYANGO CULTURAL
AND SOCIAL CENTER, KISUMU TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	Francis Were Ajole	Kisumu - Nyakunda 'B'	0757414329	
2.	TOM Abaya Alwas	Africat Kenya	0707637481	
3.	ARCHNELA ATIENO	AFRICAT KENYA	0798790581	
4.	DDONGO ATIENO ELECTOR	AFRICAT KENYA	0723081531	
5.	SARAH ADHIAMBO MIGUN	KISUMU NORTHERN	0729756138	
6.	Larry Hammad Ochieng'	Kisumu - Marjatta 'A'	0758555631	
7.	Jeremiah Dida	Kisumu - Marjatta - 'B'	0768423892	
8.	UCTAPH RINDEYE	KISUMU MIGUNSI	0729755206	
9.	Stanley Otiemo Ochoro	Africat Kenya	0794763078	

10.	MOSE DILSON	KISUMU - NYALEN	0799735499	<i>[Signature]</i>
11.	MASTER OGINGA	KISUMU WEST - KISUMU	0793685930	<i>[Signature]</i>
12.	JOSEPH ENDIK	<i>Kisumu</i> KISUMU EST	0721990242	<i>[Signature]</i>
13.	CHARLES CDERA	NICHORINI - KISUMU	042389007	<i>[Signature]</i>
14.	PETER STERN	KISUMU WEST - KISUMU	0712200762	<i>[Signature]</i>
15.	JACK STERN	KISUMU CENTRAL	0711791555	<i>[Signature]</i>
16.	BRITN OPIYO	KISUMU CENTRAL	0703066512	<i>[Signature]</i>
17.	^{ESTER} NGILUOKI ADI KO	MAENORIE - KISUMU	0723-191311	<i>[Signature]</i>
18.	JULIUS OPIYO	KISUMU CENTRAL	072255	<i>[Signature]</i>
19.	ZAMB A MUMITA	KISUMU CENTRAL	0704491019	<i>[Signature]</i>
20.	KHAFAN YUSUF	KISUMU CENTRAL	0741296511	<i>[Signature]</i>
21.	HEZRON ZVALO	KISUMU CENTRAL	0727211112	<i>[Signature]</i>
22.	MOSES (DINO)	KISUMU EAST	0712483742	<i>[Signature]</i>
23.	JOHN GILW MURUD	KISUMU CENTRAL	0702321111	<i>[Signature]</i>
24.	JEFFREY CAONYE	KISUMU CENTRAL	0707245001	<i>[Signature]</i>
25.	ZABION ISRA ADAM	KISUMU CENTRAL	0722241111	<i>[Signature]</i>
26.	PATRICK LUMUNBA	KISUMU CENTRAL	0743275001	<i>[Signature]</i>
27.	PETER SUDOR MURONBE	KISUMU CENTRAL	0720462257	<i>[Signature]</i>



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AND SOCIAL CENTER, KISUMU TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	GEORGEY OUMA	P.B.M. Strong Democracy	0729217564	
2.	GEORGE O AYOMA	LAKEBASIN AUTHORITY	0727571156	
3.	Beatrice Kiondi	UDA Youth Department Kisumu	0799212103	
4.	Charles Omondi	UDA Youth Representative	0798810301	
5.	Aggrey Omondi Ojor	Lake Basin Development Authority	0726506599	
6.	Francis Oums Gweno	KEJAA. Artisans	0728083183	
7.	ALMEDO ABDO SALIOW	DATA VILAGE RIBER M/ARAB	0728456889	
8.	Ratib Farjall ah	COMMUNITY LEADER	0701487369	
9.	Boaz Ogolla	Community leader	0724946017	

10.	TOMI OJWANG ODOR	YOUTH LEADER	0790753724	0790753724
11.	KEVIN JAKANDANGU	YOUTH LEADER NORTHERN SUB-LOCATION	0724229584	0724229584
12.	ARORI ANTONY MUGACHE	LAKE BASIN DEVELOPMENT	0721770351	0721770351
13.	GUY LUATINDE	Individual	0707197466	0707197466
14.	JONATHAN WASWANI	COMMUNITY LEADER	0700350472	0700350472
15.	OTIENO FRANCIS	Individual	0705608499	0705608499
16.	Yusuf Albert	Individual	0700243978	0700243978
17.	DAVID PHIDDEU	Youth leader - Nyakonda	0708847495	0708847495
18.	ENOCK MURRE	Elder Southern Sub-Location	0704818334	0704818334
19.	ERERA AUYA	Elder Sison Ng'oro Sub-Location	0725670233	0725670233
20.	BENARD EPIYO	Bunge la Wamungu	0741825521	0741825521
21.	Moses AWHIMBE	Youth Trainer	0712337337	0712337337
22.	JOSEPH ISWEXITHA	ELDER NORTHERN SUB-LOCATION	0722601014	0722601014
23.	GEORGE RAMBO	YOUTH CHAIRMAN, O.P.M.	0710368853	0710368853
24.	GEORGE			
25.	WILLIAM			
26.	WINNIE ONDEL ADUMBO	YOUTH LEADER - KIBERA	0743684024	0743684024
27.	QUINTON ATHONG GEMING	SOCIETY LEADER - KIBERA	0794220000	0794220000



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	LIVINGSTONE ODORO ODONGO	ACTIVIST / POLITICIAN	0724362437	
2.	KAREN ONYANGO	AFRICAN	0728616804	
3.	DANIEL AWOODE OMATI	NYANYATA B	0721739019	
4.	Maliya Rahma.	Misango	0112303094	
5.	ERICK OCHIENG'	MAMA GRACE ONYANGO SOCIAL CENTRE	0797240917	
6.	Oliver Ochieng	KISUMU EAST - CHIGA	0716642370	
7.	EMMANUEL ONYANGO HONKO	KISUMU CENTRAL	0729557962	
8.	STENES JUMA	KISUMU CENTRAL	0705935070	
9.	ELIJAH OWINO	KSM CENTRAL M/MILIMANI	0710410234	

10.	Chuma			0721 680	
11.	Stanley eshanda	hsm 77		0110 681728	
12.	Erick Oluch	KISUMU ART		07 90328417	
13.	Paul Odhiambo	Kisumu social hall		0716130155	
14.	Quintus Atieno	KISUMU social hall		0794869485	
15.	DOROTHY AKHENG	KISUMU ART		0795910960	
16.	DORCAS AKETCH	KISUMU EAST		0708322304	
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NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	ROSEBLLA AKINYI ABUYA	Kisumu East	0727294963	<i>[Signature]</i>
2.	WINFRED SUSAN-A. OLENE	KISUMU COUNTY-SOCIAL HALL	0790378329	<i>[Signature]</i>
3.	SHABAN IDDI MUBARAK	SOCIAL HALL - KISUMU COUNTY	0703341839	<i>[Signature]</i>
4.	PATRICIA ANYANGÓ OJWANGI	KISUMU COUNTY - SOCIAL HALL	0717357073	<i>[Signature]</i>
5.	AKETCH ISABEH AKETO	KISUMU EAST	0791058298	<i>[Signature]</i>
6.	MARGARET ZITDOLA	KISUMU HALL	0712440359	<i>[Signature]</i>
7.	Mecrine Ezol Odriel	AFRICAT YOUTH LEADER	0705666464	<i>[Signature]</i>
8.	Osama Sidor Onyango	African youth	0721716436	<i>[Signature]</i>
9.	Willis Otieno	Mang'atha B Social Justice centre	0741777914	<i>[Signature]</i>



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AND SOCIAL CENTER, KISUMU TOWN ON FRIDAY 27TH OCTOBER, 2023

DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	BRITON OPIYO	YOUTH	0703960642	<i>[Signature]</i>
2.	JACK OPIEMO	YOUTH	0711794555	<i>[Signature]</i>
3.	PRIET DIBEND	YOUTH REP	0718206962	<i>[Signature]</i>
4.	CHARNES ODERA	MAIN STREAM LEADER	0723985705	<i>[Signature]</i>
5.	ABRAHAM O'BORA	PASTOR	0714784753	<i>[Signature]</i>
6.	Wilson Omule	LBDA	0722983398	<i>[Signature]</i>
7.	JULEX MAURICE	YOUTH	0794456036	<i>[Signature]</i>
8.	TWANNE MORAP	YOUTH	0721609334	<i>[Signature]</i>
9.	BENSON ODHAMBO	YOUTH	0712396906	<i>[Signature]</i>



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DATE:

NO.	NAME	INSTITUTION	PHONE/ EMAIL	SIGNATURE
1.	Fog. Wesley K. Cheruigot	LBDA	0715133460	
2.	JOHN ENOS OIGILO	TRANSPORT / ELDER	0700725130	
3.	MARY OTIENO	DPC / V. ELDER	0705682211	
4.	MARI MARION ARODI	Wk CENTRAL KOLWA	0720128054	
5.	HEZRON OTOGO DRANGO	PEACE COMMITTEE CHAIRMAN SEME	0725895020	
6.	FREDRICK OGUTO NGADO	UNIVERSITY OF NAIROBI	0743680596	
7.	CHRISTINE ACHIENG ACHOK	KSM EAST - KATULLI WARD - YOUTH	0706152187	
8.	KENN MUGANDI KANJALIA	KSM EAST - KAPSULE WARD - YOUTH	0114533947	
9.	CHRISTINE OTIENO	KISUMU - COUNTY - LGD	0705326267	

