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KENYA NATIONAL ASSEMBLY

TENTH PARLIAMENT – FOURTH SESSION (2010)

**THE DEPARTMENTAL COMMITTEE
ON
ENERGY, COMMUNICATIONS AND INFORMATION**

**REPORT ON
THE APPOINTMENTS OF THE KENYA BROADCASTING
CORPORATION BOARD OF DIRECTORS**

Clerk's Chambers
Parliament Buildings
NAIROBI

November, 2010

**INQUIRY INTO THE APPOINTMENTS OF THE KENYA BROADCASTING
CORPORATION BOARD OF DIRECTORS BY THE DEPARTMENTAL COMMITTEE
ON ENERGY, INFORMATION AND COMMUNICATION**

PREFACE

Mr. Speaker, Sir,

1. The Committee on Energy, Communications and Information was constituted on June 17th 2009 and its membership is as follows:-

- | | |
|--|----------------------|
| 1. The Hon. (Eng.) James Rege, M.P. | Chairman |
| 2. The Hon. Maina Kamau, M.P | Vice Chairman |
| 3. The Hon. Danson Mwazo Mwakulegwa, M.P | |
| 4. The Hon. Mohamed Hussein Ali, M.P | |
| 5. The Hon. (Eng.) Nicholas Gumbo, M.P | |
| 6. The Hon. Edwin O. Yinda, M.P | |
| 7. The Hon. Emilio Kathuri, M.P | |
| 8. The Hon. Ekwee Ethuro, M.P | |
| 9. The Hon. (Prof.) Phillip Kaloki, M.P | |
| 10. The Hon. Cyprian Omolo, M.P | |

* The Hon. Wilfred Ombui, MP ceased to be a member of the Committee on 21st April, 2010, when he was appointed Assistant Minister in the Ministry of State for National Heritage and Culture. The Committee congratulates the Hon. Wilfred Ombui for his appointment and wishes him well in his duties.

Mandate of the Committee

2. The Committee is mandated to consider:-

- Development, production, maintenance and regulation of Energy.
- Communication.
- Information.

- Broadcasting, and
- Information Communications Technology (ICT) development.

The Committee executes its mandate in accordance with the provisions of Standing Order 198 (3), which is -

- a) to investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and Departments;
 - b) to Study the programme and policy objectives on Ministries and Departments and the effectiveness of the implementation;
 - c) to Study and review all legislation referred to it;
 - d) to study, assess and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;
 - e) to investigate and enquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House or a Minister; and
-
- f) to make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

Further, Standing Order No. 152 provides that:-

- (1) Upon being laid before the National Assembly, the Annual Estimates shall stand committed to the respective Departmental Committees according to their mandates.
- (2) Each Departmental Committee shall consider, discuss and review the Estimates committed to it under this standing order and submit its report thereon to the House within twenty one days after they were first laid before the House.

Ministries assigned

In executing its oversight mandate the Committee oversees the following Ministries:-

- i) Ministry of Energy
- ii) Ministry of Information and Communication.

The Ministry also oversees the Parastatals under these two Ministries.

Mr. Speaker Sir,

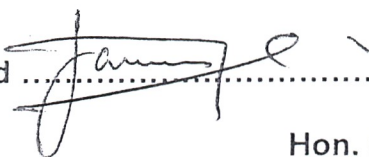
Following the Parliamentary question on 21st October, 26th October and 2nd November 2010 and subsequent responses by the Minister of Information and Communication and the interest on the matter by the House, you made a ruling from the Chair on 2nd November 2010, directing the Committee to look into the matter and report with speed within two weeks.

Mr. Speaker Sir,

On behalf of the Departmental Committee on Energy, Communications and Information, I now have the honour and pleasure to present its Report and Recommendations relating to the appointments of the Kenya Broadcasting Corporation (KBC) Board of Directors, to the House for debate and adoption.

Thank You.

Signed



Chairman
Hon. (Eng.) James Rege, MP

Date:

Nov. 15, 2010

I. BACKGROUND

1. On 21st October 2010, Hon. Charles Kilonzo, M.P asked the following question via Private Notice;

“Why did the Minister, in appointing the Kenya Broadcasting Corporation’s Board, fail to comply with the provisions of Section 4 (1) of KBC Act (Cap. 221) of the Laws of Kenya?”

2. In part of his response on 21st October 2010, the Minister stated that;

“The Constitution of the Board had met most of the requirements in that there is a member from print that is Mr. Ben Gituku, from radio and television is Miriam Kahiga and from administration we have Debora Letodo. Mr. Deputy Speaker, Sir, of the other two, one is a prominent lawyer and has some background in financial management. That is Mr. Charles Muhia. The other is a University Lecturer, Rev. Symon Kiuta. The only specialization lacking is in the areas of radio communication. There however exists a vacancy following the expiry of the term of one of the members early in the year. Once this position is filled, the Board will be fully compliant.”

3. On 26th October, 2010 the Minister tabled the Curriculum Vitae’s (CVs) of the following Directors;

- 1) Ngene B. Gituku
- 2) Rev. Symon Kiuta Lonyayo
- 3) Dibora Chepkisich Lotodo
- 4) Charles Musyoki Muoki
- 5) Charles K. Mwhia

*The Minister did not table the Curriculum Vitae of Miriam Kahiga who is now deceased.

4. During the House sitting on 2nd November, 2010, after increased interest in the matter, the Chair directed that the Committee on Energy, Information and Communication does move with speed and ***“look into this matter because of its importance and urgency, in that it is a question of the law being broken...and***

report back to the House in two weeks." The Committee therefore embarked on the matter as directed.

II. INTRODUCTION

5. Kenya Broadcasting Corporation (KBC) is a state corporation established by an Act of Parliament CAP 221 of the laws of Kenya. KBC promotes the "Universal access to information for all" and contributes to the economic, educational, cultural and social well being of Kenyans. It falls under the jurisdiction of the Ministry of Information and Communication.

6. According to the KBC Act Cap 221, there are twelve (12) Directors in the KBC board if all vacancies are filled. The KBC Act Cap 221 (4) (1) states that there shall be a Board of Directors of the Corporation which shall consist of;
 - (a) A chairman of the Board appointed by the President;
 - (b) The Managing Director of the corporation;
 - (c) The Permanent Secretary for the time being responsible for information and broadcasting;
 - (d) The Permanent Secretary in the Office of the President;
 - (e) The Permanent Secretary being responsible for finance;
 - (f) Not more than seven members appointed by the Minister, not being employees of the Corporation, of whom not more than three shall be public officers and of whom-
 - i) At least one shall have specialization or experience in matters connected with radiocommunication and radiocommunication apparatus;
 - ii) At least one shall have specialization or experience in radio or television programme production
 - iii) At least one shall have specialization or experience in print media;
 - iv) At least one shall have specialization or experience in financial management and administration

7. The present Board of Directors of KBC consists of the following Members;

1. Mr. Charles Muoki - Chairman (*term currently expired*)
2. Mrs. Dibora Lotodo
3. Rev. Symon Kiuta
4. Mr. Charles Mwihiha -(*term currently expired*)
5. Mr. Ben Gituku
6. Ms. Miriam Kahiga -(*deceased*)
7. Mr. Mohamed Jabane - Representative Office of the President
8. Mr. Ezekiel Mutua - Representative, Ministry of Information
9. Mr. Maina Kigaga - Representative, Ministry of Finance
10. Mr. Waithaka Waihenya- Managing Director, KBC
11. Mr. Paul Jilani -Corporation Secretary
12. Ms. Mumbi Githaiga -Representative, AG Chambers (*in-attendance*)
13. Mr. Simon Indimuli -Representative, Inspectorate of State Corporations
(*in-attendance*)

**The three year terms each of Mr. Charles Muoki and Mr. Charles Mwihiha recently expired. Ms. Mumbi Githaiga and Mr. Simon Indimuli are ex-officio members representing the Attorney General and Inspectorate of State Corporations.*

8. The Ministers appointees are;

1. Mrs. Dibora Lotodo - appointed on 23rd July 2009
2. Rev. Symon Kiuta - appointed on 23rd July 2009
3. Mr. Charles Mwihiha - appointed on 26th October 2007
4. Mr. Ben Gituku - appointed on 23rd July 2009
5. The late Ms Miriam Kahiga - appointed on 23rd July 2009

III. MODUS OPERANDI OF THE COMMITTEE

9. Given that the Minister had earlier appeared in the House three times to respond to the above mentioned question the last time being 2nd November 2010 when he tabled the CVs for five of the Directors as evidence that they were all qualified as provided for under *Section 4 (1) of the KBC Act (Cap. 221) of the Laws of Kenya*, the

Committee resolved not to invite the Minister in view of the fact that the tabled evidence and proceedings of the House recorded in the Hansard were sufficient.

10. In the execution of its mandate, the Committee considered the KBC Act (Cap. 221), the Hansard recordings of 21st, 26th October, 2010 and 2nd November 2010 and the Curriculum Vitae's of five (5) Directors that were tabled by the Minister on the floor of the House on 2nd November, 2010.

IV. COMMITTEE OBSERVATIONS AND FINDINGS

11. In its sittings held on 11th and 16th November 2010, the Committee went through the Curriculum Vitae's tabled by the Minister and considered whether they met the mandatory requirements of Section 4 (1)(f) of the KBC Act Cap 221.

12. Before embarking into the inquiry the Committee was aware of the fact that the Act stipulates that the Minister may appoint seven Directors, not more than three of whom shall be public officers and four others with specialized qualifications. For that reason, the Committee was limited in investigating whether, of the Ministers appointees;

- (i) Not more than three (3) Directors were public officers
- (ii) Four (4) other Directors had the mandatory qualifications specified under Section 4 (1) (f)(i)(ii)(iii) &(iv).

The Committee made the following findings:-

1. NGENE B. GITUKU :- (*qualifies*)

Academic Qualifications:

- 'A' Levels –Thika High School
- Bsc Degree in Mathematics and Meteorology, Upper 2nd Class – University of Nairobi
- Diploma in Marketing- Cairo Egypt.

Working Experience:

- Marketing Assistant- Nation Newspapers
- Assistant Advertising Manager- Nation newspapers Ltd
- Group Circulation Manager- Standard Group of Newspapers
- Director- Kenya Pipeline Company
- Director- Kenya Broadcasting Corporation (2006-2009)

2. DIBORA CHEPKISICH LOTODO (*does not qualify*)

Academic Qualifications:

- Division IV- East African Certificate of Examination
- P.2- Mosoriot Teachers Training College

Working Experience:

- Teacher
- Head Teacher

3. REV. SYMON KIUTA LONYAYO (*does not qualify*)

Academic Qualifications:

- 'A' Levels- Kabarnet High School
- Bachelors of Theology- Scott Theological College
- Master of Divinity- Nairobi Evangelical Graduate School of Theology

Working Experience:

- Pastor
- Chaplain
- Senior Chaplain
- Lecturer- School of Theology, Kabarak University

4. CHARLES K. MWIHIA (*does not qualify*)

Academic Qualifications:

- 'A' Levels- Jamuhuri High School
- Diploma in Law- Kenya School of Law
- Admitted to the Bar as an Advocate of the High Court of Kenya

Working Experience:

- Advocate in Private Practice
- Board Member of Various High Schools

5. CHARLES MUSYOKI MUOKI (*Presidents appointee*)

Academic Qualifications:

- Bachelors of Laws (LLB)- University of Nairobi
- Diploma in Law- Kenya School of Law
- Admitted to the Bar as an Advocate of the High Court of Kenya

Working Experience:

- State Counsel- A.G Chambers
- Employed as an Advocate- M/s Gathenji & Co. Advocates
- Partner in his own Private Practice
- Board Member of Various High Schools

13. The Minister declared on the floor of the House that he appointed Rev. Symon Kiuta Lonyayo and Mr. Charles K. Mwhia according to the first limb of Section (4) (1) (f) which provides that he can appoint three Directors who are public officers.

The Interpretation and General Provisions Act (Cap 2) defines a **Public Officer** as-
“a person in the service of, or holding office under, the Government of Kenya, whether that service or office is permanent or temporary, or paid or unpaid.”

In view of this fact, upon evaluating the CVs of Rev. Symon Kiuta Lonyayo and Mr. Charles K. Mwhia, the Committee established that neither of them was a **Public Officer** within the meaning of the Law and therefore they **do not qualify** to be Directors under Section 4 (1) (f) of KBC Act Cap 221.

14. The Minister further declared in the House that he appointed Mr. Ben Gituku according to Section (4) (1) (f) (iii) which provides that the appointee must have specialization or experience in the Print Media. Upon evaluation of Mr. Ben Gituku's C.V, the Committee finds that Mr. Gituku has the necessary experience as provided

for under the Act having worked in both the Nation News Paper Ltd and the Standard Group Newspapers where he was the Group circulation manager and therefore qualifies.

15. It was the Minister's further assertion that Mrs. Diborah Lotodo was appointed under the provisions of Section (4) (1) (f) (iv) that specifies that the appointee must have specialization or experience in financial management and administration. Upon perusal of her C.V, the Committee was of the opinion that working experience as a head teacher is not equivalent to experience in financial management and administration and therefore concluded that Mrs. Diborah Lotodo DOES NOT have specialization or experience in financial management and administration and therefore does not qualify.

16. Ms Miriam Kahiga who has since passed away, was appointed by the Minister under Section 4(1) (f) (ii). However her C.V was not tabled in the House and the Committee was not able to obtain it even after requesting for the same. Though the Committee appreciates that it is difficult to obtain her CV due to her passing, the Committee drew the conclusion that she does not qualify as there is no evidence to prove otherwise.

17. Given that the appointment of the Chairman of the Board is made by the President as provided for under Section 4(1) (a) and no specific qualifications are stipulated, the Committee did not probe the appointment of Mr. Charles M. Muoki though his CV had been submitted by the Minister.

18. Currently, there are still vacancies in the Board of Management according to KBC Act Cap 221 due to the expired terms and positions which had not been filled.

19. Judging from the findings, the Committee therefore concludes that;

- i) Section (4) (1) (a) to (e) of the KBC Act Cap 221 on appointment of Executive Directors was complied with;

- ii) The Minister did not comply with the first limb of Section (4) (1) (f) in the appointment of Mr. Charles K. Mwihi and Rev. Symon Kiuta Lonyayo;
- iii) The Minister complied with Section (4) (1) (f) (iii) in the appointment of Mr. Ben Gituku;
- iv) The Minister did not comply with the mandatory provisions of Section (4) (1) (f) (iv) in the appointment of Mrs. Dibora Lotodo; and
- v) Ms. Miriam Kahiga is not qualified as the Committee did not have the benefit of scrutinising her CV.

V. RECOMMENDATIONS

17. In view of the above observations and findings the Committee therefore recommends that;

- (i) The Minister moves with speed to reconstitute the Board to ensure the appointments comply with the provisions of Section (4) (1) (f) of KBC Act Cap. 221

**ANNEXURE I
(MINUTES)**

MINUTES OF THE 40TH SITTING OF THE DEPARTMENTAL COMMITTEE ON ENERGY, COMMUNICATION AND INFORMATION HELD ON TUESDAY, NOVEMBER 9TH, 2010 IN THE CONTINENTAL COMMITTEE ROOM 4, PARLIAMENT BUILDINGS AT 10.00 A.M.

PRESENT

- | | |
|--|-----------------|
| 1. The Hon. (Eng.) James Rege, M.P. | - Chairperson |
| 2. Hon. Maina Kamau, M.P | - Vice Chairman |
| 3. Hon. Danson Mwazo Mwakulegwa, M.P. | |
| 4. The Hon. Emilio Kathuri, M.P | |
| 5. The Hon. Ekwee Ethuro, M.P | |
| 6. The Hon. Mohamed Hussein Ali, M.P | |
| 7. The Hon. Cyprian Omollo, M.P | |
| 8. The Hon. (Prof) Phillip Kaloki, M.P | |
| 9. The Hon. Edwin O. Yinda, M.P | |

ABSENT WITH APOLOGY

1. The Hon. (Eng.) Nicholas Gumbo, M.P

IN ATTENDANCE:

1. Jacob Ngwele
2. Emmy Chepkwony
3. Veronicah Kibati

NATIONAL ASSEMBLY

Third Clerk Assistant
Third Clerk Assistant
Research Officer

MIN. NO.117/2010: PRELIMINARIES

The proceedings were opened with a word of prayer from the Committee Chairperson.

MIN. NO.118/2010: ADOPTION OF THE AGENDA

The adoption of the Agenda was proposed by Hon. Emilio Kathuri, M.P and Seconded by Hon. Edwin Yinda, M.P. In reference to the meeting's main agenda. The Chair drew the meeting's attention to the provisions of the Standing Order 198 (3), which mandates the Committee to investigate and enquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House or a Minister;

MIN. NO.119/2010:

INQUIRY INTO THE CONSTITUTION OF THE KENYA
BROADCASTING CORPORATION BOARD

Following the Parliamentary questions on 21st October, 26th October and 2nd November 2010 and subsequent responses by the Minister for Information and Communication and the debate on the matter by the House, you made a ruling from the Chair on 2nd November 2010, directing the Committee to look into the matter and report and make recommendations on the matter above.

The Committee made reference to the KBC Act Cap 221 (4) (1) states that there shall be a Board of Directors of the Corporation which shall consist of;

- (a) A chairman of the Board appointed by the President;
- (b) The managing director of the corporation;
- (c) The Permanent Secretary for the time being responsible for information and broadcasting;
- (d) The Permanent Secretary in the Office of the President; being responsible for finance;
- (e) Not more than seven members appointed by the Minister, not being employees of the Corporation, of whom not more than three shall be public officers and of whom-
 - i) At least one shall have specialization or experience in matters connected with radio communication and radio communication apparatus;
 - ii) At least one shall have specialization or experience in radio or television programme production
 - iii) At least one shall have specialization or experience in print media;
 - iv) At least one shall have specialization or experience in financial management and administration.

The Committee established that the Board of Management of KBC includes the following Members;

- | | |
|---------------------------|---|
| 1. Mr. Charles Muoki | - Chairman |
| 2. Mrs. Deborah Lotodo | |
| 3. Rev. Symon Kiuta | |
| 4. Mr. Charles Mwihia | |
| 5. Mr. Ben Gituku | |
| 6. Mr. Mohamed Jabane | - Representative Office of the President |
| 7. Mr. Ezekiel Mutua | - Representative, Ministry of Information |
| 8. Mr. Maina Kigaga | - Ministry of Finance |
| 9. Ms. Mumbi Githaiga | - Representative, Attorney General Chambers |
| 10. Mr. Waithaka Waihenya | - Managing Director, KBC |
| 11. Mr. Paul Jilani | - Corporation Secretary |

The terms of Mr. Charles Muoki and Mr. Charles Mwihi recently expired. The Board presently has two unfilled vacancies while Ms. Mumbi Githaiga who is an *ex-officio* member representing the Attorney General.

1. The Ministers appointees are;

1. Mrs. Deborah Lotodo - appointed on 23rd July 2009
2. Rev. Symon Kiuta - appointed on 23rd July 2009
3. Mr. Charles Mwihi - appointed on 26th October 2007
4. Mr. Ben Gituku - appointed on 23rd July 2009
5. The late Ms Miriam Kahiga - appointed on 23rd July 2009

The Committee therefore directed the Secretariat to avail the missing CV's to be reviewed by the Committee in its next meeting.

The Committee resolved note to invite the minister to the Committee inquiry as the documents provided to the tabled in the floor of the house were sufficient for the Committee investigations.

The following Observations and findings were established by the Committee:

1. The Committee reviewed the Curriculum Vitae's tabled by the Minister and considered whether they meet the mandatory requirements of Section 4 (1) (f) of the Act. Before embarking into the inquiry the Committee was alive to the fact that the Act only confers discretion on the Minister in the appointment of three out of the Seven Directors whose qualification is not set out in the Act. For that reason, the Committee brief was limited only in inquiring whether the other four(4) Director were appointed in accordance with the mandatory provisions of Section 4 (1)(f)(i)(ii)(iii) &(iv). And for this the Committee made the following findings:-

i. NGENE B. GITUKU :-

Academic Qualifications:

- 'A' Levels –Thika High School
- Bask Degree Upper 2nd Class – University of Nairobi
- Diploma in Marketing- Cairo Egypt.

Working Experience:

- Marketing Assistant- Nation Newspapers
- Assistant Advertising Manager- Nation newspapers Ltd
- Group Circulation Manager- Standard Group of Newspapers
- Director- Kenya Pipeline Company
- Director- Kenya Broadcasting Corporation (2006-2009)

ii. DIBORA CHEPKISICH LOTODO

Academic Qualifications:

- Division IV- East African Certificate of Examination
- P.2- Mosoriot Teachers Training College

Working Experience:

- Teacher
- Head Teacher

iii. REV. SYMON KIUTA LONYAYO

Academic Qualifications:

- 'A' Levels- Kabarnet High School
- Bachelor of Theology- Scott Theological College
- Master of Divinity- Nairobi Evangelical Graduate School of Theology

Working Experience:

- Pastor
- Chaplain
- Senior Chaplain
- Lecturer - School of Theology, Kabarak University

iv. CHARLES K. MWIHIA

Academic Qualifications:

- 'A' Levels- Jamuhuri High School
- Diploma in Law- Kenya School of Law
- Admitted to the Bar as an Advocate of the High Court of Kenya

Working Experience:

- Advocate in Private Practice
- Board Member of Various High Schools

v. CHARLES MUSYOKI MUOKI

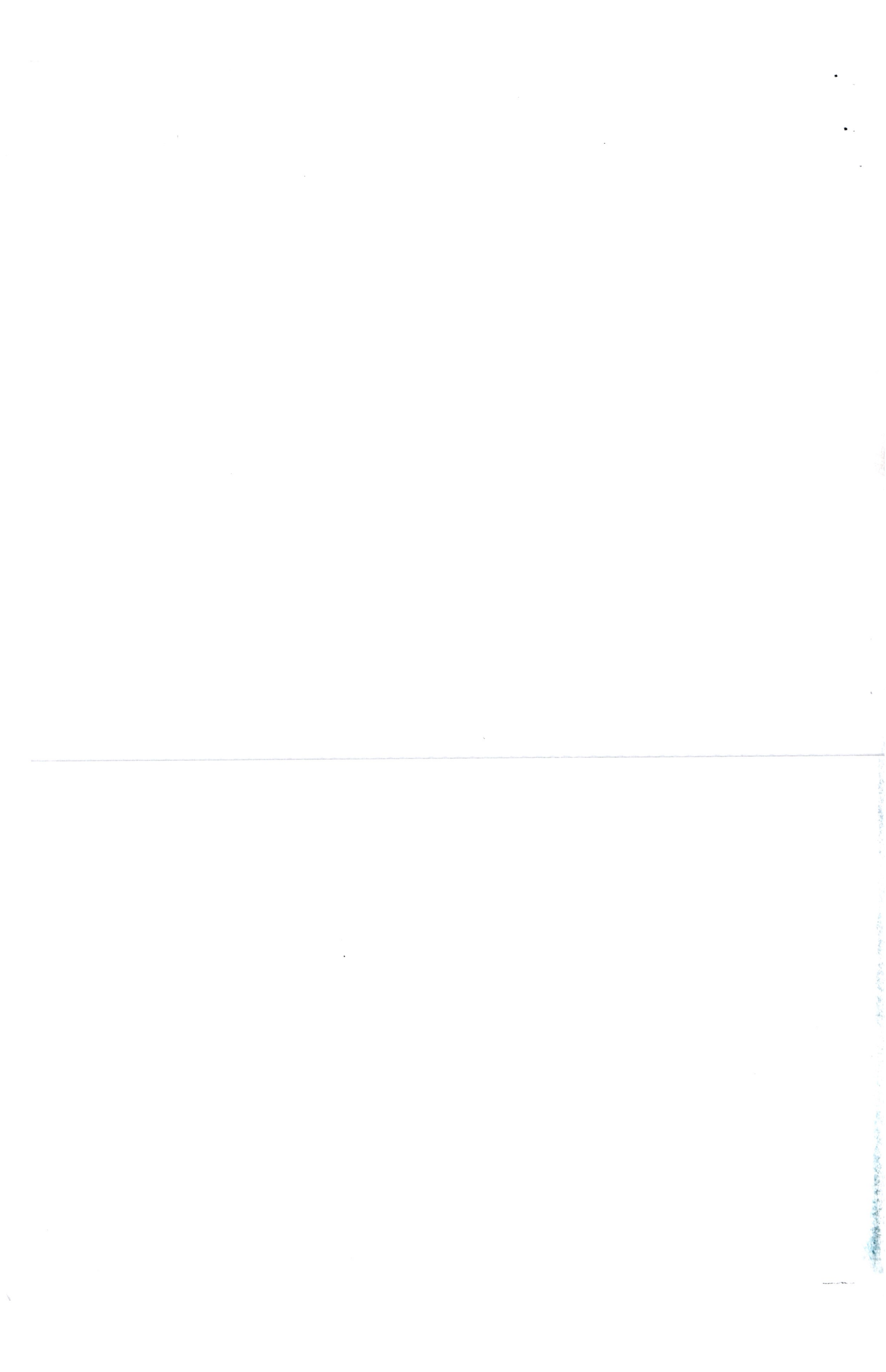
Academic Qualifications:

- Bachelor of Laws (LLB)- University of Nairobi
- Diploma in Law- Kenya School of Law
- Admitted to the Bar as an Advocate of the High Court of Kenya

Working Experience:

- State Counsel- A.G Chambers
- Employed as an Advocate- M/s Gathenji & Co. Advocates
- Partner in his own Private Practice
- Board Member of Various High Schools

2. It was the Ministers evidence on the floor of the House that he appointed Rev. Symon Kiuta Lonyayo and Mr. Charles K. Mwhia according to the first limb of Section (4) (1) (f) which provided that he can appoint three Director whose qualification and experience is not provided for under the Act apart from the fact that shall be public officer. In view of this fact, the committee was of the view that the two appointing did not have the qualifications to be Directors since they were not public officers.
3. The Minister further alluded to the House that he appointed Mr. Ben Gituku according Section (4) (1) (f) (iii) which provided that the appointee MUST have specialization or experience the Print Media. Upon evaluation of Mr. Ben Gituku's C.V, the Committee finds that Mr. Gituku has the necessary experience as provided



for under the Act having worked in both the Nation News Paper Ltd and the Standard Group Newspapers where he was the Group circulation manager.

4. The Committee observed the Minister's assertion that Mrs. Deborah Lotodo was appointed in accordance with the provisions of Section (4) (1) (f) (iv) that specifies that the appointee must have specialization or experience in Administration and financial management. Upon perusal of her C.V, the Committee observed that Mrs. Deborah Lotodo lacks qualifications specified by the law.

The operative word in Section (4) (1) (f) (iv) is specialization OR experience in and Administration and financial management, which certainly means that the appointee must either have training in the field of administration and financial management or experience in that area. Working experience as a head teacher is not equivalent to experience in administration and financial management, and as such Mrs. Deborah Lotodo is not duly qualified for appointment under Section (4) (1) (f) (iv) of the Act.

5. The other person who was appointed by the Minister under Section 4(1) (f) (ii) was the late Ms Miriam Kahiga whose C.V was not tabled in the House. Since her C.V was not available for scrutiny, the Committee concluded that she did not qualify for appointment.
6. Given that the appointment of the Chairman of the Board of the Corporation is made by the President as provided for under Section 4(1) (a) the Committee did not make an inquiry into the appointment of Mr. Charles M. Muoki.
7. The Committee further established that there were still vacancies in the Board of Management according to KBC Act Cap 221.

The Committee therefore made the following conclusions that;

- (1) Section (4) (1) (a) to (e) of the KBC Act Cap 221 on appointment of Executive Directors was complied with;
- (2) The Minister complied with the first limb of Section (4) (1) (f) in the appointment of Mr. Charles K. Mwihi and Rev. Symon Kiuta Lonyayo.
- (3) The Minister complied with Section (4) (1) (f) (iii) in the appointment of Mr. Ben Gituku.
- (4) The Minister did not comply with the mandatory provisions of Section (4) (1) (f) (iv) in the appointment of Mrs. Deborah Lotodo, a head teacher by profession.

The Committee observed that that the documents tabled by the Minister in the floor of the house were sufficient to complete the investigations and therefore resolved to further deliberate on the same agenda in its sitting of the 16th November 2010 and make recommendations.

MIN. NO.121 /2010:

ANY OTHER BUSINESS

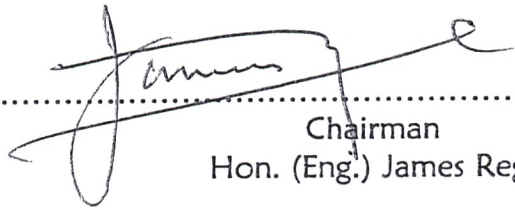
The Committee received a progress report on its Study tour to Brazil and deliberated on its retreat to Mombasa to attend the Communication for Development retreat in Mombasa a Multi- Stakeholder forum convened by the Ministry of Information and Communication.

MIN. NO.123 /2010:

ADJOURNMENT.

There being no other business, the Chair adjourned the meeting at thirty minutes past one o'clock.

Signed



Chairman
Hon. (Eng.) James Rege, MP

Date:

Nov. 18, 2010.

MINUTES OF THE 41ST SITTING OF THE DEPARTMENTAL COMMITTEE ON ENERGY, COMMUNICATION AND INFORMATION HELD ON TUESDAY 16TH NOVEMBER, 2010 IN COMMITTEE ROOM, 4TH FLOOR, CONTINETAL BUILDING AT 10.00 A.M.

PRESENT

- | | |
|--|---------------|
| 1. The Hon. (Eng.) James Rege, M.P. | Chairman |
| 2. The Hon. Maina Kamau, M.P | Vice Chairman |
| 3. The Hon. Mohamed Hussein Ali, M.P | |
| 4. The Hon. Edwin O. Yinda, M.P | |
| 5. The Hon. Cyprian Omolo, M.P | |
| 6. The Hon. Danson Mwazo Mwakulegwa, M.P | |
| 7. The Hon. Ekwere Ethuro, M.P | |
| 8. The Hon. (Eng.) Nicholas Gumbo, M.P | |

ABSENT WITH APOLOGIES.

1. The Hon. Emilio Kathuri, M.P
2. The Hon. (Prof) Phillip Kaloki, M.P

IN ATTENDANCE:

1. Mr. Jacob Ngwele
2. Ms. Veronica Kibati

NATIONAL ASSEMBLY

Third Clerk Assistant
Research Officer

MIN. NO. 124/2010:

PRAYER

The proceedings were opened with a word of prayer from the Chairperson.

MIN. NO. 125/2010:

ADOPTION OF THE AGENDA.

The adoption of the Agenda was proposed by Hon. (Eng.) Nicholas Gumbo, M.P and seconded by Hon. Danson Mwanzo, M.P.

MIN. NO. 126/2010:

CONSIDERATION OF THE DRAFT REPORT ON THE APPOINTMENT OF THE BOARD MEMBERS OF THE K.B.C

Members read at length the draft report on the inquiry by the Committee into the appointment of the Board of Directors of K.B.C as per the directive given to the Committee by the Speaker on 2nd November, 2010.

Upon deliberation of the report members unanimously adopted the report with the recommendations that the following members of the Board of K.B.C were not qualified to be appointed as directors in accordance with the provisions of Section 4 (1)(f) of the K.B.C Act.

