



Approved
K. Hassan
22/7/14

PARLIAMENT OF KENYA
LIBRARY
Deputy Speaker

PARLIAMENT OF KENYA
THE NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT
SECOND SESSION (2014)

Also approved

Sidai

DR. K. H. M. F.

THE DEPARTMENTAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS

REPORT

ON THE NOMINATION OF COMMISSIONERS TO THE NATIONAL COHESION AND INTEGRATION COMMISSION

**CLERK'S CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI.**

JULY, 2014

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1.0 PREFACE

Mr. Speaker Sir,

On behalf of the Departmental Committee on Justice and Legal Affairs and pursuant to Standing Order 216, it is my pleasure and duty to present to the House, the Committee's Report on the Nomination of Commissioners to the National Cohesion and Integration Commission.

1.1 Committee Membership

The Committee on Justice and Legal Affairs was constituted by the House on Thursday 16th May, 2013 comprising of the following members:

1. The Hon. Samuel Chepkong'a, M.P. –Chairperson
2. The Hon. Priscialla Nyokabi, M.P. –Vice Chairperson
3. The Hon. Njoroge Baiya, M.P.
4. The Hon. Muriithi Waiganjo, M.P.
5. The Hon. Ndirangu Waihenya, M.P.
6. The Hon. Florence Kajuju, M.P.
7. The Hon. Kang'ata Irungu, M.P.
8. The Hon. Benson Mutura, M.P.
9. The Hon. John Njoroge Chege, M.P.
10. The Hon. William Cheptumo, M.P.
11. The Hon. Mohamed Abdi Haji, M.P.
12. The Hon. Kangongo Bowen, M.P.
13. The Hon. Sammy Koech, M.P.
14. The Hon. Moses Cheboi, M.P.
15. The Hon. Paul Bii, M.P.
16. The Hon. Charles Gimose, M.P.
17. The Hon. Johana Ng'eno, M.P.
18. The Hon. Boniface Otsiula, M.P.
19. The Hon. David Ouma Ochieng, M.P.
20. The Hon. Neto Agostinho, M.P.
21. The Hon. Kaluma Peter, M.P.
22. The Hon. Fatuma Ibrahim Ali, M.P.

23. The Hon. Ben Momanyi Orori, M.P.
24. The Hon. T. J. Kajwang', M.P.
25. The Hon. (Bishop)Mutua Mutemi, M.P.
26. The Hon. Olago Aluoch, M.P.
27. The Hon. Christine Oduor Ombaka, M.P.
28. The. Hon. Munuve G. Mati, M.P.
29. The Hon. Mwamkale William Kamoti, M.P.

1.2 Committee's Mandate

The Departmental Committee on Justice and Legal Affairs derives its mandate from provisions of Standing order 216(5) which defines functions of the Committee as being:

- a) To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;
- b) To study the programme and policy objectives of ministries and departments and the effectiveness of their 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 measured by the results obtained as compared with their stated objectives;
- e) To investigate and inquire into all matters relating to the assigned ministries and departments as may be deemed necessary, and as may be referred to it by the House or a minister;
- f) To vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under standing order 204 (Committee on appointments); and
- g) To make reports and recommendations to the House as often as possible, including recommendations of proposed legislation.

In accordance with Second Schedule of the Standing Orders, the Committee is mandated to consider:-

- a) Constitutional Affairs
- b) The administration of law and justice
- c) The Judiciary
- d) Public prosecutions

- e) Elections
- f) Ethics ,Integrity and anti-corruption and
- g) Human rights.

The Committee oversees the following Ministries/Departments:

- a) Office of the Attorney General and Department of Justice
- b) The Judiciary
- c) Ethics and Anti-Corruption Commission
- d) Independent Electoral and Boundaries Commission
- e) Commission on Administrative Justice
- f) Directorate of Public Prosecutions
- g) Kenya National Commission on Human Rights (KNCHR)
- h) Office of the Registrar of Political Parties.

Mr. Speaker, Sir,

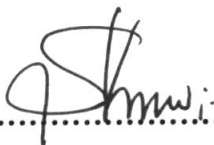
On behalf of Members of the Departmental Committee on Justice and Legal Affairs, I wish to present to the House the Report of the Committee on the names of the fifteen (15) qualified applicants for further consideration and subsequent adoption by the House.

1.3 Acknowledgements

- a. The Committee wishes to sincerely thank the Offices of the Speaker and the Clerk of the National Assembly for the necessary support extended to it in the execution of its mandate.
- b. The Chairperson of the Committee takes this opportunity to thank all Members of the Committee for their patience, Sacrifice, endurance and Commitment to Public Service under tight schedules which enabled us to complete the task within the stipulated period.
- c. The Committee wishes to record its appreciation for services rendered by the staff of the National Assembly attached to the Committee. Their efforts and input made the work of the Committee and production of this Report possible.

d. Finally, it is now my pleasant duty, on behalf of the Departmental Committee on Justice and Legal Affairs, to present and recommend this report on the nomination of Alice Wairimu Nderitu, Morris Dzoro, Rose Macharia Mghoi, Dr.Roba D.Sharamo, Anne Munyiva Kyallo, and Millie Lwanga Odongo, Irene Njeri Wanyoike, Adan Abdi Mohamed, Alasa Osman Hirsi, Eric Oluoch Ogwang, Belinda Akoth Ochiel, Francis Xavier Ole Kaparo, EGH, SS,Irene C.Masit, Dr. Joseph Wamocha Nasongo and Prof.Gitile J Naituli for adoption pursuant to Standing Orders of the National Assembly and other enabling provisions of the Law.

Thank you.

Signed..........

Hon. Samuel Chepkong'a, M.P

(Chairperson)

Departmental Committee on Justice and Legal Affairs

Dated this 22nd day of July,.....2014

2.0 BACKGROUND

1. The National Cohesion and Integration Act No.12 of 2008 is an Act of Parliament meant to encourage national cohesion and integration by outlawing discrimination on ethnic grounds and to provide for the establishment, powers and functions of the National Cohesion and Integration Commission and for connected purposes.
2. The National Cohesion and Integration Commission is established pursuant to the provisions of section 15 (1) of the Act which states as follows:-

(1) There is established a Commission to be known as the National Cohesion and Integration Commission.
3. The membership of the Commission is stipulated in the provisions of section 17 of the Act.

Section 17 of the Act states as follows:-

(1) The Commission shall consist of—

- a) a Chairperson appointed by the President from amongst the commissioners appointed under paragraph (b);***
- b) eight commissioners nominated by the National Assembly in accordance with the First Schedule and appointed by the President;***
- c) the Chairperson of the Kenya National Commission on Human Rights;***
- d) the Chairperson of the National Commission on Gender and Development; and***
- e) the Chairperson of the Public Complaints Standing Committee (Ombudsman).***

(3) The commissioners shall, at their first meeting, elect a vice-chairperson from amongst the commissioners appointed under subsection (2)(b).

(4) In appointing members to the Commission, the principle of gender equity shall apply.

3.0 RECRUITMENT PROCESS BY THE COMMITTEE

- i. Pursuant to the provisions of Section 17 and paragraph 1 of the First schedule of the National Cohesion and Integration Act, the National Assembly advertised in the daily newspapers on the 20th June 2014 inviting qualified persons for nomination as Commissioners.
- ii. At the expiry of twenty days of the advertisement (10th July, 2014) a total of two hundred and fifty (250) applications had been received by the Office of the Clerk of the National Assembly.
- iii. The Office of the Clerk of the National Assembly forwarded the names of the two hundred and fifty applicants (250) applicants to the Departmental Committee on Justice and Legal Affairs for interviews and Consideration.
- iv. The Departmental Committee on Justice and Affairs through the Office of the Clerk of the National Assembly wrote to the Minister of Interior and National Security inviting him to participate in the process.
- v. The Ministry of Interior and Co-ordination of National Government sent Dr.F.O Owino, Director of National Cohesion to represent the Ministry and participate in the exercise throughout the recruitment process.
- vi. The Departmental Committee on Justice and Legal Affairs considered the applications for the positions of commissioners to the National Cohesion and integration Commission pursuant to the provisions of Chapter six of the Constitution on leadership and Integrity and paragraph 3 of the First Schedule to the National Cohesion and Integration Act.

Article 73 of the Constitution on leadership and Integrity provides as follows:

- 1) Authority assigned to a State officer:
 - a) Is a Public trust exercised in a manner that:-

- i. is consistent with the purposes and objects of this Constitution;
 - ii. demonstrates respect for the people;
 - iii. brings honour to the nation and dignity to the office;
 - iv. promotes public confidence in the integrity of the office; and
- b) Vests in the State officer the responsibility to serve the people rather than the power to rule them.
- 2) The guiding principles of leadership and integrity include:-
- a. Selection on the basis of personal integrity, competence and suitability in free in free and fair elections;
 - b. Objectivity and impartiality in decision making and in ensuring that decisions are not influenced by nepotism, favouritism, other improper motives or corrupt practices.
 - c. Selfless services based solely on the public interest, demonstrated by-
 - i. honesty in the execution of public duties
 - ii. the declaration of any personal interest that may conflict with public duties.
 - iii. accountability to the public for decisions and actions; and
 - iv. discipline and commitment of service to the people.

Paragraph 3 of the First Schedule to the Act provides as follows:

The relevant Parliamentary Committee in consultation with the Minister shall, within seven days of the expiry of the period prescribed under paragraph 2—

- a) consider all the applications received under paragraph 2; and*
- b) recommend to the National Assembly suitably qualified persons for nomination as commissioners.*

The Committee scrutinised the applications and shortlisted those who met the minimum qualifications as per the provisions of section 18 (1) & (2) of the Act which states as follows:-

***A person shall be qualified for appointment as a commissioner if such person—
(a) is a citizen of Kenya;***

(b) is a person of high moral character and proven integrity; and

(c) has knowledge and experience in matters relating to race, ethnic and human relations, public affairs, and human rights.

(1) No person shall be qualified for appointment as a commissioner if such person—

(a) is a member of the National Assembly;

(b) is a member of a local authority;

(c) is a member of the executive body of, or is actively involved in the affairs of, a political party;

(d) has promoted sectoral, ethnic, racial or religious animosity or openly advocated for partisan ethnic positions or interests.

3.1 CONSIDERATION OF APPLICATIONS BY THE COMMITTEE

- i. On July 14th, 2014 the Committee held a sitting to consider all the applications received for positions of Commissioners in the National Cohesion and Integration Committee.
- ii. A total of two hundred sixty (250) applications were received.
- iii. The Committee scrutinized all the applications including Curriculum Vitae's of the applicants taking into consideration academic qualifications, gender, regional balance and relevant experience.

The Committee developed a criteria to be applied when conducting the interviews where it was recommended that each candidate would be awarded a total of fifty points (50) depending on academic qualifications and knowledge of matters relevant to the Act which matters were categorized under the following topics:-

- a) Academic and Professional Qualifications.
- b) Knowledge of National Cohesion & Integration Act
- c) Knowledge of working with marginalized and disadvantaged, diverse groups
- d) Knowledge in Public Affairs and Human Rights
- e) Personal presentation

f) Suitability of the applicant

On Wednesday 16th July, 2014, the Committee shortlisted thirty two (32) applicants to be invited for interviews. The Committee resolved to conduct the applicants through publication in the print media and telephone calls.

The thirty two (32) shortlisted applicants were as follows;

1. Leonard N.Kimani
2. Anne Wang'ombe Njoki
3. Dr.Christopher Gatama Gakahu
4. Alice Wairimu Nderitu
5. Morris M.Dzoro
6. Rose Macharia Mghoi
7. Hemed Mohammed Mbaruk
8. Amb.Wellington Pakia Godo
9. Dr.Roba D.Sharamo

10. Anne Munyiva Kyalo- Ngugi
11. Dr.Mzalendo Kibunja
12. Prof.Gitile J Naituli
13. Milly Lwanga Odongo
14. Bernard Wachira Waheire
15. Irene Njeri Wanyoike
16. Abduba Mollu Ido
17. Adan Abdi Mohammed
18. Alasa Osman Hirsi
19. Fatuma Mohamud Mohammed
20. Noor Aden
21. Dr.Collins Mito Omulo
22. Cecilia Mbaka
23. Eric Aluoch Ogwang
24. Belinda Akoth Ochiel
25. Francis Xavier Ole Kaparo, EGH, SS
26. Irene C.Masit
27. Sophia Lepuchirit
28. Rev.Luka Ariko Ekitala
29. Dr.Joseph Wamocha Nasongo
30. Edna Ameyo Nyaloti
31. Dr.Tecla Namachanja Wanjala

32. Albert Fred Ekirapa

3.2 APPEARANCE OF APPLICANTS FOR INTERVIEWS BY THE COMMITTEE

- a. On Friday July 18th, 2014, the Committee interviewed the first fourteen (14) applicants on the shortlist.
 - b. On Monday July 21st, 2014, the Committee interviewed the last eighteen (18) applicants on the shortlist.
16. Thirty two (32) candidates were interviewed for the positions of Commissioners.
17. In conducting the interviews, the Committee was guided by the provisions of Section 18(1) & (2) of the National Cohesion and Integration Act herein earlier cited in this report.

5.0 RECOMMENDATION

The Committee recommends to the House, that the following fifteen (15) nominees be considered and approved for onward transmission to H.E. the President to nominate eight Commissioners to the National Cohesion and Integration Commission in accordance with the provisions of paragraphs 5 and 6 of the First Schedule of the Act.

1. Alice Wairimu Nderitu
2. Morris Dzoro
3. Rose Macharia Mghoi
4. Dr.Roba D.Sharamo
5. Anne Munyiva Kyalo
6. Millie Lwanga Odongo
7. Irene Njeri Wanyoike
8. Adan Abdi Mohamed
9. Alasa Osman Hirsi
10. Eric Oluoch Ogwang
11. Belinda Akoth Ochiel
12. Francis Xavier Ole Kaparo, EGH, SS
13. Irene C.Masit
14. Dr. Joseph Wamocha Nasongo
15. Prof. Gitile J Naituli

**MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON
JUSTICE AND LEGAL AFFAIRS MEETING HELD ON TUESDAY 22nd JULY,
2014 IN COMMITTEE ROOM 7, PARLIAMENT BUILDINGS AT 12.30 P.M**

PRESENT

Hon. Samuel Chepkong'a, MP - **Chairperson**
Hon. Mohamed Abdi Haji, MP
Hon. Mutua Mutemi (Bishop) , MP
Hon. Neto Agostinho, MP
Hon. Boniface Otsiula, MP
Hon. Ndirangu Waihenya, MP
Hon. Muriithi Waiganjo, MP
Hon. Kaluma Peter, MP
Hon. Fatuma Ibrahim Ali, MP
Hon. Moses Cheboi, MP
Hon. Florence Kajuju, MP
Hon. Paul Bii, MP
Hon. William Cheptumo, MP
Hon. Munuve Mati John, MP
Hon. John Njoroge Chege, MP
Hon. Benson Mutura, MP
Hon. David Ouma Ochieng, MP
Hon. Kamoti Mwamkale, M.P
Hon. Kangongo Bowen, MP
Hon. Charles Gimose, MP
Hon. Ben Momanyi Orori, MP
Hon. Johanna Ngeno, MP
Hon. Sammy Koech, MP
Hon. Sammy Koech, MP

ABSENT WITH APOLOGIES

Hon. Olago Aluoch, MP
Hon. Kang'ata Irungu, M
Hon. Njoroge Baiya, MP
Hon. T.J. Kajwang', MP
Hon. Dr. Christine Ombaka
Hon. Priscilla Nyokabi, MP - **Vice Chairperson**

IN ATTENDANCE

Abenayo Wasike - Committee Clerk 1

Dr.F.O Owino - Secretary of Cohesion, Ministry of Interior and National Security

Hellen Hellen Lokwang - Committee Clerk III
Mary Luka Lemerelle - Committee Clerk III
Ahmed Salim Abdalla - Committee Clerk III

MIN.NO.JLA/NCIC-16/2014 PRELIMINARIES

The meeting started at 12 45 P.m after a word of prayer by the Chairperson.

MIN.NO.JLA/NCIC-17/2014 ADOPTION OF THE REPORT

Report was adopted by majority of members present as follows:

Proposed by Hon. John Munuve and seconded by Hon.Waihenya Ndirangu

MIN.NO.JLA/NCIC-18/2014 ADOPTION OF MINUTES

Min of 14/7/2014 Proposed by Hon.William Cheptumo and seconded by Hon. Florence Kajuju.

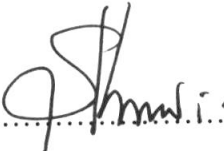

Min.of 16/7/2014 proposed by Hon.Moses Cheboi and seconded by Hon.Fatuma Ibrahim.

Min.of 18/7/2014 proposed by Hon.Paul Bii and seconded by Hon.Mureithi Waiganjo

Min of 21/7/204 proposed by Hon. Boniface Otsiula and seconded by Hon.John Munuve.

MIN.NO.JLA/NCIC-19/2014ADJOURNMENT

The meeting was adjourned at 1.45 pm.

Signed..........DATE..........
Chairperson

**MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON
JUSTICE AND LEGAL AFFAIRS MEETING HELD ON MONDAY 21ST JULY,
2014 IN COMMITTEE ROOM 7, PARLIAMENT BUILDINGS AT 9.20 A.M**

PRESENT

1. Hon. Samuel Chepkong'a, MP - **Chairperson**
2. Hon. Priscilla Nyokabi, MP - **Vice Chairperson**
3. Hon. Boniface Otsiula, MP
4. Hon. Mohamed Abdi Haji, MP
5. Hon. Muriithi Waiganjo, MP
6. Hon. Ndirangu Waihenya, MP
7. Hon. Neto Agostinho, MP
8. Hon. David Ouma Ochieng, MP
9. Hon. Kaluma Peter, MP
10. Hon. Paul Bii, MP
11. Hon. Kangongo Bowen, MP
12. Hon. William Cheptumo, MP
13. Hon. Fatuma Ibrahim Ali, MP
14. Hon. Kamoti Mwamkale, M.P
15. Hon. Moses Cheboi, MP
16. Hon. Florence Kajuju, MP
17. Hon. Munuve Mati John, MP
18. Hon. Mutua Mutemi (Bishop) , MP
19. Hon. John Njoroge Chege, MP
20. Hon. T.J. Kajwang', MP
21. Hon. Benson Mutura, MP
22. Hon. Sammy Koech, MP
23. Hon. Ben Momanyi Orori, MP

ABSENT WITH APOLOGIES

24. Hon. Dr. Christine Ombaka, MP
25. Hon. Charles Gimose, MP
26. Hon. Johanna Ngeno, MP
27. Hon. Kang'ata Irungu, M
28. Hon. Njoroge Baiya, MP
29. Hon. Olago Aluoch, MP

8. Adan Abdi Mohamed
9. Belinda Akoth Ochiel
10. Sophia Lepuchirit
11. Rev. Luka Ariko
12. Cecilia Mbaka
13. Dr. Joseph Nasongo
14. Alasa Osman Hirsi
15. Albert Fred Ekirapa
16. Irene C. Masit
17. Edna Ameyo Nyaloti
18. Hemed Mohamed Mbaruk

MIN.NO.JLA/NCIC-12/2014 FINAL SHORTLISTING

From 4:20pm, the Committee started the tallying of scores for all the thirty two (32) candidates. Of the thirty two, fourteen were interviewed on 18th July 2014 (Friday) and eighteen were interviewed on 21st July 2014 (Monday).

After lengthy deliberations and taking into account all the relevant factors, the Committee unanimously agreed that the following fifteen (15) applicants be shortlisted and their names be forwarded to the House for adoption before being forwarded to the President:

1. **Alice Wairimu Nderitu**
2. **Morris M. Dzoro**
3. **Rose Mghoi**
4. **Dr. Roba D. Sharamo**
5. **Anne Munyiva Kyalo**
6. **Prof. Gitile J. Naituli**
7. **Irene Njeri Wanyoike**
8. **Milly Lwanga**
9. **Alasa Osman Hirsi**
10. **Adan Abdi Mohamed**
11. **Belinda Akoth Ochiel**
12. **Eric Oluoch Ogwang**
13. **Francis Xavier ole Kaparo**
14. **Irene C. Masit**
15. **Dr. Joseph Wamocha Nasongo**

IN ATTENDANCE

Abenayo Wasike - Committee Clerk 1

Dr.F.O Owino – Secretary of Cohesion, Ministry of Interior and National Security

Hellen Hellen Lokwang - Committee Clerk III

Mary Luka Lemerelle - Committee Clerk III

Ahmed Salim Abdalla - Committee Clerk III

Wilson Dima Dima - Legal Counsel

Valerie Mugure Gituto - Legal Counsel

Ronald Walala - Legal Counsel

Joan Awinja - Human Resource Officer

MIN.NO.JLA/NCIC-12/2014

PRELIMINARIES

The meeting was called to order at 9.20 a.m after a word of prayer by the Chairperson.

The Chairperson informed members that the agenda of the meeting is to conduct second phase of interviews for Commissioners to the NCIC, in continuation to the interviews conducted on 18th July 2014.

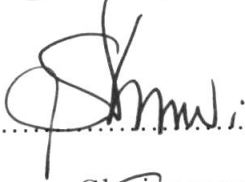
MIN.NO.JLA/NCIC-13/2014 INTERVIEWS FOR NCIC COMMISSIONERS

The Committee interviewed a total of eighteen (18) applicants between 9.30 a.m to 4:20 p.m.

The following applicants were interviewed on Friday 18th July,2014;

1. Francis Xavier ole Kaparo
2. Dr. Roba D. Sharamo
3. Fatuma Mohamed
4. Aden Noor Aden
5. Dr. Tecla Namachanja Wanjala
6. Eric Oluoch Ogwang

The meeting was adjourned at 6.35 pm.

Signed..........

Chairperson

Date..........

**MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON
JUSTICE AND LEGAL AFFAIRS MEETING HELD ON FRIDAY 18TH JULY,
2014 IN COMMITTEE ROOM 9, PARLIAMENT BUILDINGS AT 8.30 A.M**

PRESENT

1. Hon. Samuel Chepkong'a, MP - **Chairperson**
2. Hon. Priscilla Nyokabi, MP - **Vice Chairperson**
3. Hon. Mutua Mutemi (Bishop) , MP
4. Hon. Munuve Mati John, MP
5. Hon. Fatuma Ibrahim Ali, MP
6. Hon. Paul Bii, MP
7. Hon. Mohamed Abdi Haji, MP
8. Hon. Sammy Koech, MP
9. Hon. Florence Kajuju, MP
10. Hon. Benson Mutura, MP
11. Hon. John Njoroge Chege, MP
12. Hon. T.J. Kajwang', MP
13. Hon. William Cheptumo, MP
14. Hon. Dr. Christine Ombaka, MP
15. Hon. Kamoti Mwamkale, M.P
16. Hon. Ndirangu Waihenya, MP
17. Hon. Kaluma Peter, MP
18. Hon. David Ouma Ochieng, MP
19. Hon. Muriithi Waiganjo, MP
20. Hon. Ben Momanyi Orori, MP
21. Hon. Moses Cheboi, MP

ABSENT WITH APOLOGIES

22. Hon. Olago Aluoch, MP
23. Hon. Charles Gimose, MP
24. Hon. Johanna Ngeno, MP
25. Hon. Njoroge Baiya, MP
26. Hon. Boniface Otsiula, MP
27. Hon. Neto Agostinho, MP
28. Hon. Kangongo Bowen, MP
29. Hon. Kang'ata Irungu, MP

IN ATTENDANCE

- Abenayo Wasike - Committee Clerk 1
- Hellen Lokwang - Committee Clerk
- Mary Lemerelle - Committee Clerk
- Ahmed Salim - Committee Clerk

Wilson Dima Dima - Senior Legal Counsel
Ronald Walala - Legal Counsel
Mugure Gitoto - Legal Counsel
Dr.F.O Owino - Secretary of Cohesion, Ministry of Interior and
National Security

MIN.NO.JLA/NCIC-9/2014 PRELIMINARIES

The meeting started at 9.30 a.m after a word of prayer by the Chairperson.

The Chairperson informed members that the agenda of the meeting is to conduct interviews for Commissioners to the NCIC.

MIN.NO.JLA/NCIC-10/2014 INTERVIEWS FOR NCIC COMMISSIONERS

The Committee interviewed a total of fourteen (14) applicants between 9.30 a.m to 5.30 p.m. **Dr. Roba D Sharamo and Mr. Ahmed Mohammed Mbaruk** informed the Committee through the Clerk's office that they were not available for the interview on Friday and requested to be considered on Monday 21st July, 2014.

The following applicants were interviewed on Friday 18th July, 2014;

1. Leonard N.Kimani
2. Anne Wang'ombe Njoki
3. Dr.Christopher Gatama Gakahu
4. Alice Wairimu Nderitu
5. Morris M.Dzoro
6. Rose Macharia Mghoi
7. Amb.Wellington Pakia Godo
8. Anne Munyiva Kyalo- Ngugi
9. Dr.Mzalendo Kibunja
- 10.Prof.Gitile J Naituli
- 11.Milly Lwanga Odongo
- 12.Bernard Wachira Waheire
- 13.Irene Njeri Wanyoike
- 14.Abduba Mollu Ido

Dr. F.O Owino is Secretary in charge of Cohesion in the Ministry. He informed members on the progress made towards aligning the Act with the Constitution.

He presented a draft copy of the proposed Legislation to Members of the Committee.

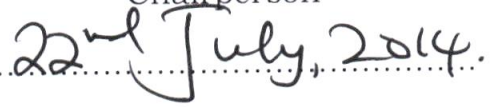
The Committee mandated the Secretariat to make a shortlist of 64 applicants for consideration by the Committee. The Secretariat to submit the list on shortlisted applicants on Wednesday 16th July, 2014.

MIN.NO.JLA/NCIC-11/2014 ADJOURNMENT

The meeting was adjourned at 5.20 pm.

Signed..........

Chairperson

Date..........

**MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON
JUSTICE AND LEGAL AFFAIRS MEETING HELD ON WEDNESDAY 16TH
JULY, 2014 IN COMMITTEE ROOM 9, PARLIAMENT BUILDINGS AT 11.30
A.M**

PRESENT

Hon. Samuel Chepkong'a, MP – **Chairperson**
Hon. Priscilla Nyokabi, MP - **Vice Chairperson**
Hon. Ndirangu Waihenya, MP
Hon. Benson Mutura, MP
Hon. Muriithi Waiganjo, MP
Hon. Kimani Mwamkale, M.P
Hon. Olago Aluoch, MP
Hon. Mohamed Abdi Haji, MP
Hon. John Njoroge Chege, MP
Hon. Paul Bii, MP
Hon. Munuve Mati John, MP
Hon. William Cheptumo, MP
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Hon. Kaluma Peter, MP
Hon. David Ouma Ochieng, MP
Hon. Kangongo Bowen, MP
Hon. Neto Agostinho, MP
Hon. Fatuma Ibrahim Ali, MP
Hon. Moses Cheboi, MP
Hon. Mutua Mutemi (Bishop) , MP
Hon. Kang'ata Irungu, MP
Hon. Florence Kajuju, MP
Hon. Njoroge Baiya, MP
Hon. Dr. Christine Ombaka, MP

ABSENT WITH APOLOGIES

Hon. Charles Gimose, MP
Hon. Ben Momanyi Orori, MP
Hon. Boniface Otsiula, MP
Hon. Sammy Koech, MP
Hon. T.J. Kajwang', MP

IN ATTENDANCE

Abenayo Wasike - Committee Clerk 1

Dr.F.O Owino – Secretary of Cohesion, Ministry of Interior and National Security

Hellen Hellen Lokwang - Committee Clerk III

Mary Luka Lemerelle - Committee Clerk III

Ahmed Salim Abdalla - Committee Clerk III

Wilson Dima Dima - Legal Counsel

Valerie Mugure Gituto - Legal Counsel

Ronald Walala - Legal Counsel

Joan Awinja - Human Resource Officer

MIN.NO.JLA/NCIC-5/ 2014PRELIMINARIES

The meeting started at 11.45 a.m after a word of prayer by the Chairperson.

The Chairperson briefed members on the recruitment process of the National Cohesion and Integration Commission. He invited the Secretariat to brief Members on progress.

MIN.NO.JLA/NCIC-6/2014CONSIDERATION OF NCIC APPLICATIONS

Members of the Committee scrutinized the list of applicants and recommended thirty (32) applicants to be shortlisted for interview. The applicants met the Criteria set by Committee.

The following thirty two (32) applicants were shortlisted for interviews:

1. Leonard N.Kimani
2. Anne Wang'ombe Njoki
3. Dr.Christopher Gatama Gakahu
4. Alice Wairimu Nderitu
5. Morris M.Dzoro
6. Rose Macharia Mghoi
7. Hemed Mohammed Mbaruk

8. Amb. Wellington Pakia Godo
9. Dr. Roba D. Sharamo
10. Anne Muniyiva Kyalo- Ngugi
11. Dr. Mzalendo Kibunja
12. Prof. Gitile J Naituli
13. Milly Lwanga Odongo
14. Bernard Wachira Waheire
15. Irene Njeri Wanyoike
16. Abduba Mollu Ido
17. Adan Abdi Mohammed
18. Alasa Osman Hirsi
19. Fatuma Mohamud Mohammed
20. Noor Aden
21. Dr. Collins Mito Omulo
22. Cecilia Mbaka
23. Eric Aluoch Ogwang
24. Belinda Akoth Ochiel
25. Francis Xavier Ole Kaparo, EGH, SS
26. Irene C. Masit
27. Sophia Lepuchirit
28. Rev. Luka Ariko Ekitala
29. Dr. Joseph Wamocha Nasongo
30. Edna Ameyo Nyaloti
31. Dr. Tecla Namachanja Wanjala
32. Albert Fred Ekirapa

MIN.NO.JLA/NCIC-7/2014 INTERVIEWS AND NOTIFICATION OF APPLICANTS

Members settled on Friday 18th and Monday 21st July, 2014 as dates to conduct interviews. The Secretariat was asked to notify the applicants on the shortlist through phone calls and print media on Thursday 17th July, 2014.

MIN.NO.JLA/NCIC-8/2014 ADJOURNMENT

The meeting was adjourned at 2.00 pm.

Signed.....

Chairperson

Date.....

**MINUTES OF THE SITTING OF THE DEPARTMENTAL COMMITTEE ON
JUSTICE AND LEGAL AFFAIRS MEETING HELD ON MONDAY 14TH JULY,
2014 IN COMMITTEE ROOM 9, PARLIAMENT BUILDINGS AT 2.45 P.M**

PRESENT

Hon. Samuel Chepkong'a, MP – **Chairperson**
Hon. Priscilla Nyokabi, MP - **Vice Chairperson**
Hon. Mohamed Abdi Haji, MP
Hon. Mutua Mutemi (Bishop) , MP
Hon. Neto Agostinho, MP
Hon. Boniface Otsiula, MP
Hon. Ndirangu Waihenya, MP
Hon. Muriithi Waiganjo, MP
Hon. Kaluma Peter, MP
Hon. T.J. Kajwang', MP
Hon. Fatuma Ibrahim Ali, MP
Hon. Moses Cheboi, MP
Hon. Florence Kajuju, MP
Hon. Paul Bii, MP
Hon. William Cheptumo, MP
Hon. Njoroge Baiya, MP
Hon. Munuve Mati John, MP
Hon. John Njoroge Chege, MP
Hon. Benson Mutura, MP
Hon. David Ouma Ochieng, MP
Hon. Kamoti Mwamkale, M.P

ABSENT

Hon. Dr. Christine Ombaka, MP
Hon. Charles Gimose, MP
Hon. Ben Momanyi Orori, MP
Hon. Johanna Ngeno, MP
Hon. Sammy Koech, MP
Hon. Kangongo Bowen, MP
Hon. Kang'ata Irungu, M

ABSENT WITH APOLOGIES

Hon. Olago Aluoch, MP

IN ATTENDANCE

Abenayo Wasike - Committee Clerk 1

Dr.F.O Owino – Secretary of Cohesion, Ministry of Interior and National Security

Hellen Hellen Lokwang - Committee Clerk III

Mary Luka Lemerelle - Committee Clerk III

Ahmed Salim Abdalla - Committee Clerk III

Wilson Dima Dima - Legal Counsel

Valerie Mugure Gituto - Legal Counsel

Ronald Walala - Legal Counse

MIN.NO.JLA/NCIC-1/2014 PRELIMINARIES

The meeting started at 3.00 P.m after a word of prayer by the Chairperson.

The Chairperson briefed members on the National Cohesion and Integration Commission recruitment and asked members present to consider the best approach to be adopted by the Committee in the process.

MIN.NO.JLA/NCIC-2/2014 MEMBERS OBSERVATIONS

Members considered the following issues;

- The recruitment exercise should comply with the Constitution of Kenya 2010.
- Whether non-alignment of the Act with the Constitution will affect the process or not.
- Whether the Committee should conduct the recruitment by complying with the relevant provisions of the Constitution.
- Whether the requirement to enact legislation under Article 232 of the Constitution ousts the jurisdiction of Parliament to carry out the exercise.

The Committee resolved as follows:

- The Committee should proceed with the process as stipulated in the enabling Act.
- In the recruitment process members of the Committee will take notice of Constitutional principles as enshrined under Chapter six and Article 232 of the Constitution of Kenya 2010.

- Thirty two (32) applicants to be shortlisted for interviews.

MIN.NO.JLA/NCIC-2 /2014 CRITERIAFOR SHORTLISTING APPLICANTS

The Committee agreed on the following;

- i. Academic and professional qualifications.
- ii. Knowledge of National Cohesion and Integration Act
- iii. Knowledge of Working with marginalized and disadvantaged diverse groups.
- iv. Knowledge on Public Affairs and Human Rights
- v. Conflict Management and Resolution
- vi. Regional Representation
- vii. Gender and Equity
- viii. Disability and other special needs

MIN.JLA/NCIC-3/2014 REMARKS BY DR.F.O OWINO

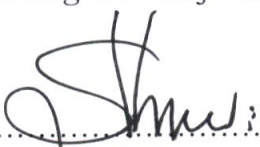
Dr.F.O Owino is Secretary in charge of Cohesion in the Ministry. He informed members on the progress made towards aligning the Act with the Constitution.

He presented a draft copy of the proposed Legislation to Members of the Committee.

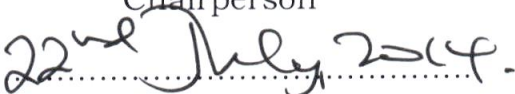
The Committee resolved to shortlist thirty two applicants (32) applicants for interviews.

MIN.NO.JLA/NCIC-4/2014ADJOURNMENT

The meeting was adjourned at 4.20 pm.

Signed..........

Chairperson

Date........

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
1.	Alice Wairimu Nderitu	F	1968 (46 Yrs)	MA (Armed Conflict and Peace Studies), BA, PGD (Human Resource Mgmt), PGD (PR Management)	<ul style="list-style-type: none"> • Senior Advisor- Centre for Humanitarian Dialogue- 2013-Present, • Convener- Concerned Citizens for Peace, • Commissioner- NCIC (2009-2013), • Co-Chair & Founder- UWIANO Platform for Peace, • Director, Education for Social Justice- Fahamu Networks for Social Justice (2007-2009), • Programme Head- KNCHR 2003-2007, • Lecturer, Communications Studies- Kenya Polytechnic 2001-2003, • Human Rights Liaison and Communications Officer- Standing Committee on Human Rights, 2001-2002, • PA to Commandant/ Researcher- Kenya Prison (1991-2001), • Research Assistant- UoN 1990-1991, • Teacher- Loreto Convent Valley Road 1989-1990 	Nyandarua	--	Vol.9: 001

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
2.	Morris M. Dzoro	M	1950 (64 Yrs)	PhD (On-Going), MA, BA, Dip.	<ul style="list-style-type: none"> • Part-Time Lecturer- UoN (2008-2012), • Part-Time Lecturer- Daystar University (2012-2013), • MP- National Assembly- (2002-2007), • Programme Manager- World Vision (1993-2001), • Regional Overseer- Deliverance Church (1977-1999) 	Kilifi		Vol.3: 011
3.	Rose Mghoi	F	1958 (56 Yrs)	MSc, BEd,	<ul style="list-style-type: none"> • Independent Consultant- Kenya ICT Board (2010-Present), • HR Manager- Nyayo Tea Zone Development Corporation (5 Yrs), • HR Officer- HELB (8 Yrs), • Senior Education Officer- Ministry of Education (2 Yrs), • HR & Admin- Corporate Insurance Services- Manchester, • HR Development- British steel Distribution Company, 	TaitaTaveta	Associate- Chartered Institute of Personnel and Development (CIPD)	Vol.1: 013
4.	Dr. Roba D Sharamo	M	1972(42 yrs)	PHD, M.A., B.Sc.	<ul style="list-style-type: none"> • Team Leader, Peace 	Marsabit		Vol 10: 004

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
					<p>Building and Conflict Prevention Unit, UNDP Kenya (2011- present)</p> <ul style="list-style-type: none"> • Acting Office Director, Institute for Security Studies (2011) • Programme head, African Conflict Prevention Programme (2010-2011) • Acting Office Director, Institute for Security Studies, Adis Ababa Ethiopia (2009-2010) • Programme Head, African Conflict Prevention Programme (2009-2010) • First Secretary, Ministry of Foreign Affairs (2007-2009) • Adjunct Lecturer, USIU (2007) • Research Associate, Goerge Mason University (2007) • Consultant , Management Systems International (2005) • Associate, Crisis Mitigation and Recovery Development Alternative 			

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
					Inc (2005) <ul style="list-style-type: none"> • Director, Programs, Universal Human Rights International (2002-2003) • Research Fellow, Brandels University (2002) • GoergeSommaripa Peace Fellow (June 2002) • Field Researcher, CAPE Unit, Organization of African Unity (2001-2002) • Senior Administration and Personnel Officer, EwasoNgiro North Development Authority (2000) • Environmental Ecologist Ministry of Regional Development (1998-2000) 			
5.	Anne Munyiva Kyalo	F	1964 (50 Yrs)	MA, CPS (K), LLB,	<ul style="list-style-type: none"> • Commissioner- KNCHR (2009-2014), • CEO- East African Association of Grantmakers (2008-2009), • Director- Women's Rights Awareness Programme (1999-2008), • Programme Coordinator- Gender and Human Rights SNV/Kenya (1997-1999), 	Machakos	Institute of Certified Public Secretaries of Kenya, FIDA, Kenya Food and Nutrition Network, KWFT, United Nations Association of Kenya	Vol.4: 023

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
					<ul style="list-style-type: none"> • Company Secretary- Longhorn Kenya (1992-1994), • Legal Advisor- Kenyatta National Hospital (1991-1992), • Legal Officer- Public Law Institute (1988-1991) 			
6.	Prof. Gitile J. Naituli	M	1961 (53 Yrs)	PhD- Business Management, MBA, BA	<ul style="list-style-type: none"> • Ag. Principal- Multimedia University College of Kenya (7 Months), • Deputy Principal- Multimedia University College of Kenya (Current), • Associate Professor (Multimedia University College of Kenya), • Associate Professor (Strathmore University- 2 Yrs), • Associate Professor (University of Gondar, Ethiopia- 9 Months), • Senior Lecturer- Egerton University, • Visiting Professor- University of Virginia 	Meru		Vol.2 :015

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
7.	Milly Lwanga Odongo	F	1970 (44 Yrs)		<ul style="list-style-type: none"> • Director- Markallan Consulting Agency (2007-Present), • Commissioner- NCIC (2009-2013), • Programme Coordinator- National Taskforce on Sexual Offences Act (2008-2009), • Programm Officer- Raoul Wallenberg Institute (2003-2007), • Resettlement Officer- UNHCR (2002-03), • Legal Counsel/Program Officer- FIDA Kenya (1998-2000), • Legal Associate- WG Wambugu & Co. Advocates (1996-98), • Legal Associate/Head of Claims Dept.- Lutta & Eshiwani (1995-96) 	Kakamega	--	Vol.5: 006
8.	Irene Njeri Wanyoike	F	1955 (59 Years)	<p>Bachelor of Laws</p> <p>Post Graduate Diploma, Kenya School of Law</p>	<ul style="list-style-type: none"> • ADR Consultant (2008 to date) • Facilitator and trainer on the Constitution of Kenya- (2005/2010) • General Manager, Discount Tours and Travel (1999- 	Nyeri	<p>LSK</p> <p>FIDA</p> <p>APSEA</p> <p>CIArb</p>	VOL. 8: 006

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
				Diploma 1 in Banking	2006) <ul style="list-style-type: none"> Central Bank of Kenya- various positions in Administration and IT (1980-1998) 			
9.	Adan Abdi Mohamed	M	1962	MSc, BEd,	<ul style="list-style-type: none"> County Drought Management Coordinator- NDMA (2011-Present), Drought Management Coordinator- Arid Lands Resource management Project (2002-2010), Community Development Project Officer- Arid Lands Resource, Assistant Director of Education (1994-1996), Teacher-TSC (1990-1994) 	Mandera		Vol.3: 023
10.	Alasa Osman Hirsi	F	1962 (52 Yrs)	MPH, Higher Dip.	<ul style="list-style-type: none"> Council Member- Egerton University (2013-Present), Consultant- UNFPA (2012), Member- Poverty Eradication Commission (2009-2012) Assistant Project Officer- UNICEF (2007), Lecturer- KMTC (2002-2006), 	Wajir		Vol.3: 018

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
11.	Eric OluochOgwang	M	1962 (52 Yrs)	LLM, LLB, PGD (Law)	<ul style="list-style-type: none"> • Lecturer, Law- UoN (2004-Present), • Legal Consultant- Eric, Harrison & Associates 2014-Present, • Executive Director- CRADLE 2010-2014, • Executive Director- CLAN 2000-2003, • Head of Legal Services- Kituo Cha Sheria 1996-2000, • Senior Magistrate- JSC 1986-1996 	Homa Bay	LSK, National Council on the Administration of Justice, Association of Persons with Disability, African Network for the Protection & Prevention Against Child abuse and Neglect	Vol.9: 014
12.	Belinda Akoth Ochiel	F	1977 (37 Yrs)	MA (Communication Studies), MA (Diplomacy), PGD (Journalism & Mass Comm.), Bed, Dip. (Human Rights), DiP. (Audio Visual Production)	<ul style="list-style-type: none"> • Director, Policy Advocacy and Communications – Office of the Ombudsman (2012 – Present) • Advocacy and Communications Coordinator – Save the Children Somali and Somaliland Programme (May to December 2012) • Asst. Director – Civic Education Advocacy and Peace Building Department (January to December 2011) • Regional Advocacy and 	Siaya	<ul style="list-style-type: none"> • Women in Public Service Alumni Group • Member, Equitas International Human Rights Network • Member, Kenya Human Rights Network • Member, African National Human Rights Institutions Network • Member, Association of 	Vol.7:023

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
					<p>Communications Officer – OSIEA (2008)</p> <ul style="list-style-type: none"> • Principal Human Rights Officer – KNHCR (2007) • Senior Human Rights Officer – KNHCR (2005) • Communications and Advocacy Officer – Ace Communications Kenya Limited (2003) 		<p>Media Women of Kenya</p> <ul style="list-style-type: none"> • Member, Public Relations Society of Kenya 	
13.	Francis Xavier ole Kaparo, EGH, SS	M	1950 (64 Yrs)	LLB, PGD (Law)	<ul style="list-style-type: none"> • Member- Marsabit Conflict (2014), • Member- AU Observer Mission to the Zimbabwe Election (2008), • Member- Executive Committee of the IPU (2004-2007), • President- IPU General Assembly 2006, • Chairman- Steering Committee of Speakers' Conference of CPA International (2004-2006), • Chairman- Steering Committee of Speakers' Conference- Africa Region (1997-1999), • Chairman- CPA- Africa Region (1995-1997), 	Laikipia		

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
					<ul style="list-style-type: none"> • Member- Executive Committee of the • • CPA International (1993-1996), • Vice Chairman- CPA- Africa (1993-95), • Chairman- CPA- Kenya Branch (1993-2008), • Speaker- National Assembly of Kenya (1993-2008), • Minister for Industry 1991-1993, • Assistant Minister- National Guidance, Labour, Supplies and Marketing (1989-1991), • MP- 1988-1992, • Partner- Ole Kaparo&Waweru Advocates (1978-1988), • Legal Assistant- Ghaidially& Co. Advocates (1977-1978) 			
14.	Irene C. Masit	F	1967(47)	Msc(Hrm), BA,(currently pursuing LLB and MA in	<ul style="list-style-type: none"> • Member- IIBRC (2009-2011) • Returning Officer westlands and langata- 	Elgeyo- Marakwet		Vol 10: 003

Short listed Candidates

S/No.	NAME	GR	Date of Birth	Academic Qualifications	Work Experience	COUNTY	Professional Affiliations	Ref. (Folio)
				Sociology)	<p>ECK(2007-2008)</p> <ul style="list-style-type: none"> • Deputy Secretary for Civic Education, publicity information and communication for Constitution of Kenya Review Commission (CKRC)(2002-2006) • Programme operations manager, NGO Coordination Board(1996-2002) • Programmes officer Development Alternative Networks (1993-1995) • Research Assistant, AMREF (1992-1993) • Project Assistant World Vision International (1991) • Advisory Counsellor, Family Planning Association of Kenya. • Untrained teacher, Marakwet High School (1989) 			
15.	Dr. Joseph Wamocho Nasongo	M	1968 (46 Yrs)	PhD, M.Ed, Bed,	<ul style="list-style-type: none"> • Senior Lecturer- 2009-Present, • Lecturer- Masinde Muliro University of Science and Technology (2003-2009), 	Kakamega	Western	-- VDI.1: 027