

REPUBLIC OF KENYA



THE NATIONAL ASSEMBLY

11TH PARLIAMENT – THIRD SESSION - 2015

DEPARTMENTAL COMMITTEE ON ENERGY, COMMUNICATION AND
INFORMATION

REPORT ON THE VETTING OF PRINCIPAL SECRETARY NOMINEES IN
THE MINISTRIES OF INFORMATION, COMMUNICATION &
TECHNOLOGY AND ENERGY & PETROLEUM

1. MR. SAMMY ITEMERE – STATE DEPARTMENT FOR
BROADCASTING & TELECOMMUNICATIONS
2. ENG. VICTOR KYALO - STATE DEPARTMENT FOR ICT &
INNOVATION
3. MR. ANDREW NG'ANG'A KAMAU - STATE DEPARTMENT FOR
PETROLEUM

DIRECTORATE OF COMMITTEE SERVICES,
CLERK'S CHAMBERS,
PARLIAMENT BUILDINGS,
NAIROBI

DECEMBER, 2015

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1.0 PREFACE

On behalf of the Committee on Energy, Communication and Information and pursuant to the provisions of Standing Order 199 (6), it is my pleasant privilege and honour to present to the House the Report of the Committee on the Vetting of Mr. Sammy Itemere, Eng. Victor Kyalo and Mr. Andrew Ng'ang'a Kamau, nominees for appointment to the positions of Principal Secretary Broadcasting & Telecommunications, ICT & Innovation and Petroleum respectively.

1.1 Committee Mandate

The Departmental Committee on Energy, Information & Communication is one of the twelve Departmental Committees of the National Assembly established under *Standing Order 216* whose mandates pursuant to the *Standing Order 216 (5)* are as follows:

- a) To investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned ministries and departments;
- b) To study the programme and policy objectives of ministries and departments and the effectiveness of their implementation;
- c) To study and review all the legislation referred to it;
- d) To study, access and analyse the relative success of the ministries and departments measured by the results obtained as compared with their stated objective;
- 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 Cabinet Secretary;
- 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 No.204 (Committee on appointments); and**
- g) To make reports and recommendations to the House as often as possible, including recommendations of proposed legislation.

Unless the House otherwise directs, the Departmental Committees and the subject matter assigned to them shall be set out in the Second Schedule.

1.2 Committee Membership

The Committee on Energy, Communication and Information was constituted by the House in May, 2013 and comprises of the following Members:-

1. The Hon. Jamleck Kamau, EGH, MP.....**Chairperson**
2. The Hon. Jackson Kiptanui, MP**Vice –Chairperson**
3. The Hon. Mohammed Elmi, EGH, MP
4. The Hon. Edick Anyanga, MP
5. The Hon. (Eng.) James Rege, MP
6. The Hon. Mithika Linturi, MP
7. The Hon. Zebedeo Opore, MP
8. The Hon. Mary Mbugua, HSC, MP
9. The Hon. Aburi Mpuru, MP
10. The Hon. Aramat Lemanken, MP
11. The Hon. Arthur Odera, MP
12. The Hon. Banticha Abdullahi, MP
13. The Hon. Dan Kazungu, MP
14. The Hon. Esther Gathogo, MP
15. The Hon. Fathia Mahbub, MP
16. The Hon. James Lomenen, MP
17. The Hon. Joe Mutambu, MP
18. The Hon. John Munuve, MP
19. The Hon. Junet Sheikh, MP
20. The Hon. Cecily Mbarire, MP
21. The Hon. Nicholas Ngikor, MP
22. The Hon. Onesmus Njuki, MP
23. The Hon. Rachael Amolo, MP
24. The Hon. Roba Duba, MP
25. The Hon. Ndung'u Gethenji, MP

26. The Hon. (Eng.) Vincent Musau, MP
27. The Hon. William Kisang', MP
28. The Hon. Richard Tongi, MP
29. The Hon. Moses Kuria, MP

1.3 Nomination and appointment process

Pursuant to Article 152 (2) of the Constitution, H.E. the President, forwarded to the Speaker of the National Assembly, the names of the nominees vide a letter dated **Wednesday, 25th November, 2015** for vetting by the various Departmental Committees and consideration for approval by the National Assembly for appointment as Principal Secretaries. Among the nominees were Mr. Sammy Itemere, Eng. Victor Kyalo and Mr. Andrew Kamau for the positions of Principal Secretary Broadcasting and Telecommunications, ICT and Innovation and Petroleum respectively.

On **Wednesday, 2nd December, 2015** the Honorable Speaker in a communication to the House, informed the House that he had received the names of the nominees and directed that their names and Curriculum Vitae be referred to the various Departmental Committees for vetting and reporting to the House within 14 days.

1.4 Committee proceedings

The Committee held one sitting during which the nominees appeared and were vetted in accordance with the Public Appointments (Parliamentary Approval) Act No. 33 of 2011 for appointment as Principal Secretaries.

1.5 Committee observations and recommendations

The Committee having considered the nominees' filled Questionnaires pursuant to Section 6 (8) of Public Appointments (Parliamentary Approval) Act, their Curricula Vitae and having heard their oral submissions during the vetting exercise/interview, made the following observations:

1. All nominees satisfy the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity having been cleared by the Ethics and Anti-Corruption

Commission (EACC), Directorate of Criminal Investigations (DCI), Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB) and the Credit Reference Bureau.

2. None of the nominees has a potential conflict of interest.
3. None of the nominees has ever been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers and none has been adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
4. ALL the nominees exhibited impressive knowledge of topical and legal issues touching on the respective dockets and have the requisite abilities, qualifications and experience. Therefore, the Committee found ALL the nominees suitable for appointment as Principal Secretaries.

The Committee recommends that the National Assembly **approves** the nomination of:-

1. **Mr. Sammy Itemere** for appointment by H.E. the President as the Principal Secretary for the State Department for Broadcasting & Telecommunications in the Ministry of Information and Communication Technology
2. **Eng. Victor Kyalo** for appointment by H.E. the President as the Principal Secretary for the State Department for ICT & Innovation in the Ministry of Information and Communication Technology
3. **Mr. Andrew Ng'ang'a Kamau** for appointment by H.E. the President as the Principal Secretary for the State Department for Petroleum in the Ministry of Energy and Petroleum.

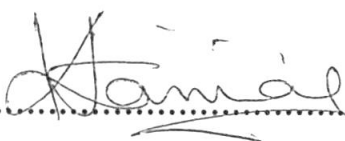
1.6 Acknowledgement

Mr. Speaker,

The Committee wishes to thank the Offices of the Speaker and the Clerk for the logistical support accorded to it during the vetting exercise. Further, the Committee wishes to thank all the stakeholders for their participation in the approval hearings. The Committee is also thankful to the media for their coverage of the proceedings of the Committee, thus enhancing accountability and transparency of the vetting exercise.

Mr. Speaker,

On behalf of the Departmental Committee on Energy, Communication and Information, and pursuant to Article 155(3) (b) of the Constitution and Section 8(1) of the Schedule to the Public Appointments (Parliamentary Approval) Act (No. 33 of 2011), it is my pleasant duty to table the Report of the Committee on the nomination of Mr. Sammy Itemere, Eng. Victor Kyalo and Mr. Andrew Ng'ang'a Kamau for appointment to the positions of Principal Secretary Broadcasting & Telecommunications, ICT & Innovation and Petroleum, respectively, for debate and adoption by the House.

Signed:  Date: 14th December, 2015

Hon. Jamleck Kamau, EGH, MP
Chairperson, Departmental Committee on Energy, Communication and
Information

2.0 BACKGROUND INFORMATION

2.1 Establishment of the Committee

The Departmental Committee on Energy, Communication and Information is established under Standing Order No. 216 with one of the mandates being to consider for approval by the House, appointments of Principal Secretaries under Article 152 (2) of the Constitution.

2.2 Appointment Process of the Principal Secretary Nominees

- a) H.E. the President, in accordance with the provisions of Article 152(2) of the Constitution, forwarded to the Speaker of the National Assembly, the names of nominees vide letter dated **25th November, 2015** for vetting and approval for appointment by the National Assembly as Principal Secretaries.
- b) On **2nd December, 2015**, the Honourable Speaker in a communication referred the names of the nominees to the Departmental Committees for vetting and reporting to the House within 14 days.
- c) On **3rd December, 2015**, an advertisement was placed in the print media inviting the public to submit memoranda by way of affidavit on the suitability or otherwise of the nominees in conformity with Section 6(9) of the Public Appointments (Parliamentary Approval) Act 2011. The submissions were to be received latest by **9th December, 2015**.

At the close of the business day Wednesday, 9th December, 2015, the Office of the Clerk, had received an affidavit signed by Denis Kute dated 9th December, 2015 contesting the suitability of Principle Secretary Nominee Eng. Victor Kyalo.

Before the Committee could look into the specifics of the affidavit, it sought to certify that the affidavit had been drawn, filed and properly commissioned by the designated officer. It came to the attention of the Committee that the affidavit was duly signed by the deponent but the same was not commissioned by a Commissioner of Oath as is required under the law.

This anomaly touches on the very substance of the affidavit and the Committee therefore resolved that under the circumstances it could not admit the document and the same as dispensed with.

d) The Office of the Clerk made a request to the Ethics and Anti-Corruption Commission, Kenya Revenue Authority (KRA), Credit Reference Bureau, Criminal Investigating Department and the Higher Education Loans Board (HELB) to provide reports about the nominees on: -

- Matters touching on integrity;
- Tax compliance;
- Loan repayments;
- Criminal record

e) In response, the institutions wrote back to the National Assembly as follows;

i. The Kenya Revenue Authority (KRA) and the Higher Education Loans Board (HELB) cleared all the three candidates.

ii. The Ethics and Anti-Corruption Commission (EACC) cleared all the nominees; however, they had earlier through a letter dated **7th December 2014 Ref: EACC.7/10/5 Vol. II (3)** alleged that Eng. Victor Kyalo had been adversely mentioned in some allegations. In another letter dated **10th December 2015 ref: EACC.7/10/5Vol.II (23)**, EACC wrote to the National Assembly exonerating the nominee from the allegation. The Committee then invited the CEO of the EACC to explain the circumstance under which the nominee was cleared from the allegations.

(Letters and Minutes annexed)

iii. The Criminal Investigation Department and the Credit Reference Bureau stated that they can only issue the information requested for to the nominees.

2.3 Submission of Memoranda

Pursuant to section 6(9) of the Public Appointments (Parliamentary Approval) Act, Cap. 136 (hereinafter referred to as “the Act”), which provides that “*any person may, prior to the approval hearing, and by written statement on oath, provide the Clerk with evidence contesting the suitability of a candidate to hold the office to which the candidate has been nominated*”, the Clerk of the National Assembly placed an advert in the local dailies on 3rd December, 2015, inviting interested members of the public to submit any representations by written statement on oath (affidavit) , that they may have on the suitability of the said nominees for appointment as Cabinet Secretaries for their respective Ministries.

By close of business on 9th December, 2015, the Committee had received one submission against the approval for appointment of Eng. Victor Kyalo as the Principal Secretary for the state department for ICT & Innovation.

The details of the Memoranda are as follows: -

2.3.1 Memoranda by Denis Kute

Analysis of the Memoranda

Denis Kute stated that Eng. Victor Kyalo had engaged in acts that;

- i. Negatively impacts the execution of a contract meant for economic development of all the 47 Counties in Kenya in terms of ICT deployment.
- ii. Impedes flow of moneys in the economy by not paying for work done by consultants.
- iii. Tarnishes the good name of Kenya in the eyes of World Bank whose Vice Presidency – Institutional Integrity are now well aware of the lies told and the fraudulent activities taking place in ICTA under the leadership of Eng. Victor Kyalo.

Committee observation on the Memoranda

The Affidavit signed by Denis Kute date 9th December, 2015 contesting the suitability of Principal Secretary Nominee Eng. Victor Kyalo was duly signed by the deponent but the same was not commissioned by a Commissioner of Oath as is required under the law and was therefore not admissible.

Having carefully considered the memoranda against the appointment of Eng. Victor Kyalo, the Committee resolved to proceed and conduct the approval hearing of the nominee without reference to the affidavit as submitted by Mr. Denis Kute.

3.0 VETTING OF THE NOMINEES

In conducting the vetting process, the Committee examined the nominees against the following criteria, amongst others, as set out in the Public Appointments (Parliamentary Approval) Act No. 33 of 2011. The Committee also considered the following in vetting the nominees:

- a. Academic qualifications
- b. Employment record and work experience
- c. Professional association
- d. Public office, political activities and affiliations
- e. Potential conflict of interest
- f. Suitability to the position
- g. Tax compliance
- h. Vision and leadership
- i. Integrity
- j. Expectations and Key priorities

During its sitting held on Friday, 11th December, 2015 the Committee conducted face to face interviews of the nominees.

3.1 MR. SAMMY ITEMERE - PRINCIPAL SECRETARY NOMINEE FOR THE STATE DEPARTMENT FOR BROADCASTING & TELECOMMUNICATIONS

Mr. Sammy Itemere was orally interviewed by the Committee and responded to questions during the vetting as follows:-

3.1.1 Personal Background

Mr. Itemere is a Senior Manager with a wealth of experience spanning over 20 years in running Retail, Corporate, Enterprise Banking as well as Bank operations towards achieving and driving Business performance. He possesses leadership and management ability as well as excellent communication and interpersonal skills. He was formerly Country Managing Director of KCB South Sudan Limited, a subsidiary of KCB Group, which is the largest Regional Bank. His last posting was as the Managing Director Equatorial Commercial Bank Kenya Limited.

3.1.2 Educational Background, 1979 - 1987

Mr. Itemere attained his BA Economics (Hons) in University of Poona, India where he also obtained his MBA (Marketing Option). He sat for his KACE "A" examinations in which he passed 2 principles and 2 subsidiaries. He passed with a Second Division in his EACE examinations.

3.1.3 Professional Experience & Affiliations

Mr. Itemere has undertaken the following courses; Corporate Governance 5 days training by the Centre of Corporate Governance, the Director Course at Strathmore School of Business, Leadership Course sponsored by KCB, Credit and Relationship Management course, Course Growing Retail Business (Euro money course), Certified Job Evaluator by the Hay Group International, Dale Carnegie Graduate, Certified Performance Management Trainer and Project Planning, Change and Control.

3.1.4 Work experience

Mr. Itemere has a wealth of experience especially in the banking industry. He began his career in Barclays Bank as a Management Trainee then rose to the position of Senior Retail Manager. He then moved to the Kenya Commercial Bank as the National Retail Manager, he left in 2010 as the Managing Director of Kenya Commercial Bank South Sudan Ltd. He proceeded to Credit Bank Limited as the Head of Retail Banking and Marketing before going to the Imperial Bank Limited as the Head of Retail & SME. He ended his career in banking as the Managing Director of the Equatorial Commercial Bank. He is currently a Senior Partner with Business Persons Mentor Limited

3.1.5 Potential Conflict of interest

The nominee has no conflict of interest

3.1.6 Integrity

The nominee has no integrity issues given that he was cleared by the Ethics and Anti-Corruption Commission and no member of the public raised any issue about him either through a petition or an affidavit.

3.1.7 Other Issues under consideration

1. Personal plan, vision and Commitments in the docket of broadcasting and Telecommunication

He stated that his background as a marketer with years of experience had equipped him to serve the country in the Broadcasting and Telecommunications. He stated that his immediate responsibility upon assumption of the office is to take stock of the operations of all state corporations under his docket to establish the inefficiency in state corporations. He further noted that he will have a sitting with the management of all state corporations in order to initiate major change and enforce regulations in both the Ministry and State Corporations under his docket.

2. Targets within the next few years if appointed the principal secretary

If appointed, he will aim to first work with the National Assembly to ensure that the necessary legislations are enacted in line with the constitutional requirement. Further, within one year, he

aims to oversee the implementation of major projects that have stalled for some time now in the Ministry. He is going to build on the efforts that have been made in the past with regard to ensuring that appropriate regulatory, policies, legislations and service matters are actualized. He stated that he would be resolute as a principal Secretary and work closely with the Departmental Committee on Energy, Communication & Information in ensuring that the National government implements policies and strengthens institutions.

3. High staff Turn Over In Kenya Broadcasting Corporation

He noted that KBC which is the state broadcaster has high staff turnover due to poor remuneration and poor working conditions and therefore needs a turnaround strategy. He undertook to have a sitting with the management and ascertain what could be ailing the national broadcaster and how staff retention can be achieved. He assured the Committee that the face of KBC will change once he is given the job.

4. Alleged corruption in the Ministry and how he will handle political pressure

He noted that corruption is in every part of the country and therefore there is need to approach it boldly; he assured the Committee that he will not take part in corruption.

3.1.8 Committee observations

The Committee having considered his curriculum vitae and heard his oral submission during the vetting exercise made the following observations; That the nominee;

- i. Had satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. Had been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Education Loans Board (HELB) and the Credit Reference Bureau.
- iii. Has never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. Has never been dismissed from office for contravention of the provisions of article 75 of the constitution which deals with conduct of State Officers and had never been adversely

mentioned in any investigatory report of Parliament or any commission of inquiry.

- v. Has the necessary qualifications as seen from the documents presented to the Committee.
- vi. Had the right attitude and experience to work in the position for which they have been nominated as observed from the way they accurately responded to the oral questions by Members during vetting.
- vii. Has a wealth of experience having worked and commended for an excellent performance in the banking sector, although his professional qualification and work experience was not in Broadcasting and Telecommunications industry, he could apply his experience to the success of the industry.

3.2 ENG. VICTOR KYALO - PRINCIPAL SECRETARY NOMINEE FOR THE STATE DEPARTMENT FOR ICT & INNOVATION

Eng. Victor Kyalo appeared before the Committee for vetting on Friday 11th December 2015. He was orally interviewed by the Committee and responded to questions during the vetting as follows:-

3.2.1 Personal Background

Eng. Victor Kyalo is a Communications Engineer (data & telecom) with a wide exposure in systems design and integration. He has been involved in data systems networking/telecommunications for the last 24 years both in deployment of solutions and in training.

His current focus is on the deployment of technologies and services targeted at providing effective service delivery mechanisms and processes. Apart from systems design and implementation, his key interests are in the selection, measurement, and management of technology solutions, aiming at enabling an enterprise to optimize the return on its investment in automation, Communication Systems, and Management Services through a partnership of systems and business groups.

3.2.2 Educational Background

Eng. Victor Kyalo has a Master of Electronic Engineering and Diploma of Electronic Engineering, from Eindhoven Technical University, Eindhoven (Holland). He has a Bachelor of Science Degree in Electrical Engineering (First Class Honors) (telecommunications track) from the University of Nairobi.

3.2.3 Professional Experience & Affiliations

Eng. Kyalo has a wealth of experience in the ICT industry and has worked as a consultant in several institutions including; MoEST-Kenya EMIS Project, Telkom Kenya Ltd, TaifaCom Consortium and Interactive Media Services (IMS). He has also been a Team Leader and Board Member in various institutions.

3.2.4 Work experience

Eng. Kyalo began his career in the ICT industry as a Trainee Engineer/Instructor Ministry of Information and Broadcasting attached to VoK/KIMC. He moved to the University of Nairobi as a tutorial Fellow in the Department of Electrical Engineering and rose to be a lecturer. He proceeded to the Kenya Educational Network (KENET) as the Director/CEO. He then moved to the ICT Authority as the Deputy CEO/KTCIP Programme Manager. He is currently the CEO of the ICT Authority.

3.2.5 Potential Conflict of interest

The nominee has no conflict of interest.

3.2.6 Integrity

The nominee has no integrity issues given that he was cleared by the Ethics and Anti-Corruption Commission through a letter dated 10th December, 2015 and an affidavit signed by Denis Kute date 9th December, 2015 contesting the suitability of Principal Secretary Nominee Eng. Victor Kyalo was duly signed by the deponent but the same was not commissioned by a Commissioner of Oath as is required under the law and was therefore not admissible.

3.2.7 Other Issues under consideration

1. Personal Plans on visions 2030 and service delivery

He stated that he has a clear masterplan for the Ministry including invitation of the ICT stakeholders to a consultative conference to push the transformational agenda and fast-track pending projects under his portfolio.

2. The National Fiber Optic Backbone (NOFBI)

He stated that The National Optic Fiber Backbone (NOFBI) is a project being implemented by the ICT Authority for the Ministry of ICT and it aims at ensuring fibre connectivity in all the 47 counties. The implementation of this project aims to ease communication across counties as well as improve government service delivery to the citizens such as application of national identity cards, passports and registration of birth and death certificates. The 6 billion projects once fully implemented, will cover 2100 kilometers in all 47 Counties. The project was being implemented within the required timeline but failed on the connectivity programme due to the challenges in wayleaves. Further he noted that there will be leverage to transfer the project to be handled by contractors to facilitate transparency since the Government is not allowed to do direct implementation.

3. Konza

He stated that Konza Techno City aims to foster the growth of the technology industry in Kenya and it is a Kenya Vision 2030 flagship project, as part of the national blueprint to create a competitive and prosperous nation with a high quality of life by 2030. He also noted that the budget involved in Konza Techno polis project is huge and the Government cannot implement the project alone and the Ministry is engaging stakeholders to multi-finance the project. He undertook to fast rack the project.

3.2.8 Committee Observations

The Committee having considered his curriculum vitae and heard his oral submission during the vetting exercise made the following observations; That the nominee had;

- i. Satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. Been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Education Loans Board (HELB) and the Credit Reference Bureau.
- iii. Never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. Never been dismissed from office for contravention of the provisions of article 75 of the constitution which deals with conduct of State Officers and had never been adversely mentioned in any investigatory report of Parliament or any commission of inquiry.
- v. The necessary qualifications as seen from the documents presented to the Committee.
- vi. The right attitude and experience to work in the position for which they have been nominated as observed from the way they accurately responded to the oral questions by Members during vetting.
- vii. The relevant professional qualifications, wealth of knowledge and experience in the Information, Communication and Technology sector therefore able to transform and develop the sector to the benefit of the country.

3.3 MR. ANDREW NG'ANG'A KAMAU - PRINCIPAL SECRETARY NOMINEE FOR THE STATE DEPARTMENT FOR PETROLEUM

Mr. Andrew Ng'ang'a Kamau appeared before the Committee for vetting on Friday 11th December 2015. He was orally interviewed by the Committee and responded to questions during the vetting as follows:-

3.3.1 Personal Background

Mr. Andrew Ng'ang'a Kamau has been working in the energy and mining sector in Africa for 25 years. In this time he has worked for among others, multinational companies in East Africa and major trading organizations in Europe. Andrew was awarded the Africa Oil & Gas Deal Maker of the Year 2005 by Global Pacific Partners.

He is also the chairman of Komati Foundation, a non-profit organization, working specifically with students and young professionals to nurture leadership skills and service ethics.

3.3.2 Educational Background

Mr. Kamau holds a Bachelor of Science – Chemistry (Hons) from the University of Nairobi. He has done various courses in Trading and Shipping at the College of Petroleum Studies - Oxford University England.

3.3.3 Professional Experience & Affiliations

Mr. Kamau has undertaken several professional courses including; Introduction to Oil Supply & Shipping: College of Petroleum Studies - Oxford University England, Introduction to Oil Trading and Price Risk Management TR1: College of Petroleum Studies - Oxford University England, Advanced Oil Trading and Price Risk Management TR3: College of Petroleum Studies - Oxford University England, Finance for non-Financial Manager - University of Witwatersrand, Johannesburg and New Venture Creation - University of Witwatersrand, Johannesburg Member

3.3.4 Work experience

Mr. Kamau has worked in the following capacities; Director, Bracewell Energy, Johannesburg, Director, Drillex Limited, COO, Mag Energy Inc. Johannesburg, Director Marketing, Aurora Energy Monaco, Johannesburg and Trader, Marc Rich Investments London, Johannesburg.

3.3.5 Potential Conflict of interest

The nominee has no conflict of interest.

3.3.6 Integrity

The nominee has no integrity issues given that he was cleared by the Ethics and Anti-Corruption Commission and there was no public petitions or affidavits raised against the nominees by any member of the public.

3.3.7 Other Issues under consideration

1. Personal plan, vision and commitment to the docket of Petroleum.

His background in the Petroleum sector with his past experience has equipped him to serve the country in the Petroleum Sector. He promised to oversee reforms with regard to ensuring that appropriate regulatory; policies, legislations and service matters are actualized in the Ministry and State Corporations under his docket.

2. Discovery of Oil in Turkana & strengthening of Kenya National Oil Corporation

He stated that the oil discovery in Turkana is a blessing to this nation it needs to be fast tracked. He undertook to engage Tullow Oil so that oil drilling can start to be done in 24 months. Further, the nominee noted that there was need to strengthen and empower the National Oil Corporation to be a profit making organization.

3. Service delivery

He stated that he would be resolute as a Principal Secretary and work closely with State Corporations under his docket and other stakeholders in ensuring that the National Government implements policies and strengthens institutions that will ensure that services are delivered to the public in time.

4. Targets within the next few years, if appointed.

If appointed, he will aim to work with the National Assembly to ensure that the necessary legislations are enacted in line with the constitutional requirement. Further, within one year, he aims to oversee, monitor, supervise and report on the progress of oil exploration in the Country and implementation of projects and fast track stalled projects under his purview.

3.3.8 Committee Observations

The Committee having considered his curriculum vitae and heard his oral submission during the vetting exercise made the following observations; That the nominee had;

- i. satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Educations Loans Board (HELB) and the Credit Reference Bureau.
- iii. never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. never been dismissed from office for contravention of the provisions of article 75 of the constitution which deals with conduct of State Officers that he never been adversely mentioned in any investigatory report of Parliament or any commission of inquiry.
- v. the necessary qualifications as seen from the documents presented to the Committee.
- vi. the right attitude and experience to work in the position for which they have been nominated as observed from the way they accurately responded to the oral questions by Members during vetting.
- vii. the relevant professional qualifications, experience and a lot of knowledge in the Petroleum Industry and had worked globally in the sector for close to 25years, hence the ability to change the petroleum sector to the benefit of the Country.

5.0 COMMITTEE'S RECOMMENDATIONS

At the end of the vetting process, the Committee made the following recommendation:

That; having considered the suitability, capacity, professional qualifications and integrity of the nominees, and pursuant to Article 155(3) of the Constitution and Section 8 (2) of the Schedule to the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, the Committee recommends that the National Assembly **approves** the nomination of:-

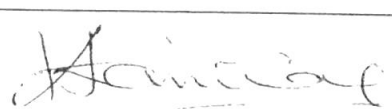
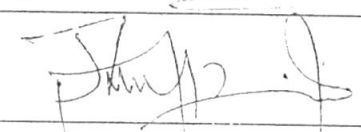
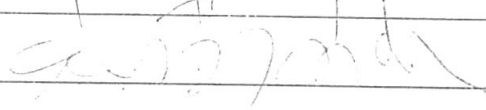
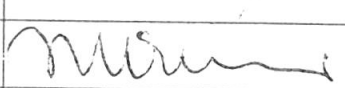
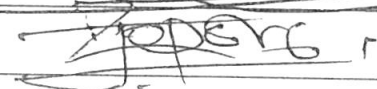
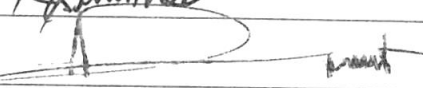
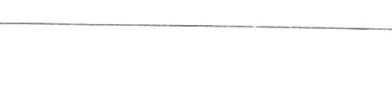
1. **Mr. Sammy Itemere** for appointment by H.E. the President as the Principal Secretary for the State Department for Broadcasting & Telecommunications in the Ministry of Information and Communication Technology
2. **Eng. Victor kyalo** for appointment by H.E. the President as the Principal Secretary for the State Department for ICT & Innovation in the Ministry of Information and Communication Technology
3. **Mr. Andrew Ng'ang'a Kamau** for appointment by H.E. the President as the Principal Secretary for the State Department for Petroleum in the Ministry of Energy and Petroleum.

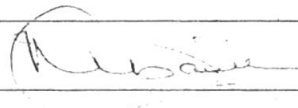
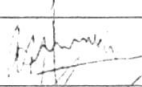
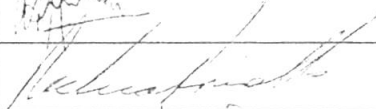
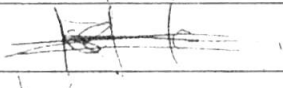
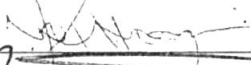
Appendix (1)

- Member's Adoption

Adoption of the Report

We Members of the Departmental Committee on Energy, Communication and Information have pursuant to Standing Order 199 adopted this report on the vetting of Mr. Sammy Itemere, Eng. Victor Kyalo and Mr. Andrew Ng'ang'a Kamau, nominees for appointment to the positions of Principal Secretary, Broadcasting & Telecommunications, ICT & Innovation and Petroleum respectively and affix our signatures to confirm our approval and confirm its accuracy, validity and authenticity on 14th DECEMBER, 2015.

NO.	NAME	SIGNATURE
1.	HON. JAMLECK KAMAU, EGH, MP (CHAIRPERSON)	
2.	HON. JACKSON KIPTANUI, MP (VICE CHAIR)	
3.	HON. OMONDI ANYANGA, MP	
4.	HON.(ENG.) JAMES REGE, MP	
5.	HON. MOHAMMED ELMI, EGH, MP	
6.	HON. MITHIKA LINTURI, MP	
7.	HON. ZEBEDEO OPORE, MP	
8.	HON. ABURI MPURU, MP	
9.	HON. ARAMAT LEMANKEN, MP	
10.	HON. ARTHUR ODERA, MP	
11.	HON. BANTICHA ABDULLAHI, MP	
12.	HON. DANIEL KAZUNGU, MP	
13.	HON. ESTHER GATHOGO, MP	
14.	HON. ROBA DUBA, MP	
15.	HON. FATHIA MAHBUB, MP	

16.	HON. JAMES LOMENEN, MP	
17.	HON. JOE MUTAMBU, MP	
18.	HON. JUNET SHEIKH, MP	
19.	HON. CECILY MBARIRE, MP	
20.	HON. MARY MBUGUA, HSC, MP	
21.	HON. JOHN MUNUVE, MP	
22.	HON. NDUNG'U GETHENJI, MP	
23.	HON. NICHOLAS NGIKOR, MP	
24.	HON. ONESMUS NJUKI, MP	
25.	HON. RACHEAL AMOLO, MP	
26.	HON. (ENG.) VINCENT MUSAU, MP	
27.	HON. WILLIAM KISANG', MP	
28.	HON. RICHARD TONGI, MP	
29.	HON. MOSES KURIA, MP	

Appendix (2) – Minutes

- Minutes of the 48th Sitting
- Minutes of the 49th Sitting
- Minutes of the 50th Sitting

MINUTES OF THE 48TH SITTING OF THE DEPARTMENTAL COMMITTEE ON
ENERGY, COMMUNICATION & INFORMATION HELD ON 10TH DECEMBER, 2015
IN THE COMMITTEE ROOM ON 4TH FLOOR CONTINENTAL HOUSE –
PARLIAMENT BUILDINGS AT 10.00A.M.

PRESENT

- | | | |
|--------------------------------|---|------------------|
| 1. Hon. Jamleck Kamau, EGH, MP | - | Chairperson |
| 2. Hon. Jackson Kiptanui, MP | - | Vice Chairperson |
| 3. Hon. Mohammed Elmi, EGH, MP | | |
| 4. Hon. Edick Anyanga, MP | | |
| 5. Hon. James Lomenen, MP | | |
| 6. Hon. Zebedeo Opopo, MP | | |
| 7. Hon. Moses Kuria, MP | | |
| 8. Hon. Onesmus Njuki, MP | | |
| 9. Hon. John Munuve, MP | | |
| 10. Hon. Aramat Lemanken, MP | | |
| 11. Hon. Esther Gathogo, MP | | |

APOLOGY

1. Hon. (Eng.) James Rege, MP
2. Hon. Mithika Linturi, MP
3. Hon. Nicholas Ngikor, MP
4. Hon. Richard Tongi, MP
5. Hon. Joe Mutambu, MP
6. Hon. Dan Kazungu, MP
7. Hon. William Kisang', MP
8. Hon. Cecily Mbarire, MP
9. Hon. Racheal Amolo, MP
10. Hon. Fathia Mahbub, MP
11. Hon. Banticha Abdullahi, MP
12. Hon. Roba Duba, MP
13. Hon. Mary N. Mbugua, HSC, MP
14. Hon. Arthur Odera, MP
15. Hon. (Eng.) Vincent Musau, MP
16. Hon. Aburi Mpuru, MP
17. Hon. Junet Sheikh, MP
18. Hon. Ndung'u Gethenji, MP

INATTENDANCE

COMMITTEE SECRETARIAT

- | | | |
|------------------------|---|----------------------------------|
| 1. Mr. Amos Kiangwe | - | Clerk Assistant |
| 2. Ms. Laureen Wesonga | - | Clerk Assistant (Taking Minutes) |
| 3. Mr. Abdiaziz Shobay | - | Clerk Assistant |
| 4. Ms. Marlene Airo | - | Legal Counsel |

MIN. NO.251/DC-E/2015

PRELIMINARY

The Chairperson called the meeting to order at 3.00 p.m. with a word of prayer. He then welcomed the Meeting to deliberate on the agenda of the day.

MIN. NO.252/DC-E/2015

Agenda deferred.

CONFIRMATION OF MINUTES

MIN.NO.253/DC-E/2015

Agenda deferred.

MATTERS ARISING

MIN.NO.254/DC-E/2015

PREPARATION FOR THE VETTING OF NOMINEES TO THE POSITIONS OF PRINCIPAL SECRETARY BROADCASTING & TELECOMMUNICATION, ICT & INNOVATION AND PETROLEUM

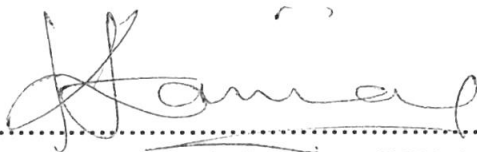
1. The Chairman informed the meeting that the Chairman of the Ethics and Anti-Corruption Commission would appear before the Committee the following day at 9.00 am to explain to why he had written a letter to the Clerk negating his first letter in which he had stated that there were allegations in which Eng. Victor Kyalo had been adversely mentioned.
2. The Clerk and the Legal Counsel took the Committee through the procedure and the legal requirement to be used during the vetting. The Committee thereafter deliberated and resolved that all documents related to the vetting exercise should be properly filed.
3. Regarding the submission of memorandum, the meeting was informed that the Committee had received an affidavit signed by Denis Kute contesting the suitability of Principal Secretary Nominee Eng. Victor Kyalo. The affidavit was however not commissioned by a Commissioner of Oaths as is required under the law. This anomaly touches on the very substance of the affidavit and the Committee therefore resolved that under the circumstances it could not admit the document and the same was dispensed with.

MIN.NO.255/DC-E/2015

ADJOURNMENT

There being no other business for deliberation the Chairperson adjourned the meeting at 3.45 p.m. The next meeting will be held on 11th December, 2015.

Signed.....



Hon. Jamleck Kamau, EGH, MP

(Chairperson)

Date.....

14/12/2015

MINUTES OF THE 49TH SITTING OF THE DEPARTMENTAL COMMITTEE ON ENERGY, COMMUNICATION & INFORMATION ON THE VETTING OF MR. SAMMY ITEMERE, ENG. VICTOR KYALO, AND MR. ANDREW NG'ANG'A KAMAU TO THE POSITIONS OF PRINCIPAL SECRETARY, BROADCASTING & TELECOMMUNICATIONS, ICT & INNOVATIONS, AND PETROLEUM RESPECTIVELY HELD ON 11TH DEC, 2015 IN COMMITTEE ROOM 4TH FLOOR CONTINENTAL HOUSE, PARLIAMENT BUILDINGS:

PRESENT

- | | | |
|--------------------------------|---|------------------|
| 1. Hon. Jamleck Kamau, EGH, MP | - | Chairperson |
| 2. Hon. Jackson Kiptanui, MP | - | Vice Chairperson |
| 3. Hon. Mohammed Elmi, EGH, MP | | |
| 4. Hon. Edick Anyanga, MP | | |
| 5. Hon. Zebedeo Oporo, MP | | |
| 6. Hon. Cecily Mbarire, MP | | |
| 7. Hon. Aramat Lemanken, MP | | |
| 8. Hon. John Munuve, MP | | |
| 9. Hon. Junet Sheikh, MP | | |
| 10. Hon. Roba Duba, MP | | |
| 11. Hon. Joe Mutambu, MP | | |
| 12. Hon. James Lomenen, MP | | |
| 13. Hon. Moses Kuria, MP | | |
| 14. Hon. Onesmus Njuki, MP | | |

APOLOGY

1. Hon. (Eng.) James Rege, MP
2. Hon. Mary N. Mbugua, HSC, MP
3. Hon. Mithika Linturi, MP
4. Hon. (Eng.) Vincent Musau, MP
5. Hon. Arthur Odera, MP
6. Hon. Richard Tongi, MP
7. Hon. Esther Gathogo, MP
8. Hon. Fathia Mahbub, MP
9. Hon. Racheal Amolo, MP
10. Hon. Ndung'u Gethenji, MP
11. Hon. Banticha Abdullahi, MP
12. Hon. Daniel Kazungu, MP
13. Hon. Aburi Mpuru, MP
14. Hon. Nicholas Ngikor, MP
15. Hon. William Kisang', MP

COMMITTEE SECRETARIAT

1. Mr. Nicolas Emején – Deputy Director Committee Services
2. Ms. Philis Mirungu – Principal Clerk Assistant 1
3. Mr. Daniel Mutunga – Principal Clerk Assistant 11
4. Mr. Amos Kiangwe – Clerk Assistant
5. Mr. Abdiaziz Shobay – Clerk Assistant – **Taking Minutes**
6. Ms. Laureen Wesonga – Clerk Assistant

7. Ms. Marlene Ayiro – Legal Counsel
8. Mr. John Mungai – Audio Officer

INATTENDANCE

1. Mr. Sammy Itemere – Nominee for Broadcasting and Telecommunication
2. Eng. Victor Kyalo – Nominee ICT & Innovation
3. Mr. Andrew Kamau – Nominee Petroleum

MIN. NO.256/DC-E/2015

PRELIMINARY

The meeting was called to order at 9:45am and prayers were said by the Hon. Jackson Kiptanui, MP.

MIN NO.257/DC-E/2015

VETTING OF THE PRINCIPAL SECRETARY NOMINEE FOR BROADCASTING AND TELECOMMUNICATION - MR. SAMMY ITEMERE:

Mr. Sammy Itemere appeared before the Committee for vetting on Friday 11th December, 2015. The nominee took Members through his educational and professional background and stated that: –

1. Educational and professional Qualifications

- i. He undertook his undergraduate studies at the University of Poona in India and attained a BA Economics (Hons). He holds MBA (Marketing option) from the University of Poona in India. Further he is a holder of KACE “A” - 3 subjects, passed 2 principles and 2 subsidiaries. And EACE 8 subjects passed with Second Division.
- ii. A Senior Manager with a wealth of experience spanning over 20 years in running Retail, Corporate, Enterprise Banking as well as Bank operations towards achieving and driving Business performance. This has been done through powerful leadership and management ability as well as excellent communication and interpersonal skills. Formerly Country Managing Director of KCB South Sudan limited a subsidiary of KCB Group which is the largest Regional Bank. Currently senior partner with Business persons Mentor Limited a consultancy firm dealing with Business development, strategy formulation, partnerships growth, training and upskilling.
- iii. He attended Corporate Governance 5 days Training by the Centre of Corporate Governance, the Director Course- Strathmore School of Business, Leadership course sponsored by KCB, Credit and Relationship Management course, Course Growing Retail business – Euro money course, certified job evaluator by the Hay Group International, Dale Carnegie Graduate, Certified Performance Management Trainer and Project Planning, Change and Control.

Work experience

- i. He informed the Committee that he was the managing director responsible for the banks operations in Kenya in driving growth of business through an exciting and dynamic young team of employees. Key strategy is to position the Bank as a Retail/SME lender driven, coupled with utilization of technology and innovation in the way we do business.
- ii. He was the head of Retail & SME – Imperial Bank Ltd January 2011 to April 2013 appointed by Imperial Bank as a key resource to develop the Retail Banking proposition for Kenya and beyond and enhance Banks image in the Market as an all-inclusive organization.
- iii. Head of Retail Banking and Marketing – Credit Bank Limited between October 2010 to Dec 2010 and was appointed to set up Retail business for the Bank that has changed strategy to start venturing into top tier Retail without diluting Corporate Banking proposition. The Bank has currently six branches with plans to increase delivery channels in key areas and markets over the next three years
- iv. He stated that he was, Managing Director – Kenya Commercial Bank South Sudan Ltd between Feb 2010 to September 2010 a subsidiary of the KCB Group Ltd. Managing a team of over 230 staff of both Nationals and Expatriates from Kenya with a Branch network 13 branches in 6 states and growing rapidly in Southern Sudan.
- v. March 2008 – January 2010, He was the Regional Business Manager – KCB Nairobi Region Following a successful year in driving Retail Business in the Western Region and a successful launch of KCB Bank Uganda Limited was transferred to Nairobi Region to turn around our retail performance. The responsibilities remain largely the same except that the region is currently underperforming. I quote “to strengthen the Retail business in Nairobi you have been transferred from western Kenya”.
- vi. Nov. 2007 – To February 2008, Acting Managing Director KCB Uganda Limited Responsible for the setting up of the KCB Bank Uganda Limited an internal appointment which was made at very short notice by KCB Group Senior Management. This was a clear indication of the confidence the senior management had in me.
- vii. Regional Business Manager – KCB Western Region Feb 2006 – Nov 2007 Responsible of the overall management, growth and profitability of regional business. Co-ordinate all activities within the region and liaise with Retail head office and other units for all regional needs, Develop Regional strategic plans, Forecast, plan, implement and monitor all regional sales activities, Ensured first class corporate governance through adherence to set policies and procedures and Custodian of all human resource aspects.
- viii. Head of Marketing - KCB Group Ltd. June 2005 – Feb 2006 Responsible for the coordination and development of the Bank’s new corporate brand, cascade the same to the entire business, organize for its launch, tariff, channel rationalization and

roll out of new products and continuously introduce new attributes to the brand personality that makes customers perceive relevance, uniqueness and sustain ably adding value.

- ix. He was National Retail Manager KCB Group Ltd between September 2004 and May 2005 responsible for branch network (Hub and spoke) day to day activities and growth of retail Business, seamless interface between operations, credit, retail and delivery of quality services to all bank customers.
- x. He also stated that he was Senior Retail Manager Barclays Bank of Kenya between 2002 – 2004 his main role was to drive and deliver exceptional retail business performance through powerful leadership of the retail, operational and retail credit teams prepare business plans/strategy formulation/implementation and authority to make credit decision within limits.

2. Personal plan, vision and Commitments in the docket of broadcasting and Telecommunication

He stated that his background as a marketer with years of experience has equipped him to serve the country in the Broadcasting and Telecommunications. He stated that his immediate responsibility upon assumption of the office is to take stock of the operations of all state corporations under his docket to establish the inefficiency in state corporations. He further noted that he will have a sitting with the management of all state corporations in order to initiate major change and enforce regulations in both the Ministry and State Corporations under his docket.

3. Targets within the next few years if appointed the principal secretary

If appointed, he will aim to first work with the National Assembly to ensure that the necessary legislations are enacted in line with the constitutional requirement. Further, within one year, he aims to oversee the implementation of major projects that have stalled for some time now in the Ministry. He is going to build on the efforts that have been made in the past with regard to ensuring that appropriate regulatory, policies, legislations and service matters are actualized. He stated that he would be resolute as a principal Secretary and work closely with the Departmental Committee on Energy, Communication & Information in ensuring that the National government implements policies and strengthens institutions.

4. High staff Turn Over In Kenya Broadcasting Corporation

He noted that KBC as a state broadcaster has high staff turnover due to poor remuneration and poor working conditions. He undertook to have a sitting with the management and ascertain what could be ailing the national broadcaster and how staff retention can be achieved. He assured the Committee that the face of KBC will change once if he is given the job.

5. Alleged corruption in the Ministry and how he will handle political pressure

He noted that corruption is in every part of the country and therefore there is need to approach it boldly; he assured the Committee that he will not take part in corruption.

Committee Observations

- i. The Committee observed that he had satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. He had been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Education Loans Board (HELB) and the credit reference bureau.
- iii. He had never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. He had never been dismissed from office for contravention of the provisions of Article 75 of the constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of parliament or any commission of inquiry.
- v. He had the necessary qualifications as seen from the documents he presented to the Committee.
- vi. He had the right attitude and experience to work in the position for which he has been nominated for as observed from the way he accurately responded to the oral questions by Members during vetting.
- vii. Had a wealth of experience having worked and commended for an excellent performance in the banking sector, although his professional qualification and work experience, was not in Broadcasting and Telecommunications industry, he could apply his experience to the success of the industry.

MIN NO.258/DC-E/2015

MEETING WITH ETHICS AND ANTI-CORRUPTION COMMISSION - MR. HALAKHE WAQO ON THE ALLEGED PAYMENT OF OVER ONE MILLION SIX HUNDRED THOUSAND TO ENG. VICTOR KYALO:

Mr. Halakhe Waqo appeared before the Committee on Friday 11th December, 2015 to clarify on the corruption allegation against the nominee for ICT & Innovation Eng. Victor Kyalo and as follows:-

- i. Regarding the payment of five million four hundred thousand as gratuity, he stated that the nominee was mistakenly over paid what was due to him on the expiry of his contract. The nominee noted the anomaly a month after receiving the money though he had already used it and immediately notified the accounts and negotiated to pay the money back in installments. He stated that he had finished paying the money in 2014.
- ii. Further, the CEO reported that the Director of Public Prosecutions (DPP) was seized of the matter and immediately commenced investigations and passed his findings and recommendations to his office. The EACC and DPP finalized their report and the findings of the investigations indicate that Mr. Victor kyalo was

indeed paid the money erroneously as alleged and the matter has been concluded and that his file is prepared for closure by the Commission.

Committee Observation

- 1) The Committee observed that the Ethics and anti-corruption commission had written a letter to the National Assembly confirming that there were allegations in which Eng. Victor Kyalo is adversely mentioned and that they were in the process of verifying the same. Further, the Committee observed that the Commission wrote another letter confirming that they have undertaken verification on the information received on the nominee and found that there is no evidence currently to warrant an adverse recommendation on his appointment.
- 2) The Committee further observed that the DPP had not returned the file on the nominee by the time the Ethics and Anti-corruption Commission wrote the letter indicating Eng. Victor Kyalo was adversely mentioned in the EACC report.

MIN NO.259/DC-E/2015

VETTING OF THE PRINCIPAL
SECRETARY NOMINEE FOR ICT &
INNOVATION - ENG. VICTOR
KYALO:

Eng. Victor Kyalo appeared before the Committee for vetting on Friday 11th December, 2015. He was orally interviewed by the Committee and responded to questions during the vetting as follows:-

1. Educational and professional Qualifications

Victor Kyalo is a Master of Electronic Engineering and Diploma of Electronic Engineering, Jan 1990 – June 1991 Eindhoven International Institute of technological studies, He is Communications engineer (data & telecom) with a wide exposure in systems design and integration. He has been involved in data systems networking/telecommunications for the last 24 years both in deployment of solutions and in training.

His current focus is on the deployment of technologies and services targeted at providing effective service delivery mechanisms and processes. Apart from systems design and implementation, his key interests are in the selection, measurement, and management of technology solutions, aiming at enabling an enterprise to optimize the return on its investment in automation, Communication Systems, and Management Services through a partnership of systems and business groups.

Work experience

- i) He stated that he was the CEO ICT Authority from Jan 2015 to date responsible for finalizing the transition of ICT structures across the Ministries, actualizing the projects governance structure as proposed in the National ICT Master Plan, and ensuring the successful implementation of the key projects.
- ii) He was also acting CEO Kenya ICT Board/ICT Authority, from June 2013 to date

Responsible for; strategic direction, organization and administration of programmes and affairs of the ICT Authority, he was also responsible for the supervision of staff, responsible to the Board for administration and management of the Authority, the accounting officer of the Authority, and overseeing the initial transition

- iii) He also served as the Deputy CEO/KTCIP Programme Manager, Kenya ICT Board between Aug 2007-Dec 2014 Responsible for Projects and Programmes under the World Bank funded TCIP project. This involves working closely with the education sector, e-government and the Ministry of Information & Communication to realize timely and optimal realization of anchor projects.
- iv) He was the Director/CEO – Kenya Educational Network KENET between July 2002-Aug 2007 As the Founding CEO, responsible for the institutional establishment and technical coordination of the Kenya Educational Network, an initiative aimed at interconnecting all universities, tertiary colleges in Kenya for the sharing and enhancement of ICT training. He was in charge of strategic direction, development & implementation of technical solutions, as well as all business processes in the development of a reliable and sustainable national education and research network.
- v) Further he was the Lecturer University of Nairobi between July 1993 to date (on leave of absence) Department of Electrical & Electronic Engineering, University of Nairobi. Duties include lecturing in Communication, Computing, Electronics, and Engineering Management. He has initiated a number of research projects between the University and the Industry and is currently on leave of absence.
- vi) He informed the Committee that he was the Technical Support Consultant - Matrix Group from 1995–1997 responsible for technical support services in data communication systems, networking solutions and systems configuration. These include products from DEC, 3COM, RAD, Novell, Microsoft, Zyxel and an assortment of networking hardware and software (as a consultant).
- vii) Between Dec 1990 - June 1991 He undertook his thesis work at the PAID project subgroup of Philips Systems Project Centre in the Philips Research Laboratories, Eindhoven (Holland). Further, from June 1990–Dec 1990 he did his Practical work at the automation test equipment group, Philips Centre for Manufacturing Technology, Eindhoven (Holland).

1. Personal Plans on visions 2030 and service delivery

He stated that he has a clear masterplan for the Ministry including invitation of the ICT stakeholders to a consultative conference to push the transformational agenda and fast-track pending projects under his portfolio.

2. The National fiber Optic

He stated that The National Optic Fiber Backbone (NOFBI) is a project being implemented by the ICT Authority for the Ministry of ICT and it aims at ensuring fiber

connectivity in all the 47 counties. The implementation of this project aims to ease communication across counties as well as improve government service delivery to the citizens such as application of national identity cards, passports and registration of birth and death certificates. The 6 billion projects once fully implemented, will cover 2100 kilometers in all 47 Counties. The project was being implemented within the required timeline but failed on the connectivity programme due to the challenges in wayleaves. Further he noted that there will be leverage to transfer the project to be handled by contractors to facilitate transparency since the Government is not allowed to do direct implementation.

3. Konza

He stated that Konza Techno City aims to foster the growth of the technology industry in Kenya and it is a Kenya Vision 2030 flagship project, as part of the national blueprint to create a competitive and prosperous nation with a high quality of life by 2030. He also noted that the budget involved in Konza Techno polis project is huge and the Government cannot implement the project alone and the Ministry is engaging stakeholders to multi-finance the project. He undertook to fast track the project.

4. Alleged Payment of Gratuity Totaling to 1.6 Million

Regarding payment of over one million six hundred thousand as gratuity, stated that he was over paid the money mistakenly way above what was due to him on the expiry of his contract he noted the anomalies a month after receiving the money while out of the country when he already used. He further informed the committee that he immediately notified the accounts and negotiated to pay the money in instalment which the Ministry allowed. He stated that he already cleared the money way back in 2014 and had a clearance from the anti-corruption commission.

Committee Observations

- i. The Committee observed that he had satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. He had been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Educations Loans Board (HELB) and the credit reference bureau.
- iii. He had never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. He had never been dismissed from office for contravention of the provisions of Article 75 of the constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of parliament or any commission of inquiry.
- v. He had the necessary qualifications as seen from the documents he presented to the Committee.
- vi. He had the right attitude and experience to work in the position for which he has been nominated as observed from the way they accurately responded to the oral questions by Members during vetting.
- vii. He had the relevant professional qualifications, wealth of knowledge and experience in the Information, Communication and Technology sector therefore able to transform and develop the sector to the benefit of the country.

Mr. Andrew Kamau appeared before the Committee for vetting on Friday 11th December, 2015. He was orally interviewed by the Committee and responded to questions during the vetting as follows:-

1. Educational and professional Qualifications

- i. He studied University of Nairobi - Bachelor of Science – Chemistry (Hon). He further studied various courses in Trading and Shipping at College of Petroleum Studies - Oxford University England, Introduction to Oil Supply & Shipping: College of Petroleum Studies - Oxford University England – 1996, Introduction to Oil Trading and Price Risk ManagementTR1: College of Petroleum Studies - Oxford University England – 1997.
- ii. Andrew Ng'ang'a Kamau has been working in the energy and mining sector in Africa for 25 years. In this time he has worked for among others, multinational companies in East Africa and major trading organizations in Europe. Andrew was awarded the Africa Oil & Gas Deal Maker of the Year 2005 by Global Pacific Partners. He is also chairman of Komati Foundation, a non-profit organization, working specifically with students and young professionals to nurture leadership skills and service ethics.
- iii. He advanced Oil Trading and Price Risk Management TR3: College of Petroleum Studies - Oxford University England – 1997, Finance for non-Financial Manager - University of Witwatersrand, Johannesburg – 2006. New Venture Creation - University of Witwatersrand, Johannesburg – 2006 and Member, Institute of Petroleum - 1996
- iv. He informed the Committee that he was the director Bracewell Energy, Johannesburg in 2007 to date whereupon he provided oversight and gave direction to the management of Company in implementing their mandate. He was able to provide advice on the on matters petroleum and regulatory framework of the industry and therefore supported the Company with his extensive experience.
- v. He further informed the Committee that he was Director & COO, Adric Oil where he was instrumental in formulating and implementing a turnaround strategy for Afric Oil, with a view to acquiring a significant shareholding. He was responsible for all operations of the company, including, staff matter. Within 3 months, Afric oil became the 2nd BEE Company to enter into an agreement with Transnet Pipeline for the transportation of refined oil products from Durban to Tarlton. The company is now operating and profitable and has a turnover more than ZAR 1.3 billion per year. The sale was not affected.

- vi. He was Director Drillex Oil Ltd between 2007 and 2009 Responsible for raising funding to acquire exploration rigs, once drilling contracts were concluded. Andrew manage to raise over USD 100 million to acquire 7 drilling rigs, with ancillary equipment, including speed boat and barge, that were positioned at the Cahora Bassa Dam. This equipment was logistics support for coal exploration on behalf of Brazilian company VALE. Before the collapse in financial markets in 2008, Drillex was one of the largest employers in Mozambique. Drillex also undertook gold exploration in South Africa, heavy sands on behalf of BHP Billiton in Southern Mozambique and Phosphates on behalf of Vale in North Eastern Mozambique.

2. Personal plan, vision and commitment to the docket of Petroleum.

His background in the Petroleum sector with his past experience has equipped him to serve the country in the Petroleum Sector. He promised to oversee reforms with regard to ensuring that appropriate regulatory; policies, legislations and service matters are actualized in the Ministry and State Corporations under his docket.

3. Discovery of Oil in Turkana & strengthening of Kenya National Oil Corporation

He stated that the oil discovery in Turkana is a blessing to this nation it needs to be fast tracked. He undertook to engage Tullow Oil so that oil drilling can start to be done in 24 months. Further, the nominee noted that there was need to strengthen and empower the National Oil Corporation to be a profit making organization.

4. Service delivery

He stated that he would be resolute as a Principal Secretary and work closely with State Corporations under his docket and other stakeholders in ensuring that the National Government implements policies and strengthens institutions that will ensure that services are delivered to the public in time.

5. Targets within the next few years, if appointed.

If appointed, he will aim to work with the National Assembly to ensure that the necessary legislations are enacted in line with the constitutional requirement. Further, within one year, he aims to oversee, monitor, supervise and report on the progress of oil exploration in the Country and implementation of projects and fast track stalled projects under his purview.

Committee Observations

- i. The Committee observed that he had satisfied the requirement of chapter six of the Constitution of Kenya on Leadership and Integrity.
- ii. He had been cleared by the Criminal Investigation Department (CID), Kenya Revenue Authority on Tax Compliance, Higher Educations Loans Board (HELB) and the Credit Reference Bureau.
- iii. He had never been charged with a criminal offence in a court of Law and has no potential course of conflict of interest.
- iv. He had never been dismissed from office for contravention of the provisions of

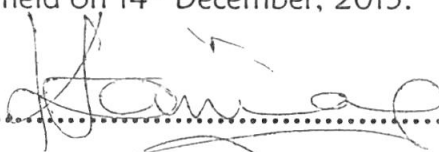
Article 75 of the constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of parliament or any commission of inquiry.

- v. He had the necessary qualifications as seen from the documents he presented to the Committee.
- vi. He had the right attitude and experience to work in the position for which he has been nominated as observed from the way he accurately responded to the oral questions by Members during vetting.
- vii. He had the relevant professional qualifications, experience and knowledge in the Petroleum Industry and had worked globally in the sector for close to 25years, hence the ability to change the petroleum sector to the benefit of the Country.

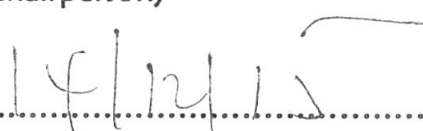
MIN. NO.261/DC-E/2015

ADJOURNMENT.

There being no other business for deliberation the Chairperson adjourned the meeting at 1.50pm and the next meeting to be held on 14th December, 2015.

Signed.....

Hon. Jamleck Kamau, EGH, MP
(Chairperson)

Date.....

MINUTES OF THE 50TH SITTING OF THE DEPARTMENTAL COMMITTEE ON ENERGY, COMMUNICATION & INFORMATION ON THE ADOPTION OF THE DRAFT VETTING REPORT OF MR. SAMMY ITEMERE, ENG. VICTOR KYALO, AND MR. ANDREW NG'ANG'A KAMAU TO THE POSITIONS OF PRINCIPAL SECRETARY, BROADCASTING & TELECOMMUNICATIONS, ICT & INNOVATIONS, AND PETROLEUM RESPECTIVELY HELD ON 14TH DEC, 2015 IN COMMITTEE ROOM 4TH FLOOR CONTINENTAL HOUSE, PARLIAMENT BUILDINGS:

PRESENT

- | | |
|----------------------------------|-------------------|
| 1. Hon. Jamleck Kamau, EGH, MP | -Chairperson |
| 2. Hon. Jackson Kiptanui, MP | -Vice Chairperson |
| 3. Hon. Mohammed Elmi, EGH, MP | |
| 4. Hon. Edick Anyanga, MP | |
| 5. Hon. Zebedeo Opore, MP | |
| 6. Hon. Mithika Linturi, MP | |
| 7. Hon. Cecily Mbarire, MP | |
| 8. Hon. (Eng.) Vincent Musau, MP | |
| 9. Hon. Aramat Lemanken, MP | |
| 10. Hon. John Munuve, MP | |
| 11. Hon. Roba Duba, MP | |
| 12. Hon. James Lomenen, MP | |
| 13. Hon. Onesmus Njuki, MP | |
| 14. Hon. Arthur Odera, MP | |
| 15. Hon. Richard Tongi, MP | |
| 16. Hon. Racheal Amolo, MP | |
| 17. Hon. William Kisang', MP | |

APOLOGY

1. Hon. (Eng.) James Rege, MP
2. Hon. Mary N. Mbugua, HSC, MP
3. Hon. Junet Sheikh, MP
4. Hon. Roba Duba, MP
5. Hon. Joe Mutambu, MP
6. Hon. Esther Gathogo, MP
7. Hon. Fathia Mahbub, MP
8. Hon. Moses Kuria, MP
9. Hon. Ndung'u Gethenji, MP
10. Hon. Banticha Abdullahi, MP
11. Hon. Daniel Kazungu, MP
12. Hon. Aburi Mpuru, MP
13. Hon. Nicholas Ngikor, MP

COMMITTEE SECRETARIAT

1. Mr. Amos Kiangwe – Clerk Assistant
2. Mr. Abdiaziz Shobay – Clerk Assistant – **Taking Minutes**
3. Ms. Laureen Wesonga –Clerk Assistant
4. Mr. John Mungai – Audio Officer

MIN. NO.262/DC-E/2015

PRELIMINARY

The meeting was called to order at forty five minutes past ten O'clock and prayers were said by the Hon. Zebedeo John Opore, MP.

MIN. NO.263/DC-E/2015

CONFIRMATION OF MINUTES

Agenda deferred.

MIN.NO.264/DC-E/2015

MATTERS ARISING

Agenda deferred.

MIN NO.265/DC-E/2015

**CONSIDERATION OF THE DRAFT
REPORT ON THE VETTING OF MR.
SAMMY ITEMERE, ENG. VICTOR
KYALO, AND MR. ANDREW
NG'ANG'A KAMAU TO THE
POSITIONS OF PRINCIPAL
SECRETARIES, BROADCASTING &
TELECOMMUNICATIONS, ICT &
INNOVATIONS, AND PETROLEUM
RESPECTIVELY:**

Members considered the draft report on the vetting of the Principal Secretary nominees Mr. Sammy Itemere, Eng. Victor Kyalo, and Mr. Andrew Ng'ang'a Kamau to the positions of Principal Secretaries, Broadcasting & Telecommunications, ICT & Innovations, and Petroleum respectively. The Committee recommended that pursuant to Article 152 (2) of the Constitution and Standing Order No. 216 (f), the House approves the nominations of Mr. Sammy Itemere, Eng. Victor Kyalo, and Mr. Andrew Ng'ang'a Kamau to the positions of principal Secretaries, Broadcasting & Telecommunications, ICT & Innovations, and petroleum respectively.

MIN. NO.266/DC-E/2015

ADOPTION OF THE REPORT

The Committee unanimously adopted the report with the following amendments:

1. That the following be included in the Committee's observations:
 - a) Regarding the appointment of Eng. Victor Kyalo – The Committee received two different letters. The first letter dated 7th December, 2015 REF/EACC.7/10/5 VOL.11 (3) the Commission confirmed that there were outstanding issues and ongoing investigations against the nominee. Another letter dated 10th December, 2015 REF. EACC./7/10/5 VOL 11 (23) stating that the Commission had undertaken verification of the information received on the same nominee and that there was no evidence to warrant an adverse recommendation on his appointment.
 - b) Based on the above letters the Committee observed that the Director of Public Prosecution (DPP) had been seized of the matter and immediately commenced investigations and passed his findings and recommendations to

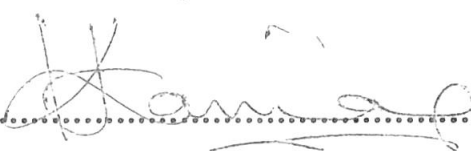
the Ethics and Anti-Corruption Commission confirming that indeed Eng. Victor Kyalo was paid the money erroneously and he had paid up the money in Installments, concluding the allegations against him.

- c) In view of the above clarification by the Ethics and Anti-Corruption Commission, the Committee observed that the payment of five million six hundred thousand as gratuity was indeed an overpayment to the nominee mistakenly way above what was due to him on the expiry of his contract without his knowledge.
 - d) Further, the Committee noted that the allegations touching on his integrity had seriously affected his family and reputation.
2. That the report should clearly indicate the Committee did not receive Memorandum or affidavit from the public on the nomination of Mr. Sammy Itemere and Mr. Andrew Kamau. However the Memorandum against Mr. Victor Kyalo was not signed by an advocate of the High Court/Commissioner for oaths as required by the law and was therefore not admissible for consideration
 3. That in conducting the vetting process, the Committee examined the nominees against the following criteria, amongst others, as set out in the Public Appointments Act:-
 - i) Qualifications and experience to their respective positions.
 - ii) Potential conflict of interest
 - iii) Knowledge of the relevant subject
 - iv) Overall suitability for the position
 4. The Committee further suggested that the report should capture the observations of each nominee separately.

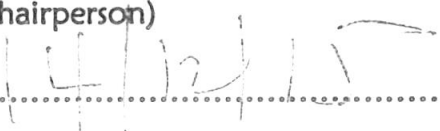
MIN. NO.267/DC-E/2015

ADJOURNMENT

There being no other business for deliberation the Chairperson adjourned the meeting at 25 Minutes past Twelve O'clock.

Signed.....

Hon. Jamleck Kamau, EGH, MP
(Chairperson)

Date.....

Appendix (3)

- Memorandum

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

ELEVENTH PARLIAMENT - THIRD SESSION

In the Matter of the Approval by the National Assembly of persons nominated for appointment as Principal Secretaries

SUBMISSION OF MEMORANDA

Pursuant to Article 155(3) of the Constitution, H.E. the President shall nominate and with the approval of the National Assembly, appoint Cabinet Secretaries. Pursuant to the said Article, H.E. the President has nominated the following twenty-four (24) persons for appointment as Principal Secretaries for their respective ministries as indicated below:-

No.	MINISTRY	NOMINEE
1.	Devolution & Planning PS - Planning & Statistics	Saitoti Torome
2.	Interior & Coordination of National Government PS - Correctional Services	Micah Powon
3.	Public Service Youth & Gender Affairs PS - Youth and Public Service PS - Gender Affairs	Lilian Omollo Zeinab Zeinab W. Hussein
4.	Defence	Amb. Peter K. Kaberia
5.	Education, Science & Technology PS - Vocational and Technical Training	Dr. Dinah Jerotich Mwinzi
6.	Health	Dr. Nicholas Muraguri
7.	Transport & Infrastructure PS - Housing & Urban Development PS - Public Works PS - Transport PS - Maritime Commerce	Aidah Munano Dr. Paul Maringa Mwangi Wilson Nyakera Irungu Nancy Karigithu
8.	Environment, & Mineral Resources PS - Environment PS - Natural Resources	Charles Sunkuli Dr. Margaret Mwakima
9.	Information, Communication & Technology PS - ICT and Innovation PS - Broadcasting & Telecommunications	Eng. Victor Kyalo Sammy Itemere
10.	Sports, Culture and the Arts	Joseph Okudo
11.	Energy and Petroleum PS - Petroleum	Andrew Kamau Nganga
12.	Agriculture, Livestock & Fisheries PS - Livestock	Dr. Andrew K. Tuimur
13.	Industrialization & Enterprise Development	Julius Korir
14.	Tourism PS - Tourism PS - International Trade	Fatuma Hersi Dr. Chris Kiptoo
15.	Water & Irrigation	Patrick Nduati Mwangi
16.	Labour & East African Affairs PS - Social Security and Services PS - East African Community Integration	Susan Mochache Betty Chemutai Maina

Following the receipt of the nominations from H.E. the President, the respective Departmental Committees are mandated pursuant to Standing Order 216(5)(f) to vet, consider their suitability for appointment to their respective positions and submit their reports to the House for approval.

Pursuant to Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the respective Departmental Committees now invites interested members of the public to submit any representations by written statement on oath (affidavit), that they may have on the suitability or otherwise of the said nominees for appointment as Principal Secretaries for their respective ministries. The representations may be forwarded to the Clerk of the National Assembly, P.O. Box 41942-00100, Nairobi; hand-delivered to the Office of the Clerk, Main Parliament Buildings, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 9th December, 2015 at 5.00 pm.

JUSTIN BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

ELEVENTH PARLIAMENT - THIRD SESSION

NOTIFICATION FOR VETTING OF PERSONS
NOMINATED FOR APPOINTMENT AS PRINCIPAL
SECRETARIES BY THE DEPARTMENTAL COMMITTEES

Pursuant to Article 155(3) of the Constitution and Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the National Assembly invites the following persons nominated for appointment as Principal Secretaries for vetting by the respective Departmental Committees.

Pursuant to provisions of Article 118 of the Constitution, Section 6(4) of the Public Appointments (Parliamentary Approval) Act (No.33 of 2011) and Standing Order 45(3), the general public is hereby notified that the respective Departmental Committees shall conduct the vetting of the following persons for appointment as Principal Secretaries for their respective ministries on Friday 11th December, 2015 as indicated below:-

VENUE - COMMITTEE ROOM 5 TH FLOOR, CONTINENTAL HOUSE			
DEPARTMENTAL COMMITTEE	MINISTRY	NOMINEE	TIME
DC - Finance, Planning & Trade	1. Devolution & Planning PS - Planning & Statistics	Saitoti Torome	9.00 am
	2. Industrialization & Enterprise Development PS - Tourism	Julius Korir Fatuma Hersi	10.00 am 11.00 am
	PS - International Trade	Dr. Chris Kiptoo	12.00 noon
DC - Health	Health	Dr. Nicholas Muraguri	2.00 pm
VENUE - COMMITTEE ROOM 4 TH FLOOR, CONTINENTAL HOUSE			
DC - Energy, Information & Communication	1. Information, Communication & Technology PS - Broadcasting & Telecommunications	Sammy Itemere	9.00 am
	PS - ICT & Innovation	Eng. Victor Kyalo	10.00 am
	2. Energy & Petroleum PS - Petroleum	Andrew Kamau Nganga	11.00 am
DC - Administration & National Security	1. Interior & Coordination of National Government PS - Correctional Services	Micah Powon	2.00 pm
	2. Public Service Youth & Gender Affairs PS - Youth and Public Service	Lilian Omollo	3.00 pm
VENUE - COMMITTEE ROOM 2 ND FLOOR, CONTINENTAL HOUSE			
DC - Labour & Social Services	1. Labour & East African Affairs PS - Social Security & Services	Susan Mochache	9.00 am
	PS - East African Community Integration	Betty Chemutai Maina	10.00 am
	2. Public Service Youth & Gender Affairs PS - Gender Services	Zeinab W. Hussein	11.00 am
	3. Sports, Culture & the Arts	Joseph Okudo	12.00 am
DC - Environment & Natural Resources	Environment & Mineral Resources PS - Environment	Charles Sunkuli	2.00 pm
	PS - Natural Resources	Dr. Margaret Mwakima	3.00 pm
VENUE - COMMITTEE ROOM No. 7 MAIN PARLIAMENT BUILDINGS			
DEPARTMENTAL COMMITTEE	MINISTRY	NOMINEE	TIME
DC - Transport, Public Works & Housing	Transport & Infrastructure PS - Housing & Urban Development	Aidah Munano	9.00 am
	PS - Public Works	Dr. Paul Maringa Nganga	10.00 am
	PS - Transport	Wilson Nakera Irungu	11.00 am
	PS - Maritime Commerce	Nancy Karigithu	12.00 noon
DC - Defence & Foreign Relations	Defence	Amb. Peter K. Kaberia	2.00 pm
VENUE - COMMITTEE ROOM No. 9 MAIN PARLIAMENT BUILDINGS			
DC - Agriculture, Livestock & Cooperatives	1. Agriculture, Livestock & Fisheries PS - Livestock	Dr. Andrew K. Tuimur	9.00 am
	2. Water & Irrigation PS - Irrigation	Patrick Nduati Mwangi	10.00 am
DC - Education Research Technology	Education, Science & Technology PS - Vocational & Technical Training	Dr. Dinah Jerotich Mwinzi	12.00 pm

The nominees should bring the originals of their identity card, academic and professional certificates and other relevant testimonials. In addition, the nominees should bring letters/certificate of clearance/compliance from the following:-

- Ethics and Anti-Corruption Commission;
- Kenya Revenue Authority;
- Higher Education Loans Board;
- Criminal Investigations Department; and
- Any of the Credit Reference Bureaus.

JUSTIN BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT - THIRD SESSION

In the Matter of the Approval by the National Assembly of persons nominated for appointment as Cabinet Secretaries

SUBMISSION OF MEMORANDA

Pursuant to Article 152(2) of the Constitution, H.E. the President shall nominate and with the approval of the National Assembly, appoint Cabinet Secretaries. Pursuant to the said Article, H.E. the President has nominated the following seven (7) persons for appointment as Cabinet Secretaries for their respective ministries as indicated below:-

MINISTRY	NOMINEE
Devolution and Planning	Festus Mwangi Kiunjuri
Energy and Petroleum	Charles Cheruiyot Keter
Mining	Daniel Kazungu Muzee
Agriculture, Livestock & Fisheries	Willy Kipkorir Bett
Information, Communication & Technology	Joseph Mucheru
Public Service Youth & Gender Affairs	Sicily Kanini Kariuki
Health	Dr. Cleopa Kilongo Mailu

Following the receipt of the nominations from H.E. the President, the Committee on appointments is mandated to vet, consider their suitability for appointment and submit its report to the House for approval.

Pursuant to Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the Committee on Appointments now invites interested members of the public to submit representations by written statement on oath (*afidavit*), that they may have on the suitability or otherwise of the said nominees for appointment as Cabinet Secretaries for their respective ministries. The representations may be forwarded to the Clerk of the National Assembly, P.O. Box 41842-00100, Nairobi; hand-delivered to the Office of the Clerk in Parliament Buildings, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 9th December, 2015 at 5.00 pm.

JUSTIN BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
ELEVENTH PARLIAMENT - THIRD SESSION

NOTIFICATION FOR VETTING OF PERSONS NOMINATED FOR APPOINTMENT AS CABINET SECRETARIES BY THE COMMITTEE ON APPOINTMENTS

Pursuant to Article 152(2) of the Constitution and Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011, the National Assembly invites the following persons nominated for appointment as Cabinet Secretaries for their respective ministries for vetting by the Committee on Appointments.

Pursuant to provisions of Article 118 of the Constitution, Section 6(4) of the Public Appointments (Parliamentary Approval) Act (No.33 of 2011) and Standing Order 45(3), the general public is hereby notified that the Committee on Appointments shall conduct the vetting of the following persons for appointment as Cabinet Secretaries for their respective ministries on Friday 11th December, 2015 in the Mini Chamber, County Hall, Parliament Buildings as indicated below:-

MINISTRY	NOMINEE	TIME
1. Devolution and Planning	Festus Mwangi Kiunjuri	9.00 am
2. Energy and Petroleum	Charles Cheruiyot Keter	10.00 am
3. Mining	Daniel Kazungu Muzee	11.00 am
4. Agriculture, Livestock & Fisheries	Willy Kipkorir Bett	12.00 noon
5. Information, Communication & Technology	Joseph Mucheru	2.00 pm
6. Public Service Youth & Gender Affairs	Sicily Kani Kariuki	3.00 pm
7. Health	Dr. Cleopa Kilongo Mailu	4.00 pm

The nominees should bring the originals of their identity card, academic and professional certificates and other relevant testimonials. In addition, the nominees should bring letters/certificate of clearance/compliance from the following:-

- Ethics and Anti-Corruption Commission;
- Kenya Revenue Authority;
- Higher Education Loans Board;
- Criminal Investigations Department; and
- Any of the Credit Reference Bureaus.

JUSTIN BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA

MINISTRY OF LAND, HOUSING
AND URBAN DEVELOPMENT

PUBLIC NOTICE

WAITIKI FARM STATUS VERIFICATION

The Minister, Ministry of Land, Housing and Urban Development has appointed a ministerial Technical Committee to plan, survey and issue deeds to the people who are currently occupying those parcels of land commonly known as Waitiki Farm in Mombasa County.

The Committee will be on site with effect from 3rd December 2015. The occupants are requested to present themselves before the Committee for status verification. The following documents will be required:-

- Original National Identity Card
- Land transaction document
- Any document to support ground occupation status

The verification exercise will take place from 3rd to 10th December, 2015.

IRIAMU el MAWY
PRINCIPAL SECRETARY
STATE DEPARTMENT OF LAND,
MINISTRY OF LAND, HOUSING AND URBAN DEVELOPMENT

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Appendix (3)

- Memorandum



Handwritten notes and stamps:
1. Approved by the National Assembly
2. Passed by the National Assembly
3. Passed by the National Assembly
4. Passed by the National Assembly
5. Passed by the National Assembly
6. Passed by the National Assembly
7. Passed by the National Assembly
8. Passed by the National Assembly
9. Passed by the National Assembly
10. Passed by the National Assembly

NATIONAL ASSEMBLY OF KENYA
E-SEVENTH PARLIAMENT - THIRD SESSION

(IN THE MATTER OF THE APPROVAL BY THE NATIONAL
ASSEMBLY OF PERSONS NOMINATED FOR APPOINTMENTS AS
PRINCIPAL SECRETARY)

PURSUANT TO SECTION 6(9) OF THE PUBLIC APPOINTMENTS
(PARLIAMENTARY APPROVAL) ACT, 2011

AFFIDAVIT WITH INFORMATION ON VIOLATION OF
CHAPTER SIX OF THE CONSTITUTION OF KENYA 2010
AND LEADERSHIP AND INTEGRITY ACT 2012

BY

NATIONAL ASSEMBLY
RECEIVED
09 DEC 2015
CLERK'S OFFICE
P. O. Box 41842, NAIROBI

VICTOR NYA

MEMBER OF THE NATIONAL ASSEMBLY

9TH DECEMBER 2015

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REPUBLIC OF KENYA



NATIONAL ASSEMBLY OF KENYA
ELEVENTH PARLIAMENT - THIRD SESSION

(in the matter of the Approval by the National Assembly of persons nominated for appointments as Principal Secretary)

Pursuant to Section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011

DENIS KUTEREPORTER ON SUITABILITY OF CANDIDATE

ON

VICTOR KYALOCANDIDATE

AFFIDAVIT

1.1 Introduction

I, DENIS KUTE, a Kenyan Citizen of ID No. 7494693, a resident of Nairobi and of P.O. Box 6090 - 00300, Nairobi and telephone No. 0722527847 within the Republic of Kenya hereby make oath and state as follows: -

1. THAT I am a Director of Osano & Associates Limited (O&A) and duly authorized and well versed with the facts herein hence competent to swear this Affidavit.

2. THAT Osano & Associates has been involved in bidding and working in a number of World Bank Projects in Africa including the project whose recommendations created the ICT Authority undertaken in 2004. ***Annexed herewith and marked "DK1" is a copy of the letter for the project from the Permanent Secretary – Ministry of Finance then.***

3. THAT I am the Team Leader in one other such project sponsored by the World Bank - Contract for **Consultancy Services for Strategic Information Technology Partner for Nairobi City County (Credit No.:5092-KE and 4284-KE)** which was signed on **8th December 2014** by and between ICT Authority (ICTA), Osano & Associates (O&A) and Nairobi City County (NCC).

4. THAT I am aware of the following wise quotes by three great men: "Corruption is a national security threat" - H.E. President Uhuru Muigai Kenyatta in his State of the Nation Address. "Corruption, selfish leadership and tribalism are the greatest enemies of Kenya" - Pope Francis in his last visit to Kenya. "Kenya's path to progress required important choices for any society including accountability, inclusiveness and transparency [therefore], Corruption, tribalism, cronyism and gender inequalities are all potential barriers to progress for Kenya." President Barack Hussein Obama in his last visit to Kenya.

5. THAT Pursuant to Section 6 (9) of the Public Appointments (Parliamentary Approval) Act, 2011, I have read understood and had explained to me by my Advocates the requirements as advertised by the National Assembly in the Daily Nation of Thursday 3rd December 2015, for members of the public to provide information on suitability or otherwise of nominees by **H.E. President Uhuru Kenyatta** for appointment for position of Principal Secretaries of their respective ministries and herby provide relevant information that may assist in this regard.

6. THAT I have read and understood the contents of **Chapter Six of the Constitution of Kenya 2010, particularly Article 73 (1 and 2) and Article 75 (1)** and the relevant sections of the **Leadership and Integrity Act 2012** particularly **Sections 8, 9, 10, 11 and 13** providing guidelines of how public officers ought to behave in performing their duties while holding public office. Specifically, I have read and understood the following:

1.2 Relevant parts of Chapter Six of the Constitution of Kenya 2010

(a) **Article 73 of the Constitution of Kenya 2010** states in part thus:

- (1) Authority assigned to a State officer (a) is a public trust to be exercised in a manner that: (i) is consistent with the purposes and objects of the Constitution; (ii) demonstrates respect for the people; (iii) brings honour to the nation and dignity to the office; and (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, or election 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 service based solely on the public interest, demonstrated by: (i) honesty in the execution of public duties; and (ii) the declaration of any personal interest that may conflict with public duties; (d) accountability to the public for decisions and actions; and (e) discipline and commitment in service to the people.

1.3 Relevant parts of Leadership and Integrity Act 2012

- (b) **Article 75 (1) of the Constitution of Kenya 2010** states: A State officer shall behave, whether in public and official life, in private life, or in association with other persons, in a manner that avoids (a) any conflict between personal interests and public or official duties; (b) compromising any public or official interest in favour of a personal interest; or (c) demeaning the office the officer holds.
- (c) **Section 8 of the Leadership and Integrity Act 2012 (*Public trust*)** provides that a State office is a position of public trust and the authority and responsibility vested in a State officer shall be exercised by the State officer in the best interest of the people of Kenya.
- (d) **Section 9 of the Leadership and Integrity Act 2012 (*Responsibility and duties*)** provides that a State officer shall take personal responsibility for the reasonably foreseeable consequences of any actions or omissions arising from the discharge of the duties of the office.
- (e) **Section 10 of the Leadership and Integrity Act 2012 (*Performance of duties*)** provides that a State officer shall, to the best of their ability (a) carry out the duties of the office efficiently and honestly; (b) carry out the duties in a transparent and accountable manner; (c) keep accurate records and documents relating to the functions of the office; and (d) report truthfully on all matters of the organization which they represent.
- (f) **Section 11 of the Leadership and Integrity Act 2012 (*Professionalism*)** provides in part that a State officer shall (a) carry out duties of the office in a manner that maintains public confidence in the integrity of the office;

- (g) **Section 13 of the Leadership and Integrity Act 2012 (*Moral and ethical requirements*)** provides that a State officer shall (a) demonstrate honesty in the conduct of public affairs subject to the Public Officer Ethics Act (No. 4 of 2003); (b) not to engage in activities that amount to abuse of office; (c) accurately and honestly represent information to the public; (d) not engage in wrongful conduct in furtherance of personal benefit; (e) not misuse public resources; (f) not discriminate against any person, except as expressly provided for under the law; (g) not falsify any records;

1.4 Summary of Issues of Unsuitability of the Nominee

7. THAT I am aware that **H.E. President Uhuru Kenyatta** has been in the forefront fighting to get rid of corruption in the public service, improve the economy and the security of the republic of Kenya and that the CEO of ICTA – Victor Kyalo, his nominee for the position of Principal Secretary – ICT and Innovation has engaged in acts that: (i) negatively impacts the execution of a contract meant for economic development of all the 47 counties in Kenya in terms of ICT deployment, (ii) impedes flows of moneys in the economy by not paying for work done by consultants and (iii) tarnishes the good name of Kenya in the eyes of the **World Bank** whose **Vice Presidency – Institutional Integrity** are now well aware of the lies told and the fraudulent activities taking place in ICTA under the leadership of Victor Kyalo.
8. THAT in the interest of full disclosure in respect to the above contract, (i) certain fake documents were delivered to ICTA and its CEO – Victor Kyalo tried to attribute to O&A, (ii) that Victor Kyalo used his position to illegally try to terminate a contract on the **7th April 2015** in total disregard to the laws of Kenya, advise from the World Bank and without reporting a criminal offence to the police, (iii) Victor Kyalo refused to report a criminal matter to the police for investigations and only did so on 5th May 2015 when forced long after trying to terminate the contract illegally, (iv) that there are two sets of complaints under investigation by the police pitting ICTA lead by Victor Kyalo against O&A lead by Denis Kute and O&A lead by Denis Kute against ICTA lead by Victor Kyalo (which information, Victor Kyalo may have chosen not to declare (*see letter to CID - DK2*)), (v) that I also reported the matter on **07 August 2015** to the **World Bank's Vice Presidency – Institutional Integrity** for investigations and actions (vi) I sought the High Court's intervention to stop the termination and got interim orders on **20th April 2015** (*see DK3*) and on the **5th May 2015** (*see DK4*) stopping the termination and preventing the CEO of

ICTA and its agents from interfering with the execution of the contract, (vii) I tried to lead the team of consultants to continue working in line with the court orders but with impunity, Victor Kyalo ignored the above Court orders and instead erected road blocks to prevent the consultants from executing the contract and personally undertaking the role of the consultant in the contract (**see letters DK5**) – a case of clear Contempt that is soon to be filed in the High Court by my Advocates against the nominee and (vii) the High Courts finally made a ruling on the **4th December 2015** in favour of O&A including awarding of cost (**Ruling Attached – DK6**).

9. THAT the investigations mentioned above have not formally been concluded but I wish to call your attention to glaring contradictions in the theories by ICTA lead by Victor Kyalo who have present fictitious accounts of how documents were procured, delivered and accepted by ICTA and which have lent themselves to acts of fraud, lies, corruption, intimidation, embarrassment to the nation and abuse of office among others which offend the relevant laws on Leadership and Integrity in Kenya.

10. THAT following the above therefore, I wish to note on overall that, what has transpired in ICTA is a case where a person holding a public office CEO of ICTA – **Victor Kyalo** has lead a selected subordinate to offend **Chapter Six of the Constitution of Kenya, 2010** and the **Leadership and Integrity Act, 2012** thus:

- (a) Openly discriminated against a legal entity registered in Kenya by not awarding a tender fairly won by a **local consulting firm** despite the World Bank giving a No Objection Letter on 25th September 2014 for contract negotiations and award for the project of **Preparation of Financial Statements for Counties** - CREDIT NO.:5092-KE AND 4284-KE. This action created an opportunity for a running script to be created that the second bidder should be awarded the contract . Indeed, in an e-mail of Saturday 20th September 2014, at 8:53 AM a World Bank Senior staff - Arleen Cannata Seed is seen frustrated by delays caused by ICTA under the leadership of Victor Kyalo into remarking thus: *"if the AG (Accountant General) is not "happy" with the selection, so we really need to go with another company."* (**see DK7**)
- (b) Not accurately and honestly represent information to the public and not keeping accurate records and documents relating to the functions of the office by miss-recording a contract signing date into the IFMIS database as **4th December 2015** as opposed to **8th December 2014**

- (c) Falsely and knowingly accusing consultants of presenting fake documents which bear a very similar date as the one miss-recorded into IFMIS database being 4th December 2014,
- (d) Refuse to produce the original of a fake document he claims was delivered to him by the consultants on 10th December 2014 but which was evidently received by ICTA on the 16th December 2014,
- (e) Not record receipt of the said fake "Bid Bond" in ICTA register hence never kept accurate records and documents relating to the functions of the office.
- (f) Falsify records by decanting the date of receipt on a copy of a fake document in their possession when presenting it to the High Court of Kenya – **Civil Suit No. 186 of 2015** and to the public,
- (g) Not reporting truthfully by misrepresenting facts to the World Bank that consultants had not started working despite existence and in his possession of documentary evidence to the contrary hence bringing dishonour to Kenya as a nation and dignity to the office.
- (h) Using a government letterhead to threaten a member of the public with use of "*his agencies in charge of investigations*" (see DK8) yet in the know that neither he nor ICTA that he leads has any such agencies and must use the CID for any criminal investigations.
- (i) Refuse to report a criminal matter to the police for investigations until forced to do so by consultants then interfere with police investigations by writing to a potential witness in direct contravention of the laws,
- (j) Openly offering to misuse public resources by urging the High Court in **Civil Suit No. 186 of 2015** to allow an illegal termination of a contract since in his words as articulated in the continuation of paragraph 8 on page 8 of the rulling (see rulling of 4th December 2015 – DK6) that the consultant's claim "*....can be adequately compensated in damages if at all it eventually succeeds in its claim....*" and in paragraph 9 on page 8 of the same ruling thus: "*....that in any event damages would be sufficient remedy should it transpire that the termination was unlawful.*" Why was he in a hurry to terminate a contract without due diligence offering to compensate for work not done? Abuse of office.

- (k) Not exercise authority and responsibility vested in him in the best interest of the people of Kenya, by not heeding advice of the World Bank to have work continue and pay consultants hence jeopardising successful completion of ICT projects in all counties in Kenya as found in the ruling.
- (l) Not demonstrating honesty in the conduct of public affairs through open lies to various institutions including the **World Bank** whose **Vice Presidency – Institutional Integrity** are now aware of the lies by ICTA.

1.5 Chronology of Events on Issues of Unsuitability of the Nominee

11. THAT the issue on the above contract, started with a deliberate miss-recording of the signing date as 4th **December 2015** into IFMIS database (see **DK9** & access <http://supplier.treasury.go.ke/site/tenders.go/index.php/public/entity_view/209>) instead of the correct date of 8th **December 2014** (We wish to note that this fact was communicated by the consultants to and confirmed by officers of the **World Bank Vice Presidency – Institutional Integrity** on Fri 06/11/2015 03:08). The following is a summary of the chronology of events that followed the above action:

- (i) The contract was signed on 8th **December 2014** then the consultants presented their three documents to ICTA on 10th **December 2014** (see **DK10**) through one Margaret Mweni Musioki working under the nominee being: (i) Cover Letter (ii) Fee Note and (iii) Advance Payment Guarantee (from Investeq Capital). However, in sworn Affidavits (see **DK11** and **DK12**) the nominee and Margaret Mweni Musyoki working under him claimed that one of the documents they received from the consultants on the said date of the 10th **December 2014** was under the letterhead of National Bank of Kenya which marks the beginning of the lies about the first fake document in ICTA as explained hereinafter.
- (ii) Two sets of fake documents both of which were on fake letterhead of **National Bank of Kenya – Head Office** were latter “delivered to” and “received by” ICTA on two different dates and both without any cover letter from the sender. Both of the fake documents were **not registered** in the received document registers of ICTA as required by law. However, the CEO of ICTA despite their denial, attempted to attribute the two fake documents as described below to the consultants:

Fake 1. A fake “**Bid Bond**” document dated the **4th December 2014** (see **DK13**) was delivered to ICTA on **16th December 2014** without any cover letter from the sender but was still accepted by ICTA without question as to where it came from with the following being facts on the on this first fake document presented to ICTA and actions by the ICTA team lead by the nominee – Victor Kyalo:

1. Save for the year, the date on the fake Bid Bond (**4th December 2014**) is very similar to the contract signing date as entered in IFMIS being **4th December 2015** hence its creator, must have had the information about the date that had been entered into the IFMIS database at that early stage.
2. One Margaret Musyoki of ICTA working under the nominee claimed in an *Affidavit filled on 18th May 2015* (See **DK12**) that she received an Advance Payment Guarantee on the 10th December 2014 under the letterhead of National Bank of Kenya but which turned out to be a fake “**Bid Bond**” (paragraphs 4 & 5). However, the fake “**Bid Bond**” was evidently received by ICTA on the **16th December 2014** and not **10th December 2014** as claimed.
3. In another Affidavit to the High Courts of Kenya filled on 5th May 2015 (see **DK14**), the nominee avers that for the contract signed on 8th December 2014 (paragraph 3), Osano provided ICTA with a Fee Note and a “**Bid Bond**” (paragraph 5) dated 4th December 2014 – before contract date (paragraph 7) and not an advance payment bank guarantee acceptable to the Client as per Clause 41.2.1 (paragraph 4) which was therefore in contravention of the contract (paragraph 6). If this was the case, then one wonders why the nominee did not just apply **Clause 41.2.1** of the executed contract that allows him to reject a document that is not acceptable.

4. Despite the above claim that the consultants presented the fake document, to ICTA, the nominee - Victor Kyalo could not produce the original of the said fake document that could aid in investigations particularly if it could be dusted for fingerprints to know who handled the document. In light of Section 107 (1) of the Evidence Act, the above lend themselves to a case where the nominee lied to or gave false information to the police.

Fake 2. A second fake document - "**Advance Payment Guarantee**" of **9th January 2015** was delivered to ICTA on **12th January 2015** under the pretext that it was a replacement of the fake "Bid Bond" noted above which according to ICTA's e-mail of the 8th January 2015, was "defective" being (i) a Bid Bond, (ii) dated 4th December 2014 and expiring on 5th March 2015. We note:

1. In a purported execution of due diligence, the nominee and Margaret Musyoki working under him deliberately wrote to and called the consultants' bank - **Kenyatta Avenue Branch of National Bank of Kenya** on **14th January 2015** yet the document whose authentication they were seeking and in their possession, had a letterhead with (a) *an address*, (b) *telephone numbers*, (c) *physical address totally different from that of the NBK - Kenyatta Avenue Branch* and (iv) *in no part of the document is the National Bank of Kenya - Kenyatta Avenue Branch mentioned* (**see and compare DK15 and DK16**). These acts only proves that the nominee in "performing due diligence" had different motives from that of seeking authentication of a document in their possession.
2. Further, Margaret Mueni Musyoki of ICTA working under Victor Kyalo, in her *Affidavit to the High Court filed on 18th May 2015* (**See DK17**) further claimed in paragraph 7 thereof thus: "on the 12th of January, 2015, upon receipt of a second bank guarantee, also under the letterhead of the National Bank, I made a call to the National Bank to verify the

identities of the signatories of the guarantee where I was informed by two bank officials that the two signatories of the guarantee were not employees of the Bank.” Paragraph 8 states in part thus: “...I took a copy of the advance payment guarantee to the National Bank, Kenyatta Avenue Branch where I was informed that it was not genuine....”

3. In a letter of 5th March 2015, Paragraph 3 first sentence which states in part thus, “Note that the document sent to National Bank were delivered by yourself in respect to the contract in question.” Here, the CEO of ICTA claims that the second fake document was delivered to ICTA by myself. However, in the course of investigations, the story changed to: “the document was delivered through a watchman/guard (who has gone missing) at Teleposta Towers on **12th January 2015**.

12. THAT both the fake documents look, exactly alike hence had the same creator who had advance information on data as entered into the IFMIS database.

13. THAT in an attempt to hide facts, right from the begging of the saga, the nominee - CEO of ICT Authority – Victor Kyalo took to providing misinformation to the World Bank, the Nairobi City County, the National Bank of Kenya, the Board of Directors of ICTA and the public and this was through various media including e-mails, letters, meetings etc. The real motives behind the presentation and acceptance of the fake documents can be found by reviewing the following facts on the nominee:

- (i) In an attempt to illegally terminate the contract, the CEO of ICTA - **Victor Kyalo** presented as evidence to his lawyers to be used in a contract termination a letters from the County Secretary and Head of Public Service at the NCC on **24th February 2015** See (DOK18, page 2 item 10 and DOK 18 – letter from NCC). These are clear evidence that he had actually received the Inception Report and a Fee Note yet lied to he blatantly told the World Bank a lie that the consultants had not worked to deny paying the consultants hence tarnishing the good name of Kenya in the eyes of the international community including the World Bank whose Vice Presidency – Institutional Integrity are now well aware of the lies and fraudulent activities taking place in ICTA.

- (ii) Refused to heed the World Bank Legal Department's advice to pay the consultants and let work continue citing "false facts" that work had not began since he had not instituted a "kick off meeting" yet (a) a requirement for a "kick off meeting" is non-existent in the contract, (b) he had introduced the consultants to the Governor – NCC vide letter dated the 15th December 2014 (See DK19) to start work and (c) the World Bank already knew that work had began with the first deliverable produced by the consultants.
- (iii) Refused to implement agreements and resolutions of a meeting called on **25th March 2015** through World Bank to have the project continue, decline to report a criminal matter of fraud to the Directorate of Criminal Investigations (CID) then against the law and attempt to terminate a contract with no regard to **Section 32 (2) of the Public Procurement and Disposals Regulations, 2006** which is misuse of public resources.
- (iv) Interfered with police investigations by writing a defamatory letter to Investeq Capital against the consultants - a letter which was clearly couched to influence the thinking of a potential witness before being interrogated by the police in the case under investigations (see DK20).

1.6 Detailed Events on Issues of Unsuitability of the Nominee

1.6.1 Detailed Account Investigations into delivery of fake documents

14. THAT Right from the beginning, the consultants insisted that the mater of fake documents be reported to the police or any bonafide organisation charged with responsibility to undertake investigations. However, the CEO of ICTA - Victor Kyalo refused to act on this request only noting in *his sworn Affidavit to the High Court of Kenya filled on 21st July 2015*) (see DK21) thus: "..... it reserved the right to make such criminal reports with the relevant law enforcement authorities as may be necessary" (paragraph 18) and confirms that the consultants did request that the matter be thoroughly investigated (paragraph 19). Please note the following:

- (i) In his letter of **5th March 2015** (Paragraph 2 second sentence), he state in part thus, "The World Bank integrity unit and *our agencies involved in investigations* have been requested to take up the matter and provide the way forward....." (see DK8).

(ii) The above is a veiled threat to the consultants with use of what would qualify to be "vigilante" for investigations in a government office since by law both ICTA and its CEO do not have agencies in charge of investigations under them and must use Directorate of Criminal Investigations (CID) to undertake any investigations. It is also important to note that by the material date of **5th March 2015** when the CEO of ICTA – Victor Kyalo wrote the letter and threatened the consultants, he had not reported the mater to the CID (which he did in the month of May 2015 – a clear two months later). Abuse of office by use of a government agency letterhead to threaten law abiding citizens.

(iii) In a further attempt to intimidate the consultants and possibly any investigator, the CEO of ICTA bragged that he has funds set aside within ICTA that he will use to fight the consultants and that his actions against the consultants enjoy the support of both the **Cabinet Secretary** and **Principal Secretary** in the Ministry of ICT since he was earmarked for greater things.

1.6.2 Detailed Account of Events - Declaration of dispute and Court Case, Handling of Court Orders, Not being aware of Business Requirements and Abuse of Office and Misuse of Public Funds

15. THAT the consultants tried to keep the contract alive by: (a) declaring a dispute on the 16th March 2015 as per clause 44.2 as read together with clause 45.1 (citing interference with the execution of the contract), (b) distancing themselves from the fake documents in a letter dated 2nd February 2015 (see **DK22**), (c) asking the mater of fake documents to be reported to the CID and (d) appealing to the World Bank who caused a meeting on 25th March 2015 to have work continue.

16. THAT Despite the fact that a meeting took place on the 25th March 2015 and which the CEO of ICTA – the nominee strangely baptised "kick off meeting", he refused to honour agreements of the meeting and instead, issued an illegal termination notice through his lawyers on the **7th April 2015** (see **DK23**). The consultants were then forced to seek the High Court's intervention (and got interim orders on **20th April 2015** and **5th May 2015**) stopping the termination and preventing the CEO of ICTA and its agents from interfering with the execution of contract.

17. THAT by baptising the meeting of 25/3/15 "Kick-off Meeting" – a quick change of title from "**Steering Committee Meeting**" in the e-mail of 18 March 2015 16:20 to "**Kick-off Meeting**" in the e-mail of 23 March 2015 21:37, points to concerted efforts to conceal beginning of work and work done so as to justify refusal to pay O&A. Note of the following twists in e-mail communications.

Email 1. From: Kwame Shiroya [mailto:kshiroya@ict.go.ke] **Sent:** 18 March 2015 16:20 **To:** Benter Ogot; kute@osanoassociates.com **Cc:** Jonathan Mueke; Anne K. Lokidor; Lawrence Nduva; vkyalo@ict.go.ke; Margaret Musyoki

Subject: Strategic Information Communication and Technology Partner - Nairobi County. Good Afternoon, I would like to call for a steering committee meeting to discuss the project (Strategic Information Communication and Technology Partner - Nairobi County). Kindly confirm availability for either Monday-23 or Tuesday-24 at 10 am. Meeting Agenda:

1. Project status update
2. Overview of the inception report
3. A.O.B

Email 2. From: Kwame Shiroya [mailto:kshiroya@ict.go.ke] **Sent:** 23 March 2015 21:37 **To:** Benter Ogot; Anne K. Lokidor; kute@osanoassociates.com; Jonathan Mueke **Cc:** Lawrence Nduva; vkyalo@ict.go.ke; Margaret Musyoki **Subject:** Kick Off Meeting: Strategic Information Communication and Technology Partner - Nairobi County

Good Evening, We have been advised that we can go ahead with the implementation of the project. The dispute shall be handled separately.

I would therefore propose that we have a kick off meeting Wednesday- March 25 2015. It has come to my attention that a kick off meeting had not been carried out. Kindly advice on availability for 10 am Wednesday March 25 2015.

18. THAT THE above e-mail communications are confusing since one cannot discuss project status and overview of an Inception Report of a project that had not started. Twisted information passed to World Bank by ICTA.

19. THAT the nominee in a sworn Affidavit to the High Court filled on 21st July 2015 claimed that O&A could only present to ICTA, an Advance Payment Guarantee from its bank as indicated in the executed contract being the **National Bank, Kenyatta Avenue Branch, Nairobi, Kenya** and not **Investeq Capital**. This shows an acute lack of appreciation of the attendant business practices by Victor Kyalo – a whole CEO of ICTA that a Financial Instrument can come from any institution providing such services and not necessarily from the bank whose account is provided in the contract.

20. THAT The CEO of ICTA ignored Court orders of 20th April 2015 and instead erected road blocks to prevent the consultants from executing the contract including non-payments for work done, continuing with purchases of computer hardware, software and services for Nairobi City County in violation of court orders hence clearly risking ICTA being cited for contempt – Abuse of office.

21. THAT Further, the CEO of ICTA, through his lawyer (*paid by public funds*), interestingly urged the High Court to allow the termination to be effected since in his words, if the consultants are later found to be innocent through investigations, ICTA would compensate them for damages. This is a clear case of abuse of office and intended misuse public funds through payments for work not done due to poor judgement and lack of leadership of a CEO. Indeed, no one enters into a contract to be awarded damages but to perform obligations under a contract and be paid for it.

1.6.3 Detailed Account of Events (Start of work and the lies told to the World Bank)

22. THAT The CEO of ICTA introduced the consultants to the Governor of NCC to start working vide his letter of 15th December 2014 (*see DK19*) had a copy of a letter from the consultants to the Governor (*see DK24*) outlining work progress, but still goes ahead to lie to the World Bank that work had not began despite existence of documentary evidence to the contrary which even the World Bank recognised and he also ignored the World Bank's advice to have the project proceed as per e-mail communications thus:

Email 1. On “Mon, Mar 23, 2015 at 5:46PM, **Arleen Cannata Seed** <aseed@worldbank.org> wrote: Dear Victor, “.... According to our legal department, you may certainly proceed with the contract. But I thought the team had already started work and in fact produced the first deliverable.” Here, the World Bank is surprised at the lie told since they are aware that the first deliverable had been produced by O&A,

Email 2. In reply, on Mar 26, 2015, at 8:51AM, **Victor Kyalo** <vkyyalo@ict.go.ke> wrote in part thus: “.....I do still affirm that other than the *kick off meeting* of yesterday [25/3/15], this implementation had not started”.

Email 3. Further, as per his e-mail to World Bank's Arleen Seed and team of 26th March 2015 at 8:51 am **Victor Kyalo** noted thus: “I do respect the advice to proceed and pay the contractor but I am very uncomfortable

Appendix (4) – Correspondence

- Invitation Letter
- Kenya Revenue Authority
- Higher Education Loans Board
- Ethics and Anti-Corruption Commission
- Credit Reference Bureau
- Public Service Commission

REPUBLIC OF KENYA

Telegraphic Address

Bungei, Nairobi

Telephone 2848000

Fax: 2243694

E-mail: clerk@parliament.go.ke



National Assembly

Clerk's Chambers

Parliament Buildings

P. O. Box 41842 -00100

NAIROBI, Kenya

When replying please quote

KNA/DC-E/CORR/2015

2nd December, 2015

Mr. Sammy Itemere

P. O. Box 13902-00100

NAIROBI

Tel. 0722-303211/0734-528173

Email: sammy.itemere@ecb.co.ke/items_sam@yahoo.co.uk

Dear *Sammy*,

RE: INVITATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON ENERGY, INFORMATION AND COMMUNICATION

Following your nomination by H.E. the President for appointment to the position of Principal Secretary (Broadcasting & Telecommunication), Ministry of Information, Communication and Technology, the Departmental Committee on Energy, Information & Communication of the National Assembly hereby invites you for vetting pursuant to section 6(3) of the Public Appointments (Parliamentary Approval) Act, 2011, on Friday 11th December, 2015 in Committee Room on 4th Floor, Continental House, Parliament Buildings at 9.00 am.

Kindly fill the attached questionnaire as required by the Public Appointments (Parliamentary Approval) Act, 2011 and return on or before Tuesday 8th December, 2015. You are required to bring with you originals of your National Identity Card, academic and professional certificates and any other documents and testimonials. In addition, you should bring letters/certificates of clearance from the following:-

Ethics and Anti-Corruption Commission.

i. Kenya Revenue Authority Tax Compliance Certificate.

ii. Higher Education Loans Board

iii. Criminal Investigation Department.

iv. Any of the Credit Reference Bureaus

Yours

A handwritten signature in dark ink, appearing to read 'Justin N. Bundi'.

JUSTIN N. BUNDI, CBS

CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA



Telegraphic Address
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Fax: 2243694
E-mail: clerk@parliament.go.ke

National Assembly
Clerk's Chambers
Parliament Buildings
P. O. Box 41842 -00100
NAIROBI, Kenya

When replying please quote

KNA/DC-E/CORR/2015

2nd December, 2015

Mr. Victor Kyalo
P. O. Box 7920-00100
NAIROBI
Tel. 0734-216216
Email: vkyalo@ict.go.ke/vkyalo@gmail.com

Dear Victor,

**RE: INVITATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON ENERGY,
INFORMATION AND COMMUNICATION**

Following your nomination by H.E. the President for appointment to the position of Principal Secretary (ICT and Innovation), Ministry of Information, Communication and Technology, the Departmental Committee on Energy, Information & Communication of the National Assembly hereby invites you for vetting pursuant to section 6(3) of the Public Appointments (Parliamentary Approval) Act, 2011, on Friday 11th December, 2015 in Committee Room on 4th Floor, Continental House, Parliament Buildings at 10.00 am.

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- i. Ethic and Anti-Corruption Commission.
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- ii. Higher Education Loans Board.
- iii. Criminal Investigation Department.
- iv. Any of the Credit Reference Bureaus.

Yours

JUSTIN N. BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA

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NAIROBI, Kenya

When replying please quote

KNA/DC-E/CORR/2015

2nd December, 2015

Mr. Andrew Kamau Ng'ang'a
P.O. Box 48840-00100
NAIROBI
Tel. 0728-886853
Email: akamau@me.com

Dear *Andrew,*

RE: INVITATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON ENERGY, INFORMATION AND COMMUNICATION

Following your nomination by H.E. the President for appointment to the position of Principal Secretary (Petroleum), Ministry of Energy and Petroleum, the Departmental Committee on Energy, Information & Communication of the National Assembly hereby invites you for vetting pursuant to section 6(3) of the Public Appointments (Parliamentary Approval) Act, 2011, on Friday 11th December, 2015 in Committee Room on 4th Floor, Continental House, Parliament Buildings at 11.00 am.

Kindly fill the attached questionnaire as required by the Public Appointments (Parliamentary Approval) Act, 2011 and return on or before Tuesday 8th December, 2015. You are required to bring with you originals of your National Identity Card, academic and professional certificates and any other documents and testimonials. In addition, you should bring letters/certificates of clearance from the following:-

- i. Ethic and Anti-Corruption Commission.
- ii. Kenya Revenue Authority Tax Compliance Certificate.
- iii. Higher Education Loans Board.
- iv. Criminal Investigation Department.
- v. Any of the Credit Reference Bureaus.

Yours

A handwritten signature in dark ink, appearing to read 'Justin N. Bundi'.

JUSTIN N. BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY



KENYA REVENUE AUTHORITY

ISO 9001:2008 CERTIFIED

8th December, 2015

Ref: CDT/HQ/54

The Clerk of the National Assembly,
National Assembly,
Parliament Buildings,
P.O. Box 41842-00100,
NAIROBI

Dear Sir,

**RE: VETTING OF NOMINEES FOR APPOINTMENT AS
PRINCIPAL SECRETARIES**

Reference is made to your letter dated 2nd December, 2015, referenced NA/GE.CORR/2015.

This letter confirms the tax compliance status for the nominees listed below:

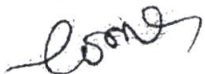
NO	MINISTRY	NAME	PIN NUMBER	TAX STATUS
1	Devolution & Planning	Saitoti Torome	A001245716V	Compliant
2	Interior & Coordination of National Government	Micah Powon	A001237326M	Compliant
3	Public Service, Youth & Gender Affairs	Lillian Muthoni Mbogo - Omollo	A002771120E	Compliant
4	Public Service, Youth & Gender Affairs	Zeinab Hussein (Beth Wanjiru Kinuthia)	A002494424Z	Compliant
5	Defence	Amb. Peter Kirimi Kaberia	A002662705N	Compliant
6	Education, Science & Technology	Dr. Dinah Jerotich Mwinzi	A001846267J	Compliant
7	Health	Dr. Nicholas Muraguri	A003260217W	Compliant
8	Transport & Infrastructure	Aidah Munano	A000229516L	Compliant
9	Transport & Infrastructure	Dr. Paul Maringa Mwangi	A003101190X	Compliant

Tulipe Ushuru, Tujitegemee!



10	Transport & Infrastructure	Wilson Nyakera Irungu	A004407956E	Compliant
11	Transport & Infrastructure	Nancy Karigithu	A001118680S	Compliant
12	Environment & Mineral Resources	Charles Sunkuli	A001550445K	Compliant
13	Environment & Mineral Resources	Dr. Margaret Mwakima	A001550445K	Compliant
14	Information, Communication & Technology	Eng. Victor Kyalo	A001098663A	Compliant
15	Information, Communication & Technology	Sammy Itemere	A000138462P	Compliant
16	Sports, Culture, and the Arts	Joseph Okudo	A0012175885Z	Compliant
17	Energy and Petroleum	Andrew Kamau Nganga	A001158640M	Compliant
18	Agriculture, Livestock, & Fisheries	Dr. Andrew K. Tuimur	A001114089L	Compliant
19	Industrialization & Enterprise Development	Julius Korir	A002220639E	Compliant
20	Tourism	Fatuma Hersi	A001278352W	Compliant
21	Tourism	Dr Christopher Kiptoo	A001791736T	Compliant
22	Water & Irrigation	Patrick Nduati Mwangi	A001493605K	Compliant
23	Labour & East African Affairs	Susan Mochache	A002714896K	Compliant
24	East African Community Integration	Betty Chemutai Maina	A002659381M	Compliant

Yours faithfully,



Alice Owuor, OGW.

COMMISSIONER,

DOMESTIC TAXES DEPARTMENT



HIGHER EDUCATION LOANS BOARD

Tel: 0711052000, 2278000, 0722205292, 0733205292,
0704333035, 0704 333036, 0737205292, 0754556899
Fax: 2252330
E-mail: ceo@helb.co.ke
Website: www.helb.co.ke

Anniversary Towers
18th Floor, University Way
P.O Box 69489-00400
Nairobi, Kenya

HELB/RD/56593/POV/182

Justin N. Bundi CBS,
National Assembly
P.O Box 41842-00100
NAIROBI

Dear

Justin,

**RE: VETTING OF NOMINEES FOR APPOINTMENT AS PRINCIPAL SECRETARIES BY
THE DEPARTMENTAL COMMITTEES, NATIONAL ASSEMBLY**

We acknowledge with thanks the receipt no. NA/GEN.CORR/2015 of your letter regarding the vetting of nominees for appointment as Principal Secretaries by Departmental Committees - National Assembly.

We urge you to encourage the applicants to seek their clearance and compliance certificates from HELB as part of testimonials and conformity to Chapter Six of the Constitution of Kenya.

We wish to thank you most sincerely for allowing us to provide you this information as this kind of collaboration goes a long way in assisting HELB finance needy Kenyans pursuing higher education now and in the future.

Yours sincerely

MARY W. MUCHEE (MRS)
HEAD OF RESEARCH, STRATEGY & PLANNING
FOR: CHIEF EXECUTIVE OFFICER & BOARD SECRETARY

8th December, 2015

*Betty
Distribute to relevant
committees
up of 12
a/12*

*Director - Committees
Pls deal
JN
8/12*

Please find a list confirming the loan status of the Nominees with the Board.

1. Nominee for Devolution and Planning, PS –Planning & Statistics

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Saitoti Torome	8814319	Cleared cert no. 8663	Oct-2003

2. Nominees for Interior & coordination of National Government. PS Correctional services

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Micah Powon	8366576	Cleared cert no. 32528	Oct-2011

3. Nominees for Public Youth & Gender Affairs, PS –Youth and Public Service & PS- Gender Affairs

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Lilian Omollo	13406241	Cleared cert no. 82111	Sep-2014
2	Zeinab W. Hussein	16115523	cleared	Dec-2006

4. Nominee for Defence

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
24	Amb. Peter K. Kaberia	32981720	Non-Beneficiary	N/A

5. Nominee for Education, Science & Technology. PS-Vocational and Technical training

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Dr. Dinah Jerotich Mwinzi	7060116	Cleared cert no. 44873	Aug-2009

6. Nominee for Health

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Dr. Nicholas Muraguri	10895429	Cleared cert no. 18484	Nov-2009

7. Nominees for Transport & Infrastructure. PS-Housing & Urban Development, PS-Public Works, PS-Transport & PS-Maritime Commerce

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Aidoh Munano	4826949	Cleared cert no. 45137	Feb-2013
2	Dr. Paul Maringa Mwangi	1211175	Cleared cert no. 38106	Jul-2012
3	Wilson Nyakera Irungu	22796847	Non-Beneficiary	N/A
4	Nancy Karigithu	3125155	Cleared cert no. 16847	Jan-2009

8. Nominees for Environment, & Mineral Resources, PS-Environment & PS- Natural Resources

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Charles Sunkuli	11368302	Cleared cert no. 44904	Feb-2013
2	Dr. Margaret Mwakima	9079179	Cleared cert no. 32626	Dec-2011

9. Nominees for Information, Communication & Technology, PS-ICT and Innovation, PS-Broadcasting

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Eng. Victor Kyalo	8174825	Cleared cert no. 26030	Jun-2009
2	Sammy Itemere	0393186	Non-Beneficiary	N/A

10. Nominee for Sports, Culture and the Arts

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Joseph Okudo	922985	Cleared	Dec-1999

11. Nominee for Energy and Petroleum, PS- Petroleum

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Andrew Kamau Nganga	8745978	Cleared cert no. 81270	Apr-2015

12. Nominee for Agriculture, Livestock & Fisheries, PS- livestock

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Dr. Andrew K. Tumur	12211069	Cleared cert no. 45548	Feb-2013

13. Nominee for Industrialization & Enterprise Development.

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Julius Korir	9042630	Cleared cert no. 51538	May-2004

14. Nominees for Tourism, PS-Tourism & PS International Trade

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Fatuma Hirsi	13403001	Non-Beneficiary	N/A
2	Dr. Chris Kiptoo	9958087	Cleared cert no. 45069 for undergraduate loan & cert no 86308 for post-graduate loan	Feb2009 & Sep-2015

15. Nominee for Water & Irrigation.

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Patrick Nduati Mwangi	10044888	Cleared cert no. 83757	Oct-2008

16. Nominees for Labour & East African Affairs. PS Social Security and Services, PS East African community Integration

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1	Susan Mochache	11689192	Non-Beneficiary	N/A
2	Betty Chemutai Maina	7698687	Cleared cert no. 47442	Apr-2013



Director - Committees
pls deal
W
8/12

ETHICS AND ANTI-CORRUPTION COMMISSION

INTEGRITY CENTRE (Valley Rd. /Milimani Rd. Junction) P.O. Box 61130 -00200, NAIROBI, Kenya
TEL.: 254 (020) 2717318/ 310722, MOBILE: 0729 888881/2/3
Fax: 254 (020) 2719757 Email: eacc@integrity.go.ke Website: www.eacc.go.ke

When replying please quote:

Our Ref: EACC.7/10/5 Vol.II (3)

7th December, 2015

Betty
circulate to
relevant committees
W
8/12

Justin N. Bundi, CBS

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

NAIROBI

Dear

Mr Bundi,

REF: VETTING OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES AND PRINCIPAL SECRETARIES BY THE DEPARTMENTAL COMMITTEES

We acknowledge receipt of your letters dated **2nd December 2015** referenced NA/COMM/APPT/2015 and a subsequent letter ref: No. NA/GN.CORR/2015 dated 7th December 2015 on the above matter.

The Commission confirms that there are no outstanding issues or ongoing investigations against the following nominees.

(a) Cabinet Secretaries

S/No	Ministry	Nominee	ID No
1.	Energy and Petroleum	Charles Cheruiyot Keter	10012180
2.	Information, Communication & Technology	Joseph Mucheru	10088486
3.	Public Service, Youth & Gender Affairs	Sicily Kanini Kariuki	7806180
4.	Devolution and Planning	Festus Mwangi Kiunjuri	9075393
5.	Agriculture Livestock and Fisheries	Willy Kipkorir Bett	3448933
6.	Health	Dr. Cleopha Kilonzo	4829569

(b) **Principal Secretaries**

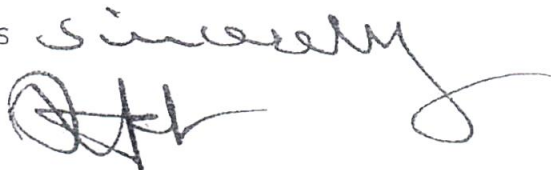
S/No	Ministry	Nominee
1.	Devolution & Planning	Saitoti Torome
	PS- Planning & Statistics	
2.	Interior & Coordination of National Government	Micah Powon
	PS-Correctional Services	
3.	Public Service Youth & Gender Affairs	
	PS-Youth and Public Service	Lillian Omollo
	PS-Gender Affairs	Zeinab W. Hussein
4.	Defence	Amb. Peter K. Kaberia
5.	Education, Science & Technology	
	PS- Vocational and Technical Training	Dr. Dinah Jerotich Mwinzi
6.	Health	Dr. Nicholas Muraguri
7.	Transport & Infrastructure	
	PS- Housing & Urban Development	Aidah Munano
	PS- Public Works	Dr. Paul Maringa Mwangi
	PS- Transport	Wilson Nyakera Irungu
8.	Environment & Mineral Resources	
	PS- Environment	Charles Sunkuli
	PS- Natural Resources	Dr. Margaret Mwakima
9.	Information, Communication & Technology	
	PS- Broadcasting & Telecommunications	Sammy Itemere
10.	Sports, Culture and the Arts	Joseph Okudo
11.	Energy and Petroleum	
	PS- Petroleum	Andrew Kamau Ng'ang'a
12.	Agriculture, Livestock & Fisheries	
	PS- Livestock	Dr. Andrew K. Tuimur
13.	Industrialization & Enterprise Development	Julius Korir
14.	Tourism	
	PS- Tourism	Fatuma Hersi
	PS- International Trade	Dr. Chris Kiptoo
15.	Water & Irrigation	Patrick Nduati Mwangi
16.	Labour & East African Affairs	
	PS- Social Security and Services	Susan Mochache
	PS- East African Community Integration	Betty Chemutai Maina

The Commission confirms that there are allegations in which the following persons are adversely mentioned and we are in the process of verifying the same.

S/No	Ministry	Nominee
Cabinet Secretaries		
1	Mining	Daniel Kazungu Muzee
Principal Secretaries		
1.	Transport & Infrastructure	
	PS- Maritime Commerce	Nancy Karigithu
2.	Information, Communication & Technology	
	PS- ICT & Innovation	Eng. Victor Kyalo

Please note that the absence of records in our database is not a guarantee of absolute integrity of the nominees.

Yours



HALAKHE D. WAQO ACI Arb
SECRETARY/CHIEF EXECUTIVE OFFICER

EKI/tm

CONFIDENTIAL



ETHICS AND ANTI-CORRUPTION COMMISSION

INTEGRITY CENTRE (Valley Rd. /Milimani Rd. Junction) P.O. Box 61130 -00200, NAIROBI, Kenya
TEL.: 254 (020) 2717318/ 310722, MOBILE: 0729 888881/2/3
Fax: 254 (020) 2719757 Email: eacc@integrity.go.ke Website: www.eacc.go.ke

When replying please quote:

EACC. 7/10/5 VOL II (23)

10th December, 2015

CLERK
NATIONAL ASSEMBLY
P.O.Box 41842-00100
NAIROBI



Director - Control
pls deal
JN
10/12/15

Attention: Mr. Samwuel Njoroge

Dear *Mr Njoroge,*

RE. VETTING OF NOMINEES FOR APPOINTMENT AS CABINET SECRETARIES AND PRINCIPAL SECRETARIES

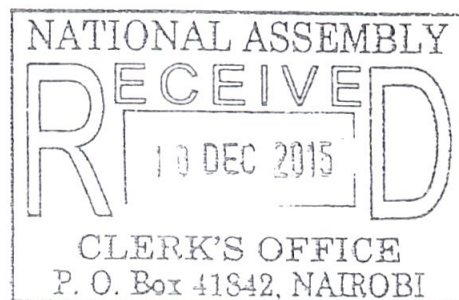
1. DANIEL KAZUNGU MUZEE- NOMINEE FOR CABINET SECRETARY
2. Ms. NANCY KARIGITHU- NOMINEE FOR PRINCIPAL SECRETARY
3. ENG. VICTOR KYALO- NOMINEE FOR PRINCIPAL SECRETARY

I acknowledge receipt of your letter REF: KNA /COMM/APPT/2015 dated 9th December, 2015 on the above subject.

The Commission has undertaken verification of the information received on the above nominees and our findings are that there is no evidence currently to warrant an adverse recommendation on their appointments. However, should any other report come to the Commission, it shall be investigated and appropriate recommendations made on each case as they arise.

Yours

HALAKHE D. WAQO, ACI Arb
SECRETARY/CHIEF EXECUTIVE OFFICER



CONFIDENTIAL



Tel: (020) 2223901/2227471
Fax: (020) 214284
Email: chairperson@publicservice.go.ke

OFFICE OF THE CHAIRPERSON

COMMISSION HOUSE
P.O. BOX 30095-00101
NAIROBI KENYA

Ref. No. PSC.SEC.93/71 Vol.III

10th July 2015

His Excellency Hon. Uhuru Kenyatta, CGH
President and Commander in Chief of the
Defence Forces of The Republic of Kenya
State House
NAIROBI

Your Excellency,

PERSONS RECOMMENDED FOR THE POSITION OF PRINCIPAL SECRETARY IN THE PUBLIC SERVICE

This has reference to the Chief of Staff and Head of Public Service letter dated 25th June, 2015.

While acknowledging receipt of the list of eighty seven (87) persons recommended for appointment, the Chief of Staff and Head of Public Service did request the Commission to review the advertisement to include specified skills and talents.

Consequently, a re-advertisement was made in the print media and Commission website on 27th June, 2015. Out of the three hundred and seventy nine (379) applications received, seventy two (72) were shortlisted for final interviews which were held on 9th and 10th July, 2015.

Owing to the urgency, it has not been possible to obtain background checks on the shortlisted candidates from the National Intelligence Service and Ethics and Anti-Corruption Commission.

Your Excellency, attached is a summary indicating the nominees' academic and professional qualifications, current responsibilities and contact addresses for your reference.

The list includes:

44 persons recommended in May 2013;
87 persons in May 2015; and
65 persons in July 2015

The full list of recommended persons by this Commission is hereby submitted to you as a talent pool from which you may pick Principal Secretaries whenever required.

I take this opportunity to thank you most sincerely for the support accorded to the Commission during the entire recruitment process.

Yours

Sincerely


PROF. MARGARET KOBIA, PhD, CBS
CHAIRPERSON
PUBLIC SERVICE COMMISSION

Encl.

PUBLIC SERVICE COMMISSION

PERSONS RECOMMENDED FOR THE POSITION OF PRINCIPAL SECRETARY IN THE PUBLIC SERVICE – JULY 2015

S/No.	Name
1	Andrew N. Kamau
2	William K. Kiprono
3	Gerald M. Macharia
4	Eng. Michael Muchiri
5	Dr. Sabah Ahmed Omar
6	Samuel W. Tiras
7	Dr. John M. Omiti, PhD
8	Dr. Beatrice K. Njenga
9	Joseph Muhwanga
10	Dr. Kennedy N. Mulwa, HSC
11	Peter L. Leitoro
12	John K. Sergon, EBS
13	Amb. Peter N. R. O. Ogego
14	Dr. Boniface K. Maket
15	Dr. Kenneth Chelule
16	Hassan Noor Hassan, EBS
17	Lilian Mbogo-Omollo
18	Dr. Nicholas M. Muraguri, OGW
19	Millicent J. Ogutu
20	Waithaka Njuguna X. N. Iraki, PhD
21	Dr. Saeed M. Mwaguni
22	Andrew W. Ngunya
23	Kennedy M. W. Kihara, EBS
24	Dr. Joyce A. W. Nyairo, PhD
25	Mark Ekiru Narengo
26	Eng. Peter K. Maranga
27	Bruce Dominic Odhiambo
28	Prof. Solomon Mpoke, PhD, MBS
29	Catherine A. Nyambala
30	Raphael K. Wanjogu
31	Major (Rtd) Charles Chacha
32	Amb. Leonard N. Ngaithe
33	Eva A. Obara, MBS

S/No.	Name
34	Saitoti Torome
35	Michael K. Katundu
36	Catherine A. Namuye
37	Pauline W. Warui
38	Mary N. Khaemba
39	Job J. A. Ogonda
40	Dr. Marisella N. Ouma
41	Jasper M. Mbiuki
42	Dr. Bernard N. Okumu
43	Dr. Christopher Wanga, MBS
44	Caroline W. Kariuki
45	Irene W. Gikemi
46	Ali Daud Mohamed
47	Joseph R. Okudo
48	June K. Gachui
49	Susan N. Mochache
50	Timothy G. Muthaura
51	Patrick N. Mwangi
52	Stephen O. Mallowah
53	Joe Onsando
54	James K. Tendwa
55	Christopher K. A. Foot
56	Joseph Mucheru
57	Robert M. N. Kariuki
58	W. Irungu Nyakera
59	Prof. James H. P. Kahindi
60	Emukule Ekirapa
61	Martin Njau Mburu
62	Nzioka Siwadie Waita
63	Davin Owino Odhiambo
64	Dr. Jane W. Njuru
65	Mary Kimotho M'Mukindia

PUBLIC SERVICE COMMISSION

PERSONS RECOMMENDED FOR THE POSITION OF PRINCIPAL SECRETARY IN THE PUBLIC SERVICE – MAY 2015

S/No	Name
1	Elijah L. Letangule
2	Beatrice N. Kituyi
3	Dr. John Masasabi Wekesa
4	Prof. Lawrence D.E. Ikamari
5	Eng. Michael O. Owino, HSC
6	Dr. George O. Kwedho
7	Dr. Dinah C. Mwinzi, PhD, MBS
8	Amb. (Dr.) Joseph K. Kiplagat
9	Dr. Maringa Paul Mwangi
10	George J. N. Anyango
11	Safia Abdi
12	Adan Wario Kabelo
13	Itemere S. Ashihundu Shihemi
14	Dr. Samson Muchelule
15	Betty C. Maina, MBS
16	Philomena B. Koech
17	Dr. Katherine W. Getao
18	Amb. (Dr.) Martin Kimani
19	Gituro Wainaina
20	Albert K. Mwenda
21	Stephen Masha
22	Maureen M. Mwangovya
23	Amb. Benjamin A. M. Mweri
24	Nancy W. Karigithu, MBS
25	Dr. Kennedy M. Nyaundi, PhD
26	Enosh O. Momanyi
27	Dr. Kenneth S. Ombongi, OGW

S/No	Name
28	John R. Nyaoro
29	Solomon A. M. K. Kitungu
30	Eng. Lawrence N. Simitu
31	Amb. David M. Mutui, MBS
32	Abdul K. Mwasserah, EBS
33	Dr. William K. Maina, OGW
34	Peter Munywoki Mutie
35	Victor Kyalo
36	Esther Gondosio Muia
37	Col. (Rtd.) Hilary K. Kioko, MBS
38	Sammy M. Makove
39	Julius Monzi Muia, PhD, EBS
40	Sabdiyo B. Dido
41	Zakayo M. Lolpejalai
42	Sunya Orre Morongei
43	Dr. Moses M. Ikiara, PhD., MBS
44	Michael M. Mugo
45	Amb. Peter K. Kaberia
46	Bruno M. Linyiru
47	Dr. Stephen L. Mutunga, PhD, MBS
48	Patrick M. Bucha, MBS
49	Dr. Anne Karimi Kinyua, PhD, MBS
50	Prof. Rose A. O. Odhiambo, HSC
51	Bahati K. Keranga Mwita
52	Khalid Masud Salim
53	Arch. Aidah N. Munano, HSC
54	Ruth W. Mwaniki
55	Michael K. Ruthuku

56	Dr. Stanley S. Sonoiya
57	David K. Njoroge
58	Kipkorir Lagat
59	Dr. Andrew Tuimur
60	Dr. Thomas K. Serrem
61	Juliana N. Yiapan
62	Ole Mapelu Zakayo
63	Amb. Ken N. Osinde
64	Paul Machira Gichohi
65	Anne K. Mugo, MBS
66	Robert Muriithi Ndegwa, OGW
67	Lydia Hiuko Muriuki
68	Bishop David W. Lengala
69	William O. Oduol
70	George O. Ooko
71	Amb. Philip R. O. Owade

72	Eng. Petronilla A. Ogut
73	Dr. Margaret W. Mwakima
74	Bakari Garise Omara
75	Dr. Thomas Daido Dulu
76	Julius K. Korir
77	Eng. Patrick W. Munialo
78	Peter B. Kusimba
79	Lojore Edward Ekidor
80	Julius Kiptarus, HSC, OGW
81	Dr. Joseph K. Sitienei, OGW
82	Prof. David R. Tuigong, PhD
83	Teresa Chebet Maina
84	Philip Kisia Aluda, MBS,
85	Rashid Kassim Amin
86	Dr. Mary C. Lopokoityit
87	Micah Pkopus Powon

PUBLIC SERVICE COMMISSION

PERSONS RECOMMENDED FOR THE POSITION OF PRINCIPAL SECRETARY IN THE
PUBLIC SERVICE – MAY 2013

S/No.	Name
1.	Dr. Sambili Edward Cherutich, CBS
2.	Dr. Ludeki Chweya, PhD., CBS
3.	Lucas Meso
4.	Christopher Kiprotich Kiptoo, PhD
5.	Maina Teresa Chebet
6.	Dr. Cyrus Njiru, PhD., CBS
7.	Eng. Abdulrazaq A. Ali, CBS
8.	Rodah Awinja Masaviru, OGW
9.	Siele David Kipngetich
10.	Maina Chemutai Betty, MBS, HSC
11.	Amb. Mweri Benjamin Adam Mure
12.	Richard Ethan Karuri Ndubai, CBS
13.	Nancy Wakarima Karigithu, MBS
14.	Bitange Ndemo, PhD., CBS
15.	Dr. Francis Nyakeya Nyangaga
16.	Barrack Rongah Ndegwa, HSC
17.	John Rao Nyaoro, HSC
18.	Solomon A. M. K. Kitungu
19.	Abdul Khalfan Mwasserah
20.	Dena Joseph Tui Hamisi

21.	Peter Munywoki Mutie
22.	Paul M. Wasanga, MBS
23.	Sabdiyo Bashuna Dido
24.	Amb. Galma Mukhe Boru
25.	Dr. Moses Muriira Ikiara, PhD, MBS,
26.	Sarah M. Kilemi, PhD
27.	Paul O. Odola, MBS
28.	Prof. Shaukat Ali Abdulrazak
29.	Paul Wanyagah
30.	Njoki Kahiga, OGW
31.	Dr. Stanley Sonoiya Serser
32.	Charles Talengo Sunkuli
33.	Amb. Ruth Sereti Solitei, MBS
34.	Dr. Rachel Gesami
35.	Anne K. Mugo, MBS
36.	Amb. Lanyasunya John Lepi
37.	Eng. M.O. Kidenda, MBS, HSC
38.	Prof. Jacqueline Adhiambo Oduol, EBS
39.	Alice Akinyi Kaudia, PhD., EBS, HSC
40.	Sabina Wakio Maghanga
41.	Gwiyo Leah Adda

42.	Eng. Patrick Wanyonyi Munialo
43.	John Long'oggy Ekuru Aukot, PhD
44.	Dr. Malachy Charles Ekal Imana
45.	Epuu Joseph Elim

46.	Tirop Kosgey, CBS
47.	Fatuma Hirsi Mohamed
48.	Dr. Idle O. Farah

REPUBLIC OF KENYA

Telegraphic Address
'Bunge', Nairobi
Telephone 2848000
Fax: 2243694
E-mail: clerk@parliament.go.ke



National Assembly
Clerk's Chambers
Parliament Buildings
P. O. Box 41842 -00100
NAIROBI, Kenya

When replying please quote

NA/GEN. CORR /2015

2nd December, 2015

Mr. John Njiraini, MBS
Commissioner General
Kenya Revenue Authority
P O Box 62345 – 00200
NAIROBI

Dear Sir,

RE: VETTING OF NOMINEES FOR APPOINTMENT AS PRINCIPAL SECRETARIES BY THE DEPARTMENTAL COMMITTEES

Article 124(4) of the Constitution provides that, *"when a House of Parliament considers any appointment for which its approval is required under this Constitution or an Act of Parliament, the appointment shall be considered by a Committee of the relevant House"*.

The Departmental Committees of the National Assembly are established and mandated pursuant to Standing Order 216(5)(f) to vet and report on appointments where the Constitution or any law requires the National Assembly to approve except those under Standing Order 204(Committee on Appointments).

The respective Departmental Committees shall conduct the vetting of the following persons for appointment as Principal Secretaries for their respective ministries on **Friday 11th December, 2015**.

No.	MINISTRY	NOMINEE
1.	Devolution & Planning	Saitoti Torome
	PS – Planning & Statistics	
2	Interior & Coordination of National Government	Micah Powon
	PS - Correctional Services	
3	Public Service Youth & Gender Affairs	Lilian Omollo Zeinab
	PS – Youth and Public Service	
	PS - Gender Affairs	
4.	Defence	Amb. Peter K. Kaberia
5.	Education, Science & Technology	Dr. Dinah Jerotich Mwinzi
	PS - Vocational and Technical Training	
6.	Health	Dr. Nicholas Muraguri
7.	Transport & Infrastructure	

	PS - Housing & Urban Development	Aidah Munano
	PS - Public Works	Dr. Paul Maringa Mwangi
	PS - Transport	Wilson Nyakera Irungu
	PS - Maritime Commerce	Nancy Karigithu
8.	Environment, & Mineral Resources	
	PS - Environment	Charles Sunkuli
	PS - Natural Resources	Dr. Margaret Mwakima
9.	Information, Communication & Technology	
	PS - ICT and Innovation	Eng. Victor Kyalo
	PS - Broadcasting & Telecommunications	Sammy Itemere
10.	Sports, Culture and the Arts	Joseph Okudo
11.	Energy and Petroleum	
	PS - Petroleum	Andrew Kamau Nganga
12.	Agriculture, Livestock & Fisheries	
	PS - Livestock	Dr. Andrew K. Tuimur
13.	Industrialization & Enterprise Development	Julius Korir
14.	Tourism	
	PS - Tourism	Fatuma Hersi
	PS - International Trade	Dr. Chris Kiptoo
15.	Water & Irrigation	Patrick Nduati Mwangi
16.	Labour & East African Affairs	
	PS - Social Security and Services	Susan Mochache
	PS - East African Community Integration	Betty Chemutai Maina

This is to request you to provide a report on tax compliance by the said nominees. Such information will assist the Committees to undertake their mandate more effectively. We will appreciate if the information is received by **Tuesday 8th December, 2015.**

Yours



JUSTIN N. BUNDI, CBS
CLERK OF THE NATIONAL ASSEMBLY

No.	MINISTRY	NOMINEE	ID NO.
1.	Devolution & Planning	Saitoti Torome	88143119
	PS – Planning & Statistics		
2	Interior & Coordination of National Government		
	PS - Correctional Services	Micah Powon	8366576
3	Public Service Youth & Gender Affairs		
	PS – Youth and Public Service	Lilian Omollo Zeinab	13406241
	PS - Gender Affairs	Zeinab W. Hussein (B. W. Kinuthia)	16115523 (PP C000342)
4.	Defence	Amb. Peter K. Kaberia	32981720
5.	Education, Science & Technology		
	PS - Vocational and Technical Training	Dr. Dinah Jerotich Mwinzi	7060116
6.	Health	Dr. Nicholas Muraguri	10895429
7.	Transport & Infrastructure		
	PS - Housing & Urban Development	Aidah Munano	4826949
	PS - Public Works	Dr. Paul Maringa Mwangi	1211175
	PS - Transport	Wilson Nyakera Irungu	22796847
	PS – Maritime Commerce	Nancy Karigithu	3125155
8.	Environment, & Mineral Resources		
	PS - Environment	Charles Sunkuli	11368302
	PS - Natural Resources	Dr. Margaret Mwakima	9079179
9.	Information, Communication & Technology		
	PS – ICT and Innovation	Eng. Victor Kyalo	8174825
	PS - Broadcasting & Telecommunications	Sammy Itemere	0393186
10.	Sports, Culture and the Arts	Joseph Okudo	8822985
11.	Energy and Petroleum		
	PS - Petroleum	Andrew Kamau Nganga	8745978
12.	Agriculture, Livestock & Fisheries		
	PS - Livestock	Dr. Andrew K. Tuimur	1221069
13.	Industrialization & Enterprise Development	Julius Korir	9042630
14.	Tourism		
	PS - Tourism	Fatuma Hirsi	13403001
	PS - International Trade	Dr. Chris Kiptoo	26244419
15.	Water & Irrigation	Patrick Nduati Mwangi	10044888
16.	Labour & East African Affairs		
	PS - Social Security and Services	Susan Mochache	11689192
	PS - East African Community Integration	Betty Chemutai Maina	7698687

NATIONAL POLICE SERVICE
DIRECTORATE OF CRIMINAL INVESTIGATIONS

Telegrams: "CRIMINAL" Nairobi
Email: director @cid.go.ke
Tel: 020343312, 0202603724.



MAZINGIRA HOUSE
KIAMBU ROAD
P.O. Box 30036 NAIROBI.

CONFIDENTIAL

CID/SEC/6/7/3/VOL.IV/102

4th December, 2015

The Clerk of the National Assembly
Clerk's Chambers
Parliament Buildings
P.O. BOX 41842-00100
NAIROBI

Director - Committee
PS note
JW
7/12

Atten: (Justin N. Bundi), CBS

**VETTING OF NOMINEES FOR APPOINTMENT AS
PRINCIPAL SECRETARIES BY THE DEPARTMENTAL
COMMITTEES**

The Director Criminal Investigations is in receipt of your letter NA/GEN/CORR/2015 dated 2nd December, 2015 in regard to the above captioned matter.

The Directorate only issues a police clearance certificate upon request by the nominee.


(JOSEPH H. ASHIMALA) MBS ndc (K)
FOR: DIRECTOR CRIMINAL INVESTIGATIONS

Appendix (5) – Testimonials

- Mr. Sammy Itemere
- Eng. Victor Kyalo
- Mr. Andrew Kamau

555

SAMMY A.S. ITEMERE
P.O. BOX 13902 - 00100 NAIROBI, KENYA

MOBILE : +254 734 528173

: +254 722 303211

E-MAIL : items_sam@yahoo.co.uk

: Sammy.itemere@ecb.co.ke

Objective

A Senior Manager with a wealth of experience spanning over 20 years in running Retail, Corporate, Enterprise Banking as well as Bank operations towards achieving and driving Business performance. This has been done through powerful leadership and management ability as well as excellent communication and interpersonal skills. Formerly Country Managing Director of KCB South Sudan limited a subsidiary of KCB Group which is the largest Regional Bank. Currently Managing Director Equatorial Commercial Bank Kenya limited.

Experience

May 2013 to 28th February 2015

Managing Director - ECB Bank Kenya Limited

Responsible for the Banks operations in Kenya in driving growth of business through an exciting and dynamic young team of employees. Key strategy is to position the Bank as a Retail/SME lender driven, coupled with utilization of technology and innovation in the way we do business.

January 2011 to April 2013

Head of Retail & SME – Imperial Bank Ltd

Appointed by Imperial Bank a key resource to develop the Retail Banking proposition for Kenya and beyond and enhance Banks image in the Market as an all inclusive organization.

October 2010 to Dec 2010

Head of Retail Banking and Marketing – Credit Bank Limited

Appointed to set up Retail business for the Bank that has changed strategy to start venturing into top tier Retail without diluting Corporate Banking proposition. The Bank has currently six branches with plans to increase delivery channels in key areas and markets over the next three years.

Feb 2010 to September 2010

Managing Director – Kenya Commercial Bank South Sudan Ltd

A subsidiary of the KCB Group Ltd. Managing a team of over 230 staff of both Nationals and Expatriates from Kenya with a Branch network 13 branches in 6 states and growing rapidly in Southern Sudan.

March 2008 – January 2010

Regional Business Manager – KCB Nairobi Region

Following a successful year in driving Retail Business in the Western Region and a successful launch of KCB Bank Uganda Limited was transferred to Nairobi Region to turn around our retail performance. The responsibilities remain largely the same except that the region is currently underperforming.

quote "to strengthen the Retail business in Nairobi you have been transferred from western Kenya".

Nov. 2007 – To February 2008

Acting Managing Director KCB Uganda Limited

Responsible for the setting up of the KCB Bank Uganda Limited an internal appointment which was made at very short notice by KCB Group Senior Management. This was a clear indication of the confidence the senior management had in me.

Achievement

- Dealing with regulators and operational setting up.
- Appointment of a primary dealer for clearing.
- Training staff
- Establishment of the Subsidiary for business in time for Commonwealth Heads of Government Meeting in Kampala – Uganda.

Regional Business Manager – KCB Western Region Feb 2006 – Nov 2007

Responsible of the overall management, growth and profitability of regional business.

- Co-ordinate all activities within the region and liaise with Retail head office and other units for all regional needs.
- Develop Regional strategic plans.
- Forecast, plan, implement and monitor all regional sales activities.
- Ensure first class corporate governance through adherence to set policies and procedures.
- Custodian of all human resource aspects
- Provision of quality service in the region
- Regional Performance analysis
- Overseeing branch operations and compliance issues.

Achievement;

- Driving Retail business currently contributing 50% of the banks Asset book.
- Leading in KCB Connect subscribers at 18,000 to date.
- Driving excellent credit card sales
- Driving SME book in excess of Kshs 100 Million

Head of Marketing - KCB Group Ltd. June 2005 – Feb 2006

- Responsible for the coordination and development of the Bank's new corporate brand, cascade the same to the entire business, organize for its launch, tariff, channel rationalization and roll out of new products and continuously introduce new attributes to the brand personality that makes customers perceive relevance, uniqueness and sustain ably adding value.

Principal Accountabilities;

- Develop new Brand concepts/tools for the bank.
- Training of staff bank wide on the new corporate identity.
- Formulation of communication strategy to the business about the new corporate identity/Brand tools.
- Prepare feasibility studies.

- Drive brand communication towards one cohesive, unified position, with a view of disseminating the same and consistently message to all audiences.

Achievement;

- Launched KCB Connect
- Re-launched KCB Cub Account
- Launched KCB Amana Account
- Strong KCB Brand visibility through KCB Motor sport sponsorship.

National Retail Manager- KCB Group Ltd - September 2004 - May 2005

- Responsible for branch network (Hub and spoke) day to day activities and growth of Retail Business, seamless interface between Operations, credit, Retail and delivery of quality services to all bank customers.

It existed to:

- In consultation with other heads, review all branch procedures to make them more efficient and customer focused.
- Put in place first class corporate governance through adherence to set policies and procedures.
- Develop staff
- Implement an efficient and effective branch network operations
- Direct the efforts of all Retail Managers within the establishment.

Expected Results were:

- A cohesive team across the business establishment.
- Qualitative, effective and efficient banking services to both internal and external customers.
- Competitive edge in the banking sector
- Improved bank profitability.

Achievement;

- Set up the enhanced Retail structure.
- Card-O-phobia card campaign in excess of 4000 cards sold through the branch net work.
- Developed new Job descriptions for Hub Manager's and Retail Managers.
- Coordinated opening of 7 new satellite branches

Senior Retail Manager – Barclays Bank of Kenya – 2002 - 2004

- To drive and deliver exceptional retail business performance through powerful leadership of the Retail, Operational and Retail credit teams.
- Prepare business plans/strategy formulation/implementation and authority to make credit decision within limits.
- Build, develop and motivate high performance team committed to achieving success through each other.

Retail Manager – Barclays Bank of Kenya – Market Branch – 2001 - 2002

Responsible for the overall performance of the branch and achieving specific sales, Service and operational excellence targets focusing activities to a world-class customer service.

- Prepare business plans/strategy formulation/implementation and has authority to make Credit decision as per the limits provided.
- Increased the loan book by Kshs.300 million.
- Implementation of the Retail Organizational Structure Design.

Sales Development Manager – Barclays Bank of Kenya - 1999-2001

- Responsible for inculcating a sales culture in the entire bank network through training of the Personal and Business Bankers.
- Increased Barclay Loan Book by Kshs.4 billion through sales initiatives.

Product Manager – Barclays Bank of Kenya – 1995 -1999

Responsible for:

- Market and promote the sale of products to customers within designated categories.
- Develop new products within category.
- Review and propose pricing strategies for products within category.
- Provide product training sales teams.

Management Trainee – Barclays Bank of Kenya December 1992 - 1994**Management Trainee – Cadbury Kenya Ltd - 1989-1990**

Appointed Brand & Credit Control Manager 1991 - 1992

Education**1979 - 1987**

- University of Poona, India – BA Economics(Hons)
- University of Poona, India – MBA (Marketing Option)
- KACE “A” - 3 subjects, passed 2 principles and 2 subsidiary.
- EACE – 8 subjects passed Second Division.

Progressive self-development and formal Training

- Corporate Governance 5 days Training by the Centre of Corporate Governance
- The Director Course- Strathmore School of Business
- Leadership course sponsored by KCB.
- Credit and Relationship Management course
- Course Growing Retail business – Euro money course
- Certified job evaluator by the Hay Group International.
- Dale Carnegie Graduate
- Certified Performance Management Trainer.
- Project Planning, Change and Control.

Interests

- Paul Harris Fellow
- Member of the Institute of Directors (Kenya)
- Full Member of NPC Woodley Church.
- Past Chair of NPC Woodley KPC Fundraising committee.
- Past Chairman of Golf Course Community Resident Association
- Vice Chairman Royal Nairobi Golf Club

Board Member

- Member of the Kenya Bankers Governing Council
- Current Vice Chairman Royal Nairobi Golf Club
- Past Director Rotary Club Services 2014/2015
- Past President Rotary Club of Milimani. 2010/2011
- Committee Member Nairobi Club Gymkhana
- Global Hope
- Cheryl's Children Home

Club Membership

Royal Nairobi Golf Club
Nairobi Club
Muthaiga Golf Club

Hobbies

- Traveling
- Golf
- Gym

Date of Birth

10th April 1960

Referees

Available on request

No. 33 of 2011 [Rev. 2012]

Public Appointments (Parliamentary Approval) Act

[Issue 1] 8

SCHEDULE

[Section 6(8).]

**CRITERIA FOR VETTING/APPROVAL OF NOMINEES FOR
APPOINTMENT TO PUBLIC OFFICE BY PARLIAMENT
QUESTIONNAIRE**

Notes:

- a) This questionnaire applies to appointments to public office arising by or under the Constitution or any other law where parliamentary approval is required.
- b) The questionnaire shall be used by the relevant parliamentary committee to vet a nominee appearing before the committee in the process of parliamentary approval.
- c) The questionnaire shall be filled and submitted by the nominee to the relevant parliamentary committee through the Clerk of the relevant House of Parliament on or before a date set by the committee.
- d) The submission of false information in the questionnaire is an offence and may result in prosecution.
- e) Any form of canvassing by a nominee shall lead to disqualification.
- f) The nominee must answer all the questions.

1. **Name:** (State full name) SAMMY ASHHUNDU SHHEMI ITEMERE
2. **Position:** (State office to which you have been nominated).
PRINCIPAL SECRETARY (BROADCASTING AND
TELECOMMUNICATION)
3. **Sex:** MALE
4. **Date of Birth:** (State year and place of birth) 10/4/1960
5. **Marital Status:** MARRIED
6. **Daytime phone number:** —
7. **Mobile phone number:** 0734528173 / 0722303211
8. **Email Address:** Sammyitemere@gmail.com
9. **ID Number:** 0393186

10. PIN Number:

ACC0135462 P

11. Nationality:

KENYAN

12. Postal Address:

P.O BOX 13902 00100 NAIROBI

13. Town/City:

NAIROBI

14. Knowledge of Languages: (Specify Languages):

ENGLISH/SWAHILI/LUHIA

15. Education: (List, in reverse chronological order, each university, college, or any other institution of higher education attended and indicate, in respect of each, the dates of attendance, academic award obtained, whether a degree was awarded, and the dates on which each such degree was awarded).

UNIVERSITY OF PUNE - MASTER OF BUSINESS (MARKETING)
UNIVERSITY OF POONA - BA ECONOMICS (HONS) 1982-85

.....
Employment Record: (List in reverse chronological order all government agencies, business or professional corporations, companies, firms or other enterprises with which you have been affiliated as an officer, director, partner, proprietor, employee or consultant)

SENIOR PARTNER - BUSINESS PERSONS MENTOR - 2015
MANAGING DIRECTOR - EQUATORIAL COMMERCIAL BANK 2013-15
HEAD OF RETAIL - IMPERIAL BANK 2011-2013
HEAD OF RETAIL - CREDIT BANK 2010
MANAGING DIRECTOR - KCB SOUTH SUDAN 2010
REGIONAL MANAGER - KCB NAIROBI REGION - 2008-2011
REGIONAL MANAGER - KCB WESTERN KENYA 2007-
HEAD MARKETING - KCB - 2007
NATIONAL RETAIL MANAGER - 2004-2007
SENIOR RETAIL MANAGER - 2002-2004 BARCLAYS
RETAIL MANAGER - BARCLAYS 2001-2002
SALES DEVELOPMENT MANAGER BARCLAYS 1999-2001

16. **Honours and Awards:** (List any scholarships, fellowships, honorary degrees, academic or professional honours, honorary society memberships, military awards and any other special recognition for outstanding service or achievement and in respect of each, state the date of award and the institution or organization that made the award).

N/A

17. **Professional Association** (where applicable): (List all professional associations of which you are or have a member and give any positions held and the respective dates when each such position was held).

- 1) PAST PRESIDENT - ROTARY CLUB OF MILIMANI
2009 - 2010
- 2) MEMBER OF THE INSTITUTE OF DIRECTOR - 2015
- 3) VICE CHAIRMAN ROYAL NAIROBI GOLF CLUB 2015

18. **Memberships:** (List all professional, business, fraternal, scholarly, civic, charitable or other organizations, (other than those listed in response to Question 16) to which you belong or have belonged).

PAUL HARRIS FELLOW
MEMBER OF ROTARY CLUB OF MILIMANI
MEMBER OF THE INSTITUTE OF DIRECTORS
MEMBER OF ROYAL NAIROBI GOLF CLUB
MEMBER OF MUTHAIGA GOLF CLUB
MEMBER OF NAIROBI CLUB
MEMBER OF KITALE CLUB
FULL MEMBER NPC WOODLEY CHURCH

19. Published Writings:

(a) List the titles, publishers and dates of books, articles, reports, letters to the editor, editorial pieces or other published materials you have authored or edited.

N/A

(b) Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of any bar association, committee, conference or organization of which you were a member.

20. Public Office, Political Activities and Affiliations:

(a) List chronologically any public offices you have held or are currently holding, including the terms of service and whether such positions were elected or appointed.

SUPPLIES OFFICER II - 1989 - 1990
PERMANENT TERMS

(b) List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities. Also include any linkage you have to a political party at present.

N/A

(c) Have you ever been dismissed or otherwise removed from office for a contravention of the provisions of Article 75 of the Constitution?

N/A

(d) Have you ever been adversely associated with practices that depict bias, favouritism or nepotism in the discharge of public duties?

N/A

21. **Deferred Income/Future Benefits:** (List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, etc).

CO-OP Bank SHARES 21,000 SHARES
INB MARK TECHNOLOGIES 20% SHARE

22. **Outside commitment during service in office:** (Do you have any plans, commitments or agreements to pursue outside employment with or without compensation during your service in office? If so explain).

N/A

23. **Sources of Income:** (List sources and mounts of all income received during the calendar year preceding your nomination and in the current calendar year).

MATURITY LIFE INSURANCE - OLD MUTUAL

24. **Tax Status:** (State whether you have fully complied with your tax obligations to the State up to the end of the financial year immediately preceding the nomination for appointment).

YES

25. **Statement of Net Worth:** (State your financial net worth)

18 ACRES = KSh 10 MILLION LUGARI
5 ACRES = KSh 3 MILLION KISERIAN
2 PLOTS MWIKI = 4 MILLION
1 LAND ROVER 3 MILLION
TOYOTA MAX X 1.5 MILLION
SUZUKI 600,000
WATERFORD APT KSh 25,000,000

MERLIN COURT
KSh 25Mn.

26. **Potential Conflict of Interest:**

(a) Identify the family members or other persons, parties, categories of litigation or financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to rise.

NOT AWARE

(b) Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

If such matter is brought to my attention I will have to declare and not be part of the process

27. **Pro-Bono/Charity Work/donation to charity:** (Describe what you have done by way of pro bono or charity work, listing specific instances, the amount contributed and the amount of time devoted to each).

PAUL HARRIS FELLOWS Donated USD 500 - ROTARY INTERNATIONAL

28. Have you ever been charged in a court or law in the last three years? If so, specify the nature of the charge, where the matter is ongoing, the present status of the matter, or where the matter is concluded, the judgment of the court, or otherwise, how the case was concluded.

N/A

29. Have you ever been adversely mentioned in an investigatory report of Parliament or any other Commission of inquiry in the last three years?

N/A

30. Have you any objection to the making of enquiries with your present employer/referees in the course of consideration of your nomination?

NO Objection

31. References:

(List three persons who are not your relatives who are familiar with your character, qualification and work).

VICTOR KIDIWA 0722 210895 / 0734 210895
EMAIL VKIDIWA@gmail.com

CHARLES RINGERA - 0711 052214 / 0722 246331
cmringer@heli.co.ke

GEORGE WANAINA 0722 205436 / 0733 622002

Taxpayer PIN : A000138462P**Certificate Date:** 29/04/2015**Name and Address :****Certificate Number:**

Sammy Ashihundu Shihemi Itemere

KRAEON1313902015

EQUATORIAL FIDELITY CENTRE, NAIROBI CITY (NORTH), Westlands District,

PO Box:52467,

Postal Code:00200



**This is to confirm that Sammy Ashihundu Shihemi
Itemere,
Personal Identification Number A000138462P
has filed relevant tax returns and
paid taxes due as provided by Law.**

**This Certificate will be valid for
twelve (12) months up to 29/04/2016.**

Caveat: This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the recipient.



Shelter Afrique Center, Longonot Road, Upper Hill
P.O Box 35331 - 00200, Nairobi, Kenya
Email: creditbureau@metropol.co.ke
Mobile: +254 727-413733, +254 732 774666
Landline: 020-2689881
www.metropolcorporation.com

Customer Credit Report
Identity [###3186]

REF# NVY06Y1033U41Y1E

SHIHEMI ITEMERE SAMMY ASHIUNDU

Requested By	Requesting Organization	Report Date	Reference Number
Sammy Itemere		Tue, 5th May 2015	#REF NVY06Y1033U41YE

Metro-Score

741

PPI

M1

Identity Document	Date of Birth	Gender	Nationality	Marital Status
National ID: ###3186	April 10, 1960	MALE	KENYA	MARRIED
Phone Number(s)	Website	Email Address		
254073452817		0		

Address

Postal Address	Postal Code	Town	Country
13921		NAIROBI	KENYA
Physical Address	Plot Number	Town	Country
nairobi		NAIROBI	KENYA
Postal Address	Postal Code	Town	Country
13921		NAIROBI	KENYA
Physical Address	Plot Number	Town	Country
13921		NAIROBI	KENYA

Employment

Employer Name	Salary Band	Position	Department
BBK	Over 250,000		
Employer Name	Salary Band	Position	Department
CREDIT BANK	0 to 50,000		
Employer Name	Salary Band	Position	Department
EQUATORIAL COMMERCIAL BANK	0 to 50,000		

Key

Latest Record
 Previous / Other Record
 Verified Detail

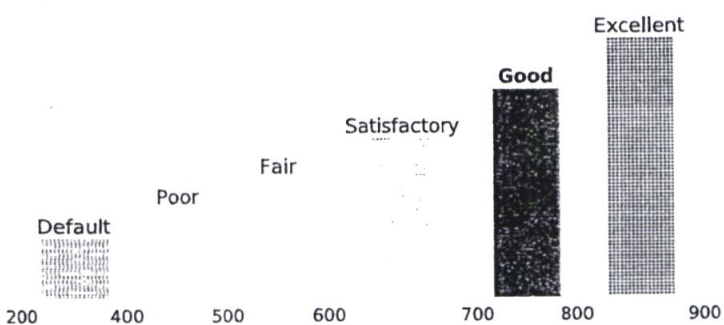
RATING ANALYSIS

Metro-Score®



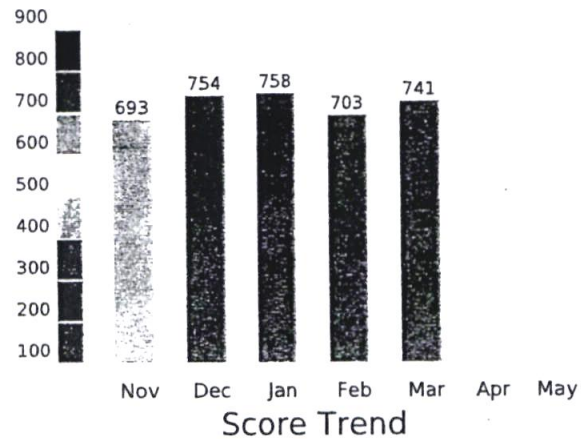
741

The Metro-Score ranges from 200 to 900 with higher scores indicating better credit quality than lower scores. A high score means that you can have favorable terms from your lender.



The Metro-Score**741** indicates **Good** credit quality

Monthly Score Performance



The Score has increased from **703** to **741** by **38** point(s).

Metro-Score® Comparatives

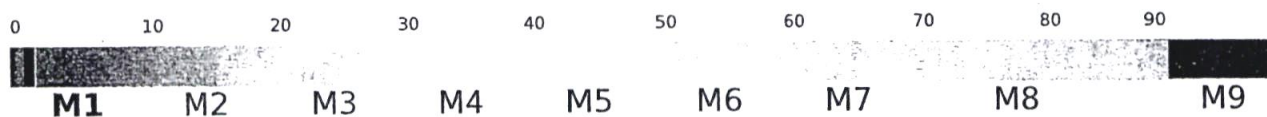
Average Score		Score Spread	
Last 3 Months	734	Best Score	758
Last 6 Months	727	Worst Score	693
Last 12 Months	725	Standard Deviation	20.4

PPI®



M1

The PPI® ranges from M1 to M9 with lower digits indicating better payment performance.
The PPI® indicates the average delays beyond terms in meeting payment obligations and is often used to determine terms.



The metropol PPI® of **M1** indicates an average late payment of **1 days** beyond terms based on **114 credit experiences** over the last 12 months.

Number of Reporting Institutions

Current	Last 3 Months	Last 6 Months	Last 12 Months
3	3	3	3

Credit Performance

Account Status	Bank	Other	Amount Outstanding	Amount Overdue
Non Performing Accounts	0	0	0.00	0.00
Performing Accounts with Default History	0	0	0.00	0.00
Performing Accounts without Default History	9	0	38,835,420.73	104,223.35
Account Totals	9	0	38,835,420.73	104,223.35

Total Outstanding Balance
38,835,420.73

Total Accounts
9

*Disputed Account(s)

Performing Account(s) Without Default History:

Account Information		Terms		Amounts		Arrears		Dates			
0403498201		Type: Overdraft		Original Amount:		Days In Arrears		Date A/C Opened:			
Lender Name:		Responsibility:		200,000.00		Current:0		2013-May-16			
EQUATORIAL COMMERCIAL BANK		Single		Current Balance:		Max:0		Date First Reported:			
Lender Type:		Repayment Frequency (Period):		-139,370.55		Overdue Balance:		2014-Aug-31			
Banks		Monthly		Last Payment Amount:		0.00		Date Last Updated:			
Reported Status:		Estimated Monthly Repayment:		0.00		Overdue Date:		2014-Sep-17			
Active		0.00						Last Payment Date:			
Account Name:		Original Currency: KES						2014-Nov-30			
12-Month Repayment Performance											
May-15		Apr-15		Mar-15		Feb-15		Jan-15		Dec-14	
										Nov-14	
										Oct-14	
										Sep-14	
										Aug-14	
										Jul-14	

Account Information		Terms	Amounts		Arrears	Dates				
0303498201		Type: Personal Loan	Original Amount:		Days In Arrears	Date A/C Opened:				
Lender Name:		Responsibility:	4,145,000.00		Current:0	2013-Jul-02				
EQUATORIAL COMMERCIAL BANK		Single	Current Balance:		Max:0	Date First Reported:				
Lender Type:		Repayment Frequency (Period):	-3,606,767.30		Overdue Balance:	2014-Aug-31				
Banks		Monthly	Last Payment Amount:		0.00	Date Last Updated:				
Reported Status:		Estimated Monthly Repayment:	64,648.05		Overdue Date:	2014-Sep-17				
Active		64,648.05				Last Payment Date:				
Account Name:		Original Currency: KES				2020-Jun-24				
12-Month Repayment Performance										
										
May-15	Apr-15	Mar-15	Feb-15	Jan-15	Dec-14	Nov-14	Oct-14	Sep-14	Aug-14	Jul-14

Account Information		Terms		Amounts		Arrears		Dates		
0303498204		Type: Business Working Capital		Original Amount:		Days In Arrears		Date A/C Opened:		
Lender Name:		Responsibility:		14,100,000.00		Current:0		2013-Jul-30		
EQUATORIAL COMMERCIAL BANK		Single		Current Balance:		Max:30		Date First Reported:		
Lender Type:		Repayment Frequency (Period):		12,923,692.20		Overdue Balance:		2015-Feb-28		
Banks		Monthly		Last Payment Amount:		0.00		Date Last Updated:		
Reported Status:		Estimated Monthly Repayment:		152,708.65		Overdue Date:		2015-Mar-18		
Active		152,708.65						Last Payment Date:		
Account Name:		Original Currency: KES						2015-Feb-24		
12-Month Repayment Performance										
May-15	Apr-15	Mar-15	Feb-15	Jan-15	Dec-14	Nov-14	Oct-14	Sep-14	Aug-14	Jul-14

Account Information	Terms	Amounts	Arreas	Dates
0303498203	Type: Business Working Capital	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	14,100,000.00	Current: 0	2013-Jul-30

EQUATORIAL COMMERCIAL BANK	Single	Current Balance:	Max:0	Date First Reported:
Lender Type:	Repayment Frequency (Period):	13,055,474.30	Overdue Balance:	2014-Dec-31
Banks	Monthly	Last Payment Amount:	0.00	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	152,708.65	Overdue Date:	2015-Jan-22
Active	152,708.65			Last Payment Date:
Account Name:	Original Currency: KES			2014-Dec-24

12-Month Repayment Performance



Account Information	Terms	Amounts	Arreas	Dates
100100010048	Type: Credit Card	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	434,200.00	Current: 0	2004-Mar-29
BARCLAYS BANK OF KENYA	Single	Current Balance:	Max: 30	Date First Reported:
Lender Type:	Repayment Frequency (Period):	182,809.79	Overdue Balance:	2015-Mar-31
Banks	Monthly	Last Payment Amount:	0.00	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	19,800.20	Overdue Date:	2015-Apr-21
Active	19,800.20			Last Payment Date:
Account Name:	Original Currency: KES			2015-Mar-30

12-Month Repayment Performance



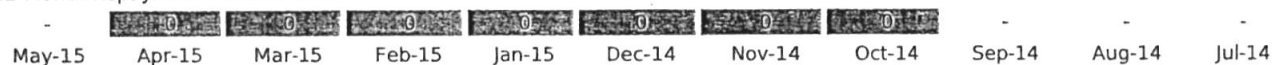
Account Information	Terms	Amounts	Arreas	Dates
2030261863	Type: Mortgage (Secured)	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	3,825,000.00	Current: 0	2014-Apr-28
BARCLAYS BANK OF KENYA	Single	Current Balance:	Max: 0	Date First Reported:
Lender Type:	Repayment Frequency (Period):	3,490,553.45	Overdue Balance:	2015-Mar-31
Banks	Monthly	Last Payment Amount:	0.00	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	64,124.00	Overdue Date:	2015-Apr-21
Active	64,124.00			Last Payment Date:
Account Name:	Original Currency: KES			2015-Mar-30

12-Month Repayment Performance



Account Information	Terms	Amounts	Arreas	Dates
4314409900056157	Type: Credit Card	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	700,000.00	Current: 0	2013-May-23
EQUATORIAL COMMERCIAL BANK	Single	Current Balance:	Max: 0	Date First Reported:
Lender Type:	Repayment Frequency (Period):	109,559.99	Overdue Balance:	2015-Mar-31
Banks	Monthly	Last Payment Amount:	0.00	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	21,912.00	Overdue Date:	2015-Apr-21
Active	21,912.00			Last Payment Date:
Account Name:	Original Currency: KES			2015-Mar-15

12-Month Repayment Performance



Account Information	Terms	Amounts	Arreas	Dates
0349820001	Type: Business Working Capital	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	12,819,468.85	Current: 27	2015-Mar-27
EQUATORIAL COMMERCIAL BANK	Single	Current Balance:	Max: 27	Date First Reported:
Lender Type:	Repayment Frequency (Period):	12,819,468.85	Overdue Balance:	2015-Mar-31
Banks	Monthly	Last Payment Amount:	104,223.35	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	0.00	Overdue Date:	2015-Apr-21
Active	0.00		2015-Apr-05	Last Payment Date:
Account Name:	Original Currency: KES			

12-Month Repayment Performance



Account Information	Terms	Amounts	Arreas	Dates
01638120238000	Type: Other	Original Amount:	Days In Arreas	Date A/C Opened:
Lender Name:	Responsibility:	0.00	Current: 0	2009-Jan-09
CO-OPERATIVE BANK OF KENYA LTD	Single	Current Balance:	Max: 0	Date First Reported:
Lender Type:	Repayment Frequency (Period):	0.00	Overdue Balance:	2015-Mar-31
Banks	Monthly	Last Payment Amount:	0.00	Date Last Updated:
Reported Status:	Estimated Monthly Repayment:	426.05	Overdue Date:	2015-Apr-21

Closed

426.05

Last Payment Date:

Account Name:

Original Currency: KES

2013-Feb-15

12-Month Repayment Performance

May-15	Apr-15	Mar-15	Feb-15	Jan-15	Dec-14	Nov-14	Oct-14	Sep-14	Aug-14	Jul-14

CREDIT EVENTS

CREDIT APPLICATIONS

Date	Lender Type	Facility Type	Amount	Status
Tue, 30th Jul 2013	Banks	Business Working Capital	Kenya Shilling 14,100,000	Active
Tue, 30th Jul 2013	Banks	Business Working Capital	Kenya Shilling 14,100,000	Active
Tue, 2nd Jul 2013	Banks	Business Working Capital	Kenya Shilling 4,145,000	Active
Fri, 22nd Nov 2013	Banks	Business Working Capital	Kenya Shilling 600,000	Active
Fri, 3rd Jan 2014	Banks	Overdraft	Kenya Shilling 300,000	Active
Fri, 27th Mar 2015	Banks	Business Working Capital	Kenya Shilling 12,819,469	Active

INQUIRIES

Date	Lender Type	Inquiry Reason	Inquiries History
			Last 30 days 0
			Last 60 days 0
			Last 90 days 0
			Last 180 days 0

BOUNCED CHEQUES

Date	Lender Type	Bounce Cheque Reason	Bounced Cheque History
			Last 30 days 0
			Last 60 days 0
			Last 90 days 0
			Last 180 days 0

DISCLAIMER

The information provided in this report is for the purposes of decision making as stipulated in the **Banking (Credit Reference Bureau) Regulations, 2013** only. It is not in any way **METROPOL CREDIT REFERENCE BUREAU's** opinion of the financial capability, solvency, integrity or intentions of any persons mentioned herein. It therefore cannot be used to inform any level of decision making, positive or adverse, on any and all persons mentioned herein, whether regarding current or potential credit lines. All parties given access to this information are bound to keep any and all information, whether intentionally or accidentally accessed, strictly confidential. **METROPOL CREDIT REFERENCE BUREAU** does not warrant or guarantee any use of the information contained herein.

HIGHER EDUCATION LOANS BOARD



Serial No: 45222

Compliance Certificate

This is to confirm that;

SAMMY ASHIHUNDU SHIHEMI

Holder of National IDNo. **0393186** is not a beneficiary of the University Loans Scheme.

Signed by: Head Of Operations

Caveat

- a). This certificate is issued on the basis of information available to the Board. New evidence materially alters the compliance status of the recipient.
- b). To confirm genuineness and validity of the certificate use the HELB

Date of Issue: 28-04-2015.

Manager, Loan Repayment and Recovery

shown above. The Board reserves the right to withdraw the certificate if

<http://www.helb.co.ke> or contact our office.

This certificate is valid until: April 2016



C. 24A

Nº 142405

NATIONAL POLICE SERVICE
DIRECTORATE OF CRIMINAL INVESTIGATIONS

DIRECTORATE OF CRIMINAL INVESTIGATIONS
P. O. Box 30036-00100 GPO
NAIROBI, KENYA

678481 /2015

11/05/2015

Ref. No.

Date

POLICE CLEARANCE CERTIFICATE

I hereby certify that the fingerprints recorded from

SAMMY ASHIHUNDU SHIHEMI ITEMERE

0393186

*holder of ID/Passport No. have been searched in
Criminal Records Office's database with/without previous record. The validity of the
information on this Certificate is as of the date of issue.*

REMARKS IN CASE OF PREVIOUS RECORD

OFFENCE(S)

RESULTS OF TRIAL

DATE

This Certificate has been issued without any alteration or erasure.

(P.M. Onyango)



For: Director, Directorate of Criminal Investigations

(P.T.C.)

We the CHANCELLOR,
the VICE-CHANCELLOR
and the MEMBERS
of the EXECUTIVE COUNCIL,
on the recommendation of the SENATE
of the UNIVERSITY of POONA certify
that Itemere

A. S. Samray
of Symbiosis Institute of Management
Pune having been examined
for the Degree of

**Master of Business
Administration**
(M.B.A.)

in April 1981
and having passed in the B+ Grade,
the said degree has been
conferred on him at PUNE

on Twenty-fifth March

One Thousand Nine Hundred Eighty-eight
IN TESTIMONY whereof are set the Seal of the
University and the Signature of the
Vice Chancellor.



**University
Of
Poona**



इतिमिरे ए.एस. सैम्मे

एप्रिल १९८० या वर्षी

व्यवसायव्यवस्थापननिष्णात

ही परीक्षा सिम्बायोसिस इन्स्टिट्यूट ऑफ
मॅनेज्मेन्ट पुणे मधून बी+ श्रेणीत
उत्तीर्ण झाल्याबद्दल त्यांना पुणे विद्यापीठाचे
कुलपती, कुलगुरू, कार्यकारिणीचे सदस्य,
आणि विधिसभेचे सदस्य यांच्या अनुमतीने

**व्यवसायव्यवस्थापन
निष्णात**

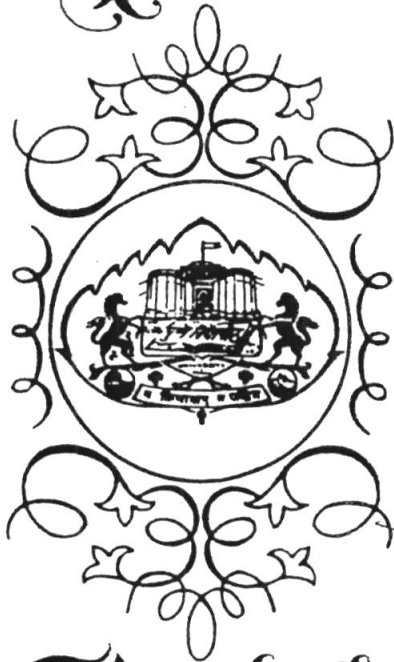
ही पदवी, पुणे येथे दि. २५ मार्च १९८८
या दिवशी झालेल्या पदवीदानसमारंभप्रसंगी,
प्रदत्त करण्यात येत आहे.

याची साक्ष म्हणून
पुणे विद्यापीठाच्या कुलगुरूंची स्वाक्षरी आणि
विद्यापीठाची अधिकृत मुद्रा
येथे अंकित करण्यात येत आहेत.

Umic

वि. वि. वि.

University Of Poona



We, the CHANCELLOR,
the VICE-CHANCELLOR
and the MEMBERS
of the EXECUTIVE COUNCIL,
on the recommendation of the SENATE
of the UNIVERSITY of POONA certify
that Stemere Samir

Shikemi
of Poona College,
Pune having been examined in
Economics (as a Special Subject) and
Psychology and Sociology
(as General Subjects) for the Degree of

Bachelor of Arts

(Special)

in April 1985 and having passed in
the First class

the said degree has been

conferred on him at PUNE on second November

One Thousand Nine Hundred eighty five

IN TESTIMONY whereof are set the Seal of the
University and the Signature of the
Chancellor.

A. B. Bhatnagar

THE KENYA
NATIONAL EXAMINATIONS COUNCIL

This is to certify that the candidate named below sat for the Examination for the
Kenya Advanced Certificate of Education and qualified for the award of a

KENYA
ADVANCED CERTIFICATE OF EDUCATION

The candidate passed at the level shown (Principal or Subsidiary) in the
subject(s) named and attained the Grade(s) as indicated.

SAMMY SHIHEMI A ITEMERE

K6307/615

KAKAMEGA HIGH SCHOOL

GENERAL PAPER
HISTORY
GEOGRAPHY
LITERATURE IN ENGLISH

SUBSIDIARY
PRINCIPAL
PRINCIPAL
SUBSIDIARY

Grade

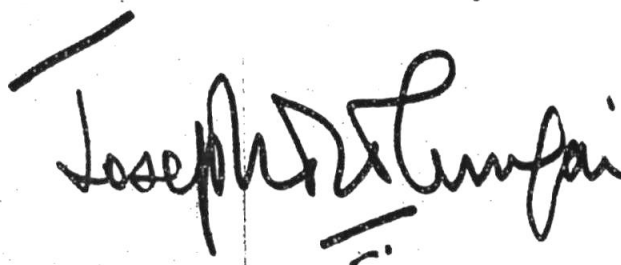
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SUBJECTS RECORDED FOUR

AMINATION OF NOVEMBER/DECEMBER 1980



Secretary
Kenya National Examinations Council



Chairman
Kenya National Examinations Council

A 007773

(See overleaf)

THE EAST AFRICAN EXAMINATIONS COUNCIL



This is to certify that the candidate named below sat for the Examination for the East African Certificate of Education and qualified for the award of an

EAST AFRICAN CERTIFICATE OF EDUCATION

DIVISION II

THE CANDIDATE REACHED THE GRADE SHOWN IN THE SUBJECTS NAMED,

ITEMERE S A SAMMY

K6314 088

MUSINGU HIGH SCHOOL

ENGLISH LANGUAGE
LITERATURE IN ENGLISH
CHRISTIAN REL EDUC
HISTORY
GEOGRAPHY
MATHEMATICS ALTS
AGRICULT BRINC & PRACT
SSP BIOLOGY

GRADE

7
4
6
1
4
9
3
8

SUBJECTS NAMED EIGHT

SUBJECTS PASSED SEVEN

EXAMINATION OF NOVEMBER/DECEMBER 1978

Secretary
East African Examinations Council

Chairman
East African Examinations Council

(See overleaf)

Certificate of Completion

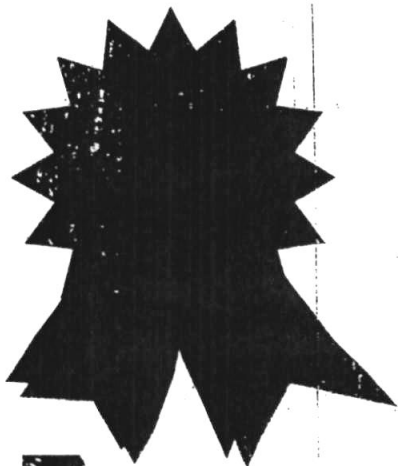
is hereby granted to:

Sammy Itemere

to certify satisfactory completion of the

Credit Analysis & Relationship Management Nairobi

December 1st – 5th, 2008



KCB | Making the Difference

A handwritten signature in black ink, appearing to read 'Tom Lawton'.

Tom Lawton
Course Director





CENTRE FOR CORPORATE GOVERNANCE

**FIVE-DAY CORPORATE GOVERNANCE TRAINING
COURSE FOR DIRECTORS**

This is to certify that

Sammy A.S. Itemere

has attended the

Five-Day Corporate Governance Training Course for Directors

Conducted by the Centre for Corporate Governance at the

Sarova Whitesands Beach Resort, Mombasa, Kenya

April 21-25, 2014

Shem Migot-Adholla

Prof. Shem Migot-Adholla
Chairman, Board of Directors
Centre for Corporate Governance

Dr. Joshua A. Okumbe

Dr. Joshua A. Okumbe
Chief Executive Officer
Centre for Corporate Governance



Attended



Passed Examination



Certified Trainer

Dated this day of Friday, April 25, 2014



Certificate of Attendance

This is to certify that

Sammy Itemere

Attended

David P. Norton

**On The Balanced Scorecard:
Strategy for Competitive Advantage**

LIVE & In Person, Nairobi, Kenya

24 November 2008

David P. Norton

Tina Schneidermann
President, Global Leaders



Certificate Of Professional Development

Danny Steiner
has successfully completed a course in

Assessor Skills

1st to 13th June 2007
on

This certificate enables the holder to participate as an
Accredited Assessor
at Assessment & Development Centres

[Signature]

Course Tutor

M. Sanford

Managing Director



KPMG

Training Solutions

"High Impact Training to give you a Leading Edge"

This is to certify that

Sammy Stemere

successfully completed the following programme

Experiential Leadership & Team Building

Date 27th - 29th September 2007

Signed:



Certificate No.

3155





achieveglobal™

This certificate is presented to

Sammy Stemere

in recognition of professional achievement for successfully completing

Leading for Stellar Service & Measurements Programme

Director, KPMG Training Solutions

President & CEO

11th - 13th July 2007

Certificate of Completion

is hereby granted to:

Sammy Itemere

to certify satisfactory completion of the

Credit Analysis & Relationship Management Nairobi

December 1st – 5th, 2008



Tom Lawton
Course Director



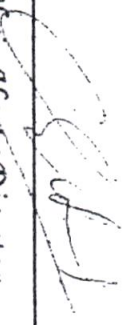


e-sokoni

This is to certify that

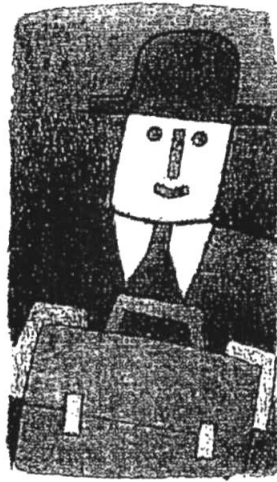
Sammy Itemere
.....

*has successfully completed the e-sokoni workshop -
Introduction to the Principles of Procurement -
held at the KCB Training Centre, Karen between June 14th and 15th 2005*



Chris Hart, Director

J. C. Ogola, Chief Trainer



Training Solutions Limited

"High Impact Training to give you a leading edge"

MANAGEMENT TRAINING

This is to certify that

Sammy Glemere

*successfully completed
the following Course
Experiential Team Building*

Date

11th August, 2001

[Signature]

Signed

Certificate No. 3792



INSTITUTE OF CUSTOMER SERVICES LIMITED
P.O. Box 42172, TELEPHONE 226247 NAIROBI, KENYA

Certificate

THIS IS TO CERTIFY THAT

Sammy Itemere

OF BARCLAYS BANK OF KENYA LIMITED
HAS SUCCESSFULLY COMPLETED A COURSE ON
HIPS - HIGH IMPACT PRESENTATION SKILLS
CONDUCTED AT LENANA HOUSE, NAIROBI
BY THE INSTITUTE OF CUSTOMER SERVICES LTD
FROM 8TH TO 11TH DECEMBER 1998



iCS

[Signature]
Course Director

[Signature]
ICS Consultant

11 DEC 1998

Date

THIS IS TO CERTIFY THAT

Sammy Itemere

HAS SUCCESSFULLY COMPLETED THE FOLLOWING COURSE

Effective Project Management

Oliver H. H. H.

For and on behalf of Admiral Training Centres Limited

November '94

Date

Admiral Training Centres Limited:

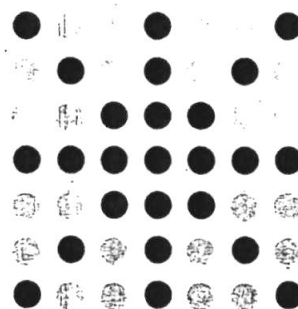
London

0171 700 1010

Manchester

01565 612080

The British Council



Teaching Centre

This is to certify that

SAMMY A. S. ITEMERE

has successfully completed

LONGER REPORT AND PROPOSAL WRITING

the _____ course

conducted by The British Council, Nairobi,

from **8 JUNE 1998** to **12 JUNE 1998**

MIKE SELDON

Instructor _____

Director of Studies A. H. Machingie



Harry Thuku Road, opposite The Norfolk Hotel

P.O. Box 40751 Nairobi, Tel: 213159 / 334855 Fax: 244968 / 339854

Curriculum Vitae

Name:	Victor Kyalo P.O. Box - 7920 00100, Nairobi Tel. +254-734216216 e-mail: vkvalo@ict.go.ke / vkvalo@gmail.com
Date of Birth:	19/04/1964
Marital Status:	Married
Qualifications:	Msc(Electronic Eng.), PGDip(Electronic Eng.), Bsc(Electrical Eng. 1 st Class) R.Eng, MIEEE, MPMI

Profile

I am a Communications engineer (data & telecom) with a wide exposure in systems design and integration. I have been involved in data systems networking/telecommunications for the last 24 years both in deployment of solutions and in training.

My current focus is on the deployment of technologies and services targeted at providing effective service delivery mechanisms and processes. Apart from systems design and implementation, my key interests are in the selection, measurements, and management of technology solutions, aiming at enabling an enterprise to optimize the return on its investment in automation, Communication Systems, and Management Services through a partnership of systems and business groups.

Career Summary

CEO- ICT Authority, Jan 2015 -now

Responsibilities as below with the added responsibility of finalizing the transition of ICT structures across the Ministries, actualizing the projects governance structure as proposed in the National ICT Master Plan, and ensuring the successful implementation of the key projects.

Acting CEO- Kenya ICT Board/ICT Authority, Jun 2013 -now

Responsible for; (i) strategic direction, organization and administration of programmes and affairs of the ICT Authority, (ii) responsible for the supervision of staff, (iii) responsible to the Board for administration and management of the Authority, (iv) the accounting officer of the Authority, (v) overseeing the initial transition

Main focus currently is the implementation of the National ICT Master plan for Kenya (<http://www.icta.go.ke/national-ict-masterplan/>) which seeks to move the country to the next level in the deployment and use of ICTs. I have been instrumental in its development and currently I am spearheading its implementation.

Deputy CEO/KTCIP Programme Manager - Kenya ICT Board, Aug 2007-Dec 2014

Responsible for Projects and Programmes under the World Bank funded TCIP project. This involves working closely with the education sector, e-government and the Ministry of Information & Communication to realize timely and optimal realization of anchor projects. Sample projects include;

- (i) Communication Infrastructure such as the expansion of the universities communication network (KENET) to cover more institutions across the country, strengthening the communication network in central government (NOC and IP traffic),

- (ii) Digitization and implementation of e-services across board such as digitization of the Company Registry, digitization of the Civil Registration Department, technical support for IFMIS re-engineering, Transport Information Systems (for NTSA),

During this time I have also been involved in;

1. **The East Africa Marine System (TEAMS)**, 2007-2009; worked as the Project Coordinator/Manager for the Government of Kenya initiated Submarine cable during the design and implementation stages. I was in charge of all technical and project implementation details over the 2 years during which the cable was successfully installed. During this period as the 1st Ag. CEO, I also oversaw inclusion of partners for the unique PPP model adopted. Currently I am in engaged with my team at the Ministry in operationalization modalities of the GoK's 20% capacity in the cable for Government and the Academic sector use.
2. **National Optical Fibre Backbone Infrastructure (NOFBI)**, 2007-current; worked on the completion (technical and operations) of the government funded NOFBI I project. This entails the acceptance tests for the laid cable, technical design of the Network Operations Centre, design of redundancy of the infrastructure as well as developing a services management business case for the network (based on the approved PPP framework in Kenya). I also led/worked on the technical and business requirements for the NOFBI II phase which includes implementation of redundancy for NOFBI I, extension of connectivity to all 47 counties in Kenya as well as development of a resilient IP layer for deployment of eGov applications.
3. **Government Core Communication Network (GCCN)**, 2007-2010, worked as part of the lead technical team for the development of GCCN and the Government Data Center. Currently working to develop a National Secondary/disaster recovery Data Center based on a PPP /or managed services framework.

I am also involved in policy and strategic work in the areas of ICT at a national level.

Director/CEO - Kenya Educational Network KENET (www.kenet.or.ke), July 2002-Aug 2007
As the Founding CEO, responsible for the institutional establishment and technical coordination of the Kenya Educational Network, an initiative aimed at interconnecting all universities, tertiary colleges in Kenya for the sharing and enhancement of ICT training. I was in charge of strategic direction, development & implementation of technical solutions, as well as all business processes in the development of a reliable and sustainable national education and research network. Successfully set up the network which is the leading NREN in Africa. During these period I was also a founding Ag CEO of UbuntuNet Alliance, a leading African NREN (www.ubuntunet.net).

Lecturer - University of Nairobi, July 1993-now (on leave of absence)

Department of Electrical & Electronic Engineering, University of Nairobi. Duties include lecturing in Communication, Computing, Electronics, and Engineering Management. I have initiated a number of research projects between the University and Industry. Currently on leave of absence.

Technical Support Consultant - Matrix Group 1995 - 1997

Responsible for technical support services in data communication systems, networking solutions and systems configuration. These include products from DEC, 3COM, RAD, Novell, Microsoft, Zyxel and an assortment of networking hardware and software (as a consultant).

Dec 1990 - June 1991 Thesis work at the PAID project subgroup of Philips Systems Project Centre in the Philips Research Laboratories, Eindhoven (Holland).

June 1990 - Dec 1990 Practical work at the automation test equipment group, Philips Centre for Manufacturing Technology, Eindhoven (Holland).

Mar 1989 - July 1993 Tutorial Fellow/assistant Lecturer, Department of Electrical Engineering, University of Nairobi. (On Study Leave between Dec 1989 to 1992)

Sept 1988 - Dec 1989 Trainee Engineer/Instructor Ministry of Information and Broadcasting attached to VoK/KIMC. Underwent orientation and pupillage engineer coaching before moving back to University of Nairobi.

Education and (selected) Training

1. Master of Electronic Engineering and Diploma of Electronic Engineering
Jan 1990 - June 1991 Eindhoven International Institute of technological studies, Eindhoven Technical University, Eindhoven (Holland).
3. Bachelor of Science Degree in Electrical Engineering (First Class Honors) (telecommunications track), August 1985 - July 1988, University of Nairobi, Kenya.
4. Attended a one-year evening classes course at Kenya Institute of Management leading to the award of a Diploma in Business Management. Jan. 1993 - Dec. 1993.
5. Attended a hands on training course/fellowship programme on Wireless Communication Systems. USTTI/Motorola, Schaumburg USA. June 4 - 15, 2001
6. Attended Courses on Communications Policy, Regulation and Management in the Competitive Environment. USTTI, Washington DC USA. July 19 - August 1 2001
7. Data Communications, Concepts & Hands-on training at RAD Communications, Israel. May 1997, May 1998.
8. Attended a course on Unix, Internet and Networking Concepts at KAIST in South Korea, 23rd August - 14th September 1997.
9. Participated in a 'Microsoft Product Support Training' programme, 31st Jan - 4th Feb 1994, 11th-16th Feb 1995 at Microsoft South Africa.

Professional and Management Experience

Lead Infrastructure issues consultant for the MoEST-Kenya EMIS Project -Nov 2004 to June 2005

Participated as the lead infrastructure consultant for the MoEST Education Management Information System development project. This is World Bank sponsored project for the development of a comprehensive EMIS system. The work involved a needs assessment phase, system design, and the supervision of the implementation.

Telkom Kenya Ltd- worked as a member of a team of consultants towards the establishment of Jambo Telkom Ltd, the ISP subsidiary of TKL -Jan 2005

Worked as the lead systems consultant for TKL towards the development of a technical and implementation plan (business plan) for the establishment of a subsidiary ISP company for the operator.

SNO Lead consultant for the TaifaCom Consortium -2004

The TaifaCom Consortium consisted of ZTE, CNC (China), and Kensim (Kenya) companies which bid for the SNO in Kenya. As the lead consultant, I worked on Technical Plan development with the operator (CNC) and equipment manufacturer (ZTE). I also participated in the development of the business plan in close association with Loita Assets Ltd team of consultants.

Interactive Media Services (IMS) -Lead Consultant (year 2001)

IMS is a pioneer first value-added telecommunications services provider in Kenya. As the lead consultant for Stack Engineering, we undertook the integration of their IVR equipment/solution to the Telkom network. This involved specifications of the systems physical layer and signaling standards. We also provided media and bandwidth specifications, supervised the installation up to the commissioning stages. May -Nov 2001.

Regional Telecom Operator Project Team Leader (year 2000)

Provided consultancy services for the development of a Business Plan and a Technical Plan for Regional Telecommunications Operator's bidding for Bell~Western Consortium. This involved detailed site surveys, services demand projection, and system development and integration for the Eastern, N/E, and Nyanza regions. Completed documents successfully and submitted to CCK. (under Stack Systems) - June - 2000.

Africa Online Holdings Ltd. (Afol) Year 2000 Project Team Leader -1999

Africa Online (Largest ISP in Africa) Y2k Compliance Initiative Project. This involved coordinating a Year 2000 exercise across six countries in Africa where Afol has presence.

Special Assignments.

Association of African Universities (AAU) - June 2006 to Dec 2014

Member of the ICT Advisory Board for the Association of African Universities

UbuntuNet Alliance for research and education networkin - Aug 2005 to Aug 2007

Founding member and the Ag. CEO (interim) for the alliance. <http://www.ubuntuNet.net>

Jambo Telkom Ltd (Jamboworld), (June 2005 - June 2007)

Board Member and Director of Jambo Telkom Ltd, an ISP subsidiary of Telkom Kenya Ltd.

Development of an ICT Options paper for MoEST (towards the KESSP document) - May to July 2005

As an AED contractor, I worked with a team of experts to develop an ICT Options paper for the MoEST under a USAID sponsored exercise. My contributions were in the areas of infrastructure (team leader) as well as in the development and validation of a Total Cost of Ownership (TCO) model.

e-Government Readiness assessment for the Kenya e-Government Directorate - 2005

Worked under Netcom Systems Ltd as the lead Infrastructure consultant in an e-readiness rapid assessment exercise for the Kenya e-Government Directorate. This involved base-lining, data collection, analysis, staging and the development t of a strategy and work plan for the directorate.

Keynote Speaker

On "The Educational Challenge in Africa and the Potential Role of ICTs" at the ICTs in African Schools workshop for practitioners and policymakers held in Gabarone International Convention Centre, Botswana. April 27 - May 2, 2003.

Kenya Network Information Centre (KENIC), (Jan 2003 - Jun 2007)

Board Member and Chairman of KENIC ccTLD Board, a private public partnership institution bestowed with the responsibility of managing .ke domain names in the republic of Kenya.

Executive Network (ExecNet) (2002- 2003).

Worked on behalf of the USAID in the technical planning, design, and implementation of an inter-ministerial communication network infrastructure for the GoK. The project involved working as a team with GITS officers and USAID technical staff. I did also take charge of the technical training (OS and routing) for purposes of capacity development.

National Telemedicine Task Force (2002- 2005).

A member of the national telemedicine initiative technical team. Working together with other members from both public and private sector institutions towards the deployment of telemedicine initiatives in the country.

Principal Consultant (Infrastructure)/Facilitator e-Readiness assessment for the Kenya Economy (Nov 2001 - June 2002)

Working under the IT Sector Working Group at the Ministry of Finance/Treasury, I was involved in the e-readiness assessment exercise concentrating on establishing our country's readiness to participate in the Internet economy. My area of focus was the communication infrastructure where I conducted a survey followed by an analysis to quantify the status and reach of the ICT infrastructure. This formed part of forward planning for the Government infrastructure needs.

Motorola-Infodev Fellowship June -August 2001 (at Schaumburg -Chicago)

Working with other scholars to develop/upgrade university curricula for wireless communications and IP technologies. The objective was to provide a resource from which universities in the developing world can network with other institutions to enhance the development of manpower in the new technologies. (This is an ongoing project which I have continued to work on)

IT Security Technics Technical Committee, Kenya Bureau of Standards (1998-2003)

Chairman of the Technical working committee entrusted to develop/adopt appropriate informatics security standards to assist in streamlining the ICT industry in Kenya.

Sector Coordinator - National Y2K Coordination Centre (1998-2000)

Seconded by University of Nairobi to the National Year 2000 Coordination Centre. Carried out the day to day project management of the Y2K compliance projects coordination by Ministry of Transport and Ministry of Tourism. I was also in-charge of the water sector and Department of Defence initiatives.

Areas Of Interest

- Communication networks
- Technology measurement & adoption studies
- Application of structured analysis and design techniques.
- Policy and Regulation Issues in Telecommunication and Information Technology

Personal ability

- Fluent in English and Swahili, can understand some Dutch.
- Goal oriented.

- A fast learner and willing to undertake training.
 - Has worked with various leading edge products and technologies such as:
VAX/VMS, UNIX (different flavors), PASCAL, C, C++, MASM, Assembler, Visual Basic, Java, HTML, Databases; SQL Engines, Cisco products, 3COM products, RAD products, Zyxel products, WinNT, etc.
-

Technical reports

1. V. Kyalo. 'Communication with voice and an electronic worksheet over the PSTN network' May 1991, Thesis report submitted to the PAID project group of the Philips systems centre in Philips research laboratories, Eindhoven (Holland). Submitted also to Eindhoven International Institute of technological studies at Eindhoven Technical University.
 2. V. Kyalo. 'Investigation of fast local area network for PC-PC communication using standard I/O ports' Sept 1990, Diploma report submitted to the automation test equipment group of Philips Centre For Manufacturing Technology (CFT) in Eindhoven, Holland and to Eindhoven International Institute of technological studies, Eindhoven Technical University (Holland).
 3. V. Kyalo. 'Mobile communication: radio measurements test set-up' May 1988, final year undergraduate project report submitted to the department of Electrical Engineering, University of Nairobi (Kenya).
-

Articles

1. V. Kyalo. 'Introducing Local Area Networks (LANs).' Article published in the Kenya Engineer, journal of the Institute of Engineers of Kenya, July/August 1992.
 2. V. Kyalo. 'Wiring LANs for Management Efficiency'. Article published in the Kenya Computer Institute magazine, May/June 1994.
 3. V. Kyalo 'Y2k Project and Life as Normal Strategies'. Presented at 'The Engineer in the Next Millenium and Y2k Problem' Workshop, 18th May 1999.
 4. V. Kyalo. "Integrating Wireless and IP Technology Courses in the Undergraduate Electrical Engineering Curriculum". Article published in the Kenya Engineer Journal Volume 21, No. 5, Sept/Oct 2000.
-

Publications

1. EK. Mwarania, V. Kyalo and G. Mwakule. 'Introduction to data communication networks' Manuscript in the final stages of preparation.
2. V. Kyalo , RJP. Riksman. 'Sketch-Phone communication protocols'. Work Presented to the Philips Advanced Interactive Devices group, Philips Holland May 1991
3. V. Kyalo, 'Analog Electronics: a students guide'. Manuscript in preparation based on teaching notes and laboratory exercises for the last three years.
4. V. Kyalo, 'Acquisition, Maintenance and modification of Scientific Equipment for a Training Institution'. Paper sent to International Conference on Maintenance Facilities in Developing Countries, Gaborone, Botswana October 1995.
5. V. Kyalo, 'Private Intranets: Challenges and Prospects for IS Managers'. Presented at UNESCO/AFRALTI Workshop on Inter-Connectivity in Intranets/Internets and Groupware Technology, Nairobi 20th - 24th 1997
6. V. Kyalo, 'Data Protection, Privacy and Security'. Presented at a Commonwealth e-governance seminar at Safari Park Hotel, Nairobi 2000.

7. V. Kyalo, 'ICT in Small Businesses: How can Academic Networks be more relevant' Proc. of the 4th International Workshop on Open Access, 12-14 December 2006, Stockholm, Sweden
8. V. Kyalo & D. Smith, 'Campus Networks: best practices & Strategic Planning for the Development of University Networks'. One day tutorial delivered during the annual AFNOG training sessions -Abuja, May 2007
9. V. Kyalo, 'Supporting Research Communities through Reliable and Affordable Bandwidth: UbuntuNet Alliance'. eLearning Africa Conference -Nairobi, May 2007

Research Activities

1. V. Kyalo, etl, "Analysis and Development of a computer networks evaluation system (Workbench)": - the objective is to develop a workbench which will model the performance of various configurations and network protocols based upon the principles of layering as reflected by the Open Systems Interconnection Reference Model (OSI/RM). Currently a joint project between Dept of Electrical Engineering and R&D at Telkom Kenya for actualization of the models realized.
2. V. Kyalo, "Offline IP Traffic Analysis in an NREN environment: the KENET Network". To present an NREN network traffic behaviors & characteristics. The scope will also investigate any problem in the network and endeavor to come up with possible solutions (routing, peering, etc). To present the trends of current network traffic by looking at monitored and pre-analyzed data from various perspectives. In addition, different metrics will be defined and relationships between them will be analyzed. This information will be used to provide basic requirements for the traffic modeling which will be generalized for IP-based networks.
3. V. Kyalo, etl, "Metrics/Measurement Modeling System encompassing IT usage levels, manpower and deployment trends in developing economies". A proposed research collaboration between the author and other institutions regionally, currently in the initial stages.
4. V. Kyalo, etl, "Integration of an SMS Gateway to a Generic Course Management System". To explore and integrate an SMS gateway to a CMS. This will involve exploring existing Open Source systems, installation fully functional instances of the selected systems and integrating them to form a fully functional and easily managed system.

Technical and Management Skills Summary

1. Systems design, development and implementation
2. Presentation and report writing
3. Technology service level management & ICT Services programmes review
4. Project/programmes management
5. Training.

Referees

1. Prof. Meoli Kashorda Executive Director/CEO KENET email: mkashorda@kenet.or.ke	2. Dr. Bitange Ndemo Senior Lecturer, School of Business University of Nairobi email: bitange@jambo.co.ke
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SCHEDULE

[Section 6(8).]

**CRITERIA FOR VETTING/APPROVAL OF NOMINEES FOR
APPOINTMENT TO PUBLIC OFFICE BY PARLIAMENT
QUESTIONNAIRE**

Notes:

- This questionnaire applies to appointments to public office arising by or under the Constitution or any other law where parliamentary approval is required.
- The questionnaire shall be used by the relevant parliamentary committee to vet a nominee appearing before the committee in the process of parliamentary approval.
- The questionnaire shall be filled and submitted by the nominee to the relevant parliamentary committee through the Clerk of the relevant House of Parliament on or before a date set by the committee.
- The submission of false information in the questionnaire is an offence and may result in prosecution.
- Any form of canvassing by a nominee shall lead to disqualification.
- The nominee must answer all the questions.

- Name:** (State full name)..... VICTOR KYALO NZIOKI
- Position:** (State office to which you have been nominated).
Principal Secretary (ICT and Innovation),
Ministry of Information, Communication and Technology
- Sex:** Male
- Date of Birth:** (State year and place of birth)..... 19/04/1964, Thika
- Marital Status:** Married
- Daytime phone number:** 020 2809161 / 202 211 960
- Mobile phone number:** 0734 216216
- Email Address:** vkyalo@ict.go.ke
- ID Number:** 8174825

A001098663A

10. PIN Number:
11. Nationality: Kenya
12. Postal Address: P.O. Box 7920 - 00100
13. Town/City: Nairobi
14. Knowledge of Languages: (Specify Languages): English, Kiswahili, Kamba

15. Education: (List, in reverse chronological order, each university, college, or any other institution of higher education attended and indicate, in respect of each, the dates of attendance, academic award obtained, whether a degree was awarded, and the dates on which each such degree was awarded).

1. Master of Electronic Engineering & Diploma of Electronic Engineering; Eindhoven International Institute of technological Studies, Eindhoven Technical University 1990-1991 (Holland).
2. Bachelor of Science Degree in Electrical Engineering (1st class honors) - telecommunication track. 1985-1988
3. Kenya Institute of Management Jan 1993 - Dec 1993

.....

Employment Record: (List in reverse chronological order all government agencies, business or professional corporations, companies, firms or other enterprises with which you have been affiliated as an officer, director, partner, proprietor, employee or consultant)

1. ICT Authority Jan 2015 - Now
2. Acting CEO KIC Board/ICT Authority Jun 2013 - Jan 2015
3. Deputy CEO/KICIP Programme Manager Aug 2007 - Dec 2014
4. Director/CEO - Kenya Education Network (KENET) July 2002 - Aug 2007
5. Lecturer - University of Nairobi, Dept of Electrical Engineering July 1993 - Now (on leave of absence)
6. Consultant for Various Projects as an individual including matrix group, USAID, Telkom Kenya, TaitaCom consortium, Jambo Telkom, Africa Online,

16. **Honours and Awards:** (List any scholarships, fellowships, honorary degrees, academic or professional honours, honorary society memberships, military awards and any other special recognition for outstanding service or achievement and in respect of each, state the date of award and the institution or organization that made the award).

1. Philips International Scholarship to study in Holland 1990 - 1991

2. Motorola - Info dev fellowship @ Motorola in U.S.A 2009

17. **Professional Association** (where applicable): (List all professional associations of which you are or have a member and give any positions held and the respective dates when each such position was held).

1. Registered Engineer (Engineers Registration Board of Kenya)

2. N.I.E.E.E

3. Member Project Management Institute (P.M.I)

18. **Memberships:** (List all professional, business, fraternal, scholarly, civic, charitable or other organizations, (other than those listed in response to Question 16) to which you belong or have belonged).

N/A

19. Published Writings:

(a) List the titles, publishers and dates of books, articles, reports, letters to the editor, editorial pieces or other published materials you have authored or edited.

1. Scalable Models for Establishment of Sustainable Broadband Services in Rural areas of developing regions (Web4Dev conference, Nairobi Kenya, Nov 2007) with others.
2. Integrated development and Capacity building Supporting the establishment of the African Broadband Infrastructure etc. Article - 2013
3. African Great Lakes Rural Broadband Resource Infrastructure Conference paper - etc. May 2012.
4. Community health portals in Africa - Concept and application for drug therapy etc. article 2013.

(b) Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of any bar association, committee, conference or organization of which you were a member.

20. Public Office, Political Activities and Affiliations:

(a) List chronologically any public offices you have held or are currently holding, including the terms of service and whether such positions were elected or appointed.

N/A

(b) List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities. Also include any linkage you have to a political party at present.

N/A

(c) Have you ever been dismissed or otherwise removed from office for a contravention of the provisions of Article 75 of the Constitution? **NO**

(d) Have you ever been adversely associated with practices that depict bias, favouritism or nepotism in the discharge of public duties? **NO**

21. **Deferred Income/Future Benefits:** (List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, etc).

1. STOCKS (BBK, Total Kenya) Valued @ KES 3,000,000 approx.
2. Farm produce proceeds approx KES 200,000 annual

22. **Outside commitment during service in office:** (Do you have any plans, commitments or agreements to pursue outside employment with or without compensation during your service in office? If so explain). **NO**

23. **Sources of Income:** (List sources and mounts of all income received during the calendar year preceding your nomination and in the current calendar year).

1. Employment	2014 ;	8,892,806	2015 ;	7,996,979
2. Farm Proceeds	2014 ;	200,000	2015 ;	200,000
3. Stocks	2014 ;	150,000	2015 ;	150,000

24. **Tax Status:** (State whether you have fully complied with your tax obligations to the State up to the end of the financial year immediately preceding the nomination for appointment).

YES, Certificate available

25. **Statement of Net Worth:** (State your financial net worth)

YES 49 Million approx (including wife)

Note: Land assets not valued and based on purchase prices.

26. **Potential Conflict of Interest:**

(a) Identify the family members or other persons, parties, categories of litigation or financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to rise.

NONE

(b) Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

Always keep abreast with any developments at family level or otherwise with a view to ensuring no conflict occurs. Based on Code of Ethics to immediately disclose should any come to my attention

27. **Pro-Bono/Charity Work/donation to charity:** (Describe what you have done by way of pro bono or charity work, listing specific instances, the amount contributed and the amount of time devoted to each).

1. None in financial terms but time when ever able to mentor and encourage students & young entrepreneurs
2. Plan to start visiting different institutions to talk and demonstrate the role of technology in our day to day lives.

28. Have you ever been charged in a court or law in the last three years? If so, specify the nature of the charge, where the matter is ongoing, the present status of the matter, or where the matter is concluded, the judgment of the court, or otherwise, how the case was concluded.

NO

29. Have you ever been adversely mentioned in an investigatory report of Parliament or any other Commission of inquiry in the last three years?

NO

30. Have you any objection to the making of enquiries with your present employer/referees in the course of consideration of your nomination?

NOT AT ALL

31. References:

(List three persons who are not your relatives who are familiar with your character, qualification and work).

1. Prof. Meoli Kashonda
Executive Director/CEO
KENET

e: mkashonda@kenet.or.ke
t: 0733 611 038

3. Paul Kukubo

Former CEO - KICTB
e: PKukubo@gmail.com
t: 0717 180 001

2. Prof. B. Tange Ndemo
Assoc. Prof. School of Business
University of Nairobi
e: B.tange@jamba.co.ke
t: 0725 411 144



KENYA REVENUE
AUTHORITY

Tax Compliance Certificate

For General Tax Questions
Contact KRA Call Centre
Tel: +254 (020) 4999 999
Cell: +254(0711)099 999
Email: callcentre@kra.go.ke

www.kra.go.ke

Taxpayer PIN : A001098663A

Certificate Date: 25/05/2015

Name and Address :

Certificate Number:

Victor Kyalo Nzioki

KRAWON1461992015

Teleposta Towers, Nairobi, Nairobi East District,
PO Box:27150,
Postal Code:00100



**This is to confirm that Victor Kyalo Nzioki,
Personal Identification Number A001098663A
has filed relevant tax returns and
paid taxes due as provided by Law.**

**This Certificate will be valid for
twelve (12) months up to 25/05/2016.**

Caveat: This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the recipient.

Disclaimer : This certificate is system Generated and therefore does not require signature. You may confirm validity of this certificate on the iTax Portal by using the TCC Checker.

HIGHER EDUCATION LOANS BOARD



Certificate of Clearance

UNIVERSITY STUDENT LOAN

KYALO VICTOR

This Certificate is awarded to _____

ID No. 8174825 University Registration No. F17/425/85

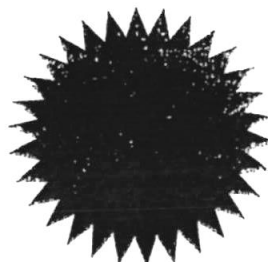
University attended UNIVERSITY OF NAIROBI

For having repaid in full the Principal Loan and interest thereon.

Signature CEO/BOARD SECRETARY

04 April 2011

Date



Signature HEAD OF OPERATIONS

04 April 2011

Date

This certificate is issued without erasures, alterations or cancellation

CRN No. 8405955

CRB Certificate

Date of issue: 08 Dec 2015

S/No. 8540

We hereby confirm, having searched Credit Reference Bureau Africa records, that;

VICTOR KYALO NZIOKI

of National ID No 8174825

Has a Credit Report with status as:



No adverse listing



Paid



Paying



Not paid

This Certificate has been issued without any alteration or erasure. The validity of the information on this certificate is as at the date of issue.

TransUnion
Prosperity House,
Westlands Road, Off Museum Hill
P. O. Box 46406 - 00100
Nairobi
Tel: +254203751799/ 3713603/2/4
Mobile: 0722205012/ 0724253296

TransUnion Authorised Signatory

TransUnion Authorised Signatory

D39599E08C {41F9D3E7-22FE-4FC7-B382-D4AB18B8231D}

The conclusions herein are based on information obtained from public record and other third-party sources. TransUnion makes no representation as to the accuracy of this information and shall not be liable for any loss, damage or claim whatsoever, howsoever arising following the use of or reliance upon the opinions expressed herein.



C. 24A

IN^o 190936

NATIONAL POLICE SERVICE
DIRECTORATE OF CRIMINAL INVESTIGATIONS

DIRECTORATE OF CRIMINAL INVESTIGATIONS
P. O. Box 30036-00100 GPO
NAIROBI, KENYA

733199 /2015

09/06/2015

Ref. No.

Date

POLICE CLEARANCE CERTIFICATE

I hereby certify that the fingerprints recorded from

VICTOR KYALO NZIOKI

8174825

*holder of ID/Passport No. have been searched in
Criminal Records Office's database with/without previous record. The validity of the
information on this Certificate is as of the date of issue.*

REMARKS IN CASE OF PREVIOUS RECORD

OFFENCE(S).....

RESULTS OF TRIAL.....

DATE

This Certificate has been issued without any alteration or erasure.



(P. M Muriithi)

For: Director, Directorate of Criminal Investigations

KENYA



POLICE

FULL NAME

VICTOR KYALO NZIOKI

ALIAS

CLASS

IDENTITY CARD No.

8174825

CHARGE REGISTER No.

DOCKET No.

RIGHT HAND

THUMB	FOREFINGER	MIDDLE FINGER	RING FINGER	LITTLE FINGER
Fold				

LEFT HAND

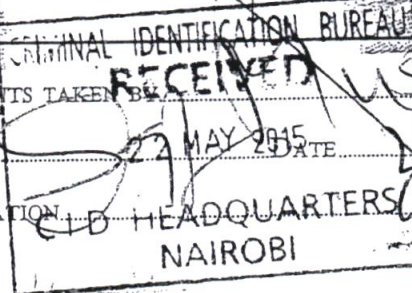
THUMB	FOREFINGER	MIDDLE FINGER	RING FINGER	LITTLE FINGER
Fold				

LEFT HAND

Plain impressions of the Four Fingers
taken simultaneously

Fold

RIGHT HAND

Plain impressions of the Four Fingers
taken simultaneouslyPlain Impress
Right Thumb

FINGERPRINTS TAKEN BY

RANK

POLICE STATION

C.I.D. HEADQUARTERS
NAIROBI

FINGERPRINTS CLASSIFIED BY

DATE

TESTED BY

DATE

SEARCHED BY

DATE

SEARCHED IN S. OF C. BY

DATE

733199



THE KENYA INSTITUTE OF MANAGEMENT

College House,
Koinange Street,

P.O. Box 43706,
Telephone: 226789 / 337406 / 332507
Nairobi.

Our Ref:.....

Your Ref:.....

Date:.....29/03/94.....19.....

NATIONAL DIPLOMA IN BUSINESS MANAGEMENT PART I ACADEMIC TRANSCRIPT

STUDENT NAME: VICTOR KYALO
INDEX NO. NDI21/05479
DATE OF EXAMS: JUNE 1993

SUBJECT NAME	GRADE
ND1: PERSONNEL & INDUSTRIAL RELATIONS	[D]
ND2: FINANCIAL COST & ACCOUNTING II	[D]
ND3: MARKETING MANAGEMENT	[C]
ND4: USING COMPUTERS FOR IMPROVING MANAGEMENT	[D]
ND5: WORK STUDY RESEARCH PROJECT	[-]
ND6: QUANTITATIVE METHODS FOR BUSINESS	[D]

The above details have been verified and confirmed as being correct:

KENYA INSTITUTE OF MANAGEMENT
P.O. BOX 43706 NAIROBI
FOR EXECUTIVE DIRECTOR

KEYS TO GRADES:

DISTINCTION	[D]	70% AND ABOVE
CREDIT	[C]	59% - 69%
PASS	[P]	40% - 58%
FAIL	[F]	39% AND BELOW

OVERALL RESULT

PASS: A score of 40% (Grade P) and above in ALL Subjects
REFERRAL: A score below 40% (Grade P) in either ONE or TWO Subjects
FAIL: A score below 40% (Grade P) in more than TWO Subjects

THE KENYA NATIONAL EXAMINATIONS COUNCIL



This is to certify that the candidate named below sat for the Examination for the Kenya Advanced Certificate of Education and qualified for the award of a

KENYA

ADVANCED CERTIFICATE OF EDUCATION

The candidate passed at the level shown (Principal or Subsidiary) in the subject(s) named and attained the Grade(s) as indicated.

VICTOR KYALO

22001/627

NYERI HIGH SCHOOL

	<u>Grade</u>
GENERAL PAPER	SUBSIDIARY
MATHEMATICS ALT S	PRINCIPAL B
PHYSICS	PRINCIPAL B
CHEMISTRY	PRINCIPAL B

SUBJECTS RECORDED FOUR

EXAMINATION OF NOVEMBER/DECEMBER 1983

Secretary

Kenya National Examinations Council

Chairman

Kenya National Examinations Council

(See overleaf)

Diploma

of Eindhoven International Institute of Technological Studies

awarded to *Victor Kyalo*

born *1964 - 04 - 19* in *Thika Town, Kenya*

for studies pursued at Eindhoven International Institute during the period

1990 - 01 - 07 to *1990 - 12 - 13*

in accordance with the description given on the following pages.

Eindhoven, *1990 - 12 - 13*

Rector of
Eindhoven University of Technology,

Director of Studies,



Eindhoven International Institute

Eindhoven University of Technology



Certificate of Membership

THIS IS TO CERTIFY THAT

VICTOR KYALO NZIOKI

WAS ADMITTED

ASSOCIATE

OF

THE KENYA INSTITUTE OF MANAGEMENT

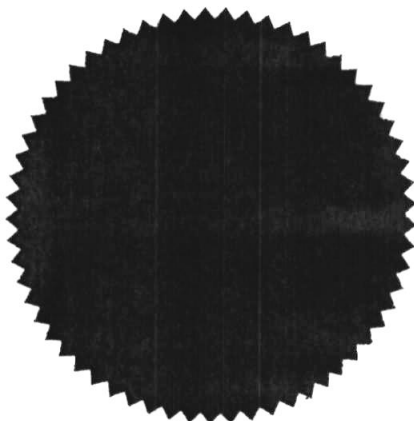
ON THE 3RD DAY OF *MAY* 2002

Given under the Common Seal of the Kenya Institute of Management

CHAIRMAN OF COUNCIL

CHAIRMAN, MEMBERSHIP COMMITTEE

HONORARY SECRETARY



Membership No. 16153

Promoting Excellence & Integrity in Management Practice

REPUBLIC OF KENYA

Engineers Registration Board



This is to certify that

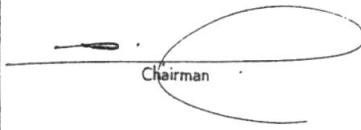
Victor Kyalo

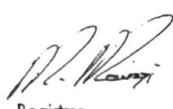
has been duly registered as a

Graduate Engineer

persuant to and in accordance with the
provision of the Engineers Registration
Ammendment Act 1978, and that on the
.....12th..... day of September, 1990.....

such name was entered in the Register
of Graduate Engineers under the Serial
Number.....B. 1670..... Given under our hands
and Common Seal of the Registration
of Engineers Board, at Nairobi this
.....12th..... day of September, 1990.....


Chairman


Registrar


Member

UNIVERSITY OF NAIROBI



This is to certify that

Victor Kyalo

having satisfied the requirements
for the award of the degree of the

BACHELOR OF SCIENCE
(IN ELECTRICAL ENGINEERING)

First Class Honours

was admitted to the degree
at a Congregation held at
this University on the

Twenty First Day of November in the Year
1988

Philip M. Mbitia

VICE - CHANCELLOR

JAM. M. M. M. M.

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)

THE BOARD OF GOVERNORS OF



The Netherlands Organisation
For International Cooperation
In Higher Education

This day confers upon

Victor Kyalo

born on *19 April 1964* at *Thika Town*

the degree of

Master of Electronic Engineering

in recognition of having fulfilled the requirements for this degree according to the regulations laid down by the Board of Governors of Nuffic, and of having passed the degree examinations to the satisfaction of the Examining Committee appointed by the Board, in testimony whereof this Diploma is awarded at the Eindhoven International Institute (EII) on

29 May 1991

For the Board of Governors

DIRECTOR, Nuffic

For the Minister of Education and Science

For Eindhoven International Institute

DIRECTOR, EII

For the Examining Committee

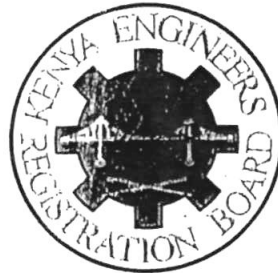
CHAIRMAN

SECRETARY

THE REPUBLIC OF KENYA

The Engineers Registration Board

Certificate of Registration



THIS IS TO
CERTIFY THAT

Eng. Victor Kyalo

HAS BEEN DULY
REGISTERED AS AN
ENGINEER

pursuant to and in accordance with the
provisions of the Engineers Registration Act
1969, and that on the

28th January 2000

such name was entered in the Register under
the Serial Number

A1904

Given under our hands and Common
Seal of the Registration of Engineers Board,
at Nairobi this

28th January 2000

CHAIRMAN

E.K. Mwongera
ENG. E.K. MWONGERA

MEMBER

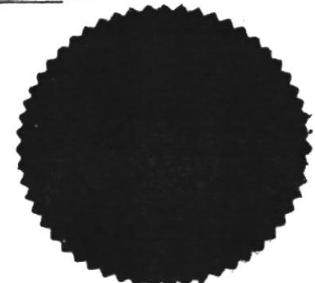
H.K. Rotich
ENG. H.K. ROTICH

MEMBER

B.G. Ariga
ENG. B.G. ARIGA

REGISTRAR

J.N. Nkadoyo
ENG. J.N. NKADAYO



Eindhoven International Institute of Technological Studies

Programme of Studies followed by Mr V. Kyalo

Master's Thesis Project

From 3 December 1990 to 29 May 1991 Mr Kyalo worked on his project leading to the degree of Master of Electronic Engineering. His work on the communication of graphical data was carried out in the Philips Systems Project Centre of Philips Research Laboratories in Eindhoven in the Netherlands.

The objective of Mr Kyalo's project was to develop an integrated voice-data communication facility, enabling handwriting and sketches entered via an electronic worksheet to be transmitted over the Public Switched Telephone Network (PSTN) interchangeably with voice. The work comprised the following:

- the realization of application interface software, providing raw data communications between the electronic worksheet hardware and application programs;
- the design and implementation of communication protocols to support integrated communication of voice and data over the PSTN network.

In performing his work Mr Kyalo combined theoretical insight and practical ability with inventiveness. He cooperated well with his colleagues; the very considerable amount of effort he applied to his assignment yielded useful results.

Mr Kyalo documented his project in a report entitled 'Communication with Voice and An Electronic Worksheet over the PSTN Network'.

Eindhoven, 1991-05-29

Director of Studies,



Eindhoven International Institute of Technological Studies

Programme of Studies followed by Mr V. Kyalo

Industrial Project Programme

From 5 June 1990 to 24 August 1990 Mr Kyalo carried out an industrial project on data communications in the Engineering department of Philips' Centre for Manufacturing Technology (CFT) in Eindhoven in the Netherlands.

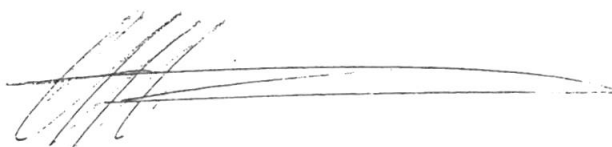
The objective of Mr Kyalo's project was to develop a mechanism for low-cost and reliable data transfer between personal computers in the assembly line environment of a manufacturing plant. Normal Local Area Network architectures such as Ethernet are considered to be too expensive for this application due to the necessary hardware and software investment. Cheaper alternatives were investigated by Mr Kyalo applying the standard serial and parallel computer ports for the communication. Reliable transmission was obtained by means of an interrupt-driven data transfer protocol.

In performing his work Mr Kyalo combined very good theoretical insight and a high degree of inventiveness with practical ability. He cooperated very well with his colleagues; the very considerable amount of effort he applied to his assignment yielded useful results. His project coach described him as a creative person with good ideas and an independent working style.

Mr Kyalo documented his project in a report entitled 'Investigation of Fast Local Area Network for PC-PC Communication Using Standard I/O Ports'.

Eindhoven, 1990-12-13

Director of Studies,

A handwritten signature in dark ink, consisting of several overlapping, sweeping strokes that form a stylized, elongated shape.

This is to certify that the candidate named below sat for the Examination for the
Kenya Certificate of Education and qualified for the award of a

DIVISION 2

WATER AND THE CHANNEL

SECRET - NO DISSEM SECURITY PASS - ATENT

DATE OF RECEIPT _____



Joseph R. Lumpkin

O 079101

. (See overleaf)

Study System of Eindhoven International Institute of Technological Studies

The EII study system is flexible, allowing each student the choice of a programme of studies adapted to his/her previous education and personal interests. In all programmes, students, in addition to pursuing theoretical studies, also carry out experimental work in the EII laboratories as well as in industrial research and development laboratories. The normal period of study at EII is one year (2 semesters). The EII diploma is awarded to students who are considered to have made satisfactory progress during that period.

Programme of Studies followed by Mr V. Kyalo

Course: Electronic Engineering

Programme: Master's Course Programme

Course modules: Operational Amplifiers, Signal Analysis I, Design of Digital Systems, High-Level Language Programming, Basic Electronics, Interfacing and Instrumentation, Signal Analysis II, Digital Signal-Processing, Microcomputer Architecture and Implementation, Microprocessor Programming, Report-Writing Workshop, Product Innovation Management, Analog Electronics, User Programmable Logic, Digital Communication Systems, Digital Control Systems, Computer Networks, System Software

Eindhoven, 1990-12-13

Director of Studies,



ANDREW KAMAU

PERSONAL INFORMATION



Date of Birth: 18 November 1966

Marital Status: Married

Children: 3 children

Religion: Catholic Christian

PROFILE

Andrew Kamau has been working in the energy and mining sector in Africa for 25 year. In this time he has worked for among others, multinationals companies in East Africa and major trading organizations in Europe. Andrew was awarded the Africa Oil & Gas Deal Maker of the Year 2005 by Global Pacific Partners.

Andrew has demonstrated skill in working with governments, to conclude complex transactions for example:

In the power sector in Democratic republic of Congo, where he successful negotiated a contract to rehabilitate 2 turbine group at the Inga Hydroelectric Dam on the Congo river.

Supply of over USD 60 million of refined petroleum products to DRC government, using insurance instrument issued by Government of South Africa back by oil revenue from companies producing oil in DRC.

Supply of crude oil to the Ndola oil refinery in Zambia and refined products worth over USD 200 million to TEMA oil refinery in Ghana. In both these transactions, the Governments of the prospective countries did not have to issue payment instruments.

Andrew has also been involved in the mining sector. He was a public officer at MagIndustries Ltd a Canadian listed resource company. He has also been a director Sallies Ltd, the oldest JSE listed company, involved in the mining of Fluorspar in South Africa.

Currently he is on the board of a Kewberg Cables and Braids in South Africa, a specialty cable manufacturer and Khulaco (PTY) Ltd, one of the Black Economic Empowerment company in possession of a South African petroleum import license.

ANDREW KAMAU

He is also chairman of Komati Foundation, a non-profit organization, working specifically with students and young professionals to nurture leadership skills and service ethics.

EXPERIENCE

DIRECTOR, BRACEWELL ENERGY, JOHANNESBURG 2007 - DATE

Through Bracewell Energy, Andrew is a co-founder of Khulaco (PTY) Ltd. Khulaco applied and was granted an import license by DME. Khulaco has supplied gasoil to customers in South Africa, through the port of Maputo, Mozambique.

In addition Khulaco also transports refined products in Transnet Pipeline's New Multi-Product Pipeline from Durban to Tarlton. This made Khulaco the first non-Major oil company to sign a contract with the Transnet Pipeline since 1965.

DIRECTOR & COO, AFRIC OIL, JOHANNESBURG 2010- 2011

Andrew was instrumental in formulating and implementing a turnaround strategy for Afric Oil, with a view to acquiring a significant shareholding. The company was technically insolvent, when Andrew joined, with low staff morale.

Andrew was responsible for all operations of the company, including, staff matter. Within 3 months, Afric oil became the 2nd BEE company to enter into an agreement with Transnet Pipeline for the transportation of refined oil products from Durban to Tarlton.

The company is now operating and profitable and has a turnover more that ZAR 1.3 billion per year. The sale was not effected.

DIRECTOR, DRILLEX LTD 2007 - 2009

Responsible for raising funding to acquire exploration rigs, once drilling contracts were concluded. Andrew manage to raise over USD 100 million to acquire 7 drilling rigs, with ancillary equipment, including speed boat and barge, that were positioned at the Cahora Bassa Dam. This equipment was logistics support for coal exploration on behalf of Brazilian company VALE. Before the collapse in financial markets in 2008, Drillex was one of the largest employers in Mozambique. Drillex also undertook gold exploration in South Africa, heavy sands on behalf of BHP Billiton in Southern Mozambique and Phosphates on behalf of Vale in North Eastern Mozambique.

COO, MAGENERGY INC, JOHANNESBURG 2004 - 2007

Responsible for negotiating the contract for the rehabilitation of the 1774 MW Inga Power station of the Congo River. Founded MagPetroleum and supplies refined

«FIRST» KAMAU

petroleum products to Zimbabwe, Zambia and DRC, using South Africa and Mozambique as supply sources. Added 5 road tankers and 64 rail tankers through outright purchase and long term lease arrangements with regional rail operators.

**DIRECTOR MARKETING, AURORA ENERGY MONACO/
JOHANNESBURG 2001-2003**

Secured annual Crude oil supply contract to the Indeni refinery - Ndola, Zambia.

**TRADER, MARC RICH INVESTMENTS LONDON/
JOHANNESBURG 1999 - 2001**

Advise on various risks that may arise as a result of pursuing business in countries in the region. Successfully negotiated USD 60 Million revolving line of credit for the Dem. Rep. of Congo for the purchase of refined petroleum products. Helped develop the tender and supply contract for Gasoline on behalf of Govt. of Sudan and exported 200,000 MT of Gasoline from the refinery in Khartoum. Supplied over USD 200 million worth of refined petroleum products to Tema Oil Refinery in Ghana.

Andrew has also worked for Engen Petroleum in Kenya and in London, developing the chemical solvents business and trading of refined petroleum products into East Africa.

In addition Andrew has also worked for Esso Kenya as a chemical sales rep, selling Exxon Chemical solvents, lubricant additives and lubricant base oils.

EDUCATION

University of Nairobi - Bachelor of Science - Chemistry (Hon). 1990

Introduction to Oil Supply & Shipping : College of Petroleum Studies - Oxford University England. 1996

Introduction to Oil Trading and Price Risk Management TR1: College of Petroleum Studies - Oxford University England. 1997

Advanced Oil Trading and Price Risk Management TR3: College of Petroleum Studies - Oxford University England. 1997

Finance for non-Financial Manager - University of Witwatersrand, Johannesburg 2006

New Venture Creation - University of Witwatersrand, Johannesburg - 2006

PROFESSIONAL AFFILIATION

ANDREW KAMAU

Member Institute of Petroleum 1996

SCHEDULE

[Section 6(8).]

CRITERIA FOR VETTING/APPROVAL OF NOMINEES FOR
APPOINTMENT TO PUBLIC OFFICE BY PARLIAMENT
QUESTIONNAIRE

Notes:

- a) This questionnaire applies to appointments to public office arising by or under the Constitution or any other law where parliamentary approval is required.
- b) The questionnaire shall be used by the relevant parliamentary committee to vet a nominee appearing before the committee in the process of parliamentary approval.
- c) The questionnaire shall be filled and submitted by the nominee to the relevant parliamentary committee through the Clerk of the relevant House of Parliament on or before a date set by the committee.
- d) The submission of false information in the questionnaire is an offence and may result in prosecution.
- e) Any form of canvassing by a nominee shall lead to disqualification.
- f) The nominee must answer all the questions.

1. **Name:** (State full name) Andrew Nganga Kamau

2. **Position:** (State office to which you have been nominated).

Principal Secretary Petroleum

3. **Sex:**

Male

4. **Date of Birth:** (State year and place of birth) 1966 – Thika

5. **Marital Status:** Married

6. **Daytime phone number:** +254 728886853

7. **Mobile phone number:** +254 72 8886853

8. **Email Address:** akamau@me.com

9. **ID Number:** 8745978

10. **PIN Number:** A003093927N

1. **Nationality:** Kenya
2. **Postal Address:** P.O. Box 571
3. **Town/City:** Ngong Hills
4. **Knowledge of Languages:** (Specify Languages): English, Swahili, Kikuyu
5. **Education:** (List, in reverse chronological order, each university, college, or any other institution of higher education attended and indicate, in respect of each, the dates of attendance, academic award obtained, whether a degree was awarded, and the dates on which each such degree was awarded).
1997 St Catherines College – Oxford University –Introduction to Oil Trading TR1 & TR3
1987 – 1990 University of Nairobi – Bsc – Chemistry.

Employment Record: (List in reverse chronological order all government agencies, business or professional corporations, companies, firms or other enterprises with which you have been affiliated as an officer, director, partner, proprietor, employee or consultant

CO- FOUNDER AND CHAIRMAN, KHULACO (PTY) LTD , JOHANNESBUR 2007 - DATE

DIRECTOR, ELYSIUM AFRICA JOHANNESBURG 2012 - DATE

DIRECTOR, KEWBERG CABLES, JOHANNESBURG 2007 - DATE

DIRECTOR, KOMATI FOUNDATION, JOHANNESBURG 2007 - DATE

DIRECTOR & COO, AFRIC OIL, JOHANNESBURG 2010- 2011

DIRECTOR, DRILLEX LTD 2007 – 2009

COO, MAGENERGY INC, JOHANNESBURG 2004 - 2007

DIRECTOR MARKETING, AURORA ENERGY MONACO/ JOHANNESBURG 2001-2003

TRADER, MARC RICH INVESTMENTS LONDON/ JOHANNESBURG 1999 - 2001

TRADER, ORYX ENERGY ZUG SWITZERLAND 1998 – 1999

TRADER, ENGEN PETROLEUM NAIROBI KENYA /LONDON – UK 1995 – 1998

AVIATION MANAGER - TOTAL KENYA}

AVIATION & CHEMICALS SALES REP} 1993 – 1995

CHEMICAL SALES REP 1990 - 1993

DIRECTOR –

OGAS SOLUTIONS KENYA NAIROBI 2015 – DATE

A&B ENERGY & SERVICES – NAIROBI 2015 – DATE

SPARTAN SHIELD – NAIROBI 2014 – DATE

LUEVEN GROUP – JOHANNESBURG 2013 - DATE

6. **Honours and Awards:** (List any scholarships, fellowships, honorary degrees, academic or professional honours, honorary society memberships, military awards and any other

special recognition for outstanding service or achievement and in respect of each, state the date of award and the institution or organization that made the award).

**DEAL MAKER OF THE YEAR – AFRICA GLOBAL PACIFIC PARTNERS
(AFRICA OIL WEEK 2005)**

7. **Professional Association** (where applicable): (List all professional associations of which you are or have a member and give any positions held and the respective dates when each such position was held).

MEMBER INSTITUTE OF PETROLEUM 1997 - 1998

8. **Memberships:** (List all professional, business, fraternal, scholarly, civic, charitable or other organizations, (other than those listed in response to Question 16) to which you belong or have belonged).

Komati Foundation.

Imfunda Foundation

9. **Published Writings:**

(a) List the titles, publishers and dates of books, articles, reports, letters to the editor, editorial pieces or other published materials you have authored or edited.

WHERE HAVE ALL THE ARTISANS GONE – LINKEDIN 2015

(b) Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of any bar association, committee, conference or organization of which you were a member.

10. **Public Office, Political Activities and Affiliations:**

(a) List chronologically any public offices you have held or are currently holding, including the terms of service and whether such positions were elected or appointed.

NONE

(b) List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities. Also include any linkage you have to a political party at present.

NONE

(c) Have you ever been dismissed or otherwise removed from office for a contravention of the provisions of Article 75 of the Constitution?

NONE

(d) Have you ever been adversely associated with practices that depict bias, favouritism or nepotism in the discharge of public duties?

NONE

11. **Deferred Income/Future Benefits:** (List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, etc).
Dividends: Lueven Metals – KSH 8 million.
Khulaco: - KSH 6.3 million
12. **Outside commitment during service in office:** (Do you have any plans, commitments or agreements to pursue outside employment with or without compensation during your service in office? If so explain).
NONE
13. **Sources of Income:** (List sources and mounts of all income received during the calendar year preceding your nomination and in the current calendar year).
Directors fees: Kewberg Cables & Braides – KSH 1.4 million
Land Sale Isinya: KSH 6.5 million
14. **Tax Status:** (State whether you have fully complied with your tax obligations to the State up to the end of the financial year immediately preceding the nomination for appointment).
All Taxes have been paid. – see attached Tax Clearance Certificate
15. **Statement of Net Worth:** (State your financial net worth)
KSH 60 million (includes land and shares).
16. **Potential Conflict of Interest:**
(a) Identity the family members or other persons, parties, categories of litigation or financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to rise.
Ogas Solution, where I am a director is a manpower supplier for the oil & gas industry. I will resign from the board of directors immediately on confirmation.

(b) Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.
I would make sure that I recuse myself from any discussions where I have any interest. My interest would be declared in advance to provide transparent interaction.
17. **Pro-Bono/Charity Work/donation to charity:** (Describe what you have done by way of pro bono or charity work, listing specific instances, the amount contributed and the amount of time devoted to each).
Chairman of Komati Foundation & Imfunda Foundation. My main responsibility is fund raising and procuring quality speakers for quarterly lectures with young people. Time spend: 3 hour per month.

18. Have you ever been charged in a court or law in the last three years? If so, specify the nature of the charge, where the matter is ongoing, the present status of the matter, or where the matter is concluded, the judgment of the court, or otherwise, how the case was concluded.

-NONE

19. Have you ever been adversely mentioned in an investigatory report of Parliament or any other Commission of inquiry in the last three years?

NEVER

20. Have you any objection to the making of enquiries with your present employer/referees in the course of consideration of your nomination?

NO OBJECTION

21. References:

(List three persons who are not your relatives who are familiar with your character, qualification and work).

Stephane Rigny – former President of MagEnergy/MagIndustries

Paul Bugingo – Partner – Simmons & Simmons

Fr Anton Borrás – Catholic Priest

Nosizwe Nokwe – CEO PetroSA (state oil company South Africa).

Said Mbarak Al Digeil – CEO Al Braik Investments LLC

No. 33 of 2011 [Rev. 2012]

Public Appointments (Parliamentary Approval)

[Issue 1] 10



KENYA REVENUE
AUTHORITY

Tax Compliance Certificate

For General Tax Questions
Contact KRA Call Centre
Tel: +254 (020) 4999 999
Cell: +254(0711)099 999
Email: callcentre@kra.go.ke

www.kra.go.ke

Taxpayer PIN : A001158640M

Name and Address :

Andrew Nganga Kamau

Jumuia place, Nairobi, Nairobi East District,

PO Box:543,

Postal Code:00502

Certificate Date: 29/04/2015

Certificate Number:

KRASON1320812015



**This is to confirm that Andrew Nganga Kamau,
Personal Identification Number A001158640M
has filed relevant tax returns and
paid taxes due as provided by Law.**

**This Certificate will be valid for
twelve (12) months up to 29/04/2016.**

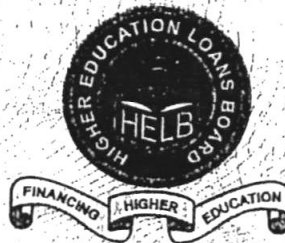
Caveat:

This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the recipient.

Disclaimer : This certificate is system Generated and therefore does not require signature. You may confirm validity of this certificate on the iTax Portal by using the TCC Checker.

No. 0081270

HIGHER EDUCATION LOANS BOARD



Certificate of Clearance

STUDENTS' LOANS

KAMAU ANDREW

This is to confirm that

8745978

ID No.

120/5908/87

Registration No.

attended

UNIVERSITY OF NAIROBI

has fully repaid his/her

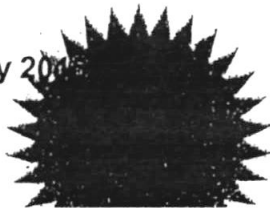
UNDERGRADUATE

Principal Loan and interest thereon.

Signature CEO & BOARD SECRETARY

Date

04 May 2015



Signature HEAD OF OPERATIONS

04 May 2015

Date

To verify this certificate visit: www.metropol.co.ke/verification

Serial No. MCRB/C502/18



Metropol Credit Reference
Bureau Limited

Certificate of Clearance

ANDREW NGANGA KAMAU

National ID Number: 8745978

This is to certify that the above named person has No negative listing as at the
date below.

Managing Director's Signature

15/12/2015

Date



C. 24A

Nº 144392

NATIONAL POLICE SERVICE
DIRECTORATE OF CRIMINAL INVESTIGATIONS

DIRECTORATE OF CRIMINAL INVESTIGATIONS
P. O. Box 30036-00100 GPO
NAIROBI, KENYA

Ref. No. **685169 /2015**

Date **04/05/2015**

POLICE CLEARANCE CERTIFICATE

I hereby certify that the fingerprints recorded from

ANDREW NGANGA KAMAU

8746978

*holder of ID/Passport No. have been searched in
Criminal Records Office's database with/without previous record. The validity of the
information on this Certificate is as of the date of issue.*

REMARKS IN CASE OF PREVIOUS RECORD

OFFENCE(S).....

RESULTS OF TRIAL.....

DATE.....

This Certificate has been issued without any alteration or erasure.



(P.M. Onyango)

For: Director, Directorate of Criminal Investigations

(P.T.O.)

KENYA



POLICE



FULL NAME

ANDREW NGANCA KAMAU

ALIAS

IDENTITY CARD No.

8745978

CHARGE REGISTER No.

CLASS

DOCKET No.

RIGHT HAND

THUMB	FOREFINGER	MIDDLE FINGER	RING FINGER	LITTLE FINGER

LEFT HAND

THUMB	FOREFINGER	MIDDLE FINGER	RING FINGER	LITTLE FINGER

LEFT HAND

Plain impressions of the Four Fingers taken simultaneously

RIGHT HAND

Plain impressions of the Four Fingers taken simultaneously

Fold

Plain Impress
Left Thumb

FINGERPRINTS TAKEN BY

RANK

POLICE STATION

DATE

Plain Impress
Right Thumb

FINGERPRINTS CLASSIFIED BY

DATE

TESTED BY

DATE

SEARCHED BY

DATE

SEARCHED IN S. OF C. BY

DATE

685169

UNIVERSITY OF NAIROBI



This is to certify that

Andrew Nganga Kamau

having satisfied the requirements
for the award of the degree of the

BACHELOR OF SCIENCE
Second Class Honours (Lower Division)

was admitted to the degree
at a Congregation held at
this University on the

Twenty Second Day of October in the Year
1990

Peter H. Mbitia

VICE - CHANCELLOR

N. O. Bwibo

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)



THE COLLEGE OF PETROLEUM AND ENERGY STUDIES OXFORD

This is to certify that

Andrew Kamau

successfully completed the course

International Oil Price Risk Management

Held at St Catherine's College, Oxford

1–5 December 1997

Course Directors

Director of Studies



THE COLLEGE OF PETROLEUM AND ENERGY STUDIES OXFORD

This is to certify that

Andrew Kamau

successfully completed the course

**International Oil Trading
and Pricing**

Held at St Catherine's College, Oxford

13 – 17 October 1997

COURSE DIRECTOR

DIRECTOR OF STUDIES

2nd May 2015

The Secretary
Public Service Commission Commission House
P.O. Box 30095-00100 NAIROBI

Dear Sir

Re: Mr. Andrew Kamau

The above named is known to me since 2004 when we first met to explore oil and gas opportunities in Africa. At the time, Andrew was considered an expert having worked for several major oil Companies in Europe and Africa.

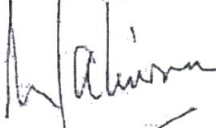
Since then, we have worked closely with Andrew in opportunities mainly in sub Sahara Africa.

Andrew has remained resourceful and knowledgeable professional. We have relied on his expert analysis and opinion, as well as utilized his network connections with Senior Government Officials and International Companies.

Andrew is an astute businessman and a professional in his field of operations. He has the ability to handle complex projects with ease. He has a strong personality and is a powerful negotiator. A humble individual, pragmatic and decisive. Andrew is a good ambassador and has shown to be an asset of his Country Kenya. I have no doubt that Andrew will perform efficiently in senior position of Government

Kind Regards

Yours Sincerely,



Said Mbarak Al Digeil - FCCA,
Chief Executive Officer

AL BRAIK INVESTMENTS LLC

www.albraik.ae



KOMATI FOUNDATION

P.O. Box 3270 Houghton 2041
Telephone +27 (0)11 488 2678
Fax +27 (0)11 546 0628
Email komati@komati.org
www.komati.org

The Secretary
Public Service Commission,
Commission House,
P.O. Box 30095-00100,
NAIROBI,
KENYA

2 May 2015

Dear Sir

REFERENCE LETTER FOR MR ANDREW KAMAU

We are quite pleased to write this reference letter in connection with Mr. Andrew Kamau's application for the position of Principal Secretary.

We have had the pleasure and good fortune of knowing Andrew since 2001. His good reputation and professional standing is well-known as he is a very well respected businessman, particularly in the Oil and Gas industry in Southern Africa.

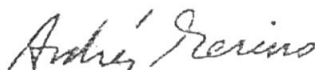
Our involvement with Mr. Kamau has been through his contributions to the social welfare and educational initiatives run by Komati Foundation, a Non-Profit Company, which has been implementing projects for the public benefit in Southern Africa since 1999.

Andrew first started out as a generous contributor and supporter of our initiative's. We believe that he took interest in our Foundation because he appreciated its contribution and the role it was playing towards the welfare and socio-economic transformation of the country. Over the years, some of these contributions have been in his private capacity. In addition, he has leveraged his extensive professional network to facilitate donations to our foundation from local and international donors. Some of the benefits of Andrew's efforts have resulted in Komati Foundation obtaining donations from well-known trusts such as the Tiso Foundation, Bracewell Holdings, etc.

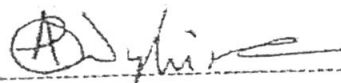
Andrew is currently serving as the Chairman of Komati Foundation's Board of Directors as well as the Chairman of the Executive Committee. Although we would be sad to see him take up a permanent position in the Kenyan Government, we believe that he would be a great asset and a bulwark of integrity wherever he serves. Therefore, we are ultimately hopeful that his application for the position of Principal Secretary will be successful. It will indeed contribute to the socio-economic development and advancement of your country.

Should you wish to obtain any more information, please contact the Secretary General, Komati Foundation, PO Box 3270 Houghton, 2041, Johannesburg, Gauteng Province, South Africa. Email: komati@komati.org.

Yours Faithfully



Andres Merino
DIRECTOR & SECRETARY GENERAL



Andrew Woghiren
TREASURER

Stéphane A. RIGNY

Monday, May 4, 2015

The Secretary

Public Service Commission
Commission House
P.O. Box 30095-00100 NAIROBI
Republic of Kenya

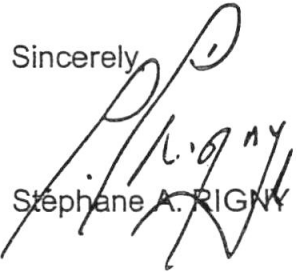
Re. Mr. Andrew KAMAU reference letter

Dear Sir,

I have known Mr. Andrew KAMAU since 2000. At the time I was Vice-President responsible for Francophone Africa in the Special Projects, Project Finance division of Rand Merchant Bank in South Africa. Andrew was a client of mine and we successfully concluded several complex transactions. Since then, Andrew has become a trusted friend whom I hold in high regards. I believe Andrew to be an ethical and highly competent person and have no hesitation in recommending him.

I remain open and available should you wish to have further details regarding Mr. Andrew KAMAU.

Sincerely,



Stéphane A. RIGNY

319 Merton Street, Apt. 1207, Toronto, ON, CANADA, M4S 1A5
Tel. + 1 (647) 302 0232, srigny@me.com

Level 7 The Gate Village Building 10
Dubai International Financial Centre
PO Box 506688 Dubai United Arab Emirates
T +971 (0)4 709 6600 F +971 (0)4 709 6601

الطابق السابع، قرية البوابة، بناية 10
مركز دبي المالي العالمي، ص. ب 506688
دبي، الإمارات العربية المتحدة
هاتف: +971 (0)4 709 6600 فاكس: +971 (0)4 709 6601

From

Our ref C.MNG/OPEN/-1/PABU
Your ref

04 May 2015

**The Secretary
Public Service Commission
Commission House
P.O. Box 30095-00100
Nairobi
Kenya**

Dear Sirs

Letter of Reference – Andrew Kamau

I am writing in support of Andrew Kamau's application to be considered as a Principal Secretary.

I have known Andrew for over 30 years in a personal and professional capacity. In relation to our professional relationship, Andrew sought my legal advice from time to time with regard to energy related projects in Africa. I found his technical knowledge on energy projects in Africa to be very impressive. On a personal level, I have always found Andrew to be hard working, professional, sociable and honest.

I have no hesitation in recommending him and I am confident he will be great asset to the Government of Kenya.

If you have any questions, please do not hesitate to contact me.

Yours sincerely



Paul Bugingo
Partner
Simmons & Simmons LLP

Principal Secretary
Public Service Commission
Commission House
P.O. Box 30095-00100
NAIROBI

Johannesburg, 1st May 2014

Subject: Recommendation for the position of Principal Secretary
of Mr Andrew Kamau

Dear Sir,

Monsignor Anton Borras, 55 years of age, Roman Catholic priest, born in Spain, working in South Africa since 2010 and previously in Sydney (Australia), would like to recommend Mr Andrew Kamau for the position of Principal Secretary in the Kenyan Government Administration.

I met Mr Andrew Kamau and his family upon my arrival in Johannesburg and since that very moment he always struck me for his integrity and good manners. His practical sense and good temper when facing the day to day challenges have helped me enormously.

His financial ability together with his imagination and creativity have been source of inspiration for the fundraising campaign I have been running in order to build new premises. As a collaborator he has always been highly efficient.

Mr Kamau is a man of family values. He is not ready to compromise when it comes to ethical issues. He has the qualities of a great team leader and knows how to motivate his collaborators in order to give the best of themselves.

I am sure that if selected, he will perform with professional competence and will prove a real asset for the Kenyan Government Administration.

Thanking you,



Msgr. Anton Borras
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