

REPUBLIC OF KENYA



THE NATIONAL ASSEMBLY

TWELFTH PARLIAMENT- SECOND SESSION

REPORT
OF THE DEPARTMENTAL COMMITTEE ON
TRANSPORT, PUBLIC WORKS AND HOUSING

ON THE VETTING OF MS. ESTHER KOIMETT FOR APPOINTMENT TO THE
POSITION OF PRINCIPAL SECRETARY, STATE DEPARTMENT OF
TRANSPORT


DIRECTORATE OF COMMITTEE SERVICES
THE NATIONAL ASSEMBLY
PARLIAMENT BUILDINGS
NAIROBI

AUGUST, 2018

DP

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LIST OF ABBEVIATIONS

CBS	- Chief of the Order of the Burning Spear
EBS	- Elder of the Burning
EACC	- Ethics and Anti-Corruption Commission
HELB	- Higher Education Loans Board
H.E.	- His Excellency
KRA	- Kenya Revenue Authority
MP	- Member of Parliament
NSE	- Nairobi Securities Exchange
RPP	- Registrar of Political Parties



ANNEXURES

- Annexure 1 - Letter of notification from the appointing authority, H.E. the President
- Annexure 2 - Nominee's Questionnaire, CV, Bio Data & Testimonials
- Annexure 3 - Public Service Commission Recommendation
- Annexure 4 - Advert notifying public of the approval hearing
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- Annexure 10 - Nominee's Compliance Documents from EACC, HELB, CRB, DCI, KRA and Sworn Affidavit
- Annexure 11 - Committee Minutes

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FOREWARD

Pursuant to Article 155(3) of the Constitution and Section 5 of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, H.E. the President, forwarded to the Clerk of the National Assembly, a notification of appointment containing the name and Curriculum Vitae of Ms. Esther Koimett, Principal Secretary nominee, State Department for Transport on 23rd July, 2018. This was for vetting by the Departmental Committee and consideration for approval by the National Assembly for appointment.

On 25th July 2018 the notification of nominations was therefore referred to the Committees by the Hon. Speaker for vetting and reporting to the House within fourteen (14) days.

The Committee held two (2) sittings. The nominee appeared before it on Thursday, 2nd August, 2018 and was vetted in accordance with the provisions of the Constitution, the Public Appointments (Parliamentary Approval) Act, No. 33 of 2011 and the National Assembly Standing Orders on her suitability or otherwise for appointment as Principal Secretary.

May I take this opportunity to thank all Members of the Committee for their input and valuable contributions during the deliberations and vetting exercise. The Committee also takes this opportunity to thank the offices of the Speaker and of the Clerk of the National Assembly for the logistical support accorded to it during the exercise. On this note, and on behalf of the Committee, I wish to thank the Committee secretariat for playing its role with utmost dedication.

On behalf of the Departmental Committee on Transport, Public Works and Housing and pursuant to Article 124(4) (b) of the Constitution, Section 8(1) of the Public Appointments (Parliamentary Approval) Act No. 33 of 2011, and the provisions of Standing Order 199(6), it is my pleasure and duty to present to the House, the Committee's report on the approval hearing of **Ms. Esther Koimett**, the nominee for appointment as Principal Secretary for State Department of Transport.



Hon. David Pkosing, CBS, M.P

Chairperson

Departmental Committee on Transport, Public Works & Housing

1.0 PREFACE

1.1 Mandate of the Committee

The Departmental Committee on Transport, Public Works and Housing is mandated, pursuant to the Standing Order 216 (5), to;

- a. 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. study the programme and policy objectives of Ministries and departments and the effectiveness of the implementation;
- c. study and review all legislation referred to it;
- d. study, assess and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;
- e. investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House;
- f. to vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (*Committee on Appointments*);
- g. examine treaties, agreements and conventions;
- h. make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;
- i. make reports and recommendations to the House as often as possible, including recommendation of proposed legislation;
- j. consider reports of Commissions and Independent Offices submitted to the House pursuant to the provisions of Article 254 of the Constitution; and
- k. examine any questions raised by Members on a matter within its mandate.

Further, the Second Schedule to the Standing Orders mandates the Committee to consider matters relating to the following subjects:-

- a) Transport;
- b) Roads;
- c) Public works;
- d) Construction and maintenance of roads, rails and buildings;
- e) Air and seaports; and
- f) Housing.



In executing this mandate, the Committee oversees various State Departments, namely:

- i. The State Department of Transport;
- ii. The State Department of Infrastructure;
- iii. The State Department of Housing and Urban Development;
- iv. The State Department of Public Works; and
- v. The State Department of Shipping and Maritime Affairs.

1.2 Members of the Committee

The Departmental Committee on Transport, Public Works & Housing comprise of the following Members:-

1. Hon. David Pkosing CBS, M.P. **Chairperson**
2. Hon. Moses Kuria, M.P. **Vice Chairperson**
3. Hon. Samuel Arama, M.P.
4. Hon. Johnson Many Naicca, M.P.
5. Hon. Peris Pesi Tobiko, M.P.
6. Hon. Rigathi Gachagua, M.P.
7. Hon. Suleiman Dori Ramadhani, M.P.
8. Hon. Savula Ayub Angatia, M.P.
9. Hon. Ahmed Abdisalan Ibrahim, M.P.
10. Hon. Ahmed Bashane Gaal, M.P.
11. Hon. David Njuguna Kiaraho, M.P.
12. Hon. Dominic Kipkoech Koskei, M.P.
13. Hon. Gideon Mutemi Mulyungi, M.P.
14. Hon. Kulow Maalim Hassan, M.P.
15. Hon. Mugambi Murwithania Rindikiri, M.P.
16. Hon. Rehema Dida Jaldesa, M.P.
17. Hon. Shadrack John Mose, M.P.
18. Hon. Tom Mboya Odege, M.P.
19. Hon. Vincent Kemosi Mogaka, M.P.



1.2 Committee Secretariat

- | | |
|-----------------------------|------------------------------|
| 1. Ms. Chelagat Tungo Aaron | First Clerk Assistant |
| 2. Mr. Ahmed Salim Abdalla | Third Clerk Assistant |
| 3. Ms. Mercy Wanyonyi | Legal Counsel |
| 4. Mr. James Muguna | Research Officer |
| 5. Mr. Abdinasir Moge Yusuf | Fiscal Analyst |
| 6. Mr. Eugene Luteshi | Audio Officer |
| 7. Ms. Zainabu Wario | Sergeant at Arms |
| 8. Mr. Yeziel Jilo | Sergeant at Arms |



1.3 Adoption of the Report

We, the members of the Departmental Committee on Transport, Public Works and Housing have, pursuant to Standing Order 199, adopt this Report on the approval hearing for the nominee appointed to the position of Principal Secretary for State Department of Transport. We affix our signatures to affirm our approval and confirm its accuracy, validity and authenticity today Saturday 4th August 2018.

(a) Hon. David Pkosing CBS, M.P


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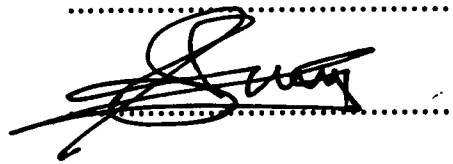
Chairperson

(b) Hon. Moses Kuria, M.P.

.....

Vice Chairperson

(c) Hon. Samuel Arama, M.P.


.....

(d) Hon. David Njuguna Kiaraho, M.P.

.....

(e) Hon. Johnson Many Naicca, M.P.


.....

(f) Hon. Rigathi Gachagua, M.P

.....

(g) Hon. Peris Pesi Tobiko, M.P.


.....

(h) Hon. Suleiman Dori Ramadhani, M.P.

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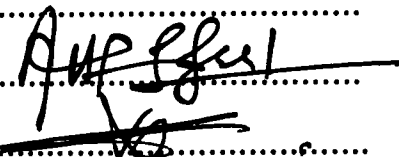
(i) Hon. Savula Ayub Angatia, M.P.

.....

(j) Hon. Ahmed Abdisalan Ibrahim, M.P.

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(k) Hon. Ahmed Bashane Gaal, M.P.


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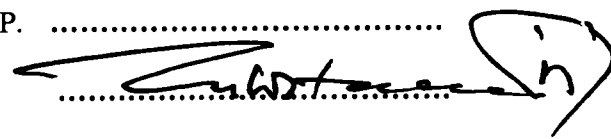
(l) Hon. Dominic Kipkoech Koskei, M.P.


.....

(m) Hon. Gideon Mutemi Mulyungi, M.P.

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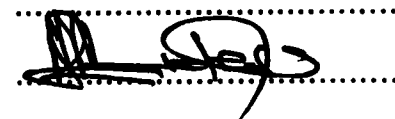
(n) Hon. Kulow Maalim Hassan, M.P.


.....

(o) Hon. Mugambi M. Rindikiri, M.P.

.....

(p) Hon. Rehema Dida Jaldesa, M.P.


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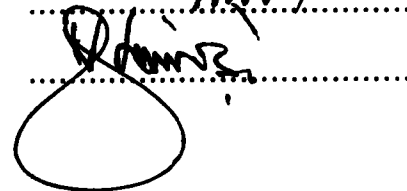
(q) Hon. Shadrack John Mose, M.P.

.....

(r) Hon. Tom Mboya Odege, M.P.


.....

(s) Hon. Vincent Kemosi Mogaka, M.P.


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2.0 BACKGROUND ON THE APPROVAL HEARING PROCESS

2.1 Establishment of the Committee

The Departmental Committee on Transport, Public Works and Housing is established under Standing Order 216(1) with the mandate to vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (*Committee on Appointments*).

2.2 Notification of nomination

On 24th July 2018, H.E. the President forwarded to the National Assembly, for consideration and approval, the notification of nomination of Ms. **Esther Koimett** as Principal Secretary, Transport. This was in accordance with the provisions of Article 155(3)(b) of the Constitution and section 5 of the Public Appointments (Parliamentary Approvals) Act, 2011. (*Annex 1- Notification*)

In accordance with Standing Order 42 (1) and (3) (c), the Speaker, having read the Message from the President, referred the names of the nominee together with her curriculum vitae to the Departmental Committee on Transport, Public Works & Housing to conduct approval hearing. The Speaker further advised the Committee to conduct public participation as provided for under Article 118 of the Constitution as well as the Public Appointment Parliamentary Approval Act (No.33 of 2011) and report to the House within 14 days. (*Annex 2-CV and Testimonials*)

2.3 Nomination & Appointment Process

The candidate was nominated in accordance with the provisions of Article 155(3)(a) of the Constitution which provides that the President shall nominate a person for appointment as Principal Secretary from among persons recommended by the Public Service Commission. (*Annex 3-Recommendation from the PSC*)

The Constitution provides that the recruitment of officers to public office should be conducted in a competitive, transparent and fair process before nomination for appointment by H.E. the President with the approval of the National Assembly.

The National Assembly having received the name of the nominee is obligated to conduct approval hearing and make a determination of the nominee's suitability or otherwise within fourteen days as provided for in section 8 (1) of the Public Appointments (Parliamentary Approval Act) (No.33 of 2011).

2.4 Notification to the public

Section 6(9) of the Public Appointments (Parliamentary Approval) Act provides that “*any person may, prior to the approval hearing and by a 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 advertisement in the print media on Thursday, 26th July, 2018 inviting the public to submit memoranda by way of written statements on oath (affidavits) on the suitability or otherwise of the nominee in conformity with section 6(9) of the Public Appointments (Parliamentary Approval) Act, 2011. The advertisement indicated that the submissions were to be received by Wednesday, 1st August, 2018 at 5.00 pm.

Pursuant to the provisions of Article 118 of the Constitution, Section 6(4) of the Public Appointments (Parliamentary Approval) Act and Standing Order 45(3), the general public was on Thursday, 26th July, 2018 notified in the print media by the Clerk of the National Assembly of the intention of the Committee to conduct the vetting of the nominee on Thursday 2nd August, 2018. (*Annexure 4 – Print media adverts/ Public notification*)

2.5 Clearance requirements and Matters Touching on Integrity;

Additionally, on Thursday 26th July, 2018, the Clerk of the National Assembly wrote to the Registrar of Political Parties (RPP), the Directorate of Criminal Investigation (DCI), the Ethics and Anti-Corruption Commission (EACC), the Higher Education Loans Board (HELB) and the Kenya Revenue Authority (KRA) (*Annexure 5*) requesting for reports with respect to the nominees on the following:-

- (a) matters touching on integrity;
- (b) tax compliance;
- (c) political affiliations; and
- (d) loan repayments.

(i) Ethics and Anti-Corruption Commission (Matters touching on integrity)

On matters touching on integrity, pursuant to chapter six of the Constitution, the Committee received a letter from the Ethics and Anti-Corruption Commission (EACC) dated 1st August 2018 under Ref. EACC.7/10/5VOL.VI (181) indicating that the Commission had not undertaken any investigations where the nominee had been found culpable. The nominee further submitted to the Committee the EACC declaration form as received by the EACC on 1st August, 2018.

(ii) Kenya Revenue Authority (Tax Compliance)

On matters of tax compliance, the Committee received a letter from the Kenya Revenue Authority (KRA) dated 2nd August 2018 under Ref, KRA/CDT/HO/81 showing that the nominee was tax-compliant. In addition, the nominee submitted a certificate of compliance from KRA.

(iii) Registrar of Political Parties (Political affiliations)

As regards political affiliations, the Committee received a letter from the Registrar of Political Parties (RPP) dated 30th July, 2018 under Ref No. RPP/ORG/34 Vol III (4) (*Annexure 5*) confirming that the nominee is not an official of a registered political party.

(iv) Directorate of Criminal Investigation (DCI)

With respect to criminal records, the Committee received a letter from the Directorate of Criminal Investigation (DCI) dated 30th July 2018 under Ref. DCI/CRO/SEC/6/7/2/A/VOL.VI/128 (*Annexure 6*) confirming that the nominee had applied for a Police Clearance Certificate and had been genuinely issued with the same on 31st August 2017; and

(v) Higher Education Loans Board (HELB) (Loan repayments)

With regards to higher education loans, the Committee received a letter under ref. HELB/RR/112009/V/80 dated 31st July, 2018 from the Higher Education Loans Board (HELB) indicating that the nominee had cleared her loan on 11th April, 2006 and had been issued with a certificate for the same. (*Annexure 7- HELB*).

2.6 Notification to the nominee

On Thursday 26th July, 2018, pursuant to Section 6(3) of the Public Appointments (Parliamentary Approval) Act, the Clerk in writing invited the nominee for the vetting hearings indicating the time and place for holding the approval hearings (*Annexure 8- Nominee Invite*).

2.7 Issues for consideration during the approval hearings

The Committee observed that the issues for consideration in relation to the nomination and approval exercise are as provided under section 7 of the Public Appointments (Parliamentary Approvals) Act, as follows-

- a) The procedure used to arrive at the nominee;
- b) The constitutional and statutory requirements relating to the office in question; and
- c) The suitability of the nominee for the appointment proposed having regard to whether the nominee's abilities, experience and qualities meet the needs of the body to which the nomination is being made.

2.7.1 Procedure used to arrive at the nominee

The procedure for appointment of Principal Secretaries is outlined under Article 155(3) (a) of the Constitution which provides that the President shall nominate a person for appointment as Principal Secretary from among persons recommended by the Public Service Commission.

2.7.2 Constitutional and Statutory requirements

The Constitution, in addition, sets out certain requirements regarding the appointment of persons to public office which include -

(a) Two-thirds Gender Principle

Article 27 (8) of the Constitution provides that the State shall take legislative and other measures to implement the principle that not more than two-thirds of the members of elective or appointive bodies shall be of the same gender.

(b) Persons with Disability

Article 232 (1) (i) of the Constitution provides that the values and principles of public service include affording adequate and equal opportunities for appointment, training and advancement, at all levels of the public service, of—

- (i) men and women;
- (ii) the members of all ethnic groups; and
- (iii) persons with disabilities.

Further, Article 54(2) of the Constitution mandates the State to ensure the progressive realization of the principle that at least five percent of members of the public in appointive bodies are persons with disabilities.

(c) Youth

Article 55 of the Constitution mandates the State to take measures, including affirmative action to ensure that the youth have opportunities to associate, be represented and participate in political, social and economic spheres of life.

Article 260 of the Constitution defines a “youth” as a person who has attained the age of eighteen years but has not attained the age of thirty-five years.

(d) Leadership and Integrity

The Committee, in determining the suitability of the nominees, took into consideration the provisions on leadership and integrity as outlined under Chapter Six



of the Constitution. In particular, the Committee took cognizance of the following provisions-

- i. Article 73 (2) of the Constitution which provides that 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, favoritism, 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.
 - ii. Article 75(1) of the Constitution that requires a State Officer, whether in public or private life to behave in a manner that avoids conflict between personal interest and public official duties and Article 75(3) of the Constitution that prohibits a State Officer who has been removed from office under that Article from holding any other State Office.
 - iii. Article 77(1) of the Constitution that prohibits a full time State Officer from participating in any other gainful employment.
 - iv. Article 77(2) of the Constitution that prohibits an appointed State officer from holding office in a political party.
 - v. Article 78 of the Constitution that disqualifies persons who are not Kenyan Citizens and persons holding dual citizenship from appointment as State Officers.
- c) Suitability of the nominee for the appointment proposed having regard to whether the nominee's abilities, experience and qualities meet the needs of the body to which the nomination is being made**

The Committee observed that suitability of the nominee should be evaluated holistically taking into account the nominee's academic credentials, professional training, experience, background and personal qualities as well as the performance of the nominee during the approval hearing.

i. Nominee's Abilities

The nominee possesses excellent professional and educational qualities with an impressive work background. She has managed some of the most challenging assignments in her career as a public servant. It is on this background that she had served as an Investment Secretary for over fifteen years and her service recognized by the President of the Republic of Kenya twice in the year 2006 and in the year 2011.

ii. Nominee's Experience and Qualities

The nominee has a wealth of experience in public service having been in service for over 35 years with over 25 years in investment promotion, banking, privatization and public enterprise reform. The nominee has been an Investment Secretary at the National Treasury since the year 2005 where she oversaw the implementation of an ambitious privatization programme that has seen the completion of the concessioning of the operations of the Kenya Railways, the IPO of KenGen, the IPO of Safaricom Ltd, among others. The nominee has previously served in other different capacities. These include her position as:

- i. Managing Director, Kenya Post Office Savings Bank between 2003 and 2005;
- ii. Permanent Secretary, Ministry of Tourism and Information between 2002 and 2003;
- iii. Investment Secretary, the National Treasury between 2001 and 2002;
- iv. Deputy Coordinator, The Privatization Programme between 1996 and 2001;
- v. Investment Promotion Officer, Investment Promotion Centre between 1990 and 1994; and
- vi. Loans Officer, Kenya Tourist Development Corporation between 1979 and 1993.

It is worth noting that during her service for the government in various capacities, some of her successes included overseeing the privatization of Safaricom. When Safaricom was listed in Nairobi Securities Exchange, its market capitalization was at 200 billion Kenya shillings and as at today it is trading at 1.1 trillion. This is approximately 40% of the value of NSE and equivalent to about 46% of trading that happen at the NSE.

2.8 Memoranda from members of the public

Section 6(9) of the Public Appointments (Parliamentary Approvals) Act, 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 office to which the candidate has been nominated.*

The Clerk of the National Assembly placed an advertisement in the print media on Thursday,

26th July, 2018 inviting the public to submit memoranda by way of written statements on oath (affidavits) on the suitability or otherwise of the nominees in conformity with section 6(9) of the Public Appointments (Parliamentary Approval) Act.

By close of business on Wednesday, 1st August, 2018 at 5.00 pm, the Committee had not received any written statements on oath in respect to the nominee.

3.0 APPROVAL HEARINGS OF MS. ESTHER KOIMETT, THE PRINCIPAL SECRETARY NOMINEE

The Committee on Transport, Public Works & Housing conducted an approval hearing on Thursday 2nd August, 2018 in Committee Room, 4th Floor, Continental House, in Nairobi. This was as per the schedule that had been advertised by the Clerk of the National Assembly and which was communicated to the members of the public and the nominee.

Ms. Esther Koimett appeared before the Committee on Thursday 2nd August, 2018 at 10.00 a.m. and was interviewed pursuant to the provisions of the Constitution, Public Appointments (Parliamentary Approvals) Act and the Standing Orders of the National Assembly. Ms. Esther Koimett is a Kenyan citizen, ID number 1889965, and was born on the 14th of September, 1956 in Elgeyo Marakwet County.

In conducting the approval hearings, the Departmental Committee on Transport, Public Works and Housing examined the nominee against the following criteria as set out in the Public Appointments (Parliamentary Approval) Act -

- (a) Academic qualifications;
- (b) Employment record and Professional affiliations;
- (c) Potential conflict of interest;
- (d) Knowledge of the relevant subject;
- (e) Integrity;

3.1 Academic Qualification

- (a) She did an Advanced Management Programme from the Strathmore Business School, 2014.
- (b) She holds a Master of Business Administration from the University of Nairobi, 1988.
- (c) She holds a Bachelors of Commerce degree with (Accounting Option) from University of Nairobi, 1986.

- (d) She holds a Diploma in Tourism from the International School of Marketing & Sales, Bournemouth, United Kingdom, 1982.
- (e) She holds a Diploma in Agricultural Education from Egerton College, 1978.
- (f) For her Secondary Education, she holds an East African School Certificate having sat for the Joint Examination for the East African Certificate of Education from Kapkenda Girls High school and attained Division II.

3.2 Employment Records, Work and Professional Affiliations

- (a) She has been working with the National Treasury as an Investment Secretary/Director General, Public Investments & Portfolio Management since the year 2005 till her nomination.
- (b) The nominee has also worked as the Managing Director of Kenya Post Office Savings Bank from December 2003 to February 2005.
- (c) The nominee has served as a Permanent Secretary in the Ministry of Tourism from September 2002 to January 2003
- (d) In addition, she worked as the Investment Secretary in the Ministry of Finance between March 2001 and August 2002.
- (e) The nominee also worked as a Financial Analyst and the Deputy Coordinator at the Executive Secretariat & Technical Unit / Parastatal Reform Programme Committee between April 1994 and March 1996 and between March 1996 and March 2001 respectively.
- (f) The nominee worked as an Investment Promotion Officer at the Investment Promotion Officer between January 1990 and August 1994.
- (g) The nominee worked as Loans Officer at the Kenya Tourist Development Corporation between 1979 and March 1993.

3.2.1 Honors and Awards

- (a) She is a beneficiary of the following awards and honors-
 - (a) Letter of Commendation by H.E. Retired President Mwai Kibaki, CGH for her Leadership Role on the Safaricom IPO, December 2006;
 - (b) Chief of the Order of the Burning Spear (CBS), Conferred by H.E. Retired President Mwai Kibaki, CGH, December 2011;
 - (c) Elder of the Burning (EBS) Conferred by H.E. the Retired President Mwai Kibaki, CGH, December 2006;
 - (d) Student of Year Award – International School of Marketing & Sale, Bournemouth, United Kingdom, 1982; and

(e) Best Distinction – Diploma in Agriculture, 1978.

3.3 Potential Conflict of Interest

The nominee stated that she had no potential conflict of interest in so far as her nomination was concerned and further indicated that good governance requires disclosure of any conflict of interest situation and recusal from related decision making.

3.4 Knowledge of the relevant subject;

- (a) The nominee has held Directorship positions both in her current and previous employment, in a number of organizations relevant to Transport sector, including the Kenya Airways, Kenya Railways, Kenya Ports Authority and the Privatization Commission.
- (b) Her vast experience in investment sector is very relevant to the department of transport because the sector holds mega government investments including, SGR and Kenya Airways.
- (c) She participated extensively in the preparation of the Privatization Bill that was enacted into Law in 2005 and the PPP Regulations which are relevant to the Transport Sector.

3.5 Integrity

- (a) She has never been dismissed or otherwise removed from office under Article 75 of the Constitution. The nominee has never been adversely associated with practices that depict bias, favoritism or nepotism in the discharge of public duties.
- (b) She has neither been charged in a court of law in the last three years nor adversely mentioned in any investigatory report of Parliament or any other commission of inquiry.
- (c) The nominee has paid taxes due as provided by law, as evidenced by a KRA Compliance Certificate issued to her on 6th Dec. 2017.
- (d) The nominee was in March 2015, together with others, named in a report tabled on the floor of the House and associated with the Kenya Railways Corporation's controversial decision on disposal of non-strategic assets. The nominee immediately stepped aside to enable investigations on the allegations to be carried out. By a letter dated 2nd April 2015, the nominee was then invited by the EACC for interview and statement recording. Consequently upon conclusion of the investigations, and as confirmed by the DPP's letter dated 17th July 2015, the EACC recommended that the file be closed for lack of evidence of criminal culpability. (*Annex 9- 2015 EACC issues*)

3.6 Net worth

The nominee stated that her net worth is around Kenya shillings two hundred and sixty million (Kshs. 260) and includes rental income, dividends, salary and allowances.

3.7 General and Sector Specific Issues

The Committee posed questions to the nominee relating to past experience and knowledge in the sector. The nominee responded as follows:

- (a) Ms. Koimett informed the Committee that she has an impressive CV, a professional with a clean record, not tainted by controversies, a dedicated Kenyan with a zeal and passion in whatever discourse she takes. She believes in service to the nation as evidenced in her long public service.
- (b) As the Investment Secretary, Ms. Koimett interacted with numerous State Corporations, a task that enhanced her knowledge on matters governance and management. For instance, she participated extensively in the preparation of the Sugar Bill which was enacted into law in the year 2001, in the Privatization Bill that was enacted into Law in 2005, the PPP Regulations and the Public Finance Management Act (PFMA).
- (c) She presented herself as a reformer, a patriot and a trusted servant leader who was capable of transforming the Transport sector to greater heights and in line with the government vision of the Big Four Agenda.
- (d) she has a wealth of experience in public service having been in service for over 35 years with over 25 years in investment promotion, banking, privatization and public enterprise reform. As an Investment Secretary at the National Treasury, she oversaw the implementation of an ambitious privatization programme that has seen the completion of the concessioning of the operations of the Kenya Railways, the IPO of KenGen, the IPO of Safaricom Ltd and Kenya Commercial Bank (KCB), among others.
- (e) The nominee noted that despite the State Department of Transport being an important enabler, the sector still requires greater improvement. She indicated that the country cannot be a thriving economic hub without a functioning transport system, which is a big challenge and would therefore need a comprehensive approach in ensuring that the systems are fully functional. She assured the Committee that given an opportunity to serve, she will be working very closely with all the stakeholders, including Parliament, to ensure that the department contributes significantly towards realization of the Government's development agenda.



4.0 COMMITTEE OBSERVATIONS


The Committee, having considered the nominee's filled questionnaire pursuant to section 6(8) of the Public Appointments (Parliamentary Approval) Act, her curriculum vitae and having heard her oral submission during the approval hearing, made the following observations on her suitability for appointment as the Principal Secretary in the State Department for Transport.

- (a) The nominee has a wealth of experience in public service having been in service for over 35 years with over 25 years in investment promotion, banking, privatization and public enterprise reform. The nominee has been an Investment Secretary at the National Treasury since the year 2005 where she oversaw the implementation of an ambitious privatization programme that has seen the completion of the concessioning of the operations of the Kenya Railways, the IPO of KenGen, the IPO of Safaricom Ltd, among others. The nominee has previously served in other different capacities. These include her position as:
- i. Managing Director, Kenya Post Office Savings Bank between 2003 and 2005;
 - ii. Permanent Secretary, Ministry of Tourism and Information between 2002 and 2003;
 - iii. Investment Secretary, the National Treasury between 2001 and 2002;
 - iv. Deputy Coordinator, The Privatization Programme between 1996 and 2001;
 - v. Investment Promotion Officer, Investment Promotion Centre between 1990 and 1994; and
 - vi. Loans Officer, Kenya Tourist Development Corporation between 1979 and 1993.
- (b) The nominee possesses excellent professional and educational qualities with an impressive work background. She has managed some of the most challenging assignments in her career as a public servant. It is on this background that she had served as an Investment Secretary for over fifteen years and her service recognized by the President of the Republic of Kenya twice in the year 2006 and in the year 2011. In accordance with Article 78(1) (2) she is a Kenyan citizen and does not hold dual citizenship and is therefore fit to hold office as a Principal Secretary;
- (c) Her academic credentials, and professional training and experience are impressive and in compliance with Section 6(7) of the Public Appointments (Parliamentary Approval) Act;
- (d) The nominee has never been charged in a Court of Law;
- (e) As stipulated in Article 75(1) of the Constitution, she has no potential conflict of interest;

- (f) She satisfies the requirements of Article 77(1) of the Constitution in that she does not intend to participate in any other gainful employment;
- (g) She does not hold office in any political party hence satisfies the provisions of Article 77(2) of the Constitution;
- (h) The nominee has never been dismissed from office under Article 75 of the Constitution for contravention of the provisions of Articles 75(1) (conflict of interest), 77 (restriction of State Officers) and 78(2) (dual citizenship) of the Constitution.
- (i) The Committee also noted that the nominee was in March 2015, together with others, named in a report tabled in on the floor of the House and associated with the Kenya Railways controversial decision on disposal of non-strategic assets, was asked to step aside for investigations by EACC which she complied. Vide a letter dated 2nd April 2015; the nominee was then invited by the EACC for interview and statement recording. Consequently upon conclusion of the investigations, and as confirmed by the DPP's letter dated 17th July 2015, the EACC recommended that the file be closed for lack of evidence of criminal culpability. The Committee was therefore satisfied that the nominee has passed the integrity test and is therefore fit to hold office as a Principal Secretary.
- (j) Further, the Committee noted that the nominee satisfies the requirements of Chapter 6 of the Constitution on leadership and integrity having been cleared by the Directorate of Criminal Investigations, Registrar of Political Parties, High Education Loans Board, Credit Reference Bureau, Kenya Revenue Authority and the Ethics and Anti-Corruption Commission;

5.0 COMMITTEE'S RECOMMENDATIONS

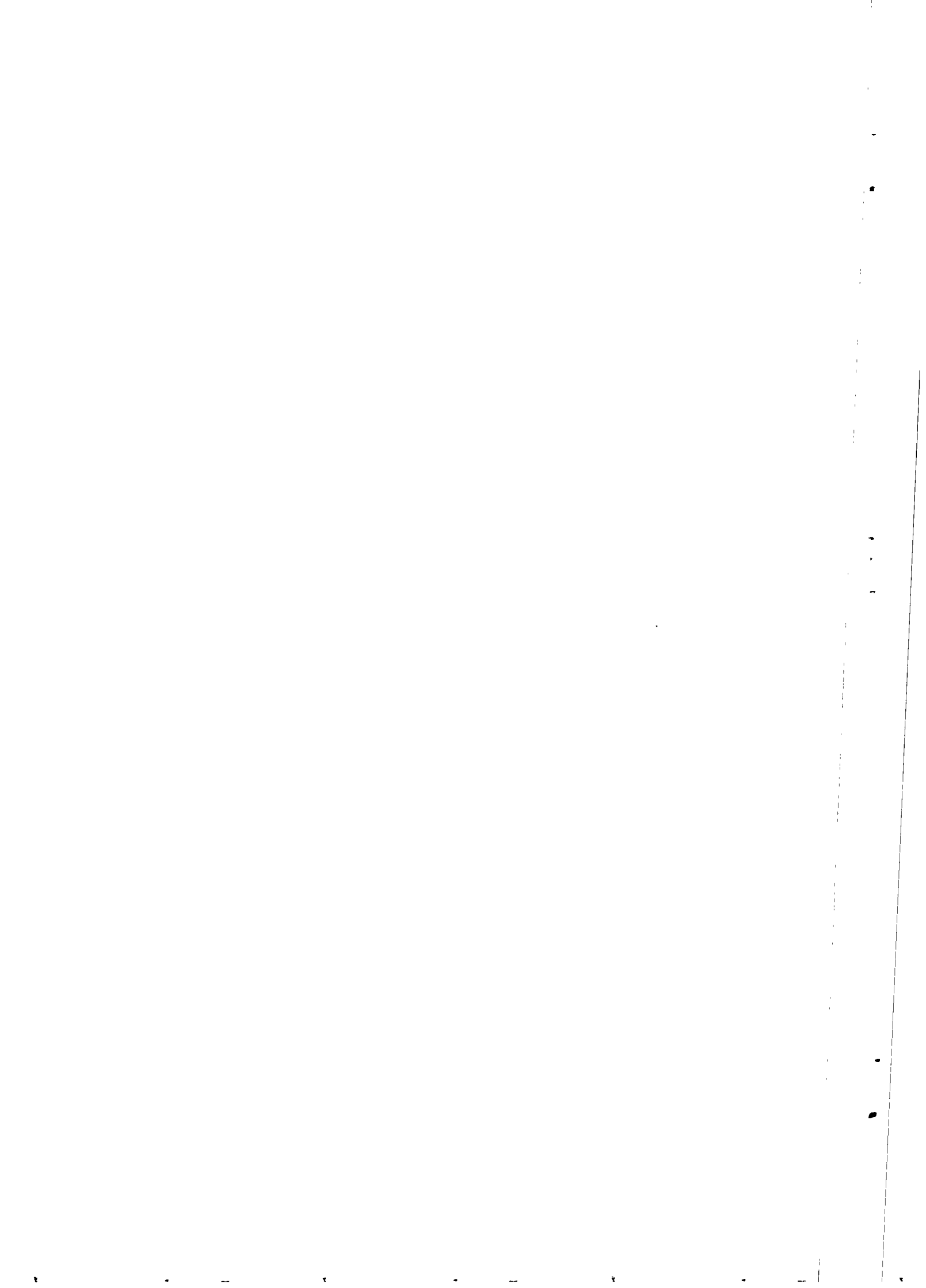
Pursuant to Article 155 (3) of the Constitution and Standing Order 216 (5) (f), the Committee recommends that the National Assembly approves the nomination of **Ms. Esther Koimett** for appointment by H.E. the President as Principal Secretary, State Department of Transport, Ministry of Transport, Infrastructure, Housing and Urban Development.

Signed 

Hon. David Pkosing, CBS, M.P

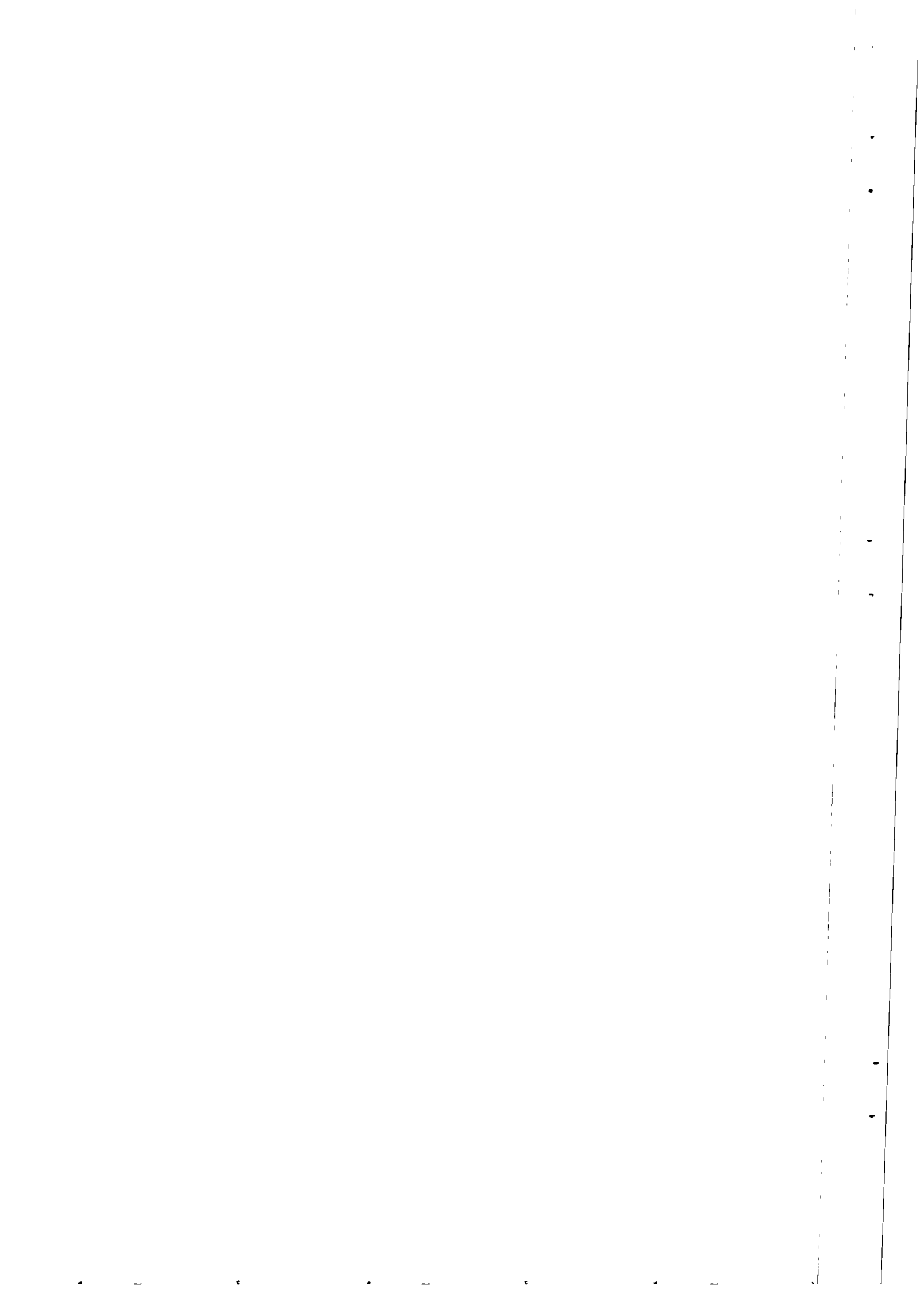
Chairperson, Departmental Committee on Transport, Public Works and Housing

Date 06/08/2018 2018



ANNEXURE 1

Letter of notification from the appointing authority, H.E. the President



1. AMOET
 2. TUNGO(A)
 3. KARAMA (P)



ODLSP/Plants

24/7/18

pls send
 FA
 24/7/18

THE PRESIDENCY
 EXECUTIVE OFFICE OF THE PRESIDENT
 HEAD OF THE PUBLIC SERVICE

Telegraphic Address
 Telephone: +254-20-2227436
 When replying please quote

STATE HOUSE
 P.O. Box 40530-00100
 Nairobi, Kenya

Ref. No. **OP/CAB:1/40A** ...
and date

..... **23rd July, 2018**

Hon. Justin B. Muturi, EGH, MP,
 Speaker
 National Assembly
 Parliament Building
 Parliament Road
NAIROBI

CNA to note
 BNT
 SNA
 23/7/18

**NATIONAL ASSEMBLY
 RECEIVED**
 23 JUL 2018
 SPEAKER'S OFFICE
 P. O. Box 41842, NAIROBI.

Dear *Hon Muturi,*

RE: NOMINEES FOR APPOINTMENT TO THE POSITIONS OF PRINCIPAL SECRETARY, HIGH COMMISSIONER AND AMBASSADOR.

We refer to the above subject matter.

In full discharge of the Constitutional and Statutory requirements, we humbly convey to the National Assembly for its consideration and approval His Excellency the President's Nominees for Appointment to the following positions:

A. Principal Secretary

Pursuant to **Article 132 (2) (d) as read together with Article 155 (3) (a) of the Constitution** and Sections 3 and 5 of the Public Appointments (Parliamentary Approval) Act (Act No. 33 of 2011); Nominees for Appointment to the position of Principal Secretary, as follows:

	Name of Nominee	Ministry	State Department
1.	Dr. Francis O. Owino	Ministry of Public Service, Youth and Gender	Youth
2.	Ms. Esther Koimett	Ministry of Transport, Infrastructure, Housing, Urban Development and Public Works	Transport

RECEIVED
 24 JUL 2018
 CLERK'S OFFICE

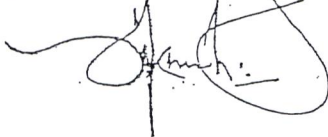
B. High Commissioner/Ambassador

Pursuant to Article 132 (2) (e) of the Constitution as read together with Sections 3 and 5 of the Public Appointments (Parliamentary Approval) Act (Act No. 33 of 2011); Nominees for Appointment to the position of High Commissioner or Ambassador as appropriate, as follows:

	Name of Nominee	Kenya Mission
1.	Ms. Sarah Serem	
2.	Lt. Gen Samuel Thuita	
3.	Mr. Francis Ndegwa Mũhoro	
4.	Mr. Manoah Esipisu	
5.	Mr. Paddy Ahendā	
6.	Amb. Peter Nicholas Oginga Ogego	
7.	Mr. Johnson Kimani Ondieki	
8.	Mr. Chris Karumba Mburu	
9.	Hon. Benjamin Langat	

Enclosed herewith are the Nominees' Curriculum Vitae and Testimonials, to aid the August House in its consideration and approval processes.

Yours

Sincerely,


JOSEPH K. KINYUA, EGH
HEAD OF THE PUBLIC SERVICE

Copy to:- **Mr. Michael Sialai, CBS**
Clerk of the National Assembly
The National Assembly
Parliament Building,
Parliament Road
NAIROBI.



THE PRESIDENCY
EXECUTIVE OFFICE OF THE PRESIDENT
HEAD OF THE PUBLIC SERVICE

DLSP
TO prepare
Communication
cost
24/7/18

Telegraphic Address
Telephone: +254-20-2227436
When replying please quote

STATE HOUSE
P.O. Box 40530-00100
Nairobi, Kenya

Ref. No. **OP/CAB.1/40A**
and date

..... 23rd July, 2018

Hon. Justin B. Muturi, EGH, MP,
Speaker
National Assembly
Parliament Building
Parliament Road
NAIROBI

Dear

RE: NOMINEES FOR APPOINTMENT TO THE POSITIONS OF PRINCIPAL SECRETARY, HIGH COMMISSIONER AND AMBASSADOR.

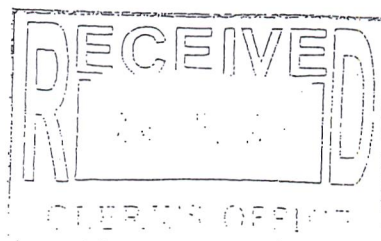
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	Name of Nominee	Ministry	State Department
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2.	Ms. Esther Koimett	Ministry of Transport, Infrastructure, Housing, Urban Development and Public Works.	Transport



B. High Commissioner/Ambassador

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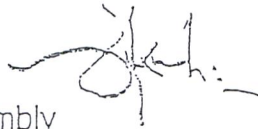
	Name of Nominee	Kenya Mission
1.	Ms. Sarah Serem	China
2.	Lt. Gen Samuel Thuita	Israel
3.	Mr. Francis Ndegwa Muhoro	Malaysia
4.	Mr. Manoah Esipisu	United Kingdom
5.	Mr. Paddy Ahenda	Qatar
6.	Amb. Peter Nicholas Oginga Ogego	Saudi Arabia
7.	Mr. Johnson Kimani Ondieki	Turkey
8.	Mr. Chris Karumba Mburu	Juba, South Sudan
9.	Hon. Benjamin Langat	Namibia

Enclosed herewith are the Nominees' Curriculum Vitae and Testimonials, to aid the August House in its consideration and approval processes.

Yours

JOSEPH K. KINYUA, EGH
HEAD OF THE PUBLIC SERVICE

Copy to: Mr. Michael Sialai, CBS
Clerk of the National Assembly
The National Assembly
Parliament Building,
Parliament Road
NAIROBI.



ANNEXURE 2

Nominee's Questionnaire, CV, Bio Data & Testimonials

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

**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) ESTHER JEPKEMBOI KOIMETT
2. **Position:** (State office to which you have been nominated). PRINCIPAL SECRETARY
(STATE DEPARTMENT OF TRANSPORT)
3. **Sex:** FEMALE
4. **Date of Birth:** (State year and place of birth) 14.09.1956, ELGEYO MARAKWET
5. **Marital Status:** MARRIED
6. **Daytime phone number:** (020) 3315778
7. **Mobile phone number:** 0720886722
8. **Email Address:** ekoimett@gmail.com

9. ID Number: 1889965

10. PIN Number: A002706669K

11. Nationality: KENYAN

12. Postal Address: P. O. BOX 48183 - 00100

13. Town/City: NAIROBI

14. Knowledge of Languages: (Specify Languages): KALENJIN, ENGLISH, KISWAHILI

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).

INSTITUTION		COURSE	YEAR
STRATHMORE BUSINESS SCHOOL		ADVANCED MANAGEMENT PROGRAMME	2014
UNIVERSITY OF NAIROBI	OF	MASTER OF BUSINESS ADMINISTRATION	1986 - 1988
UNIVERSITY OF NAIROBI	OF	BACHELOR OF COMMERCE (ACCOUNTING OPTION)	1983-1986
INTERNATIONAL SCHOOL OF MARKETING & SALES, BOURNEMOUTH, UNITED KINGDOM	OF	DIPLOMA IN TOURISM	1982
EGERTON COLLEGE		DIPLOMA IN AGRICULTURAL EDUCATION	1975 - 1978

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)

	INSTITUTION	POSITION	YEAR
1.	NATIONAL TREASURY	INVESTMENT SECRETARY/DIRECTOR GENERAL, PUBLIC	2005 TO DATE

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

NO

31. References:

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

MR. HENRY ROTICH, EGH
CABINET SECRETARY, THE NATIONAL TREASURY
EMAIL ADDRESS: HROTICH@TREASURY.GO.KE:
HROTICH@GMAIL.COM
P. O. BOX 30007 - 00100,
NAIROBI TEL. 020 2251865

DR JOSPEH K. KINYUA, EGH
HEAD OF PUBLIC SERVICE
EXECUTIVE OFFICE OF THE PRESIDENT
NAIROBI. TEL NO. 2227436

PROF BITANGE NDEMO, CBS
UNIVERSITY OF NAIROBI
P. O. BOX 30197-00100, NAIROBI
EMAIL ADDRESS: BITANGE@JAMBO.CO.KE

.....

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

APPROXIMATELY KSH 260 MILLION

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.

THERE IS NONE THAT I AM AWARE OF.

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

NOT APPLICABLE - HOWEVER GOOD GOVERNANCE REQUIRES DISCLOSURE OF ANY CONFLICT OF INTEREST SITUATION AND RECUSAL FROM RELATED DECISION MAKING

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).

- **PAYING SCHOOL FEES FOR NEEDY STUDENTS**
- **SUPPORTING CHURCH ACTIVITIES**
- **SUPPORTING LOCAL COMMUNITY INITIATIVES**
- **MENTORING YOUNG KENYANS WHO SEEK MY COUNSEL AND PROVIDING GUIDANCE AS NECESSARY**

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

NONE (IN LINE WITH THE REQUIREMENTS OF THE PUBLIC SERVICE)

(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, favoritism 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).

NONE

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 amounts of all income received during the calendar year preceding your nomination and in the current calendar year).

EMPLOYMENT INCOME - KSHS 9,570,640 (GROSS)

RENTAL INCOME - KSHS 11,800,000 (GROSS)

BOARD SITTING ALLOWANCES - KSHS 1,830,000

DIVIDENDS - KSHS 120,000

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).

I HAVE COMPLIED.

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.

	INSTITUTION	POSITION	YEAR
1.	NATIONAL TREASURY	INVESTMENT SECRETARY/DIRECTOR GENERAL, PUBLIC INVESTMENTS & PORTFOLIO MANAGEMENT	2005 TO DATE
2.	KENYA POST OFFICE SAVINGS BANK	MANAGING DIRECTOR	DECEMBER 2003 TO FEBRUARY 2005
3.	MINISTRY OF TOURISM	PERMANENT SECRETARY	SEPTEMBER 2002 - JANUARY 2003
4.	MINISTRY OF FINANCE	INVESTMENT SECRETARY	MARCH 2001 - AUGUST 2002
5.	EXECUTIVE SECRETARIAT & TECHNICAL UNIT/ PARASTATAL REFORM PROGRAMME COMMITTEE	<ul style="list-style-type: none"> • FINANCIAL ANALYST • DEPUTY CO-ORDINATOR 	APRIL 1994 - MARCH 1996 MARCH 1996- MARCH 2001
6.	INVESTMENT PROMOTION CENTER	INVESTMENT PROMOTION OFFICER	JANUARY 1990 - AUGUST 1994
7.	KENYA TOURIST DEVELOPMENT CORPORATION	LOANS OFFICER	1979 - MARCH 1993
8.	DIRECTORSHIPS:	AFRICA TRADE INSURANCE AGENCY, KENYA AIRWAYS, KENYA RAILWAYS, KENYA PORTS AUTHORITY, SAFARICOM PLC, TELKOM KENYA, AFRICA ECONOMIC RESEARCH CONSORTIUM, NAIROBI SECURITIES EXCHANGE, MUMIAS SUGAR COMPANY, KENYA REINSURANCE CORPORATION, PRIVATIZATION COMMISSION	

(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.

ELDER OF THE BURNING (EBS) CONFERRED BY H.E. THE RETIRED PRESIDENT MWAI KIBAKI, CGH, DECEMBER 2006

CHIEF OF THE BURNING, CONFERRED BY H.E. RETIRED PRESIDENT MWAI KIBAKI, CGH, DECEMBER 2011

LETTER OF COMMENDATION BY H.E. RETIRED PRESIDENT MWAI KIBAKI, CGH FOR MY THE LEADERSHIP ROLE ON THE SAFARICOM IPO, DECEMBER 2006

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).

INSTITUTE OF CERTIFIED INVESTMENT AND FINANCIAL ANALYSTS - CERTIFIED INVESTMENT AND FINANCIAL ANALYST

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

NAIROBI PENTECOSTAL CHURCH
MUTHAIGA COUNTRY CLUB

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. I HAVE PREPARED MANY SPEECHES FOR MY SENIORS (CABINET SECRETARY, PRINCIPAL SECRETARIES)
2. PARTICIPATED EXTENSIVELY IN THE PREPARATION OF THE SUGAR BILL WHICH WAS ENACTED INTO LAW IN 2001
3. PARTICIPATED EXTENSIVELY IN THE PREPARATION OF THE PRIVATIZATION BILL WHICH WAS ENACTED INTO LAW 2005
4. PARTICIPATED EXTENSIVELY IN PREPARATION OF THE PPP REGULATIONS
5. CONTRIBUTED TO THE PREPARATION OF THE PFMA

(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.

		INVESTMENTS & PORTFOLIO MANAGEMENT	
2.	KENYA POST OFFICE SAVINGS BANK	MANAGING DIRECTOR	DECEMBER 2003 TO FEBRUARY 2005
3.	MINISTRY OF TOURISM	PERMANENT SECRETARY	SEPTEMBER 2002 - JANUARY 2003
4.	MINISTRY OF FINANCE	INVESTMENT SECRETARY	MARCH 2001 - AUGUST 2002
5.	EXECUTIVE SECRETARIAT & TECHNICAL UNIT/ PARASTATAL REFORM PROGRAMME COMMITTEE	<ul style="list-style-type: none"> • FINANCIAL ANALYST • DEPUTY CO-ORDINATOR 	APRIL 1994 - MARCH 1996 MARCH 1996- MARCH 2001
6.	INVESTMENT PROMOTION CENTER	INVESTMENT PROMOTION OFFICER	JANUARY 1990 - AUGUST 1994
7.	KENYA TOURIST DEVELOPMENT CORPORATION	LOANS OFFICER	1979 - MARCH 1993
8.	DIRECTORSHIPS: (CURRENT AND PREVIOUS)	AFRICA TRADE INSURANCE AGENCY, KENYA AIRWAYS, KENYA RAILWAYS, KENYA PORTS AUTHORITY, SAFARICOM PLC, TELKOM KENYA, AFRICA ECONOMIC RESEARCH CONSORTIUM (PROGRAMME COMMITTEE), NAIROBI SECURITIES EXCHANGE, MUMIAS SUGAR COMPANY, KENYA REINSURANCE CORPORATION, PRIVATIZATION COMMISSION	

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).

BEST DISTINTION - DIPLOMA IN AGRICULTURE, 1978

STUDENT OF YEAR AWARD - INTERNATIONAL SCHOOL OF MARKETING & SALE, BOURNEMOUTH, UNITED KINGDOM, 1982

ESTHER J. KOIMETT , CBS

INVESTMENT SECRETARY/DIRECTOR GENERAL,
PUBLIC INVESTMENTS & PORTFOLIO
MANAGEMENT
THE NATIONAL TREASURY, KENYA



ekoimett@gmail.com | +254(0)720 886722 | P.O. BOX 48183_00100, NAIROBI

PROFILE

I have over 35 years' experience in public service in Kenya with over 25 years in investment promotion, banking, privatization and public enterprise-reform. At present I serve as the Investment Secretary/Director General, Public Investments & Portfolio Management at the National Treasury with overall responsibility for public investments and portfolio management in respect of public enterprise in Kenya. Prior to the coming into effect of the Privatization Act in 2008, I oversaw and provided effective leadership in the privatization of key public enterprises in Kenya including Mumias Sugar Company, Kenya Electricity Generating Company ("KenGen"), Kenya Reinsurance Corporation, Telkom Kenya, Safaricom. I also oversaw and the Kenya Railways concession which was jointly undertaken with the concession of the Uganda Railway.

As a senior government official, I have negotiated several transformative transactions as well as negotiating favourable positions for Kenya with key institutions and partners such as the IMF/World Bank and other donors. I was the team leader during the negotiations with China Exim Bank for the financing of the on-going Standard Gauge Railway Project (one of the most ambitious standalone infrastructure projects in Africa) and I was the Project Manager on the Restructuring of Kenya Airways in 2017-2018..

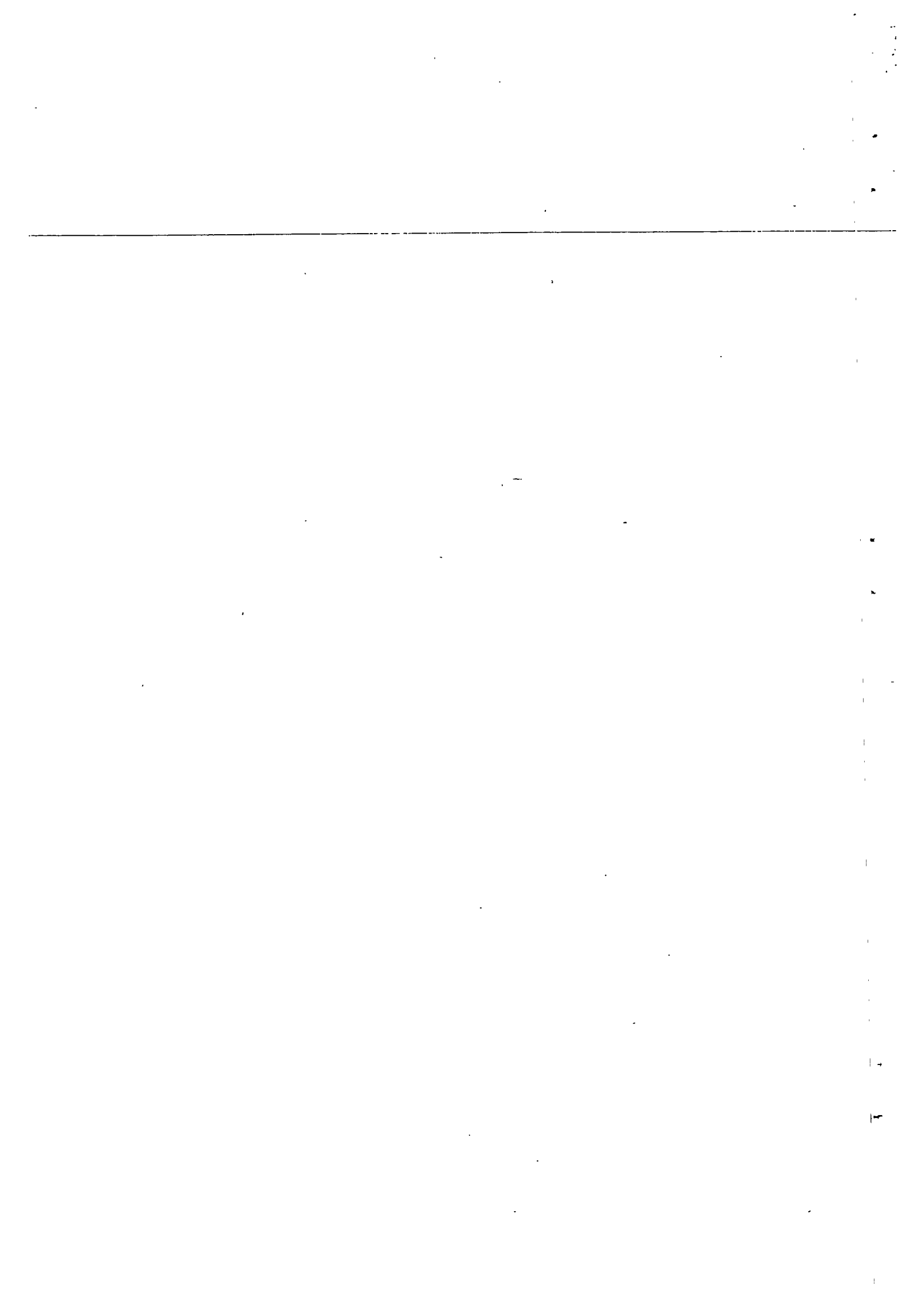
I have also served as the Permanent Secretary and Accounting Officer in the Ministry of Tourism and Information, as well as the Managing Director/Chief Executive Officer of Kenya Post Office Savings Bank. In addition, I have been a Director/Alternate Director in several companies including the Nairobi Securities Exchange, Kenya Railways Corporation and Kenya Ports Authority. I currently serve as a director on the Board of Safaricom PLC, Kenya Airways and the Africa Trade Insurance Agency, which is a pan-African institution.

PROFESSIONAL EXPERIENCE

Investment Secretary, The National Treasury | Feb 2005 – to date

[The position has been re-designated Director General/Public Investments & Portfolio Management]

During my second tenure in this position, I oversaw the implementation of an ambitious privatization programme which has seen the completion of the concessioning of the operations of the Kenya Railways, the IPO of KenGen, secondary offer of shares by Mumias Sugar Company, the IPO of Kenya Reinsurance Corporation, the privatization of Telkom Kenya (51%) and the IPO of Safaricom Ltd. The Telkom privatization raised the



highest privatization proceeds to date of USD 390 million while the Safaricom IPO, which was the largest IPO in the history of the Privatization Programme, raised KES 51 Billion (USD 823 million). Through this Privatization Programme the Government contributed directly in deepening the capital market.

I was instrumental in the drafting of the Privatization Bill which was enacted into law in 2005. Further, I did substantive work in developing the PPP Framework culminating in the issuance of the first regulations in 2009 which established the basis for the setting up of the PPP Unit at the National Treasury and the subsequent enactment of a fully-fledged PPP Act.

I am currently engaged in supporting the work related to the development of the crude oil pipeline from Lokichar to Lamu and we have initiated work on the merger of ICDC, IDB and TFC which will culminate in the establishment of the Kenya Development Bank.

Managing Director, Kenya Post Office Savings Bank | Dec 2003 – Feb 2005

As Managing Director of Kenya Post Office Savings Bank ("KPOSB") I had overall responsibility for the efficient and effective management of the KPOSB business. During my tenure, we undertook an aggressive change management programme and initiated a critical strategic review of the bank's business. We also enhanced substantively the employee relations.

Permanent Secretary, Ministry of Tourism & Information | Sep 2002 – Jan 2003

In this role, I was responsible for the overall management of the Ministry. My team and I worked closely with the private sector in the tourism sector to facilitate their operations and to identify policy areas requiring harmonization to ensure a facilitative policy environment. We also worked closely with the sector to successfully ensure that, the impact of the bombing of the Paradise Hotel in Mombasa in November 2002 and the perceptions surrounding the elections in December 2002, did not adversely affect the industry. As Permanent Secretary, I chaired the Tourist Trust Fund Board at its critical stage when we worked on its vision and its first work programme for 2003 to ensure tourism sustainability and effective marketing.

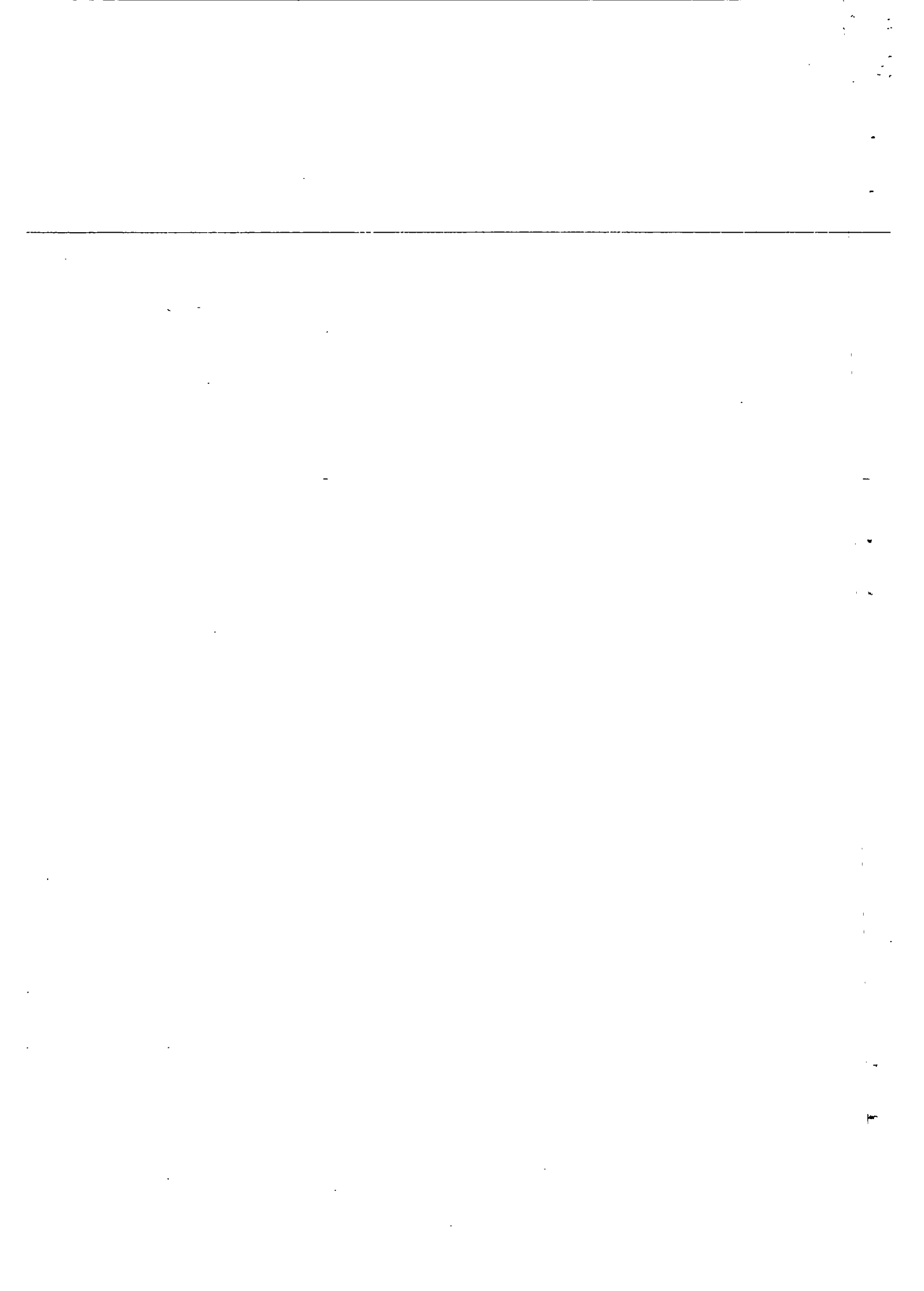
My other responsibility was to work closely with both the private sector and other arms of Government to push the agenda on the development of a policy environment to make Kenya an attractive filming destination.

Investment Secretary, The National Treasury | Mar 2001 – Aug 2002

As Investment Secretary in the National Treasury I had overall responsibility for the country's privatization and public enterprise reform programme. During my tenure, we successfully listed Mumias Sugar Company on the stock exchange, and initiated preparatory work on several transactions, including the secondary share offers of Kenya Commercial Bank. We helped secure PPIAF funding to facilitate the Bank's preparation of a project to move Nairobi Water to transaction phase. Other PSP studies which we undertook through PPIAF funding were in the water, road and power sector. Similarly, we worked closely with the task team manager to obtain a grant to fund capacity building to support the privatization program. We also initiated the preparation of Privatization Bill which as indicated above was enacted into law in 2005.

Deputy Co-ordinator, The Privatization Programme | Apr 1996 – Mar 2001

As Deputy Co-ordinator, I deputized for the Investment Secretary. During this period, we privatized either fully or partially over 160 public sector enterprises in various sectors of the economy including agriculture, tourism, banking, and manufacturing. We also worked with other Government Ministries to develop regulatory



frameworks for the electricity and telecommunication sectors and undertook PSP options studies for the ports and railways. These reform initiatives led to the streamlining of the telecommunication and electricity sectors to create the current industry regulators and facilitate private sector investment into these sectors.

Investment Promotion Officer, Investment Promotion Centre | Jan 1990 – Aug 1994

In this role, I facilitated investors to obtain necessary approvals for their investments. This entailed having up to date information on all the investment related regulations and opportunities and preferential access programs available to Kenyan investors. I was also a key member of a team that prepared investment promotion material for the country.

Loans Officer, Kenya Tourist Development Corporation | 1979 – March 1993

My role entailed analysing loan applications and making recommendations for their approval. The role also entailed follow up with borrowers to monitor their projects.

COMMENDATIONS

Chief of the Order of the Burning Spear (CBS) conferred by H.E. The President of the Republic of Kenya | Dec 2011

Elder of the Burning Spear (EBS) conferred by H.E. The President of the Republic of Kenya | Dec 2006

Letter of Commendation from H.E. The President of the Republic of Kenya on my leadership role of the Safaricom IPO | Dec 2006

EDUCATION

Advanced Management Program, Strathmore Business School | 2014

Master of Business Administration Degree, University of Nairobi | 1986 - 1988

Bachelor of Commerce Degree – Accounting Option (Hons), University of Nairobi | 1983 - 1986

Diploma in Tourism, International School of Marketing & Sales Bournemouth, UK | 1982

- *Student of Year award, International School of Marketing & Sales Bournemouth, UK, 1982*

Diploma in Agricultural Education (Distinction), Egerton College | 1975 – 1978

- *Best distinction, Diploma in Agricultural Education, Egerton College, 1978*

PROFESSIONAL MEMBERSHIP

Registered Financial Analyst and member of Institute of Investment and Financial Analyst, Kenya

DIRECTORSHIPS

I have been a director in Tourism Trust Fund which I chaired and an alternate Director in the following companies: Africa Trade Insurance Agency, Safaricom Limited, Kenya Airways, Nairobi Securities Exchange, Kenya Reinsurance Corporation Limited, Telkom Kenya Limited, Capital Markets Authority, Kenya Ports Authority, Kenya Airports Authority, Kenya Railways Corporation, Mumias Sugar Company and the Privatization Commission.

LANGUAGES:

English (Fluent), Kiswahili (Good)

REFEREES

Mr. Henry Rotich, EGH

Cabinet Secretary, The National Treasury

Tel.020 2251865

Email Address: hrotich@treasury.go.ke; hrotich@gmail.com

P. O. Box 30007 – 00100,

NAIROBI

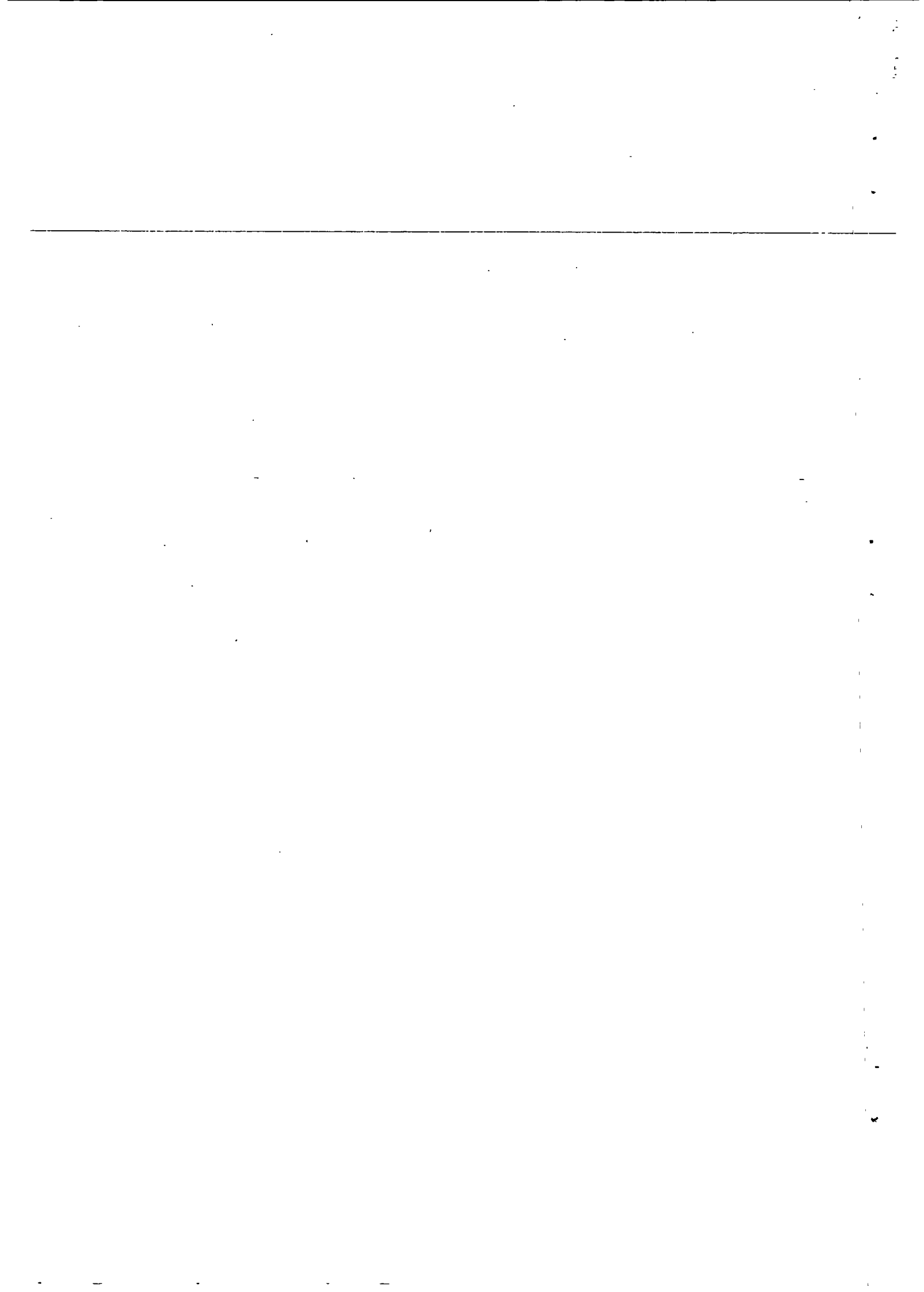
Prof Bitange Ndemo, CBS

University of Nairobi

Email address: bitange@jambo.co.ke

OTHER - SEMINARS, CONFERENCES AND SHORT COURSES

Oct 2014	Effective Director Executive Programme, Strathmore Business School
Jul 2013	Two Day Corporate Governance Training Course, Center for Corporate Governance
May 2012	Public Private Partnerships at Harvard Kennedy School, Boston , USA
May 2010	25 th Anniversary of the United Nations University – World Institute for Development Economics Research
Mar 2009	Biannual Financial & Private Sector Development 2009 in Washington DC.
May 2007	Mastering Negotiations Course, organized by Harvard Kennedy School of Government, USA
Jan 2007	Performance Contracting, organized by Boston School of Development Economies, USA



Oct 2003	Training for Trainers, organized by Centre for Corporate Governance, Nairobi, Kenya
Jul – Aug, 2003	Corporate Governance Course, organized by Centre for Corporate Governance, Nairobi, Kenya
May 2002	Multi Regional Program on Privatization and the US Economy, USA
Feb 2002	Logistics Water Decision Makers Workshop, Dakar, Senegal
Nov 1997	Demonopolization, Asset (SOE) Unbundling and Post-Privatization Management organized by the Institute for Public-Private Partnerships, Washington DC, USA
Oct 1997	Workshop on privatization through broad-based ownership organized by UNIDO in conjunction with the African Privatization Network in Lusaka, Zambia
Jun 1997	Management Challenge Course (MCC 138), Outward Bound Kenya
Mar 1997	Pan African Investment Summit on Privatization, Johannesburg, South Africa
Nov 1996	African Privatization Network – Annual Conference on Privatization, Accra, Ghana
May 1996	Implementation Privatization Course, Adam Smith Institute, London, UK
Nov 1995	Project Implementation Workshop, organized by the World Bank and the Government of Kenya
Jul 1995	Privatization Workshop, Harvard Institute for International Development, Boston, USA
Mar 1995	Privatization Management and Implementation, organized by INTRADOS International Management Group, Washington DC, USA

THE EAST AFRICAN EXAMINATIONS COUNCIL

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

EAST AFRICAN SCHOOL CERTIFICATE

DIVISION II

THE CANDIDATE REACHED THE GRADE SHOWN IN THE SUBJECTS NAMED.

ESTHER JEPKEMBOI RUTO

K5802 035

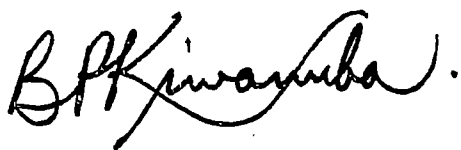
KAPKEMBA GIRLS' HIGH SCHOOL

	GRADE

ENGLISH LANGUAGE	4
BIBLE KNOWLEDGE	3
HISTORY	7
GEOGRAPHY	3
LUGHA YA KISWAHILI	5
MATHEMATICS 'B'	3
BIOLOGY TRAD	6
PHYSICAL SCIENCE	6

SUBJECTS NAMED EIGHT SUBJECTS PASSED EIGHT

EXAMINATION OF NOVEMBER/DECEMBER 1974



Secretary
East African Examinations Council



Chairman
East African Examinations Council

(See overleaf)

UNIVERSITY OF NAIROBI



This is to certify that

Esther J. Rutto Biwott

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

BACHELOR OF COMMERCE
(ACCOUNTING OPTION)

Second Class Honours (Upper Division)

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

Twenty Ninth Day of September in the Year
1986

a certified copy of the original

Jacqueline Mbithe Mutuku
JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P.O. BOX 19997 - 00100, NAIROBI

Philip M. Mbithe

VICE - CHANCELLOR

JAMutese

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)



UNIVERSITY OF NAIROBI



This is to certify that

Esther J. R. Biwott

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

MASTER OF BUSINESS AND ADMINISTRATION

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. Mbiti

VICE - CHANCELLOR



JAMutere

DEPUTY VICE - CHANCELLOR (ACADEMIC AFFAIRS)

*Certified to be
original copy of the
document*
JACQUELINE MBITHI MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P.O. BOX 19997 - 00100, NAIROBI



INSTITUTE OF CERTIFIED INVESTMENT AND FINANCIAL ANALYSTS

Established under the Investment and Financial Analysts Act, No. 13 of 2015



MEMBERSHIP CERTIFICATE

This is to certify that

Esther Jepkemboi Koimett

is hereby registered as a Certified Investment and Financial Analyst
in accordance with the provisions of the Investment and Financial
Analysts Act, No. 13 of 2015

Under Registration Number
FA/00260

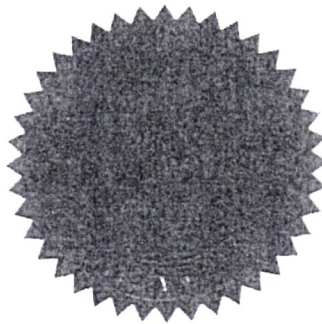
Given under our hand and the Common Seal of the
Institute of Certified Investment and Financial Analysts
on this *31st* day of *August* 2017

*Certified to be
a true copy of
the original*
Amuri
JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P. O. BOX 19997 - 00100, NAIROBI

Chairman of the Council

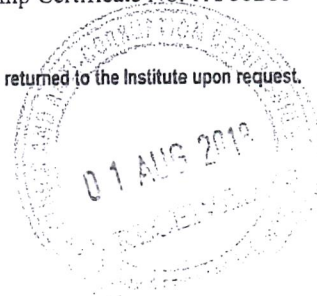
Chairman of the Registration Committee

Secretary to the Council



Membership Certificate No. FA/00260

This certificate is the property of the Institute of Certified Investment and Financial Analysts and must be returned to the Institute upon request.





Strathmore Business School



LAGOS
BUSINESS
SCHOOL
PAN-ATLANTIC UNIVERSITY



IESE
Business School
University of Navarra

This is to certify that

Koimett Esther

has successfully completed the
Pan African AMP/CEP Module

Barcelona, November 18 - 22, 2013

George-Bartholomew Njenga
Dean
Strathmore Business School

Enase Okonedo
Dean
Lagos Business School

Fernando Peñalva
Secretary General
IESE Business School



OP/CAB.1/8A

1st April, 2008

Mrs. Esther Koimett, EBS
Investment Secretary
Ministry of Finance
TREASURY

Dear *Mrs Koimett,*

Commendation for Leadership Role in the Safaricom Initial Public Offering

I wish to commend you for the commendable leadership you displayed in preparing and executing the successful launch of the Safaricom Initial Public Offering on 28th of March, 2008.

As the Investment Secretary, Ministry of Finance, you successfully provided the overall leadership to the transaction team, coordinating the advisory work in the preparation for the launch of the Initial Public Offering, and facilitating the required approvals at technical and higher levels.

You ably represented the Treasury at the Safaricom Board and shareholder meetings, ensuring the necessary resolutions were passed, while skillfully defending the transaction in the media and to general public.

*Yours sincerely
Mwai Kibaki*

Mwai Kibaki, C.G.H., MP

President of the Republic of Kenya and
Commander in Chief of the Armed Forces

ANNEXURE 3

Public Service Commission Recommendation

CONFIDENTIAL



Telephone: (020) 2223901
When replying quote
E-mail: psck@publicservice.go.ke
Fax: No. 214791

COMMISSION HOUSE
HARAMBEE AVENUE
P.O. Box 30095 - 00100
NAIROBI

REF. No. PSC.SEC.93/71 Vol. IV/(45)

20th July, 2018

Dr. Joseph K. Kinyua, EGH
Head of the Public Service
Executive Office of the President
NAIROBI

Dear *HOPS,*

RECRUITMENT OF PRINCIPAL SECRETARIES

This is further to our letter Ref. No.PSC.SEC.93/71 Vol.III of 20th November 2017 submitting a list of One hundred and eighty four (184) candidates for consideration for nomination and appointment as Principal Secretaries.

Please find attached herewith profiles of the following two applicants who have been nominated for consideration and appointment as Principal Secretaries.

1. Dr. Owino Francis Otieno
2. Koimett Esther Jepkemboi Biwott, CBS, EBS

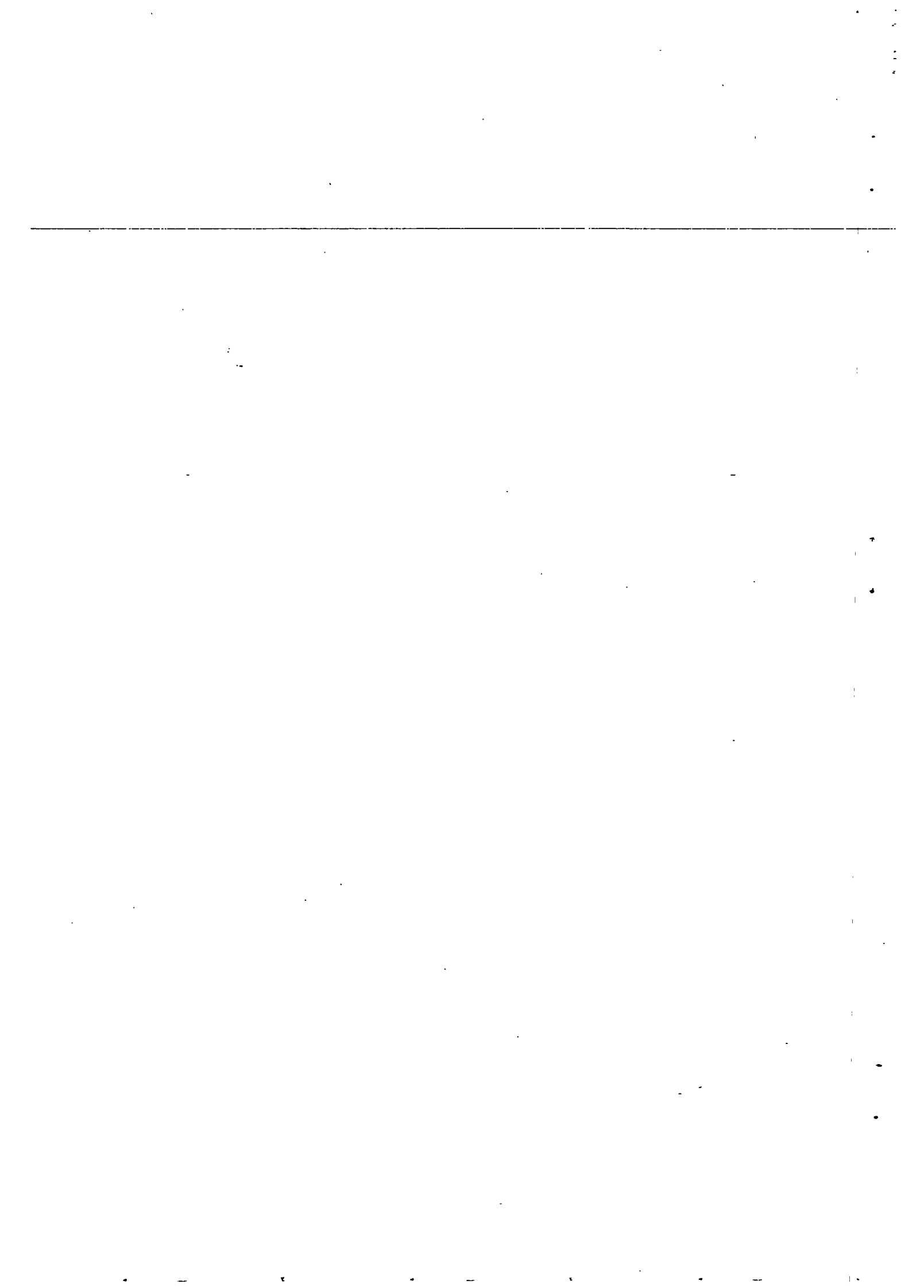
Yours

Sincerely

Dr. Alice A. Otswala, CBS
SECRETARY/CEO
PUBLIC SERVICE COMMISSION

CONFIDENTIAL





APPLICANT FOR THE POSITION OF PRINCIPAL SECRETARY

Name & ID.PP./No. Gender (Male & Female) D.O.B. Disability	Academic and Professional Qualifications/ Affiliation to Professional Bodies	Positions of Progressive Responsibility
<p>Koimett Esther Jepkemboi Biwott CBS, EBS 1889965 14-09-1956 Female</p> <p>County: Elgeyo Marakwet Ethnicity: Kalenjin</p>	<p>MBA-University of Nairobi-1988</p> <p>BCOM(Accounting)-University of Nairobi-1986</p> <p>Diploma(Tourism)-Int'l School of Marketing & Sales-1982</p> <p>Diploma (Agricultural Education)- Egerton University-1978</p>	<p>Investment Secretary, Treasury-Feb 2005-To Date</p> <p>Managing Director-Kenya Post Office Savings Bank-2003-2005</p> <p>Permanent Secretary-Ministry of Tourism-2002-2003</p> <p>Investment Secretary, Treasury-2001-2002</p> <p>Deputy Privatization Coordinator, Executive Secretariat & Technical Unit-1996-2001</p> <p>Financial Analyst, Executive Secretariat & Technical Unit-1994-1996</p> <p>Investment Promotion Officer-Investment Promotion Centre-1990-1994</p> <p>Loans Officer-Kenya Tourist Development Corporation-1979-1983</p>

Name & ID, PP/No Gender (Male & Female) D.O.B, Disability	Academic and Professional Qualifications/Affiliation to Professional Bodies	Positions of Progressive Responsibility
<p>Dr. Owino Francis Otieno 8579204 26-06-1964 Male County: Siaya Ethnicity: Luo</p>	<p>PhD (Peace & Conflict Studies)- Masinde Muliro University-2013 MBA (Strategic Management)- Kenya Methodist University-2008 BA-University of Nairobi-1989 Member-KAPAM</p>	<p>Director, National Cohesion & Values, J.G 'S' Executive Office of the President-2009-To Date Ag. Deputy Secretary-Ministry of Labor-2007- 2009 Under Secretary-Ministry of Labor-2006-2007 Senior Assistant Secretary I-Ministry of Labor & HR Development-2006 Senior District Officer-Bungoma & Malindi Districts-2002-2006 D.O III/II/I-Narok, Turkana, Kajjado, Bureti, Kericho, Keiyo, Teso-1992-2002 Assistant Secretary Cadet-Ministry of Water Development-1990-1992 Administrative Officer-1990</p>

ANNEXURE 4

Advert notifying public of the approval hearing

REPUBLIC OF KENYA

NATIONAL ASSEMBLY
TWELFTH PARLIAMENT - SECOND SESSION

NOTIFICATION FOR VETTING BY THE DEPARTMENTAL COMMITTEES OF PERSONS NOMINATED FOR APPOINTMENT AS PRINCIPAL SECRETARIES AND AMBASSADORS/HIGH COMMISSIONERS

Pursuant to Article 132(2)(4) and 155(3)(a) 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 and Ambassadors/High Commissioners for vetting by the respective Departmental Committees.

Pursuant to Article 118 of the Constitution, Section 6(4) of the Public Appointments (Parliamentary Approval) Act (No.33 of 2011) and Standing Order 45(3) of the National Assembly, the general public is hereby notified that the respective Departmental Committees shall conduct the vetting of the following persons for appointment to their respective positions on Thursday 2nd and Friday 3rd August, 2018 as indicated below:-

DC - DEFENCE & FOREIGN RELATIONS VENUE - MIN CHAMBER, COUNTY HALL, PARLIAMENT BUILDINGS THURSDAY 2 nd AUGUST, 2018			
AMBASSADORS/HIGH COMMISSIONERS			
MINEE	COUNTRY	TIME	
1. Lt. Gen. Samuel Thuita	China	9.30 am	
2. Lt. Gen. Samuel Thuita	Israel	10.30 am	
3. Mr. Francis Ndegwa Muhoro	Malaysia	11.30 am	
4. Mr. Manohar Espitso	United Kingdom	12.30 pm	
5. Hon. Paddy Ahenda	Qatar	2.00 pm	
FRIDAY 3 rd AUGUST, 2018			
6. Amb. Peter Nicholas Oginga Odingo	Saudi Arabia	9.30 am	
7. Mr. Johnson Kimani Ondieki	Turkey	10.30 am	
8. Mr. Chris Karumba Mburu	Juba, South Sudan	11.30 am	
9. Hon. Benjamin Langat	Namibia	12.30 pm	

VENUE - 2 nd FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS THURSDAY 2 nd AUGUST, 2018			
DEPARTMENTAL COMMITTEE	MINISTRY	NOMINEE	TIME
DC - Labour & Social Welfare	Ministry of Public Service, Youth & Gender Affairs Principal Secretary State Department - Youth	Dr. Francis O. Owino	10.00 am

VENUE - 4 th FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS THURSDAY 2 nd AUGUST, 2018			
DEPARTMENTAL COMMITTEE	MINISTRY	NOMINEE	TIME
DC - Transport, Public Works & Housing	Ministry of Transport, Infrastructure, Housing, Urban Development & Public Works Principal Secretary State Department - Transport	Ms. Esther Koimett	10.00 am

The nominees should bring along their original academic and professional certificates, National Identification card and other relevant documents and testimonials. In addition, the nominees should bring letters/certificates of clearance/compliance from the following:-

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

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA

NATIONAL ASSEMBLY
TWELFTH PARLIAMENT - SECOND SESSION

**In the matter of consideration by the National Assembly -
Petition regarding variation of the boundaries of Mt. Elgon Forest Reserve**

SUBMISSION OF MEMORANDA

Article 118(1) (b) of the Constitution provides that, "Parliament shall facilitate public participation and involvement in the legislative and other business of Parliament and its Committees". Further, Article 119(1) of the Constitution provides that, "every person has a right to petition Parliament to consider any matter within its authority, including to enact, amend or repeal any legislation".

The Petition regarding variation of the boundaries of Mt. Elgon Forest Reserve was presented to the House by the Hon. Speaker of the National Assembly pursuant to Standing Order 225(2) on 5th July 2018. The petition is signed by Mr. Keriake Tobiko, Cabinet Secretary for Environment & Forestry and Ms. Farida Karoney, Cabinet Secretary for Lands on behalf of the Executive.

The Petition was subsequently committed jointly to the Departmental Committee on Lands and the Departmental Committee on Environment & Natural Resources for consideration pursuant to Standing Order 227(1). The Executive is seeking the approval of the National Assembly for the alteration of the boundaries of Mt. Elgon Forest Reserve pursuant to the provisions of section 34 of the Forest Conservation and Management Act, 2016. The two State Agencies intend to degazette 4,607 hectares comprising of Phase II and III of Chepyuk Settlement Scheme in Mt. Elgon Forest Reserve within Cheptais Forest Station in Bungoma County. The purpose of the degazettement is to resettle the Soy (Sabaot) and Dorobo (Mosp) communities in the area to resolve historical injustices, reduce security conflicts and spur local development.

Pursuant to Article 118(1)(b) of the Constitution, the said Committees invite interested members of the public to submit any representations they may have on the said petition. 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, Main Parliament Buildings, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 1st August, 2018 at 5.00 pm.

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA

NATIONAL ASSEMBLY
TWELFTH PARLIAMENT - SECOND SESSION

In the Matters of Approval by the National Assembly of persons nominated for appointment as Principal Secretaries and Ambassadors/High Commissioners

SUBMISSION OF MEMORANDA

Pursuant to Article 155(3)(b) of the Constitution, H.E. the President shall nominate and with the approval of the National Assembly, appoint Principal Secretaries. Further, Pursuant to Article 132(2)(a) of the Constitution, H. E. the President shall nominate and with the approval of the National Assembly, appoint High Commissioners, Ambassadors, and Diplomatic and Consular Representatives.

Pursuant to the said Articles, H.E. the President has nominated the following two (2) persons for appointment as Principal Secretaries and nine (9) persons for appointment as High Commissioners and Ambassadors to the respective Ministries and Missions as indicated below:-

No.	MINISTRY	NOMINEE
1.	Ministry of Public Service, Youth & Gender Affairs State Department - Youth	Dr. Francis O. Owino
2.	Ministry of Transport, Infrastructure, Housing, Urban Development & Public Works State Department - Transport	Ms. Esther Koimett

HIGH COMMISSIONERS/AMBASSADORS	
NOMINEE	KENYA MISSION
1. Ms. Sarah Serem	China
2. Lt. Gen. Samuel Thuita	Israel
3. Mr. Francis Ndegwa Muhoro	Malaysia
4. Mr. Manohar Espitso	United Kingdom
5. Hon. Paddy Ahenda	Qatar
6. Amb. Peter Nicholas Oginga Odingo	Saudi Arabia
7. Mr. Johnson Kimani Ondieki	Turkey
8. Mr. Chris Karumba Mburu	Juba, South Sudan
9. Hon. Benjamin Langat	Namibia

Following the receipt of the nominations from H.E. the President, the Departmental Committees on Transport, Public Works & Housing, Labour & Social Welfare and Defence & Foreign Relations are mandated pursuant to Standing Order 218(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 invite interested members of the public to submit any representations by written statement on oath (affidavit) with supporting evidence contesting the suitability of the said nominees for appointment as Principal Secretaries and High Commissioners/Ambassadors for their respective Ministries and Missions. 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, Main Parliament Building, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 1st August, 2018 at 5.00 pm.

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

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Public Holidays 10 a.m. - 1 p.m.

For all enquiries
please call:
3288661/2/3/4/5

Nation Media Group

Taifa Auctioneers

REAL ESTATE PUBLIC AUCTION

Under instructions received from our clients the Charges, we shall sell by public auction the under mentioned properties together with buildings and other improvements standing and erected thereon:

- PRIME RESIDENTIAL PROPERTY WITHIN TERNA ESTATE - NAIROBI**
ON TUESDAY 3rd JULY 2018 AT 11.30 AM IN OUR OFFICES AT EPREN CENTRE - BURUBURU, 1st FLOOR, ROOM NCL 8, ALONG MUMIAS SOUTH ROAD, NAIROBI.
All that property known as L.R. NO. NAIROBI/BLOCK 82/2183 - Terma Estate, Nairobi registered in the name of BENJAMIN KERORO OMTUYA.
This is a Leasehold interest for 99 years w.e.f.11.11.1977 at an annual ground rent of Kshs. 350.00 (revisable) within Terma Estate near St. Teresa's Catholic Church approx. 450 metres off Maranyanga Road.
On the property stands a single storeyed residential house accommodating:- Enclosed verandah, living room, kitchen fitted with a sink and shelves, 2No. Bedrooms, WC with a WHB, separate bathroom with a shower, En-suite master bedroom and it currently let out to a monthly paying tenant.
- PRIME RESIDENTIAL PROPERTY WITHIN KANDISHI-KAJIADO**
ON FRIDAY 3rd AUGUST, 2018 AT 11.30AM IN ONGATA RONGAI TOWN NEAR KENYA COMMERCIAL BANK LTD...
All that property known as L.R. NO. NGONG/NGONG 20587 - KAJIADO COUNTY registered in the name of DESSERT RUNNER SERVICES COMPANY LIMITED.
This is a freehold interest of 600meters off Rimpia - Oklaxasi road a few meters before PCEA Kandishi Church in Kandishi area of Rimpia, Kajado County about 40m from Rimpia Township that measures 0.10Ha or 0.2471 of an acre.
On the property stands a 5 bed roomed (two en suite) double storeyed residential house, an incomplete double storeyed block of flats and a DSO Accommodating:- GE - Entrance porch, guest wing with lounge, bedroom and shower room with WC, WHB and shower, lounge with fireplace, dining, kitchen, passage, 2 bedrooms, shower room, cloak room with WC & WHB, store, garage, En-suite Bedroom, staircase landing, master bedroom (en suite with bathroom, WC, WHB), study room, 2No. Bedrooms, shower room with overhead shower, WC & WHB, BLOCK OF FLATS - 2No. 2 bedroom units with lounge, kitchen, shower with WC & WHB, DSO - 2 No. rooms, kitchen, generator room, WC & WHB.
- PRIME RESIDENTIAL BLOCK OF FLATS WITHIN KIAMBUMBI ESTATE - KIAMBUMBI COUNTY**
ON FRIDAY 3rd AUGUST, 2018 AT 11.30AM IN OUR OFFICES AT EPREN CENTRE - BURUBURU, 1st FLOOR, ROOM NCL ABOVE HFC BANK ALONG MUMIAS SOUTH ROAD - NAIROBI.
All that property known as L.R. NO. KIAMBUMBI/MUNICIPALITY BLOCK 5(KIAMBUMBI) 512 - KIAMBUMBI COUNTY registered in the name of JOHN KIGUTHI RIRIA MBUGUA.
This is a freehold interest situated opposite Greenfield Hotel approx. 40meters off Kamiti road in Kiambumbi Estate, Kiambu County and measures 0.1000 Ha or 0.2471 of an acre.
On the property stands a 4 storey block of flats comprising parking bays on the ground floor and 2No. 2 bed roomed flats in the upper floors accommodating:- Ground Floor - Caretaker's room, one big store, one small store, parking bays.
First - Third Floors: Landing/Verandah, 4No.2 bedroomed flats on each floor comprising: Entrance passage, kitchen, living room with door to rear balcony, internal passage with WHB, 2No. bedrooms, bathroom, cloak room with WC, Abutment block having bathroom, cloak room with WC.

CONDITIONS OF SALE

All interested purchasers are requested to view the properties and verify the details for themselves as there are not warranted by the charges' and the Auctioneers.

- A deposit of 25% percent MUST be paid in CASH or BANKERS CHEQUE at the fall of the hammer and the balance to be paid within 30 days from the date of the auction to the charge's.
- The sale is subject to a reserve price and necessary consents.
- All interested purchasers shall be required to make a refundable deposit of Kshs. 500,000.00 to get a bidding number.

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
TWELFTH PARLIAMENT – SECOND SESSION

**NOTIFICATION FOR VETTING BY THE DEPARTMENTAL COMMITTEES
OF PERSONS NOMINATED FOR APPOINTMENT AS PRINCIPAL
SECRETARIES AND AMBASSADORS/HIGH COMMISSIONERS**

Pursuant to Article 132(2)(d)(e) and 155(3)(a) 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 and Ambassadors/High Commissioners 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) of the National Assembly, the general public is hereby notified that the respective Departmental Committees shall conduct the vetting of the following persons for appointment to their respective positions on Thursday 2nd and Friday 3rd August, 2018 as indicated below:-

DC – DEFENCE & FOREIGN RELATIONS			
VENUE – MINI CHAMBER, COUNTY HALL, PARLIAMENT BUILDINGS			
THURSDAY 2 nd AUGUST, 2018			
AMBASSADORS/HIGH COMMISSIONERS			
NOMINEE	COUNTRY		TIME
1. Ms. Sarah Serem	China		9.30 am
2. Lt. Gen. Samuel Thuita	Israel		10.30 am
3. Mr. Francis Ndegwa Muhoro	Malaysia		11.30 am
4. Mr. Manoah Estipisu	United Kingdom		12.30 pm
5. Hon. Paddy Ahanda	Qatar		2.00 pm
FRIDAY 3 rd AUGUST, 2018			
6. Amb. Peter Nicholas Oginga Ogego	Saudi Arabia		9.30 am
7. Mr. Johnson Kimani Ondieki	Turkey		10.30 am
8. Mr. Chris Karumba Mburu	Juba, South Sudan		11.30 am
9. Hon. Benjamin Langat	Namibia		12.30 pm
VENUE – 2 nd FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS			
THURSDAY 2 nd AUGUST, 2018			
DEPARTMENTAL COMMITTEE	MINISTRY	NOMINEE	TIME
DC-Labour & Social Welfare	Ministry of Public Service, Youth & Gender Affairs	Dr. Francis O. Owino	10.00 am
	Principal Secretary, State Department – Youth		
VENUE – 4 th FLOOR, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS			
THURSDAY 2 nd AUGUST, 2018			
DC-Transport, Public Works & Housing	Ministry of Transport, Infrastructure, Housing, Urban Development & Public Works	Ms. Esther Kolmett	10.00 am
	Principal Secretary, State Department – Transport		

The nominees should bring along their original academic and professional certificates, National Identification card and other relevant documents and testimonials. In addition, the nominees should bring letters/certificates of clearance/compliance from the following:-

1. Ethics and Anti-Corruption Commission,
2. Kenya Revenue Authority,
3. Higher Education Loans Board,
4. Directorate of Criminal Investigations, and,
5. Any of the Credit Reference Bureaus.

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
TWELFTH PARLIAMENT – SECOND SESSION

In the Matters of Approval by the National Assembly of persons nominated for appointment as Principal Secretaries and Ambassadors/High Commissioners

SUBMISSION OF MEMORANDA

Pursuant to Article 155(3)(b) of the Constitution, H.E. the President shall nominate and with the approval of the National Assembly, appoint Principal Secretaries. Further, Pursuant to Article 132(2)(e) of the Constitution, H. E. the President shall nominate and with the approval of the National Assembly, appoint High Commissioners, Ambassadors, and Diplomatic and Consular Representatives.

Pursuant to the said Articles, H.E. the President has nominated the following two (2) persons for appointment as Principal Secretaries and nine (9) persons for appointment as High Commissioners and Ambassadors to the respective Ministries and Missions as indicated below:-

No.	MINISTRY	NOMINEE
1.	Ministry of Public Service, Youth & Gender Affairs	Dr. Francis O. Owino
	State Department – Youth	
2.	Ministry of Transport, Infrastructure, Housing, Urban Development & Public Works	Ms. Esther Kolmett
	State Department – Transport	
HIGH COMMISSIONERS/AMBASSADORS		
No.	NOMINEE	KENYA MISSION
1.	Ms. Sarah Serem	China
2.	Lt. Gen. Samuel Thuita	Israel
3.	Mr. Francis Ndegwa Muhoro	Malaysia
4.	Mr. Manoah Estipisu	United Kingdom
5.	Hon. Paddy Ahanda	Qatar
6.	Amb. Peter Nicholas Oginga Ogego	Saudi Arabia
7.	Mr. Johnson Kimani Ondieki	Turkey
8.	Mr. Chris Karumba Mburu	Juba, South Sudan
9.	Hon. Benjamin Langat	Namibia

Following the receipt of the nominations from H.E. the President, the Departmental Committees on Transport, Public Works & Housing; Labour & Social Welfare; and Defence & Foreign Relations 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 invite interested members of the public to submit any representations by written statement on oath (affidavit) with supporting evidence contesting the suitability of the said nominees for appointment as Principal Secretaries and High Commissioners/Ambassadors for their respective Ministries and Missions. 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, Main Parliament Building, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 1st August, 2018 at 5.00 pm.

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

OFFICE OF THE GOVERNOR

PUBLIC NOTICE

INTENTION TO PLAN

**PREPARATION OF KILIMANI LOCAL PHYSICAL
DEVELOPMENT PLAN**

Pursuant to Article 6, 10 (2), 60,66,67,184,186 and the Fourth Schedule of the Constitution of Kenya 2010, the National Land Commission Act, County Government Act, Urban Areas and Cities Act, Physical Planning Act, and other enabling legislations, Notice is hereby given that the Nairobi City County Government is in the process of preparing a Local Physical Development Plan (LPDP) for Kilimani area, which is located within zone 4 of the Nairobi Planning development Zones. This is one of the detailed area plans being prepared to enforce implementation of the Nairobi Integrated Development Master Plan (NIUPLAN 2014). The LPDP will entail review of the existing policy for the area to ensure up to date development policy to guide development of the area.

In this regard, it is a constitutional and statutory requirement that residents, stakeholders and members of the general public participate in the plan preparation process.

Any persons or institutions that wishes to participate in or has comments on the planning process can reach or may forward any such comments to:

PETER KARIUKI, EBS
COUNTY SECRETARY & HEAD OF COUNTY PUBLIC SERVICE
NAIROBI CITY COUNTY
P.O. BOX 50075-00100
G.P.O NAIROBI.

REPUBLIC OF KENYA



NATIONAL ASSEMBLY
TWELFTH PARLIAMENT – SECOND SESSION

In the matter of consideration by the National Assembly -
Petition regarding variation of the boundaries of Mt. Elgon Forest Reserve

SUBMISSION OF MEMORANDA

Article 118(1) (b) of the Constitution provides that, "Parliament shall facilitate public participation and involvement in the legislative and other business of Parliament and its Committees". Further, Article 119(1) of the Constitution provides that, "every person has a right to petition Parliament to consider any matter within its authority, including to enact, amend or repeal any legislation".

The Petition regarding variation of the boundaries of Mt. Elgon Forest Reserve was presented to the House by the Hon. Speaker of the National Assembly pursuant to Standing Order 225(2) on 5th July 2018. The petition is signed by Mr. Keriako Tobiko, Cabinet Secretary for Environment & Forestry and Ms. Farida Karoney, Cabinet Secretary for Lands on behalf of the Executive.

The Petition was subsequently committed jointly to the Departmental Committee on Lands and the Departmental Committee on Environment & Natural Resources for consideration pursuant to Standing Order 227(1). The Executive is seeking the approval of the National Assembly for the alteration of the boundaries of Mt. Elgon Forest Reserve pursuant to the provisions of section 34 of the Forest Conservation and Management Act, 2016. The two State Agencies intend to degazette 4,607 hectares comprising of Phase II and III of Chepyuk Settlement Scheme in Mt. Elgon Forest Reserve within Cheptais Forest Station in Bungoma County. The purpose of the degazettement is to resettle the Soy (Saboot) and Dorobo (Mosop) communities in the area to resolve historical injustices, reduce security conflicts and spur local development.

Pursuant to Article 118(1)(b) of the Constitution, the said Committees invite interested members of the public to submit any representations they may have on the said petition. 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, Main Parliament Building, Nairobi; or emailed to clerk@parliament.go.ke; to be received on or before Wednesday 1st August, 2018 at 5.00 pm.

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

ANNEXURE 5

Letter from the Registrar of Political Parties



HIGHER EDUCATION LOANS BOARD

Tel: 0711052000
E-mail: contactcentre@helb.co.ke
Website: www.helb.co.ke

Anniversary Towers
University Way
P.O Box 69489-00400
Nairobi, Kenya
31st July, 2018

HELB/RR/112009/V/80

Mr. Michael R. Sialai, EBS
Clerk
The National Assembly
P.O Box 41842-00100
NAIROBI.

Dear *Sir,*

VETTING OF PERSONS NOMINATED AS PRINCIPAL SECRETARIES AND AMBASSADORS/HIGH COMMISSIONERS BY THE NATIONAL ASSEMBLY.

We acknowledge, with appreciation, receipt of your letter dated 26th July 2018 regarding the vetting of two (2) persons for appointment as principal secretaries and nine (9) as Ambassadors/High Commissioners by H.E the president.

Please find a list of the report on repayment of HELB/GoK loan status of the nominees

S/NO	NAME	ID NO.	STATUS	YEAR OF CLEARANCE
1.	Dr. Francis O. Owino Principal Secretary	8579204	Cleared Cert No. 7471	24 th November 2006
2.	Ms. Esther Koimett Principal Secretary	1889965	Cleared Cert No. 1799	11 th April 2006
3.	Ms. Sarah Serem Ambassador - China	4829114	Cleared Cert No. 74723	31 st October 2014
4.	Lt. Gen. Samuel Thuita Ambassador - Israel	0403087	Not a Loanee	N/A
5.	Mr. Francis Ndegwa Muhoro Ambassador - Malaysia	5961984	Cleared Cert No. 41560	23 rd October 2012
6.	Mr. Manoah Esipisu High Commissioner - U.K	6876164	Cleared Cert No. 62298	8 th October 2013
7.	Hon. Paddy Ahenda Ambassador - Qatar	0989487	Not a Loanee	N/A
8.	Amb. Peter Oginga Ogego Ambassador - Saudi Arabia	2766866	Cleared Cert No. 27644	23 rd July 2018
9.	Mr. Johnson Kimani Ondieki Ambassador - Turkey	5819600	Not A Loanee	N/A
10.	Mr. Chris Karumba Mburu High Commissioner - S. Sudan	2017021	Not a Loanee	N/A
11.	Hon. Benjamin Langat Ambassador - Namibia	20197421	Cleared Cert No. 52327	11 th June 2013



ISO 9001:2008 Certified.

KENYA
VISION 2030
The National Development and Manufacturing Strategy
2012-2030

As we appreciate your allowing us to provide you this information, we urge you to encourage applicants to seek their compliance certificate from the Board as part of testimonials and conformity to Chapter six of the constitution of Kenya.

Thank you once again for this collaboration which goes a long way in assisting HELB finance needy Kenyans pursuing higher education now and in the future.

Yours

Sincerely,



GEOFFREY MONARI
CHIEF OPERATIONS OFFICER
FOR: CHIEF EXECUTIVE OFFICER & BOARD SECRETARY

ANNEXURE 6

DCI clearance Letter

2 - LINDIATA
3 - TUNGO
pls deep
FA
01/8/18

NATIONAL POLICE SERVICE

Telegrams: "IDENT CRIMINAL". Nairobi
Telephone: 020-8512089/98
Fax: 020-2606149
E-mail: identsnbi@gmail.com
When replying please quote ref No. and date



CRIMINAL RECORDS OFFICE,
P.O. Box 30460 - 00100 GPO,
NAIROBI.

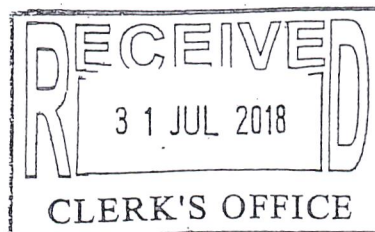
DIRECTORATE OF CRIMINAL INVESTIGATIONS

DCI/CRO/SEC/6/7/2/A/VOL.VI/128

30TH JULY, 2018

The Clerk

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



1
D/C...
31/07

Attn: Jeremiah W. Ndombi

SUBJECT: VETTING OF PERSONS NOMINATED AS PRINCIPAL SECRETARIES AND AMBASSADORS/HIGH COMMISSIONERS BY THE NATIONAL ASSEMBLY

Your correspondence Ref. No. NA/DCSDC/2018/060 dated 26th July, 2018 refers.

This office confirms that the below mentioned applied for Police Clearance Certificates on diverse dates and were **genuinely** issued with certificates by this office as follows:-

S/NO.	NAME	IDENTITY NO.	DATE OF ISSUE
1.	DR. FRANCIS O. OWINO	8579204	26/7/2018
2.	MS. ESTHER KOIMETT	1889965	31/8/2017
3.	MS. SARA SEREM	4829114	19/7/2018
4.	LT. GEN. SAMUEL THUITA	0403087	27/7/2018
5.	MR. FRANCIS N. MUHORO	5961984	25/7/2018
6.	MR. MANOAH ESIPISU	6876164	25/7/2018
7.	HON. PADDY AHENDA	0989487	18/7/2018
8.	AMB. PETER NICHOLAS OGINGA OGEGO	2766866	18/7/2018
9.	MR. JOHNSON KIMANI ONDIEKI	5819600	26/7/2018

OUR VISION: To be the best forensic science laboratory with emphasis on continual linkage of the Crime, the Crime -Scene and the Criminal.
FACES CAN LIE, FINGERPRINTS NEVER.

10.	MR. CHRIS KARUMBA MBURU	2017021	26/7/2018
11.	HON. BENJAMIN LANGAT	20197421	26/7/2018

Kind regards.



P. NDUNDA

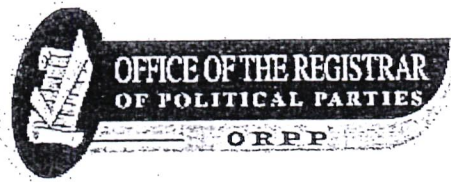
FOR: DIRECTOR OF CRIMINAL INVESTIGATIONS

Copy to: DCI

ANNEXURE 7

HELB Clearance Letter

② - KALAMIA
- GUNDICHA
- TUNGO
ple deep
FA
31/7/18



Republic of Kenya

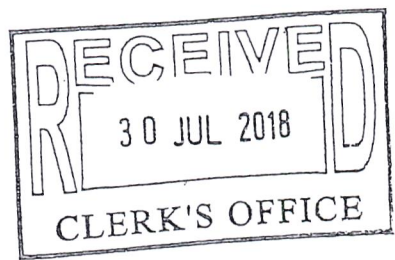
Telephone: +254(0)204022000
Email: registrar@orpp.or.ke
Website: www.orpp.or.ke
When replying please quote

Lion Place, 1st Floor
Off Waiyaki Way
P.O Box 1131-00606
Sarit Centre, Nairobi.

REF NO.: RPP/ORG/34 Vol. III (4)

DATE: 30th July, 2018

Clerk of the National Assembly,
Clerks Chambers, National Assembly,
Parliament Buildings,
P.O. Box 41842-00100,
NAIROBI.
Attn: Jeremiah W. Ndombi,



Dear Sir,

RE: VETTING OF PERSONS NOMINATED FOR AS PRINCIPAL SECRETARIES AND AMBASSADORS/HIGH COMMISSIONERS BY THE NATIONAL ASSEMBLY

Reference is made to your letter Ref. NA/DCS/DC/2018/061 dated 26th July, 2018 on the above subject matter.

According to the records held by this office as at 30th July, 2018, the list of the nominees tabulated herein below are not officials of a registered political party.

No.	Name of Nominee	ID No.
Nominees for appointment as Principal Secretaries		
1.	Dr. Francis O. Owino	8579204
2.	Ms. Esther Koimett	1889965
Nominees for appointment as Commissioners/Ambassadors		
1.	Ms: Sarah Serem	4829114
2.	Lt. Gen. Samuel Thuita	0403087
3.	Mr. Francis Ndegwa Muhoro	5961984
4.	Mr. Manoah Esipisu	6876164
5.	Hon. Paddy Ahenda	0989487
6.	Amb. Peter Nicholas Oginga Ogego	2766866
7.	Mr. Johnson Kimani Ondieki	5819600
8.	Mr. Chris Karumba Mburu	2017021
9.	Hon. Benjamin Langat	20197421

①
of committee
8
31/07

Yours faithfully,

Joshua Kimulu
For: Registrar of Political Parties



ANNEXURE 8

Invitation letter from the Clerk to the nominee for approval hearing/vetting and requesting reports from agencies

REPUBLIC OF KENYA



NATIONAL ASSEMBLY

Telegraphic Address
 'Bunge', Nairobi
 Tel. +254-020-221291
 Fax: +254-020-2243694
 E-mail: clerk@parliament.go.ke
 When replying please quote

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

Ref.NA/DCS/TPWH/CORR/2018

26th July, 2018

Ms. Esther Koimett
 P.O. Box 48183-00100
NAIROBI
 Tel No. 0720886722
 Email: ekoimett@gmail.com

Dear *Esther,*

**RE: INVITATION FOR VETTING BY THE DEPARTMENTAL COMMITTEE ON
 TRANSPORT, PUBLIC WORKS AND HOUSING**

Following your nomination by His Excellency the President for appointment as **Principal Secretary, State Department of Transport**, Ministry of Transport, Infrastructure, Housing, Urban Development and Public Works, the **Departmental Committee on Transport, Public Works and Housing** hereby invites you for vetting pursuant to provisions of Section 6(3) of the Public Appointments (Parliamentary Approval) Act of 2011 on **Thursday 2nd August, 2018 in Committee Room on 4th Floor, Continental House, Parliament Buildings at 10.00 am.**

Kindly fill the attached questionnaire as required by the Public Appointments (Parliamentary Approval), Act of 2011 and return it **on or before Tuesday 31st July, 2018 at 5.00 pm.**

You are required to bring along 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/compliance from the following institutions:-

1. Ethics and Anti-Corruption Commission;
2. Kenya Revenue Authority;
3. Higher Education Loans Board;
4. Directorate of Criminal Investigations; and
5. Any of the Credit Reference Bureaus.

Yours *Sincerely*

MICHAEL R. SIALAI, EBS
CLERK OF THE NATIONAL ASSEMBLY

ANNEXURE 9

Documentation on the 2015 EACC issues



Paper laid by
Hon. Duale, Majority
Leader,

J. P. Sialai

31/3/15

ETHICS AND ANTI-CORRUPTION COMMISSION

REPORT ON THE CURRENT STATUS OF CORRUPTION MATTERS UNDER INVESTIGATION TO THE PRESIDENCY

20TH MARCH 2015

					the same CS is supposed to implement action plan for increased satellite seeds in the Country.	
12.	Agric Finance Corp. (AFC)	23/03/2015	Patrick Osero	Chairman, AFC board	Allegations of land grabbing; involving in mega land scandals Including Langata Road Primary school, State road.	Under investigation

MINISTRY OF INTERIOR AND COORDINATION OF NATIONAL GOVERNMENT:

The former PS in the Ministry for Provincial Administration and Internal Security, Mutea Iringo, is under focus to be investigated. Both the Auditor General and the Public Accounts Committee [PAC] reports on Kenya government accounts for 2012/13 on defunct Kenya Police Service Account are being analysed.

No	Depart	Date Reported	Name of suspect	Position of suspect	Nature of Allegations	Status
1.	Anglo Leasing -KMD - Security Equipments (AP)	April 2014	Various former Office of the president, treasury, transport ministries' officials	Former Senior Government officials and Directors of Companies	Inquiry into allegations that the office of the president and the Ministry of transport irregularly entered into a supplier's financing agreement with AP equipments, Kenya Meteorological department	The joint EACC and DPP team will finalise the two files in two weeks
2.		08/01/2015	Mr Francis Kimemia, Hon Makwere, Esther Koimett	Sec to Cabinet, Ambassador, investment Secretary	Allegedly used their offices to deprive former employees of the Kenya Railways Corporation houses that had been set aside for them to purchase under the tenant purchase scheme. It is alleged that in 2006, an inter-ministerial Committee in 2006 approved that 7 per cent of corporation's non-strategic assets in Nairobi of an estimated value of Ksh 5 billion be	Under investigation
					sold to employees that were in occupation	

REPUBLIC OF KENYA
MINISTRY OF FINANCE

Telegraphic Address: 22921
FINANCE-NAIROBI
FAX NO.213524
Telephone: 252299 Ext.33176
When replying please quote



THE TREASURY
P.O. Box 30007
NAIROBI

Ref No: Conf. 130/01

Date: 23rd April, 2008

Eng. Abdulrazak Aden Ali
Permanent Secretary
Ministry of Transport
NAIROBI

Dear

RE: Disposal of Non - Strategic Assets

We refer to your Ministry's letter ref no. MOT/C/Rail/11 Vol.1 dated 19th February 2008 by which your Ministry sought approval to dispose of the non - strategic assets in line with the recommendations made by the Inter - Ministerial Committee.

We have noted from the Committee's report that the sale of the assets would realize only Kshs. 3.2 billion against KRC's debt of Kshs. 25 billion.

We have reviewed the proposal and have the comments outlined below.

- (i) The disposal of KRC houses is not covered by the Government policy on the Civil Servants Housing Scheme of 2004.
- (ii) The staff being proposed have been retrenched and are therefore no longer staff in the real sense of the word.
- (iii) The houses available will not be enough to give each retired employee an opportunity to buy.

- (iv) If some retired employees get an opportunity to buy these properties (some of which are in very prime areas) and others do not get, their implied retirement package will be higher than for the majority of the retirees. This will be inherently unfair and may lead to legal challenges

In view of these observations, and for the sake of fairness and equity to all stakeholders, we advise that the assets be sold at market price through a competitive process. KRC may also enter into Public Private Partnerships with other institutions to maximize the value of its assets.

Yours

Joseph K. Kinyua, CBS
PERMANENT SECRETARY/TREASURY

Copy to: **Amb. Francis K. Muthaura, EGH**
Permanent Secretary, Secretary to the
Cabinet and Head of the Public Service
Office of the President
NAIROBI

Mr. Jonathan Mturi 
Chairman
Board of Directors
Kenya Railways Corporation
NAIROBI

Mr. Nduva Muli
Managing Director
Kenya Railways Corporation
NAIROBI

ESTHER J. KOIMETT**P. O. BOX 48183 – 00100, NAIROBI**Email: ekoimett@gmail.com Telephone: 0720886722

March 30, 2015

Mr Henry Rotich
Cabinet Secretary
National Treasury
NAIROBI

Dear CS,

I write further to statement by the Presidential Spokesperson, Mr. Manohar Esipisu, on Saturday 29th March, 2015 indicating that I have complied with the directive to step aside to enable the investigations on the allegations against me to be carried out.

In deference to the said announcement, I have refrained from coming to the office until investigations are completed. I have in the meantime prepared a handing over report of all the activities I was undertaking. Should I be required, I will make myself available at short notice.

I, however, wish to draw your attention to the fact that no notice or information other than public statements have been received by me, whether indicating that I was being investigated or otherwise. Consequently, I have under separate cover duly copied to you, requested the Chief Executive Officer of EACC to provide me with the information, if any, which led him to include my name in the list.

God bless our country.

Yours

Sincerely
ESTHER J. KOIMETT

cc.

Mr Joseph K. Kinyua, CBS
Chief of Staff & Head of Public Service
The Presidency
NAIROBI

Dr Kamau Thugge, EBS
Principal Secretary/National Treasury
NAIROBI

Mr Mutua Kilaka, CBS, SS
Principal Administrative Secretary
National Treasury
NAIROBI

ESTHER J. KOIMETT

P. O. BOX 48183 – 00100, NAIROBI

Email: ekoimett@gmail.com Telephone: 0720886722



March 30, 2015

Mr Halakhe Dida Waqo
Secretary/Chief Executive
Ethics & Anti Corruption Commission
NAIROBI




Dear Mr Waqo

RE: CONFIDENTIAL REPORT SUBMITTED BY YOUR OFFICE TO H.E. THE PRESIDENT

1. On Thursday 26th March 2015 H.E. the President delivered his State of the Nation address to the joint sitting of the Senate and National Assembly at Parliament Buildings.
2. In his address, the President spoke at length on the issue of corruption and noted that in accordance with requirements of Chapter 6 and in the interest of transparency, he was attaching to his Report, a Confidential Report submitted to him by the CEO of the Ethics and Anti Corruption Commission.
3. This subject has attracted worldwide media attention. I have, through these media reports, which have subsequently been confirmed by a Statement issued by the Spokesperson of the President, Mr Mañoah Esipisu on Saturday 28th March 2015, learnt that my name is in the said report.
4. I am not aware of any allegations against me with regard to any matter of corruption whether investigated by you or otherwise. You have in the event, neither summoned me on, nor drawn my attention to, any such matter. You will, therefore, appreciate the shock and dismay with which I have received the news that my name is now in what the press has dubbed the "List of Shame".
5. As you are aware, no person ought to be condemned unheard. I now demand that you provide me with the full information, on the allegations that you are investigating against me, including any supporting documentation upon which you relied to include my name in the said list.

As this matter is of utmost importance to me, my family, my professional colleagues and the public in general, please note that time is of the essence. Kindly, therefore, provide me with the information by return through my above mentioned address.

Yours sincerely



ESTHER J. KOIMETT

cc. **Mr Henry Rotich**
Cabinet Secretary
National Treasury
NAIROBI

Mr Joseph K. Kinyua, CBS
Chief of Staff & Head of Public Service
The Presidency
NAIROBI

Dr Kamau Thugge, EBS
Principal Secretary/National Treasury
NAIROBI

Mr Mumo Matemo
Chairman
Ethics & Anti Corruption Commission
NAIROBI

Mr Justin Bundi, CBS
Clerk to the National Assembly
Parliament Buildings
NAIROBI

Mr J. M. Nyegenye
Clerk to the Senate
Parliament Buildings
NAIROBI



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.6/11/1 Vol. II (20)

2nd April, 2015

Ms. Esther J. Koimett
 C/O The National Treasury
 P. O. Box 30007
NAIROBI

Dear Madam,

RE: INVESTIGATIONS INTO ALLEGATIONS OF IRREGULAR ACQUISITION OF KENYA RAILWAYS CORPORATION'S HOUSES

Reference is made to your letter dated 30th March 2015 on the Confidential Report submitted by this Commission to H. E. The President.

The Commission is undertaking investigations into the above matter in which you are alleged to be one of the beneficiaries.

The Commission wishes to invite you for interview and statement recording on the subject matter at Integrity Centre offices on **Friday, 10th April, 2015 at 9.00 a.m.**

Our officers **Mr. Pius Maithya, Cecily Mumbi** and **James Kithinji** will be available for the interview and statement recording.

Yours faithfully

Abdi A. Mohamud
 Director, Investigation
For: SECRETARY/ CHIEF EXECUTIVE OFFICER
AAM/pnm

ESTHER KOIMETT, CBS

P. O. BOX 48183-00100, NAIROBI

TEL: 0720886722

Date: 4 August 2015

Mr Henry Rotich
Cabinet Secretary
National Treasury
NAIROBI

Dear CS,

Subject: RESUMPTION OF DUTY

1. On 26th March 2015, the President, during his State of the Nation address to both Houses of Parliament, submitted as part of his report a Confidential Report from the EACC detailing some 175 cases that were alleged to be under investigation.
2. I learnt from the media that evening that my name was in the list. This position was subsequently confirmed in a press statement by the Secretary, Communications and State House Spokesman Mr Manoah Esipisu on 28th March 2015 indicating that I, among others, had complied with the directive to step aside to enable investigations on the allegations to be carried out.
3. On 30th March 2015 I wrote to you indicating that I had, in deference to the said announcement, refrained from coming to the office until investigations are completed (*copy of letter attached*).
4. At the request of EACC, I attended all their sessions and responded to all the issues which they wished to raise.
5. I verily believe that at the conclusion of their investigation and in accordance with the relevant statute, they forwarded their investigation file together with their recommendations to the Director of Public Prosecutions.

6. Indeed, on 17th July 2015, I was informed that EACC had made recommendations to the DPP that my file be closed. I subsequently saw on the DPP's facebook and twitter accounts a press release confirming that he had received a recommendation from EACC the previous day (on 16th July, 2015) that my file be closed. (*copy of the press release is attached*).
7. On 31st July 2015 I was informed and verily believe the same to be true that having reviewed my file, the DPP had determined that no offence was disclosed and accordingly my file should be closed by the EACC. The same was duly published in the DPP's facebook and twitter accounts as a press release. (*copy attached*).

Following the completion and determination of the complaint against me confirming that I have not committed any violation whether in law, regulation or procedure, I have today Tuesday 4rd August, 2015 resumed my duties.

I thank you and all the staff of the National Treasury for your support, goodwill and prayers during these past four months.

Yours

Sincerely



ESTHER KOIMETT, CBS

cc. **Mr Joseph K. Kinyua, CBS**
Chief of Staff & Head of Public Service
The Presidency
NAIROBI

Dr Kamau Thugge, EBS
Principal Secretary/National Treasury
NAIROBI

Mr Mutua Kilaka, CBS, SS
Principal Administrative Secretary
National Treasury
NAIROBI



OFFICE OF THE DIRECTOR OF PUBLIC PROSECUTIONS

PRESS STATEMENT

ETHICS AND ANTI-CORRUPTION COMMISSION (EACC) REPORT ON ONGOING INVESTIGATIONS ON CORRUPTION AGAINST CERTAIN PUBLIC OFFICERS REFERRED TO IN THE PRESIDENTIAL ADDRESS IN PARLIAMENT ON 26TH MARCH, 2015

I wish to confirm that yesterday evening I received the following files from EACC with recommendations as shown below.

	NAME	DESCRIPTION	EACC Recommendation
1.	Gladys Boss Shollei & 6 Others Former Chief Registrar of the Judiciary.	EACC/FI/INQ/06/2014 Inquiry into allegation of irregular procurement of a fully furnished residential property for the Hon. Chief Justice/President of the Supreme Court.	EACC recommends that the former Chief Registrar & 6 other officers be charged with various criminal offences
2.	Mr. Joseph Alsiola Musambayi (Clerk of the Vihiga County Assembly) & Ms. Peris Livanga Odari (Vihiga County Assembly Senior Accountant)	EACC/KSM/FI/INQ/37/2015 Inquiry into allegations of obstruction against the Clerk of the Vihiga County Assembly Mr. Joseph Alusiola Musambayi and the Vihiga County Assembly Senior Accountant Peris Livanga Odari.	EACC recommends that the two be charged with various criminal offences
3.	County Government of Isiolo - Ms. Asha Abdi (Head of Isiolo County Treasury & Executive Committee Member in charge of Finance and Economic Planning), Mr. Charles Gachihi Mungai (interim Head of Procurement & Head of Supply Chain Management) & Mr. Humphrey Aaron Githuku Maina (Chairperson of the Standing Tender Committee)	EACC/NYR/FI/INQ/08/2014 Inquiry into allegations corruption against officers of the County Government of Isiolo.	EACC recommends that Isiolo County officers be charged with various criminal offences
4.	Ministry of Industrialization	EACC/FI/INQ/31/2014 Inquiry into allegations of alleged misappropriation of Kshs. 34 million Development Grant by the Ministry of Industrialization to Export Processing Zone Authority (EPZ).	EACC recommends that the file be closed for lack of evidence of criminal culpability

5.	Kenya Railways Corporation - Ms. Esther Koimet (Investment Secretary)	EACC/AT/INQ/16/2015 Inquiry into allegations that Esther Koimet, the Investment Secretary used her office to deprive former employees of the Kenya Railways Corporation house Number Lr. 3734/89 that had been set aside for purchase under the Tenant Purchase Scheme.	EACC recommends that the file be closed for lack of evidence of criminal culpability
6.	Hon. John Serut Member of Parliament, Mt. Elgon Constituency	EACC/ELD/FI/INQ/07/2015 Inquiry into allegations of fraudulent acquisition of public money belonging to Chepkurkur S.A. Primary school in Mt. Elgon Constituency.	EACC recommends that the file be closed for lack of evidence of criminal culpability
7.	Mr. Alex Kabuga, Chief Executive Officer (CEO) Kenya Trade Agency (KENTRADE)	EACC/OPERATIONS/INQ/13/15 Inquiry into allegations of procurement irregularities and Abuse of Office against the Chief Executive Officer (CEO) of Kenya Trade Network Agency	EACC recommends that the CEO be charged with various criminal offences
8.	County Government of Narok - Governor Samuel Ole Tunai	EACC/FI/INQ/52/2015 Inquiry into allegations of Financial irregularities, Human Resource Management and procurement irregularities in the Narok County Government.	EACC resubmitted the file after further investigations and reiterate their earlier recommendations that the file be closed for lack of evidence of criminal culpability.

The above files shall be independently reviewed and a decision thereon made shortly. Our decisions will be based on the threshold of the evidence in the files and the law.

Dated 17th July, 2015



KERIAKO TOBIKO CBS, SC
DIRECTOR OF PUBLIC PROSECUTIONS

109



REPUBLIC OF KENYA
THE NATIONAL TREASURY

Telegraphic Address: 22921
- Nairobi
FAX NO. 310833
Telephone: 2252299
When Replying Please Quote

THE NATIONAL TREASURY Finance
P O BOX 30007 - 00100
NAIROBI

REF: 2001062403/109

6th August, 2015

Mr. Halakhe Waqo
Chief Executive Officer
Ethics and Anti-Corruption Commission
P.O. Box 61130 - 00200
NAIROBI

Dear C.S.

CLEARANCE – ESTHER KOIMETT

This is in reference to your letter no. EACC.6/16/1 VOL XXXX(54) dated 9th June 2015.

In the letter under reference you indicated that the Commission was conducting an inquiry into allegations of corruption touching on the officer referred to above.

Please let us know if the case has been concluded.

Yours Sincerely

Mutua Kilaka, CBS, SS
Principal Administrative Secretary
For: Principal Secretary

N.o.o Cabinet Secretary



**ISO 9001:2008
Certified.**

PRINCIPAL ADMINISTRATIVE SECRETARY
THE NATIONAL TREASURY
14 AUG 2015 06

RECEIVED
P.O. Box 30007-00100, NAIROBI

12 AUG 2015

RECEIVED
P.O. Box 30007-00200, NAIROBI



12 AUG 2015
RECEIVED
P.O. Box 30007 - 00100, NAIROBI

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. 6/16/1 VOLXLII(37)

11th August 2015

Mutua Kilaka, CBS, SS
Principal Administrative Secretary
The National Treasury
Treasury Building, Harambee Avenue
P.O. Box 30007-00100
NAIROBI

Dear *Mr. Kilaka,*

RE: INVESTIGATIONS TOUCHING ON ESTHER KOIMETT

Reference is made to your letter Ref: 2001062403/109 dated 6th August 2015, on the above subject.

We hereby write to confirm that this Commission has completed the inquiry on allegations of corruption touching on the above mentioned officer. In terms of our findings, the investigation did not disclose any evidence against the officer, and a recommendation was made to the Director of Public Prosecutions for closure of the file. The DPP concurred with the Commission recommendations.

For your information and further action.

Yours *Sincerely,*
[Signature]

Halakhe D. Waqo, ACI Arb
SECRETARY/CHIEF EXECUTIVE OFFICER

395

AVVVV-2713)

24 DEC 2015



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.6/11/1 Vol. III/(60)

23rd December, 2015

Mr. Joseph Kinyua, CBS
Chief of Staff and Head of Public Service
P O Box 30095 - 00100
NAIROBI

Dear *Mr Rotich,*

RE: INVESTIGATION INTO ALLEGATION OF IRREGULAR ACQUISITION OF KENYA RAILWAYS HOUSE BY MRS. ESTHER KOIMET

The Commission completed its investigations on allegations that Esther Koimet, the Investment Secretary used her office to deprive former employees of Kenya Railways Corporation a house that had been set aside for their purchase. The file was forwarded to the Director of Public Prosecutions in compliance with Sec. 35 of the Anti-Corruption and Economic Crimes Act.

The Director of Public Prosecutions, upon perusal of our file concurred with the Commission's recommendation that the matter be closed as no wrong doing had been established on the part of Mrs. Esther Koimet.

The matter is now closed.

Yours faithfully,

HALAKHE D. WAQO, ACIArb
SECRETARY/CHIEF EXECUTIVE OFFICER

Copy to: **Cabinet Secretary**
The National Treasury
NAIROBI

Jawja
Noted. Make a copy to PS and Ms. Koimett.

14/1/16



THE PRESIDENCY
EXECUTIVE OFFICE OF THE PRESIDENT
CHIEF OF STAFF AND HEAD OF THE PUBLIC SERVICE

Telegraphic Address
Telephone: +254-20-2227436
When replying please quote

STATE HOUSE
P.O. Box 40530-00100
Nairobi, Kenya

Ref. No.
OP.CAB.1/8A ^{and date}

..... 20.....
13th January, 2016

Prof. Margaret Kobia, CBS
Chairperson
Public Service Commission
NAIROBI

Dear

REF: REINSTATEMENT OF MRS. ESTHER KOIMET

The above subject matter refers.

As you are aware, Mrs. Esther Koimet was directed to step aside following the allegations that she wrongfully acquired the Kenya Railways House.

Investigations done by the Ethics and Anti-Corruption Commission and the Director of Public Prosecutions have since revealed that she did not commit any wrong as far the acquisition of the house was concerned and as such they have both recommended for the closure of her file.

Given that Mrs. Koimet has formally been cleared, you may proceed to have her reinstated to her former position in the National Treasury.

Yours

JOSEPH K. KINYUA, EGH
CHIEF OF STAFF AND HEAD OF THE PUBLIC SERVICE

cc: Mr. Henry Rotich
Cabinet Secretary
National Treasury
NAIROBI

Attachment (1)

68 1 FEB 2016



Telephone: (020) 2223901
When replying quote
E-mail: psck@publicservice.go.ke
Fax No. 214791

COMMISSION HOUSE
HARAMBEE AVENUE
P.O. Box 30095 - 00100
NAIROBI

Ref. No.PSC/1/1/IV/(51)

27th January, 2016

Mr. Henry Rotich
Cabinet Secretary
National Treasury
NAIROBI

Dear *CS,*

REINSTATEMENT OF MRS. ESTHER KOIMET

Reference is made to letter Ref. No. OP. CAB. 1/8A of 13.1.2016 from the Chief of Staff and Head of the Public Service on the above subject.

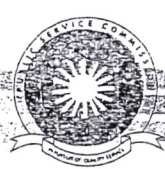
The Public Service Commission has no objection to the reinstatement of Mrs. Esther Koimet to her former position in the National Treasury following clearance by the Ethics and Anti-Corruption Commission and the Director of Public Prosecutions.

Please take necessary action.

Yours *Sincerely*
Alice A. Otwala

Alice A. Otwala (Mrs.), CBS
SECRETARY/CEO
PUBLIC SERVICE COMMISSION

CC Mr. Joseph K. Kinyua, EGH
Chief of Staff and
Head of the Public Service
Executive Office of the President
NAIROBI



Ms. Lilian Omolo
Principal Secretary
Youth and Public Service
Ministry of Public Service,
Youth and Gender Affairs
NAIROBI



REPUBLIC OF KENYA
THE NATIONAL TREASURY

Telegraphic Address: 22921
– Nairobi
FAX NO. 310833
Telephone: 2252299
When Replying Please Quote

THE NATIONAL TREASURY Finance
P O BOX 30007 - 00100
NAIROBI

REF: 2001062403/122

29th January, 2016

Esther J. Koimet, CBS
Director General
Directorate of Portfolio Management
TREASURY

Dear

Ms. Koimet

REINSTATEMENT

I am pleased to inform you that investigations undertaken by the Ethics and Anti-Corruption Commission and the Director of Public Prosecutions has since revealed that you did not commit any wrong as far as the acquisition of Kenya Railways House was concerned and as such they have recommended for the closure of the file.

In this regard therefore, you are now requested to resume your duties with immediate effect.

Yours

Sincerely

[Handwritten signature of Dr. Kamau Thugge]

Dr. Kamau Thugge, CBS
Principal Secretary



ISO 9001:2008
Certified.

ANNEXURE 10

Nominee's Compliance Documents from EACC, HELB, CRB, DCI, KRA,
and Sworn Affidavit

FIRST SCHEDULE (S.13) / TARATIBU YA KWANZA (S.13)**SELF-DECLARATION FORM / FOMU YA KUJITANGAZA****1. GENERAL INFORMATION / TAARIFA YA JUMLA**

Title / Cheo	Surname / Jina la ukoo	First Name / Jina la Kwanza	Middle Name / Jina la Katikati	Other Names / Majina Mengine
Mr/Mrs/Prof/ Miss/Ms/Dr Bw/Bi/Prof/ Binti/Bibi/Dkt	KOIMETT	ESTHER	JEPKEMBOI	BIWOTT
ID CARD No. Na. ya Kitambulisho	PASSPORT NO. NA. ya PASIPOTI	EXPIRY DATE OF PASSPORT TAREHE YA MUDA WA PASIPOTI KUISHA	PIN NO. NA. ya PIN	
1889965			A002T06669K	
SEX (Tick) JINSIA (Weka Alama)	Occupation: Kazi: CIVIL SERVANT			
Male Kiume <input type="checkbox"/>	E-Mail Address: Anwani ya Barua pepe: ekoimett@gmail.com			
Female Kike <input checked="" type="checkbox"/>	Postal Address: PO Box 30007 Code: 00100 Anwani ya Posta: SL Posta: NAIROBI Msimbo: 00100			
	Other Addresses: P.O Box 48183 00100 Anwani Nyingine: NAIROBI			
Telephone No. Na. ya Simu	Mobile No. Na. ya Rununu	Other Numbers Nambari Nyingine		
	0720 886722	0724 559960		
RESIDENCE MAKAZI	ESTATE/TOWN/LOCATION MTAA/MJI/LOKESHENI			RIVERSIDE DRIVE
	DISTRICT WILAYA			NAIROBI
	COUNTY KAUNTI			NAIROBI
	TOWN/CITY MJI/JIJI			NAIROBI
	COUNTRY NCHI			KENYA
2. BIRTH INFORMATION / TAARIFA YA KUZALIWA				
DATE OF BIRTH /TAREHE YA KUZALIWA			14.09.1956	

01 AUG 2012

JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P. O. BOX 19997 - 00100, NAIROBI

BIRTH CERTIFICATE NO. / NA. YA CHETI CHA KUZALIWA	
PLACE OF BIRTH / MAHALI PA KUZALIWA	KAPSQWAR HOSPITAL
DISTRICT OF BIRTH / WILAYA YA KUZALIWA	ELGEYO MARRAKWET
COUNTY OF BIRTH / KAUNTI YA KUZALIWA	ELGEYO MARRAKWET
COUNTRY OF BIRTH / NCHI YA KUZALIWA	KENYA

3. NATIONALITY /UTAIFA

Kenyan Mkenya <input checked="" type="checkbox"/>	Dual Kotekote <input type="checkbox"/> (Provide details _____) (Toa maelezo _____)
--	---

4. MARITAL STATUS / HALI YA NDOA

SINGLE NINGALI SIJAOA/ SIJAOLEWA <input type="checkbox"/>	MARRIED NIMEOA/NIMEOLEWA <input checked="" type="checkbox"/>	SEPARATED NIMETENGANA <input type="checkbox"/>
DIVORCED NIMETALAKIANA <input type="checkbox"/>	WIDOWED NIMEFIWA <input type="checkbox"/>	

IF MARRIED GIVE NAMES OF THE SPOUSE(S) (Surname, First Name, middle name, others)
KAMA UMEMEA TOA MAJINA YA MUME/MKE(Wa) WAKO (Jina la ukoo, Jina la Kwanza, jina la kati, mengine)

DR. EZEKIEL CHERUYOT KOINETI

NATIONALITY OF SPOUSE UTAIFA WA MKE/MUME	KENYAN
---	--------

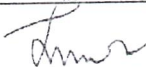
NAME OF CHILDREN UNDER THE AGE OF 18 YEARS
JINA LA WATOTO WALIO CHINI YA UMRI WA MIAKA 18

NONE

5. EDUCATIONAL QUALIFICATIONS / KUFUZU KWA KIELIMU

PRIMARY CERTIFICATE CHETI CHA MSINGI <input checked="" type="checkbox"/>	SECONDARY SHULE YA UPILI <input checked="" type="checkbox"/>	'A' LEVEL KIWANGO CHA 'A' <input type="checkbox"/>
DIPLOMA STASHAHADA <input checked="" type="checkbox"/>	DEGREE SHAHADA <input checked="" type="checkbox"/>	MASTERS UZAMILI <input checked="" type="checkbox"/>
OTHERS VINGINE		PHD UZAMIFU <input type="checkbox"/>




 JACQUELINE MBITHE MUTUKU
 ADVOCATE &
 COMMISSIONER FOR OATHS
 P. O. BOX 19997 - 00100, NAIROBI

HIGHEST ACADEMIC QUALIFICATION OBTAINED

KUFUZU KWA JUU ZAIDI KWA KIAKADEMIA ULIKOPATA

Qualification / Kufuzu	Institution / Taasisi	Year / Mwaka
MBA	UNIVERSITY OF NAIROBI	1988

6. LANGUAGE SPOKEN / LUGHA UNAZOZUNGUMZA

First Language Lugha ya Kwanza	Second Language Lugha ya Pili	Others Nyingine
KALENJIN (KIKUYO)	ENGLISH	SWAHILI

7. MEMBERSHIP OF PROFESSIONAL ORGANISATION(S) (If any)

UANACHAMA WA SHIRIKA(MA) YA KITAALAMU (Kama yapo)

Name of Organization Jina la Shirika	Date of Admission Tarehe ya Kuandikishwa	Membership No. Na. ya Uanachama

8. REASON(S) FOR DECLARATION / SABABU ZA KUJITANGAZA

Purpose for which declaration is required / Kusudio la kuhitajika kwa kujitangaza huku

Election Upigaji kura	<input type="checkbox"/>	Employment Kuajiriwa	<input checked="" type="checkbox"/>
Others (Specify) <u>REQUIRED BY THE NATIONAL ASSEMBLY</u> Nyingine (Bainisha) <u>AS PART OF THE DOCUMENTATION FOR VETTING</u>			

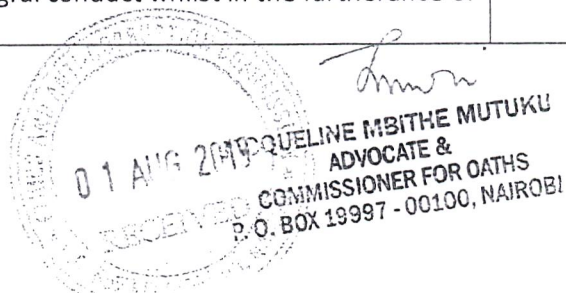
State office for which the declaration is being submitted Ofisi ya serikali ambayo kujitangaza huku kunawasilishwa	NATIONAL ASSEMBLY
---	-------------------

9. MORAL AND ETHICAL QUESTIONS / MASWALI YA NIDHAMU NA KIMAADILI

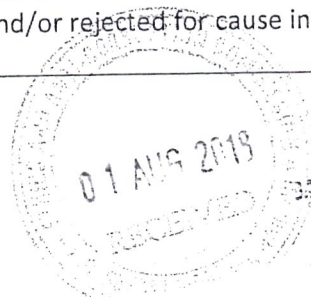
Answers to the following questions are mandatory. If YES to any question you must provide additional information on a supplementary sheet.

Majibu kwa maswali yafuatayo ni lazima. Kama NDIYO katika swali lolote lazima utoe taarifa ya ziada kwenye karatasi nyingine.

	YES	NO
a) Have you ever engaged in any form of dishonesty in the conduct of public affairs a) Umewahi kujihusisha na hali yoyote ya kutokuwa mwaminifu katika kazi zako na shughuli za umma		✓
b) Have you ever abused a public office? b) Umewahi kutumia vibaya ofisi ya umma?		✓
c) Have you ever misrepresented information to the public? c) Umewahi kuwakilisha kwa njia isiyofaataarifa kwa umma?		✓
d) Have you ever engaged in wrongful conduct whilst in the furtherance of personal benefit?		✓



d) Umewahi kujihusisha katika tabia mbaya huku ukitaka kujinufaisha kibinafsi?		
e) Have you ever misused public resources? e) Umewahi kutumia vibaya rasilimali za umma?		✓
f) Have you ever discriminated against anyone of any grounds other than as provided for under the Constitution or any other law? f) Umewahi kubagua yeyote kwa misingi yoyote mbali na vile ilivyoelezwa katika Katiba au sheria yoyote nyingine?		✓
g) Have you ever falsified official or personal records? g) Je, umewahi kudanganya katika rekodi rasmi au za kibinafsi?		✓
h) Have you ever been debarred or removed from the Register of Members of your professional organization? h) Umewahi kupigwa teke au kuondolewa kutoka kwenye Rejista ya Wanachama wa shirika lako la kitaalamu?		✓
i) Have you ever had any occupational or vocational license revoked and/or otherwise subjected to any other disciplinary action for cause in Kenya or any other country i) Umewahi kujipata katika hali ya leseni yako ya kikazi au ya kiufundi kutupiliwa mbali na/au vinginevyo kuchukuliwa hatua nyingine ya kinidhamu katika nchi ya Kenya au nchi yoyote nyingine		✓
j) Have you ever dismissed from employment on account of lack of integrity? <i>been</i> j) Umewahi kufutwa kazi katika ajira kutokana na ukosefu wa uadilifu?		✓
k) If you have been a public officer, have you ever failed to declare your Income, Assets and Liabilities as required under the Public Officer Ethics Act, 2003? k) Kama umewahi kuwa ofisa wa umma, umewahi kushindwa kutangaza Mapato yako, Mali na Gharama kama unavyohitajika katika Kifungu cha sheria cha Maadili ya Ofisa wa Umma, 2003?		✓
l) Have you ever been the subject of disciplinary or criminal proceedings for breach of the Public Officer Ethics Act, 2003 or a Code prescribed thereunder? l) Umewahi kuwa mada katika taratibu za kinidhamu au kihalifu kwa kuvunja kifungu cha sheria cha Maadili ya Ofisa wa Umma 2003, au Msimbo ulioainishwa hapo chini?		✓
m) Have you ever been convicted of any offence and sentenced to serve imprisonment for a period of at least six months? m) Umewahi kushtakiwa kwa kosa lolote na kuhukumiwa kifungo gerezani kwa kipindi kipatacho miezi sita?		✓
n) Have you ever had an application for a Certificate of Clearance or a Certificate of Good Conduct or for a visa or other document authorizing work in a public office denied and/or rejected for cause in Kenya or any other country?		✓



Amari
SACQUELINE MBITHE MUTUKU
 ADVOCATE &
 COMMISSIONER FOR OATHS
 P. O. BOX 19997 - 00100, NAIROBI

n) Umewahi kutuma ombi la Cheti cha kuondolewa Hatia au Cheti cha Kinidhamu au cha visa au nyaraka nyingine zinazoidhinisha kazi katika ofisi ya umma na hivyo basi wewe kunyimwa na/ au kukataliwa kwa sababu yoyote nchini Kenya au nchi yoyote nyingine?

10. EMPLOYMENT INFORMATION / TAARIFA YA KUAJIRIWA

NAME OF EMPLOYER JINA LA MWAJIRI	POSITION/RANK CHEO/WADHIFA	DATE OF FIRST APPOINTMENT TAREHE YA KUAJIRIWA KWA KWANZA	DATE OF PRESENT APPOINTMENT TAREHE YA KUAJIRIWA KWA SASA
THE GOVT OF KENYA	INVESTMENT SECRETARY I		14.02.2005
	DIRECTOR GENERAL PUBLIC INVESTMENT		
	AND PORTFOLIO		
	MANAGEMENT		
WORKSTATION KITUO CHA KAZI	NATURE OF EMPLOYMENT (Constitutional/Elective/Permanent/Contractual/Other) AINA YA KUAJIRIWA (Kikatiba/Kuteuliwa/Kudumu/Kikandarasi/Nyingine)		

Jacqueline Mbithe Mutuku
JACQUELINE MBITHE MUTUKU
 ADVOCATE &
 COMMISSIONER FOR OATHS
 P. O. BOX 19997 - 00100, NAIROBI



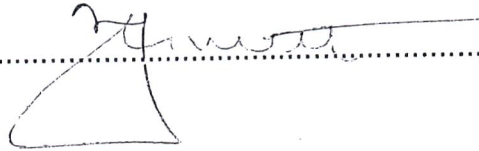
OATH AND AFFIRMATION / KIAPO NA UTHIBITISHWAJI

I solemnly swear (or affirm) and certify, under penalty of false declaration under the Oaths and Statutory Declarations Act (Cap 15 of the Laws of Kenya), that all the foregoing statements in this declaration are true and correct to the best of my knowledge.

Ninaapa ya kwamba (ninathibitisha) na kuidhinisha, katika adhabu ya kujitangaza kwa uongo chini ya kifungu cha sheria cha Viapo na Kujitangaza Kisheria (Ibara 15 ya Sheria za Kenya), kwamba kauli zote zilizotajwa katika kujitangaza huku ni za kweli na sahihi kwa kadri ninavyojua.

Dated at / Mnamo tarehe 30th, this / kwenye..... July
day of / siku hii ya 2018

SIGNATURE OF DECLARANT:
SAINI YA ANAYEJITANGAZA:

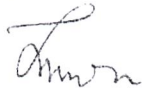


SWORN/DECLARED BEFORE ME / ALIYELISHWA KIAPO/TANGAZWA MBELE YANGU

This / Mnamo 30th day of / siku hii ya July , 20 18

at / katika mahali hapa..... NAIROBI.....

JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P. O. BOX 19997 - 00100, NAIROBI



COMMISSIONER FOR OATH/MAGISTRATE
KAMISHNA WA KIAPO/ HAKIMU





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/REC/21/CERT 299/15

24th April, 2015

To Whom It May Concern,

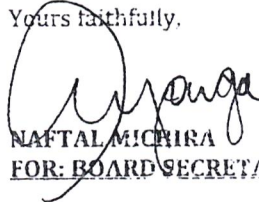
UNIVERSITY STUDENTS' LOAN RECOVERY
BIWOTT ESTHER JEPKEMBOI ID NO.1889965

The above subject refers.

Please note that the above named person is a beneficiary of Higher Education Loans Board Scheme. She completed repaying the loan and was issued with certificate **NUMBER 1799** in the year 2008 which she claims to be lost/misplaced.

In the event of any further queries, please do not hesitate to contact the undersigned.

Yours faithfully,

fw.

NAFTAL MICHIRA
FOR: BOARD SECRETARY/CEO



ISO 9001: 2008 Certified. Working with you to finance Higher Education now and in the future

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

Serial No. MCRB/C587828



Metropol Credit Reference
Bureau Limited

Certificate of Clearance

ESTHER JEPKEMBOI KOIMETT

National ID Number: 1889965

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

Managing Director's Signature

25/07/2018

Date

M-39

1.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

2.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

3.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

4.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

5.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

6.

Offence(s):

.....

Result of Trial:

.....

Date:

.....

www.kra.go.ke

Taxpayer PIN : A002706669K

Certificate Date: 06/12/2017

Name and Address :

Certificate Number:

Esther Jepkemboi R Biwott
SPRING VALLEY, NAIROBI, Westlands District,
PO Box:48183,
Postal Code:00100

KRAWON9132442017



**This is to confirm that Esther Jepkemboi R Biwott,
Personal Identification Number A002706669K
has filed relevant tax returns and
paid taxes due as provided by Law.**

**This Certificate will be valid for
twelve (12) months up to 05/12/2018.**

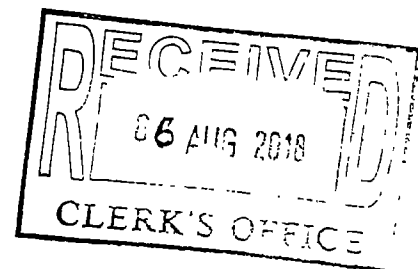
Caveat: This certificate is issued on the basis of information available with the authority as at the certificate date mentioned above. The Authority reserves the right to withdraw the certificate if new evidence materially alters the tax compliance status of the recipient.

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.

ESTHER JEPKEMBOI KOIMETT of ID No. 1889965 and Post Office Box Number 18183-00100, NAIROBI hereby make oath and state as follows:-

1. THAT I am an adult female of sound mind and hence competent to swear this affidavit.
2. THAT I was issued with my National Identity Card Number 1889965 on which bears my names as ESTHER JEPKEMBOI KOIMETT.
3. THAT I am married to Dr. EZEKIEL C. KOIMETT and by marriage, I changed my names to ESTHER JEPKEMBOI KOIMETT.
4. THAT my names on the East Africa School Certificate and the Egerton College Diploma Certificates are ESTHER JEPKEMBOI RUTO respectively.
5. THAT my names on the University of Nairobi Bachelor of Commerce (Accounting Option) Certificate are ESTHER J. RUTTO BIWOTT.
6. THAT my names on the University of Nairobi Master of Business Administration Certificate are ESTHER J. R. BIWOTT.
7. THAT I swear this affidavit to confirm that my names as they appear in my National Identity Card, the East Africa School Certificate, the Egerton college Certificate, The University of Nairobi Bachelor of Commerce Degree Certificate and the University of Nairobi Master of Business Administration Degree Certificate refer to one and the same person who is me.
8. THAT what is deponed to herein is true to the best of my knowledge and belief.

SWORN at NAIROBI)
)
by the said)
ESTHER JEPKEMBOI KOIMETT)
Alias)
ESTHER JEPKEMBOI RUTO)
Alias)
ESTHER J. RUTTO BIWOTT)
Alias)
ESTHER J. R. BIWOTT)
)
this day of August 2018)
)
BEFORE ME)
)
)
COMMISSIONER FOR OATHS)



JAMHURI YA KENYA

REPUBLIC OF KENYA

SERIAL NUMBER: 240450104

ID NUMBER: 1889965

FULL NAMES

ESTHER JEPKEMBOI KOIMETT

DATE OF BIRTH
14. 09. 1956

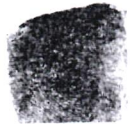
SEX
FEMALE

DISTRICT OF BIRTH
KEIYO

PLACE OF ISSUE
CENTRAL

DATE OF ISSUE
17. 03. 2017

HOLDER'S SIGN



DISTRICT
MOGOTIO
DIVISION
EMINING
SUB-CENTRE
KOITEBES
RE-LOCATION
KOITEBES



PRINCIPAL REGISTRAR'S SIGN

T0251538943

IDKYA2404501040<<3063<<<<<4714
5609143F1703179<B001889965C<<<4
ESTHER<JEPKEMBOI<KOIMETT<<<<<<

Certified to be a true copy of the original

Amun

JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P. O. BOX 19997 - 00100, NAIROBI





Kenya Revenue Authority

INCOME TAX DEPARTMENT
PERSONAL IDENTIFICATION NUMBER CERTIFICATE

A002706669K

PIN:

NAME:

DATE OF BIRTH:

PLACE OF BIRTH:

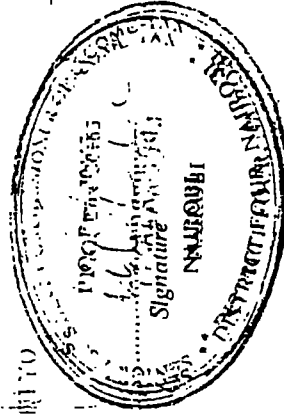
Date: *12th April 1991*

FORM PIN 1

KOIHETT ESTHER JEPHEMOI

201956

KIPITTO



Certified to be a true copy of the original

JACQUELINE MBITHE MUTUKU
ADVOCATE &
COMMISSIONER FOR OATHS
P.O. BOX 19997 - 00100, NAIROBI



**OATH BY WITNESS APPEARING BEFORE
THE DEPARTMENTAL COMMITTEE ON
TRANSPORT PUBLIC WORKS AND
HOUSING**

I.....Kelly Kematt..... DO SWEAR
THAT THE EVIDENCE I SHALL GIVE BEFORE
THIS COMMITTEE ON THE MATTERS UNDER ITS
CONSIDERATION SHALL BE THE TRUTH, THE
WHOLE TRUTH NOTHING BUT THE TRUTH. SO
HELP ME GOD

Kelly Kematt

SIGN

ANNEXURE 11

Committee Minutes

MINUTES OF THE FORTY FIFTH (45TH) SITTING OF THE DEPARTMENTAL COMMITTEE ON TRANSPORT, PUBLIC WORKS & HOUSING HELD ON SATURDAY, 4TH AUGUST 2018 AT 10.00 A.M. IN BARAZA II CONFERENCE ROOM, SAROVA WHITESANDS BEACH RESORT & SPA, MOMBASA

MEMBERS PRESENT

1. Hon. David Pkosing - Chairperson
2. Hon. Samuel Arama
3. Hon. Ahmed Bashane Gaal
4. Hon. Suleiman Dori Ramadhani
5. Hon. Dominic Kipkoech Koskei
6. Hon. Johnson Many Naicca
7. Hon. Kulow Maalim Hassan
8. Hon. Peris Pesi Tobiko
9. Hon. Rehema Dida Jaldesa
10. Hon. Tom Mboya Odege
11. Hon. Vincent Kemosi Mogaka

MEMBERS ABSENT WITH APOLOGY

1. Hon. Moses Kuria - Vice Chairperson
2. Hon. Savula Ayub Angatia
3. Hon. Ahmed Abdisalan Ibrahim
4. Hon. Gideon Mutemi Mulyungi
5. Hon. Mugambi Murwithania Rindikiri
6. Hon. David Njuguna Kiaraho
7. Hon. Rigathi Gachagua
8. Hon. Shadrack John Mose

SECRETARIAT

- | | | |
|-----------------------------|---|---------------------|
| 1. Ms. Chelagat Aaron Tungo | - | Clerk Assistant I |
| 2. Mr. Ahmed Salim A. | - | Clerk Assistant III |
| 3. Ms. Mercy Wanyonyi | - | Legal Counsel |
| 4. Mr. James Muguna | - | Researcher |
| 5. Mr. Eugene Luteshi | - | Audio Officer |
| 6. Mr. Yeziel Jilo | - | Sergeant at arm |
| 7. Mr. Robert Langat | - | Office Assistant |

MIN No. TPWH 196/2018: PRELIMINARIES

The Chairperson called the meeting to order at ten o'clock, with a word of prayer from Hon. Samuel Arama, MP. The Chairperson informed the Committee that the agenda of the meeting was to prepare and adopt the report on the Approval Hearing / Vetting of Ms. Esther Koimett for Appointment to the Position of Principal Secretary, State Department of Transport. Members adopted the agenda, the proposer being Hon. Vincent Kemosi and the seconder being Hon. Tom Odege.

MIN No. TPWH 197/2018: CONFIRMATION OF MINUTES OF THE PREVIOUS SITTINGS

Minutes of the 44th sitting held on Friday, 3rd August 2018 were confirmed as a true record of the proceedings, having being proposed by Hon. Johnson Naicca and seconded by Hon. Suleiman Dori.

MIN No. TPWH 198/2018: REPORT WRITING ON THE APPROVAL HEARING / VETTING OF MS. ESTHER KOIMETT FOR APPOINTMENT TO THE POSITION OF PRINCIPAL SECRETARY, STATE DEPARTMENT OF TRANSPORT

The Committee, having considered the nominee's filled questionnaire, her curriculum vitae and having heard her oral submission during the approval hearing, made the following observations on her suitability for appointment as the Principal Secretary in the State Department for

In conclusion, and pursuant to Article 155 (3) of the Constitution and Standing Order 216 (5) (f), the Committee resolved to recommend that the National Assembly approves the nomination of Ms. Esther Koimett for appointment by H.E. the President as Principal Secretary, State Department of Transport, Ministry of Transport, Infrastructure, Housing and Urban Development.

MIN No. TPWH 199/2018:

ADOPTION OF THE REPORT ON THE APPROVAL HEARING / VETTING OF MS. ESTHER KOIMETT FOR APPOINTMENT TO THE POSITION OF PRINCIPAL SECRETARY, STATE DEPARTMENT OF TRANSPORT

The Committee adopted the report on the Approval Hearing / Vetting of Ms. Esther Koimett for Appointment to the Position of Principal Secretary, State Department of Transport. Adoption of the report was proposed by Hon. Peris Tobiko and seconded by Hon. Seconded by Hon. Rehema Jaldesa.

MIN No. TPWH 200/2018:

ADJOURNMENT

There being no other business, the sitting was adjourned at thirty minutes past one o'clock. The next meeting to be held at 3.00pm, same day.

Signed.....

(Chairperson)

Date.....06/08/2018

Transport:

1. The nominee exhibited vast knowledge and experience having served in various capacities and as a career civil servant with over 35 years of experience especially in the investment sector which show a lot of trust on her;
2. The nominee possess impressive knowledge of topical issues in the governance, public and management sectors;
3. In accordance with Article 78(1) (2) she is a Kenyan citizen and does not hold dual citizenship and is therefore fit to hold office as a Principal Secretary;
4. Her academic credentials, and professional training and experience are impressive and in compliance with Section 6(7) of the Public Appointments (Parliamentary Approval) Act;
5. The nominee has never been charged in a Court of Law;
6. As stipulated in Article 75(1) of the Constitution, she has no potential conflict of interest;
7. She satisfies the requirements of Article 77(1) of the Constitution in that she does not intend to participate in any other gainful employment;
8. She does not hold office in any political party hence satisfies the provisions of Article 77(2) of the Constitution;
9. The nominee has never been dismissed from office under Article 75 of the Constitution for contravention of the provisions of Articles 75(1) (conflict of interest), 77 (restriction of State Officers) and 78(2) (dual citizenship) of the Constitution;
10. The Committee also noted that the nominee was in March 2015, together with others, named in a report tabled in on the floor of the House and associated with the Kenya Railways controversial decision on disposal of non-strategic assets, was asked to step aside for investigations by EACC which she complied. Vide a letter dated 2nd April 2015; the nominee was then invited by the EACC for interview and statement recording. Consequently upon conclusion of the investigations, and as confirmed by the DPP's letter dated 17th July 2015, the EACC recommended that the file be closed for lack of evidence of criminal culpability. The Committee was therefore satisfied that the nominee has passed the integrity test and is therefore fit to hold office as a Principal Secretary; and
11. That the nominee satisfies the requirements of Chapter 6 of the Constitution on leadership and integrity having been cleared by the DCI, RPP, HELB, KRA and the EACC.

MINUTES OF THE FORTY SECOND (42ND) SITTING OF THE DEPARTMENTAL COMMITTEE ON TRANSPORT, PUBLIC WORKS & HOUSING HELD ON THURSDAY, 2ND AUGUST 2018 AT 10.00 A.M. IN 4TH FLOOR BOARDROOM, CONTINENTAL HOUSE, PARLIAMENT BUILDINGS

MEMBERS PRESENT

1. Hon. David Pkosing - Chairperson
2. Hon. Moses Kuria - Vice Chairperson
3. Hon. Samuel Arama
4. Hon. Ahmed Abdisalan Ibrahim
5. Hon. Ahmed Bashane Gaal
6. Hon. Gideon Mutemi Mulyungi
7. Hon. Johnson Manya Naicca
8. Hon. Kulow Maalim Hassan
9. Hon. Peris Pesi Tobiko
10. Hon. Rehema Dida Jaldesa
11. Hon. Tom Mboya Odege
12. Hon. Vincent Kemosi Mogaka

MEMBERS ABSENT WITH APOLOGY

1. Hon. Savula Ayub Angatia
2. Hon. Suleiman Dori Ramadhani
3. Hon. Mugambi Murwithania Rindikiri
4. Hon. Dominic Kipkoech Koskei
5. Hon. David Njuguna Kiaraho
6. Hon. Rigathi Gachagua
7. Hon. Shadrack John Mose

SECRETARIAT

- | | | |
|-----------------------------|---|-------------------------|
| 1. Ms. Chelagat Aaron Tungo | - | Clerk Assistant I |
| 2. Mr. Ahmed Salim A. | - | Clerk Assistant III |
| 3. Ms. Mercy Wanyonyi | - | Legal Counsel |
| 4. Mr. James Muguna | - | Researcher |
| 5. Mr. Eugene Luteshi | - | Audio Officer |
| 6. Mr. Yeziel Jilo | - | Sergeant at arm |
| 7. Ms. Noelle Chelagat | - | Media Relations Officer |

IN ATTENDANCE

- | | | |
|-------------------------------|---|--|
| 1. Ms. Esther J. Koimett, CBS | - | Nominee, Principal Secretary - Transport |
|-------------------------------|---|--|

MIN No. TPWH 182/2018: PRELIMINARIES

The Chairperson called the meeting to order at ten o'clock, with a word of prayer from Hon. Bashane Gaal, MP. The Chairperson informed the Committee that the agenda of the meeting was to conduct the approval hearing for the nomination of Ms. Esther Koimett as the new Principal Secretary for the State Department of Transport, Ministry of Transport, Infrastructure, Housing and Urban Development. Members adopted the agenda, the proposer being Hon. Tom Mboya Odege and the seconder being Hon. Johnson Naicca.

MIN No. TPWH 183/2018: CONFIRMATION OF MINUTES OF THE PREVIOUS SITTINGS

Confirmation of the minutes of the previous sittings was deferred to the next meeting.

MIN No. TPWH 184/2018: APPROVAL HEARING / VETTING FOR THE PRINCIPAL SECRETARY NOMINEE FOR STATE DEPARTMENT OF TRANSPORT, MS. ESTHER KOIMETT

The nominee was welcomed into the meeting venue and after introductions, oath was administered to the nominee by the Clerk. The Chairman declared that there were no submissions received from the public despite a newspaper notice of 27th July 2018.

The nominee was then given an opportunity to make her submissions. The Committee heard that the nominee, Ms. Esther Koimett, is a Kenyan citizen holding an ID number 1889965, and was born on the 14th of September, 1956 in Elgeyo Marakwet County.

Academic Qualification

Ms. Esther Koimett did an Advanced Management Programme from the Strathmore Business School in 2014. She holds a Master of Business Administration (1988) and a Bachelors of Commerce degree with (Accounting Option) both from University of Nairobi (1986). She also holds a Diploma in Tourism from the International School of Marketing & Sales, Bournemouth, United Kingdom (1982) and a Diploma in Agricultural Education from Egerton College (1978). Ms. Koimett holds an East African School Certificate having sat for the Joint Examination for the East African Certificate of Education from Kapkenda Girls High school and attained Division II.

Employment History and Professional Affiliations

The nominee has been working with the National Treasury as an Investment Secretary/Director General, Public Investments & Portfolio Management since the year 2005 till her nomination. She has also worked as the Managing Director of Kenya Post Office Savings Bank from December 2003 to February 2005. The nominee has also served as a Permanent Secretary in the Ministry of Tourism from September 2002 to January 2003. Between March 2001 and August 2002, the nominee worked as the Investment Secretary in the Ministry of Finance. The nominee also worked as a Financial Analyst and the Deputy Coordinator at the Executive Secretariat & Technical Unit / Parastatal Reform Programme Committee between April 1994 and March 1996 and between March 1996 and March 2001 respectively. The nominee also worked as an Investment Promotion Officer at the Investment Promotion Officer between January 1990 and August 1994 and as a Loans Officer at the Kenya Tourist Development Corporation between 1979 and March 1993.

Honors and Awards

The nominee informed the Committee that she was a holder of the following honors/awards:

- (a) Letter of Commendation by H.E. Retired President Mwai Kibaki, CGH for her Leadership Role on the Safaricom IPO, December 2006;
- (b) Chief of the Order of the Burning Spear (CBS), Conferred by H.E. Retired President Mwai Kibaki, CGH, December 2011;
- (c) Elder of the Burning (EBS) Conferred by H.E. the Retired President Mwai Kibaki, CGH, December 2006;
- (d) Student of Year Award – International School of Marketing & Sale, Bournemouth, United Kingdom, 1982; and
- (e) Best Distinction – Diploma in Agriculture, 1978.

Potential Conflict of Interest

The nominee declared that she had no potential conflict of interest in so far as her nomination was concerned.

Knowledge of the relevant subject

- (a) The nominee has held Directorship positions both in her current and previous employment, in a number of organizations relevant to Transport sector, including the Kenya Airways, Kenya Railways, Kenya Ports Authority and the Privatization Commission.
- (b) Her vast experience in investment sector is very relevant to the department of transport because the sector holds mega government investments including, SGR and Kenya Airways.
- (c) She participated extensively in the preparation of the Privatization Bill that was enacted into Law in 2005 and the PPP Regulations which are relevant to the Transport Sector.

Integrity

In response to a question from the Committee, the nominee admitted that she was in March 2015, together with others, named in a report tabled on the floor of the House and associated with the Kenya Railways controversial decision on disposal of non-strategic assets. The nominee

immediately stepped aside to enable investigations on the allegations to be carried out. By a letter dated 2nd April 2015, the nominee was then invited by the EACC for interview and statement recording. Consequently upon conclusion of the investigations, and as confirmed by the DPP's letter dated 17th July 2015, the EACC recommended that the file be closed for lack of evidence of criminal culpability. With the matter brought to a closure and no other issue raised, the Committee was therefore satisfied that the nominee had passed the integrity test. The nominee further stated that her net worth is around two hundred and sixty million (260) Kenyan shillings and includes rental income, dividends, salary and allowances.

Other issues that the nominee responded to

- (a) Ms. Koimett informed the Committee that she has an impressive CV, a professional with a clean record, not tainted by controversies, a dedicated Kenyan with a zeal and passion in whatever discourse she takes. She believes in service to the nation as evidenced in her long public service.
- (b) As the Investment Secretary, Ms. Koimett interacted with numerous State Corporations, a task that enhanced her knowledge on matters governance and management. For instance, she participated extensively in the preparation of the Sugar Bill which was enacted into law in the year 2001, in the Privatization Bill that was enacted into Law in 2005, the PPP Regulations and the Public Finance Management Act (PFMA).
- (c) She presented herself as a reformer, a patriot and a trusted servant leader who was capable of transforming the Transport sector to greater heights and in line with the government vision of the Big Four Agenda.
- (d) The nominee has a wealth of experience in public service having been in service for over 35 years with over 25 years in investment promotion, banking, privatization and public enterprise reform. As an Investment Secretary at the National Treasury, she oversaw the implementation of an ambitious privatization programme that has seen the completion of the concessioning of the operations of the Kenya Railways, the IPO of KenGen, the IPO of Safaricom Ltd and Kenya Commercial Bank (KCB), among others.

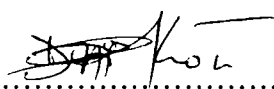
In conclusion, the nominee noted that despite the State Department of Transport being an important enabler, the sector still requires greater improvement. She indicated that the country

cannot be a thriving economic hub without a functioning transport system, which is a big challenge and would therefore need a comprehensive approach in ensuring that the systems are fully functional. She assured the Committee that given an opportunity to serve, she will be working very closely with all the stakeholders, including Parliament, to ensure that the department contributes significantly towards realization of the Government's development agenda.

The Chairperson of the Committee thanked the nominee for her appearance and her cooperation in responding to all questions posed by Members.

MIN No. TPWH 185/2018: ADJOURNMENT

There being no other business, the sitting was adjourned at thirty minutes past noon. The next meeting to be held on Friday, 3rd August 2018.

Signed.....

(Chairperson)

Date..... 06/08/2018 ,

MINUTES OF THE FORTY FIRST (41ST) SITTING OF THE DEPARTMENTAL COMMITTEE ON TRANSPORT, PUBLIC WORKS & HOUSING HELD ON TUESDAY, 31ST JULY 2018 AT 10.00 A.M. IN CDF BOARDROOM, 8TH FLOOR, HARAMBEE SACCO BUILDING, PARLIAMENT BUILDINGS

MEMBERS PRESENT

1. Hon. David Pkosing - Chairperson
2. Hon. Samuel Arama
3. Hon. Suleiman Dori Ramadhani
4. Hon. Ahmed Abdisalan Ibrahim
5. Hon. Ahmed Bashane Gaal
6. Hon. Dominic Kipkoech Koskei
7. Hon. Johnson Many Naicca
8. Hon. Kulow Maalim Hassan
9. Hon. Peris Pesi Tobiko
10. Hon. Rigathi Gachagua
11. Hon. Tom Mboya Odege
12. Hon. Vincent Kemosi Mogaka

MEMBERS ABSENT WITH APOLOGY

1. Hon. Moses Kuria - Vice Chairperson
2. Hon. Rehema Dida Jaldesa
3. Hon. Savula Ayub Angatia
4. Hon. Mugambi Murwithania Rindikiri
5. Hon. David Njuguna Kiaraho
6. Hon. Shadrack John Mose
7. Hon. Gideon Mutemi Mulyungi

SECRETARIAT

- | | | |
|-----------------------------|---|---------------------|
| 1. Ms. Chelagat Aaron Tungo | - | Clerk Assistant I |
| 2. Mr. Ahmed Salim A. | - | Clerk Assistant III |
| 3. Ms. Mercy Wanyonyi | - | Legal Counsel |
| 4. Mr. James Muguna | - | Researcher |
| 5. Mr. Eugene Luteshi | - | Audio Officer |
| 6. Mr. Yezziel Jillo | - | Sergeant at arm |

MIN No. TPWH 176/2018: PRELIMINARIES

The Chairperson called the meeting to order at twelve minutes past ten o'clock, with a word of prayer from Hon. Rigathi Gachagua MP. The Chairperson informed the Committee that the agenda of the meeting was to consider any memoranda and any available information ahead of the vetting process for the Principal Secretary nominee for State Department of Transport, Ms. Esther Koimett, to consider the Committee's workplan for the first quarter of the financial year 2018/2019, and to consider the Traffic (Amendment) Legislative Proposal, 2018 by Hon. Jude Njomo. Members adopted the agenda, the proposer being Hon. Rigathi Gachagua and the seconder being Hon. Dominic Koskei.

MIN No. TPWH 177/2018: CONFIRMATION OF MINUTES OF THE PREVIOUS SITTINGS

Confirmation of the minutes of the previous sittings was deferred to the 4th August 2018 during the Committee's retreat in Mombasa.

MIN No. TPWH 178/2018: PREPARATIONS FOR VETTING PROCESS FOR THE PRINCIPAL SECRETARY NOMINEE FOR STATE DEPARTMENT OF TRANSPORT, MS. ESTHER KOIMETT

Members of the Committee went through the curriculum vitae of the nominee and went through the provisions of the Public Appointments (Parliamentary Approval) Act, 2011. The Committee noted that by the time of the meeting, no memoranda has been received from the public on the

suitability of the nominee. It was the opinion of the Committee that the nominee had an impressive curriculum vitae and that any questions and queries will be directed towards the nominee on the day of vetting.

MIN No. TPWH 179/2018: **COMMITTEE'S WORK PLAN FOR THE FIRST AND SECOND QUARTER OF THE FINANCIAL YEAR 2018/2019**

Members were taken through the Committee's work plan, and they adopted it with a few amendments. Adoption was proposed by Hon. Samuel Arama and seconded by Hon. Rigathi Gachagua.

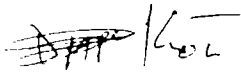
MIN No. TPWH 180/2018: **THE TRAFFIC (AMENDMENT) LEGISLATIVE PROPOSAL, 2018**

The Committee went through the proposed Bill which, if published, seeks to amend the Traffic Act, Cap. 407 as to make provision for the regulation of the use of all roads classified as superhighways.

The Committee resolved that the Committee considers the Bill during the Committee retreat in Mombasa, scheduled for the 3rd to 5th August 2018.

MIN No. TPWH 181/2018: **ADJOURNMENT**

There being no other business, the sitting was adjourned at ten minutes past noon. The next meeting to be held on Thursday, 2nd August 2018

Signed..... .....
(Chairperson)

Date..... 06/08/2018.....

