

COUNTY GOVERNMENT OF NAIROBI CITY



NAIROBI CITY COUNTY ASSEMBLY
THIRD ASSEMBLY- THIRD SESSION

10th September 2024

COMMUNICATION FROM THE CHAIR (II)

Honorable Members, I have the following further Communication to convey:

County Assembly Mace

Honorable Members,

Allow me to bring to you attention that the County Assembly concluded the process of procuring a new Mace for the Assembly. **Honorable Members,** may I officially introduce to you the said Mace which is at its designated position for your appreciation. The new Mace is a state of the art and delicate instrument representing the authority of the County Assembly as it conducts its Sittings, thus, it is required of its custodians and handlers to manage it dutifully with care.

Honorable Members, the conduct of Members around the Mace is guided by Standing Order 3(1) which require that the Mace be placed in its position whenever the County Assembly is sitting and it shall be part of the Procession whenever the Speaker in entering of leaving the Assembly. The Mace should also be kept in safe custody by the Sergeant-at- Arms whenever the Assembly is not sitting.

Honorable Members,

Permit me to refresh your mind on the provisions of the Standing Order 3 (3) that provides that it shall be grave misconduct for a Member to:

- i) Dispossess or attempt to dispossess the Mace from the Sergeant-at-Arms during Speaker's Procession or at any other time; and
- ii) Remove or attempt to remove the Mace of the Assembly from its place in the Chamber

Honorable Members,

The consequences of violating the foregoing provisions are set out by Standing Order 117 (2) which are not limited to ordering a Member who violates the same to withdraw from the Precincts of the Assembly for specified number of days and or referral of such a Member to the Select Committee on Powers and Privileges. May I therefore ask Members to conduct themselves with decorum as I will not be hesitant to apply the foregoing provisions should any violations arise.

Motor vehicle reimbursement tax refund

Honorable Members

You may recall that in my Communication dated 4th June 2024, I informed the Assembly about the agreement the Assembly Service Board had reached with the Kenya Revenue Authority. In this arrangement, the Assembly was allowed to refund all Members tax that was levied on motor vehicle reimbursement benefit. In the said Communication, it was required of all Members to submit copies of log books in their names, valuation reports from recognized valuation firms and sale agreements for them to access the refund. Consequently, it was resolved that the refund be deducted from the Pay As You Earn and be paid on a first come first come basis. Honorable Members, I am glad to report that as at this Sitting, 111 Members who fully complied with the foregoing requirements have already been refunded the said money. However, 10 Members are yet to comply and 3 Members have since complied and the process of payment is underway. May I urge the 10 Members who are yet to submit the requisite document to do so as soon as possible to enable the processing of your refund.

Surrender of pending imprests

Honorable Members,

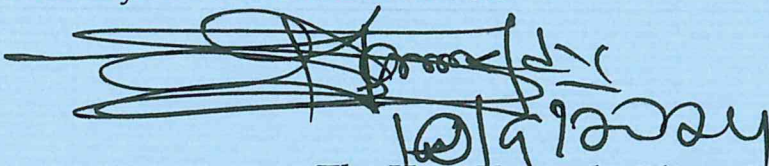
Regulation 95 (5) of Public Finance Management Act, 2012 Regulations (2015) require that a holder of a temporary imprest to account for or surrender the imprest within 7 working days after returning to duty station. Should the imprest holder fail to surrender imprest within the specified timeline, the accounting officer is required by Section 6 to of the Regulations recover in full amount from the holder's salary.

Honourable Members,

My office is in receipt of a report that has analyzed in detail, the pending imprests for Members and staff alike. I have perused the said report and I have established that a great number of Members are yet to surrender imprests advanced to you as facilitation to attend Committee workshops, international travel and other official activities. **Honorable Members,** take note that surrender of imprest is an individual responsibility and as such, I call upon all Members to make individual effort to surrender all your pending imprests. In this regard, the Clerk is hereby directed to communicate to each Member on their pending imprests with a timeline within which all Members shall be required to comply.

Honorable Members, going into the future and in order to avert audit queries related to delayed surrender of imprests, the Clerk shall not process any new request for advancement of imprest to any Member who shall not have surrendered any previous imprests advanced to him/her. Further, Honorable Members, kindly note that the Ethics and Anti-Corruption Commission (EACC) has written to my office on their scheduled visit to the Assembly to conduct an audit on our systems including compliance with statutory requirements as the case of timely surrender of imprests. To avoid embarrassment to Honorable Members that may arise out of the EACC process, you are requested to urgently comply with the provisions of the Regulations on surrender of imprests.

I thank you Honorable Members.



The Hon. Kennedy Okeyo Ng'ondi, MCA

SPEAKER, NAIROBI CITY COUNTY ASSEMBLY

Tuesday, 10th September 2024

