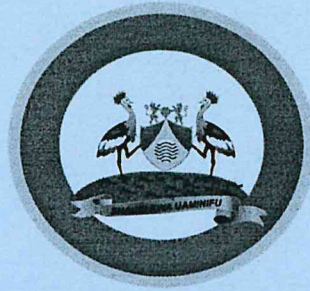


GOVERNMENT OF NAIROBI CITY COUNTY



Report laid on
behalf of Chair
W.D.F by Hon. Anema
on Tue 19/11/2024.
ADTY
Dec
19/11/24

THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

THIRD ASSEMBLY
(THIRD SESSION)

A large, stylized handwritten signature in blue ink, written over the text "THIRD ASSEMBLY" and "(THIRD SESSION)".

NCCA/TJ/PL/2024(69)

19TH NOVEMBER 2024

PAPER LAID

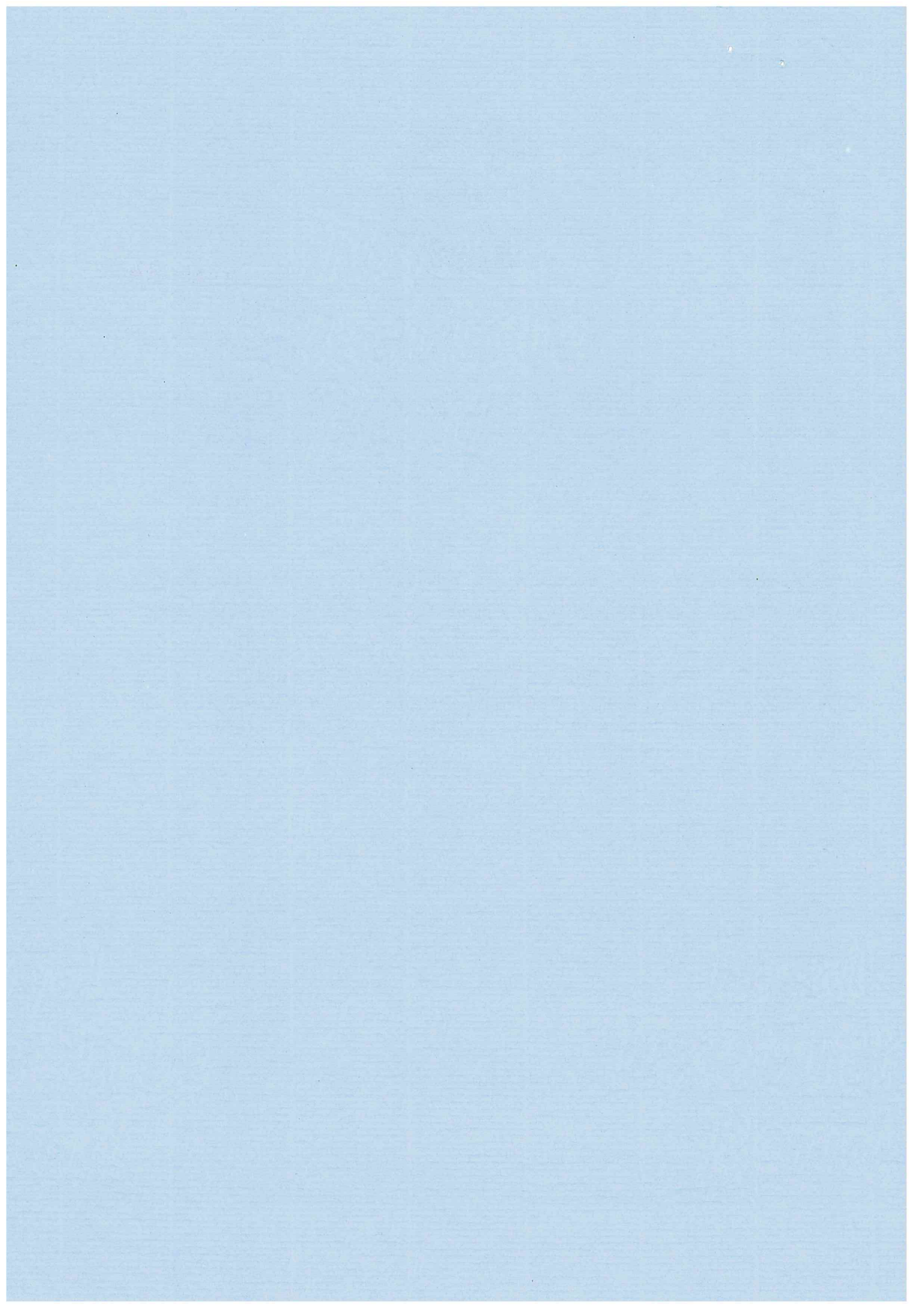
SUBJECT: COMMITTEE REPORT

Pursuant to Standing Order 196, I beg to lay the following Paper on the Table of this Assembly, today Tuesday 19th November 2024:

— THE REPORT OF THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND ON ITS WORKSHOP HELD FROM 25TH TO 28TH APRIL 2024 AT EPASHIKINO HOTEL IN NAKURU COUNTY.

(Chairperson, Select Committee on Ward Development Fund)

- Copies to:
The Speaker
The Clerk
Hansard Editor
Hansard Reporters
The Press



COUNTY GOVERNMENT OF NAIROBI CITY



NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY-THIRD SESSION

**REPORT OF THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND ON RETREAT
HELD BETWEEN 25TH -28TH APRIL, 2024 AT LAKE NAIVASHA RESORT, NAKURU
COUNTY**

Clerk's Chambers
City Hall Buildings
NAIROBI

November, 2024

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1 PREFACE

2 Committee Mandate

Hon. Speaker,

The Select Committee on Wards Development Fund is established pursuant to Section 35 of the Wards Development Fund Act, 2014 and is mandated, among others, *“To consider and recommend to the County Assembly any matter requiring action by the County Assembly pursuant to the provisions of this Act: oversee the implementation of this Act and in this respect, shall after every two years submit a report to the County Assembly and where necessary, propose any amendments to this Act, in particular, with respect to the quantum of funds repayable into the Fund in accordance with Section 4 of the Act.”*

Committee Membership

Hon. Speaker,

The Committee on Wards Development Fund is composed of the following Members: -

1. Hon. Dabar Ahmed Qadar, MCA – Chairperson
2. Hon. Mwaura Samora, MCA – Vice Chairperson
3. Hon. Abel Osumba Atito, MCA
4. Hon. Silas Matara, MCA
5. Hon. Scolastica Muthoni, MCA
6. Hon. James Koria, MCA
7. Hon. Gerald Irungu, MCA
8. Hon. Joseph Ndungu Karanja, MCA
9. Hon. Sospeter Mumbi, MCA
10. Hon. John Musila, MCA
11. Hon. Hamisi Maleya, MCA

The Committee Secretariat comprises of;

1. Mr. Wilfred Manyi – Senior Clerk Assistant
2. Ms. Jolinda Wangui– First Clerk Assistant

The Committee on Wards Development Fund held a two-day workshop from 25th to 28th April, 2024 at Lake Naivasha Resort in Nakuru County. The objectives of the meeting included the following;

- i. Deliberate on the status of the ongoing projects in the various Wards(track of all projects of the previous/current financial year);
- ii. Brief on the status of payment of ongoing projects and pending bills;
- i. Deliberate on proposals contained in the Nairobi City County Wards Development Programme Bill; and
- ii. Scrutiny of audited reports and financial statements for the WDF since inception of existing Ward Development Act of 2014



3 Acknowledgement

Hon. Speaker,

The Committee takes this opportunity to thank the Offices of the Speaker and of the Clerk for the opportunity and necessary facilitation to hold the quarterly retreat as scheduled. Further, the Committee extends its gratitude to the Secretariat for their contributions during and after the workshop and compilation of this report.

Lastly, on behalf of the Select Committee on Wards Development Fund, it is my pleasant duty and honor to table the report on the Committee workshop held from 25th to 28th April, 2024 at Lake Naivasha Resort, Nakuru County.

Thank you.

Signed  Dated this 11 day of  2024



Hon. Dabar Ahmed Qadar, MCA
Chairperson, Select Committee on Wards Development Fund

4 INTRODUCTION

- The County Assembly Committees remain extensions of the Assembly established under the County Assembly Standing Orders and in accordance with Section 14 of the County Governments Act, 2012. The Committees are supposed to perform functions that the Assembly is not well fitted to consider in plenary.
- Resulting from the approval of a schedule of retreats for Committees by the Liaison Committee and subsequent approval by the Office of Speaker to sit outside the precincts of the Assembly, the Select Committee on Wards Development Fund held its workshop from 25th to 28th April, 2024 at Lake Naivasha Resort in Nakuru County.
- The workshop involved deliberations on the status of the ongoing projects in the various Wards (track of all projects of the previous/current financial year), consideration of the status of payment of ongoing projects and pending bills and deliberations of proposals contained in the Nairobi City County Wards Development Programme Bill.

4.1 OFFICIAL OPENING AND INTRODUCTORY REMARKS

- The workshop was officially opened by prayers said by the Chairperson before welcoming participants to the Workshop. In his opening remarks, the Hon. Chairman highlighted the above stated objectives of the retreat and urged Members to actively participate in the proceedings to enable them understand the progress of the Ward Development Sector, its achievements and challenges.

4.2 PROCEEDINGS OF THE WORKSHOP PRESENTATION

4.2.1 Introduction

The presenter, Eng. Eston Kimathi, the Ag. CEO for Ward Development Fund took the Members through the progress report for Ward Development Programme for the Year 2023-24, the summary on paid Ward Development projects for FY 2022-23 and Sector's financial status.

4.3 Ward Development Fund projects for the Financial Year 2022-23

The Sector summarized the payments for Ward Development Fund projects for the Financial Year 2022-23 as shown in the table below;

WARD DEVELOPMENT PROGRAMME
WDF PROJECTS PROGRESS REPORT - 2022-2023

S/no	Payees Name	Description	Net Pay (RTGS Amount) Kshs.	Withholding VAT Tax (Zero / 2% where Applicable) Kshs.	Withholding Income Tax (3% / 5% / 10% where Applicable) Kshs.	Retention (10%) Kshs.	Gross Kshs.
1	Besmart Company Limited	BEING PAYMENT FOR PROPOSED PERIMETER FENCE TO MAJIMBO PLAYGROUND MAKONGENI WARD	10,190,088.50	206,026.85	358,486.75	1,194,955.80	11,949,557.90
2	SAndN INVESTMENT COMPANY LTD	BEING PAYMENT OF CONSTRUCTION OF MATERNITY FEEDER ROADS IN CLAY CITY WARD	13,663,918.50	276,262.00	480,695.90	1,602,319.60	16,023,196.00
3	Laverda Company Limited	BEING PAYMENT FOR CONSTRUCTION OF MUSASA MUOROTO ROAD IN LOWER SAVANNAH	5,499,240.60	111,185.60	193,462.95	644,876.60	6,448,765.75
4	BINCA ENTERPRISES	BEING PAYMENT FOR CONSTRUCTION OF DOUBLE BOXCULVERT AT MAJI MAZURI IN CLAY CITY WARD	6,816,409.00	137,816.60	239,800.90	799,336.30	7,993,362.80
5	ABELARD ENTERPRISES	BEING PAYMENT FOR PROPOSED RENOVATION DANDORA IV SOCIAL HALL	10,882,604.70	220,028.40	382,849.40	1,276,164.70	12,761,647.20
6	Stallionmark Enterprises Limited	BEING PAYMENT FOR CONSTRUCTION OF ST MARYS CATHOLIC CHURCH RD IN MARURUI VILLAGE WITHIN ROYSAMBU WARD	14,474,158.25	292,643.70	509,200.05	1,697,333.55	16,973,335.55
7	020 Investments Limited	BEING PAYMENT FOR PROPOSED CONSTRUCTION OF SOCIAL HALL AT KAHAWA WEST	9,514,071.40	192,358.90	334,704.50	1,115,681.65	11,156,816.45
8	Ngone Investments Limited	BEING PAYMENT FOR CONSTRUCTION OF MIHANGO STAGE FEEDER ROADS WITHIN KAYOLE NORTH WARD	14,280,329.30	288,724.80	502,381.20	1,674,603.90	16,746,039.20

9	Towfiq Building Construction And Transporting Company Ltd	BEING PAYMENT FOR REHABILITATION AND DRAINAGE IMPROVEMENT OF DONHOLM PHASE 8 ROAD WITHIN UPPER SAVANNAH WARD	16,650,442.15	336,644.60	585,761.60	1,952,538.70	19,525,387.05
10	Ngone Investments Limited	BEING PAYMENT FOR CONSTRUCTION OF LOOP ROAD FROM MOI DRIVE TO PAG CHURCH THROUGH NEW COTTAGE CFF CHURCH AND FAITH ACADEMY IN UMOJA 2 WARD	14,402,527.50	291,195.45	506,680.10	1,688,933.65	16,889,336.70
11	Dol General Contractors And Supplies Limited	BEING PAYMENT FOR REHABILITATION FOR SOCIAL HALL, CONSTRUCTION OF JUA KALI SHADES AT CAPTAIN ,UIGAI IN EASTLEIGH NORTH WARD	24,803,240.70	501,480.80	872,576.60	2,908,588.70	29,085,886.80
12	Kontsu International Limited	BEING PAYMENT FOR REHABILITATION OF TURBO ROAD IN KILIMANI WARD	9,581,534.00	193,722.90	337,077.85	1,123,592.75	11,235,927.50
13	Norwick Limited	BEING PAYMENT FOR CONSTRUCTION OF MACHAGUCHA ROAD IN KANGEMI WARD	8,563,116.20	173,132.15	301,249.95	1,004,166.50	10,041,664.80
14	Abujal Business Supplies Limited	BEING PAYMENT FOR TARMACKING AND DRAINAGE IMPROVEMENT OF WARUKU ROAD	12,609,156.30	254,936.45	443,589.40	1,478,631.35	14,786,313.50
15	ABELARD ENTERPRISES	BEING PAYMENT FOR REHABILITATION OF PHASE IV MIGINGO - ST CLARE ACCESS ROAD WITHIN DANDORA IV WARD	11,099,200.90	224,407.60	390,469.25	##### #	13,015,641.95
16	PACIFICON INVESTMENT LTD	BEING PAYMENT FOR REHABILITATION OF GATIBA LOOP ROAD TO NJIKO IN MUTU-INI	13,081,861.40	264,493.75	460,219.15	1,534,063.80	15,340,638.10

17	Ngone Investments Limited	BEING PAYMENT FOR CONSTRUCTION OF BIASHARA STREET, HADASA ROAD, JIL ROAD, MATOPENI SPRING VALLEY WARD	10,126,175.85	204,734.65	356,238.30	1,187,461.00	11,874,609.80
18	Jasma Construction Company Limited	BEING PAYMENT FOR CONSTRUCTION AND REHABILITATION OF NGARA CRESCENT WITHIN NGARA WARD	9,103,602.40	184,059.90	320,264.20	1,067,547.40	10,675,473.90
19	AFROTICK HOLDINGS LIMITED	BEING PAYMENT FOR CONSTRUCTION AND DRAINAGE IMPROVEMENT ON MAJENGO AND KAMUKUNJI ROADS IN PUMWANI WARD	14,101,314.80	285,105.45	496,083.45	1,653,611.50	16,536,115.20
20	Pega Engineering Company Limited	BEING PAYMENT FOR CONSTRUCTION OF PHASE III ESTATE ROAD WITHIN MWIKI WARD	7,460,297.75	150,834.95	262,452.85	874,842.85	8,748,428.40
21	R And h International Limited	BEING PAYMENT FOR PROPOSED REHABILITATION OF DESERT PLAYGROUND IN CALIFORNIA WARD	6,332,664.80	128,036.10	222,782.80	742,609.30	7,426,093.00
22	KEROMA CONSTRUCTION COMPANY LIMITED	BEING PAYMENT FOR CONSTRUCTION OF JUBILEE LANE IN KAWANGWARE	8,718,296.45	176,269.65	306,709.20	1,022,363.95	10,223,639.25
23	Nasai Enterprises Limited	BEING PAYMENT FOR CONSTRUCTION OF ST MARYS CATHOLIC CHURCH IN MIHANGO WARD	14,294,833.95	289,018.05	502,891.45	1,676,304.85	16,763,048.30
24	Razmak Limited	CONSTRUCTION OF SILENT PARKING ROAD AREA AND TEXAS ROAD AREA WITHIN MATHARE NORTH WARD	15,714,138.05	317,714.05	552,822.50	1,842,741.60	18,427,416.18

25	Pryce Industries Limited	BEING PAYMENT FOR CONSTRUCTION OF KAYOLE II SOCIAL HALL PERIMETER WALL GROUND IN KAYOLE SOUTH WARD	4,095,617.00	74,115.40	128,960.80		4,298,693.20
26	MESIAM COMPANY LIMITED	BEING PAYMENT FOR PROPOSED CONSTRUCTION OF MATHARE DEPOT DISPENSARY IN HOSPITAL WARD	7,198,921.90	130,273.65	226,676.15		7,555,871.70
27	Kikolyo Ltd	BEING PAYMENT FOR REHABILITATION OF CHURO, OL DONYO LENGAI, MAGUNGA AND NGOMONI FEEDER ROAD IN FEEDER HARAMBE WARD	7,991,667.70	161,578.40	281,146.40	937,154.70	9,371,547.20
28	HAWK-SNOW SOLUTIONS LTD	BEING PAYMENT FOR CONSTRUCTION AND DRAINAGE IMPROVEMENT OF AA DELIVARANCE ROAD IN IMARA DAIMA WARD	9,513,787.75	172,164.10	299,565.50		9,985,517.35
29	CENTURY DESIGNS AND CONSTRUCTIONS LIMITED	BEING PAYMENT OF REHABILITATION OF BIASHARA STREET CASTLE ROAD AND AMANAROAD IN MLANGO KUBWA	12,193,492.50	246,532.40	428,966.40	1,429,887.90	14,298,879.2
30	Nduwa General Supplies Limited	BEING PAYEMENT FOR RE-TARMACKING OF CIVIL SERVANT ROAD INCLUDING TARMARCKING OF WALKING AND IMPROVEMENT OF STORM WATER DRAINANGE IN KARIOBANGI SOUTH WARD	12,582,495.40	254,397.40	442,651.50	1,475,504.90	14,755,049.2
31	Golbo Holdings Limited	BEING PAYMENT FOR CONSTRUCTION OF MAREWA AND ACCESS ROAD TO CENTRESTADIU	13,345,688.55	269,827.90	469,500.55	1,565,001.90	15,650,018.9

		M IN AIRBASE WARD					
32	Kayden General Contractors And Suppliers Limited	BEING PAYMENT OF REHABILITATION OF ACCESS ROAD IN EMBAKASI VILLAGE IN EMBAKASI WARD	14,124,820.75	285,580.70	496,910.40	1,656,368.00	16,563,679.8
33	Silverburg Limited	BEING PAYMENT FOR CONSTRUCTION OF MURIMA ROAD IN MWIKI WARD	14,185,103.25	286,799.50	499,031.15	1,663,437.10	16,634,371.0
34	MAASH GENERAL SUPPLIERS AND CONSTRUCTION LTD	BEING PAYMENT FOR COMPLETION OF MIKIRITI-GITHIMA ROAD IN UTHIRU RUTHIMITU WARD	14,252,739.65	288,167.00	501,410.55	1,671,368.60	16,713,685.8
35	Jebtech Investment Limited	BEING PAYMENT FOR UPGRADING OF MUHIA ROAD TO TARMACK OR CONCRETE BLOCK STANDARD AND DRAINAGE IN RIRUTA WARD	14,288,661.65	288,893.25	502,674.30	1,675,581.05	16,755,810.25
36	Karnjo Construction Limited	BEING PAYMENT OF CONSTRUCTION OF MAMA NGENDO ROAD IN KORORGOCHO WARD	14,314,787.40	289,421.50	503,593.40	1,678,644.70	16,786,447.00
37	QUTECH HOLDINGS LTD	BEING PAYMENT FOR CONSTRUCTION OF WOODVALE LANE	14,323,490.60	289,597.45	503,899.60	1,679,665.30	16,796,652.95
38	ADKINS EQUIPMENT SUPPLIES	BEING PAYMENT FOR MODERN PARKING AT KAWANGWARE SHOPPING CENTRE AND DRAINAGE IMPROVEMENT AT KAWANGWARE	14,364,108.30	290,418.70	505,328.50	1,684,428.40	16,844,283.90
39		BEING PAYMENT FOR CONSTRUCTION OF WEACON SUPERMARKET ROAD TO	14,379,726.45	290,734.45	505,877.95	1,686,259.85	16,862,598.70

	SEVIC VENTURES LIMITED	NYUMBA KUMI VIETNAM ROAD, KWA NGURUWE TO ST AOY'S ROAD					
40	PACIFICON INVESTMENT LTD	BEING PAYMENT FOR COMPLETION OF NGINA ROAD IN WAIHAKA WARD	14,376,457.20	290,668.35	505,762.95	1,685,876.50	16,858,765.00
41	Ozmand Imperium Limited	BEING PAYMENT FOR CONSTRUCTION OF SABATAIYET ROAD WITHIN AIRBASE WARD	14,305,523.65	289,234.20	503,267.50	##### #	16,775,583.70
42	M\s Lawswood Investment Limited	Construction and Rehabilitation of 7th street between 1st and 2nd Avenues within Eastleigh North Ward (retendered)	14,842,186.60	300,084.65	522,147.30	1,740,490.95	17,404,909.50
43	CHRICHE LIMITED	BEING PAYMENT FOR PROPOSED CONSTRUCTION OF SEWERAGE UTHIRU CO-OPERATION PHASE I WITHIN UTHIRU RUTHIMITU WARD	11,137,381.45	201,545.10	350,688.45		11,689,615.00
	TOTAL		517,779,881.20				603,250,320.68

4.4 Nairobi City County Ward Development Programme Bill, 2023

The Ag. County Attorney took the Committee through the NCC Wards Development Programme Bill 2023 and highlighted the following;

- The Ward Development Fund Act, 2014 was enacted in the year 2014, and subsequent Amendment in the year 2015 and 2016, respectively.
- In the course of implementation of the Act pertinent issues have been pointed out which have impeded full operationalization of the said Act.
These included, among others;
 - ✓ The Controller of Budget raised an issue in regard to the Act stating that it contravenes the provisions of Regulation 197 (1) (e) of the PFM (County Government Regulations), hence the need for amendment of the Act, to ensure compliance.

- ✓ Financing of the Ward Development Committees;
- ✓ Operationalization of Ward Fund Account;
- ✓ Composition and role of County Management Committee;
- In conjunction with office of County Attorney, a technical team had been put in place and mandated to review the current Ward legislation and develop a proposed Ward programmes Bill.
- The appointed technical team developed the legislative proposal and a cabinet Memo on the same forwarded the same for tabling in the County Executive Committee for further Consideration and onward transmission to County Assembly;
- The Act provides for opening of Ward Fund Bank Account.
- An Account was opened at Central Bank but disbursement of funds to the Account has never been undertaken hence no financial statements or audited reports for WDF;
- The Sector budget ceiling for the FY 2024-2025 for development and recurrent expenditure was Kshs.1,955B and Kshs. 65M respectively.
- However, the Sector was requesting for additional allocation to cater for pending bills, ongoing projects and procurement of 2024/2025 Ward projects

5 CLOSING OF THE WORKSHOP AND WAY FORWARD

At the end of the workshop it was resolved as follows:

1. Ward Development Projects need to be advertised early at the beginning of a Financial Year to avoid perennial cases of roll over projects;
2. The Committee to continuously lobby for additional funds to aid in completion of stalled, ongoing and new projects;
3. Clause 40 of the NCC Wards Development Programme Bill on duplication of projects need further clarification even as the Committee awaits the said bill to be committed to it;
4. The Committee to relook and consult further on staffing levels proposed in the NCC WDP Bill; and
5. The Sector to be furnishing the Committee quarterly status reports on Ward Development programmes;

