



Hon.  
PCA disp  
17/10/18

**NAIROBI CITY COUNTY ASSEMBLY**  
**SECOND ASSEMBLY-SECOND SESSION**

**REPORT**  
**OF THE SECTORAL**  
**COMMITTEE ON ENERGY, INFORMATION, COMMUNICATION AND**  
**TECHNOLOGY**  
**ON**

**THE VETTING OF CHIEF OFFICER NOMINEE FOR ICT SECTOR**

Clerk's Chambers  
City Hall Buildings  
**NAIROBI**

**OCTOBER, 2018**



<b>1.0. PREFACE.....</b>	<b>3</b>
<b>2.0. BACKGROUND .....</b>	<b>7</b>
2.2 Appointment process of the Chief Officer Nominees.....	7
<b>3.0 VETTING OF CHIEF OFFICER NOMINEE .....</b>	<b>9</b>
3.1 APPEARANCE BEFORE THE COMMITTEE BY MR. HALKANO DIDA WAQO - CHIEF OFFICER NOMINEE FOR THE ICT SECTOR .....	10
<b>4.0 COMMITTEE'S OBSERVATIONS AND FINDINGS .....</b>	<b>14</b>
4.2 MR. HALKANO DIDA WAQO - CHIEF OFFICER NOMINEE FOR THE ICT DEPARTMENT	14
<b>6.0. RECOMMENDATIONS.....</b>	<b>15</b>

## **ANNEXES**

- (i) **Annexure (1)–Clearance Certificates**
  - 1) Kenya Revenue Authority
  - 2) Higher Education Loans Board
  - 3) Ethics and Anti-Corruption Commission
- (ii) **Annexure (2)**
  - 1) Minutes
- (iii) **Annexure (3) – Curricula Vitae**
  - 1) Halkano Dida Waqo
- (iv) **Annexure (4) – Correspondences**
  - 1) Ethics and Anti-Corruption Commission

## **1.0. PREFACE**

### **1.1. Committee Mandate**

**Hon. Speaker,**

The Sectoral Committee on Energy, Information, Communication and Technology is one of the Committees of the Nairobi City County Assembly established under Standing Order 203 (1) whose mandate, pursuant to the Standing Order 203 (6) is to, among others;-

- a) investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;*
- b) study the programmes and policy objectives of departments and the effectiveness of the implementation;*
- c) study and review all county legislation referred to it;*
- d) study, assess and analyze the relative success of the departments as measured by the results obtained as compared with its stated objectives;*
- e) investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;*
- f) vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 185(Committee on Appointments): and*
- g) Make reports and recommendations to the County Assembly*

The Committee is also mandated to deal with all matters related to County electricity and gas reticulation and energy regulation, communication, information, broadcasting and Information Communications Technology (ICT) management

### **1.2 Committee Membership**

**Hon. Speaker,**

The Committee on Energy, Information, Communication and Technology was constituted by the Assembly on Wednesday 4<sup>th</sup> March, 2018 comprising of the following Members:-

**1. Hon. Osman Adow, MCA**

**Chairperson**

2. Hon. James Mwangi, MCA
3. Hon. Alvin Olando Palapala, MCA
4. Hon. Herman Azangu, MCA
5. Hon. Catherine Apiyo Okoth, MCA
6. Hon. Doris Kanario, MCA
7. Hon. Fuad Hussein Mohamed, MCA
8. Hon. Fredrick Onyango Okeyo, MCA
9. Hon. Hassan Abdikadir, MCA
10. Hon. Joyce Muthoni, MCA
11. Hon. Kennedy Omondi Obuya, MCA
12. Hon. Joseph Mwangi Komu, MCA
13. Hon. Antony Ngaruiya, MCA
14. Hon. Cecilia Ayot, MCA
15. Hon. Mbugua Kabiru, MCA
16. Hon. Muthami Grace, MCA
17. Hon., Mwangi Njihia, MCA
18. Hon. Fredrick Omondi, MCA
19. Hon. Wanjiru Kariuki, MCA

### 1.3 Message from His Excellency the Governor

**Hon. Speaker,**

Pursuant to Article 179(2) (b) of the Constitution and Section 45 (a) and (b) of the County Governments Act, 2012, **H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko** vide a letter dated 26<sup>th</sup> September, 2018 forwarded to the Speaker of the Nairobi City County Assembly, the name of Mr. Halkano Dida Waqo for vetting and approval by the County Assembly for appointment as Chief Officer responsible for the ICT and Infrastructure department as follows:-

NO	NAME OF NOMINEE	SECTOR
1.	Mr. Halkano Dida Waqo	ICT

#### 1.4 Commitment to Committee on Energy and ICT

**Hon. Speaker,**

Pursuant to Standing Order 43(1), on 10th April, 2018 the Honorable Speaker informed the Assembly that he had received the notification of the nomination for the position of ICT and was therefore referred to the Sectoral Committee on Energy and ICT for vetting and reporting to the Assembly within 21 days in accordance with Section 9(1) of the Public Appointments (County Assemblies Approval) Act, 2017 (hereinafter referred to as “the Act”).

Subsequently, the Clerk of the County Assembly placed an advertisement in the in the local dailies, specifically the Standard Newspaper and the Star Newspaper on Tuesday 2<sup>nd</sup> October, 2018, inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominees in conformity with Section 7(10) of the Act.

#### 1.5 Committee Meetings

**Hon. Speaker,**

The nominee appeared before the Committee on Tuesday 9<sup>th</sup> October 2018 and was vetted in accordance with the provisions of the Constitution, Public Appointments (County Assemblies Approval) Act, 2017, and the County Assembly Standing Orders on their suitability for appointment to the position of Chief Officer. In total, the Committee held three Sittings in consideration of this matter.

#### 1.6 Acknowledgement

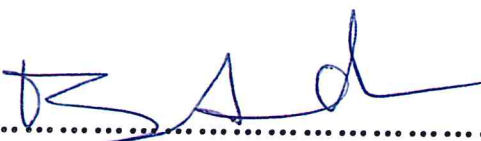
**Hon. Speaker,**

May I take this opportunity to thank 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 County Assembly for the logistical support accorded to it during the vetting exercise. The Committee is grateful to the staff of the County Assembly attached to the Committee for their services rendered to the

Committee. Their efforts and input made the work of the Committee and the production of this Report possible. The Committee is also grateful to the media for their coverage of the proceedings of the Committee, thus enhancing accountability and transparency of the vetting exercise.

Finally, on behalf of the Sectoral Committee on Energy and ICT, it is my pleasure and duty to present to the Assembly, the Committee's Report on the vetting of the nominee for appointment to the position of Chief Officer for adoption pursuant to the Standing Orders of the County Assembly and other enabling provisions of the Law.

**Thank you.**

Signed ..... 

**Hon. Osman Adow, MCA  
(Chairperson)**

**Sectoral Committee on Energy and ICT**

Dated this .....17..... day of.....October.....2018

## **2.0. BACKGROUND**

### **2.1 Mandate of the Sectoral Committee on Energy and ICT**

The Sectoral Committee on Energy and ICT is one of the Committees established under Standing Order No. 203 and is mandated amongst others to vet and report on appointments under Section 45 of the County Governments Act, 2012, (County Chief Officers). The said Section requires H.E. the Governor of Nairobi City County, Hon. Mbuvi Gideon Kioko Mike Sonko to nominate persons recommended by the County Public Service Board and with the approval of the County Assembly, appoint County Chief Officers.

Additionally, Section 10(1) of the Public Appointments (County Assemblies Approval) Act, 2017 (No. 5 of 2017) provides thus:-

*“Where the nomination of a candidate is rejected by a County Assembly, the appointing authority may submit to the relevant County Assembly the name of another candidate, and the procedure for approval specified in this Act shall apply accordingly.”*

### **2.2 Appointment process of the Chief Officer Nominees**

Section 45 of the County Governments Act, 2012, provides for the Governor's power to appoint County Chief Officers, with the approval of the Assembly.

A letter from the Office of the Governor dated 26<sup>th</sup> September, 2018, addressed to the Speaker of the County Assembly indicated that pursuant to the provisions of Section 45 of the County Governments Act, 2012, H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko had nominated one nominee to be considered for approval by the County Assembly for appointment as Chief Officer of ICT department.

On Thursday, 27<sup>th</sup> September, 2018, the Honourable Speaker in a Message to the Assembly informed the Assembly that his office had received the name of the nominee, and directed that the name and curriculum vitae of the said nominee be referred to the Sectoral Committee on Energy and ICT for vetting and reporting to the Assembly pursuant to Standing Order 203 (6) (f) and Section 10 (1) of the Public Appointments (County Assemblies Approval) Act, 2017 (No. 5 of 2017).

### **2.3 Notification to the Public**

Section 7 (5) and 10 of the Public Appointments (County Assemblies Approval) Act, 2017 respectively provides that-, *“the committee shall, by notice in at least one newspaper of national circulation, notify the public of the time and place for holding an approval hearing at least seven days prior to the hearing”* and *“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”*.

Pursuant to the above provisions of the law, the Clerk of the County Assembly placed an advertisement in the in the local dailies, specifically the Standard Newspaper and Star Newspaper on Wednesday 3<sup>rd</sup> October, 2018 inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominee. At the close of business on Friday 5<sup>th</sup> October, 2018, no memoranda contesting the suitability of the nominee had been received from the public.

In accordance with the provisions of Article 196 of the Constitution and section 7(5) of the Public Appointments (County Assemblies Approval) Act, the general public was also notified in the local dailies by the Clerk of the County Assembly of the intention of the Committee on Energy and ICT to conduct the vetting and approval hearing of the nominees on Wednesday, 10<sup>th</sup> October, 2018.

### **2.4 Clearance Requirements**

To ensure compliance with the provisions of Chapter 6 of the Constitution, the nominees were asked to submit his clearance status with the following institutions for the vetting exercise –

- a) Kenya Revenue Authority (KRA)
- b) Criminal Investigation Department (CID)
- c) Higher Education Loans Board (HELB)
- d) Credit Reference Bureau (CRB) and

e) The Ethics and Anti-Corruption Commission (EACC)

The clearance by the foregoing institutions was primarily meant to provide information about the nominees on: -

- a) Matters touching on integrity;
- b) Tax compliance;
- c) Loan repayments; and
- d) Presence or absence of criminal records.

The nominee had clearance certificates from Higher Education Loans Board (HELB), Ethics and Anti-Corruption Commission (EACC), Tax compliance, Criminal Investigation Department and from Credit Reference Bureau. (See annexure1)

### **3.0 VETTING OF CHIEF OFFICER NOMINEE**

In conducting the vetting process, the Sectoral Committee on Energy and ICT examined the nominee against the following criteria, amongst others, as set out in the Public Appointments (County Assemblies Approval) Act No. 5 of 2017-

- (i.) Academic qualifications.
- (ii.) Employment record
- (iii.) Professional associations.
- (iv.) Potential conflict of interest.
- (v.) Knowledge of the relevant subject.
- (vi.) Overall suitability for the position.
- (vii.) Tax compliance.
- (viii.) Integrity.

During its Sitting held on Tuesday, 9<sup>th</sup> October, 2018, at 11.00am, at the Resource Centre, Assembly Precincts, City Hall Buildings, the Committee conducted face to face interview for the ICT sector nominee. The minutes of the vetting proceedings are attached to this report.

### **3.1 APPEARANCE BEFORE THE COMMITTEE BY MR. HALKANO DIDA WAQO - CHIEF OFFICER NOMINEE FOR THE ICT SECTOR**

The Chief Officer nominee for the ICT Sector, Mr. Halkano Dida Waqo, appeared before the Committee on Tuesday, 9<sup>th</sup> October, 2018 at 11.00am and was informed by the Chairperson that in line with the provisions of the Public Appointments (County Assemblies Approval) Act No. 5 of 2017 the Committee had invited submissions from the Public on his suitability or otherwise for appointment to Public office, and none had been received by close of business on Friday 5<sup>th</sup> October, 2018.

While under oath, he proceeded to inform the Committee as follows:-

#### **A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the committee that;**

- a) He was born on 28<sup>th</sup> November 1975;
- b) He is currently the founder and lead consultant at African Centre for Microfinance Consulting and Development Ltd;
- c) He worked as a Government and Aid Agencies Advisor in United Kingdom from January 2012 to September 2015;
- d) He worked as a Finance Manager at Black Development Agency Ltd (UK) from September 2007 to April 2010;
- e) He worked as a Management Accountant at Robert Bosch Group (UK) from July 2006 to 2007;
- f) He worked as a Drought Monitoring Officer- Arid Land Resource Management Project , Isiolo, Kenya from June 1999 to September 2003;
- g) He taught at Moi Girls High School in Marsabit and Koelel High School in Gilgil
- h) He holds a Masters of Science (Development Finance) from the University of Reading;
- i) The nominee also holds a Bachelor of Arts in Accounting and financial Management with Business Management from University of Gloucestershire and a Higher National Diploma in Accounting and Financial Management from the same University;

j) He holds a Diploma in Agricultural Education and Extension from Egerton University;

k) He has attained Certificates in Macci and is a member of a professional association namely Association of Chartered Certified Accountants (ACCA)

**In response to questions put to him by Members of the Committee, Mr. Halkano Dida Waqo stated as follows:-**

**I. With respect to his suitability for the Position Nominated -**

The nominee stated as follows –

**That he:**

- a. Has 19 years of experience in Microfinance Consulting and Development, Aid Agencies Advisor, Finance Manager, Management Accountant as well as a Drought Monitoring Officer where he used ICT skills and gathered knowledge in many other ICT related issues in line of duty; and
- b. He acquired IT skills gathered in his Masters and Bachelors levels.

**II. Why he applied for the position nominated -**

The nominee observed that he has the capacity to undertake the task given that he had experience.

**III. With respect to Challenges he expects to meet in the docket, and how he will address them**

The nominee stated that –

- a. All issues will be addressed by involving the staff in the ICT department and any other stakeholder involved; and
- b. He will deal with the insecurity challenge by setting up strong infrastructure in terms of strengthening the data base, cabling and putting up a good network and will facilitate the internet security.

**IV. Regarding navigating the relationship between himself, Members of the County Assembly and the County Staff if appointed-**

The nominee stated that no one is an island of authority and that his style of leadership is participatory where he will engage everyone from the senior cadres to the lower cadres and will ensure that there is effective and efficient communication across all sectors in the County Government.

**V. With respect to how he understands the Integrated City Revenue Management System (ICRMS) which is a core application to automate the County's business processes and give any ideas on how to implement the system in the County**

The nominee explained that ICRMS involves a system that ensures that there is effective delivery of services. He further explained that it can be implemented by modernizing the current system to enable the process be carried out efficiently as well as by having a good system and avoid manipulation of systems as well.

**VI. With respect to structuring of oversight process to avoid conflicts between the Assemblies, the Sector –**

The nominee informed the Committee that he will strive to promote cordial working relations to ensure delivery on his mandate and the Assembly's expectations and mandates. He pointed out that he will be guided by principals of ethics and arbitrate where possible in case of any conflict.

**VII. With respect to his Net worth -**

The nominee observed that the net worth of 2.7 million in lieu to consultancy services

**VIII. With respect to dealing with Pressure from family and friends–**

The nominee observed that he would act professionally and within the confines of the law in dealing with pressures. Accordingly, he will rely on due procedure in dealing with friends and family should such arise and if there is an interest, he will disclose.

**IX. Demonstrated adherence to ethics and integrity – presently under Chapter Six of the Constitution -**

The nominee stated as follows -

- a. He has always been guided by integrity values throughout his life and in his 19 years of working no issues have been raised or pointed on indiscipline issues; and
- b. That he is straight forward and open and ready to embrace any ideas presented to him

**X. Regarding one of the critical challenges facing counties in budget preparation, approval by the assemblies and oversight.**

The nominee mentioned that the roles for the executive are different from the roles of the Assembly when it comes to budget preparation and that both must be work within timelines and within the budget to ensure projects are facilitated.

**XI. With respect to Community Services he has been participated.**

The nominee stated that he had participated in some charities in United Kingdom (UK) and has helped four organizations by drafting proposals in micro finance for acquiring funding.

**XII. With respect to what residents of Nairobi expect from him should this Assembly approve his nomination**

The nominee stated that

- a. Looks forward to see youth facilities/libraries in the Sub-Counties where the youths can access internet and/or learn ICT skills;
- b. He stated that he had interest with the Nairobi City County web portal and would ensure that it will be informative and interactive with the public.

Therefore, the Committee found the nominee suitable for appointment as Chief Officer of ICT and Infrastructure having met both the Constitutional and the statutory requirements.

#### **4.0 COMMITTEE'S OBSERVATIONS AND FINDINGS**

The Committee having considered the nominees curriculum vitae and heard their oral submissions during the vetting exercise made the following observations and findings.

##### **4.1 General Observations**

The Committee having considered the nominees' filled Questionnaires pursuant to the Public Appointments (County Assemblies Approval) Act, 2017, their Curricula Vitae and having heard their oral submissions during the vetting exercise made the following observations:

##### **THAT:-**

1. The nominee satisfies the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity which is a requirement under section 35(3)(c) of the County Governments Act, 2012 in that:-
  - a) The nominee has been cleared by the Ethics and Anti-Corruption Commission (EACC), Directorate of Criminal Investigations (DCI), Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB) and the Credit Reference Bureau (CRB).
  - b) The nominee has not been charged in a Court of Law.
  - c) The nominee does not exhibit a potential conflict of interest.
2. The nominee met the requirements of Section 35(3) (d) since he exhibited impressive knowledge of topical issues touching on the respective dockets and has the requisite abilities, qualifications and experience.

**A summary of the Committee's specific observations for the nominee is highlighted as follows:-**

##### **4.2 MR. HALKANO DIDA WAQO - CHIEF OFFICER NOMINEE FOR THE ICT DEPARTMENT**

- a. He is the founder and lead consultant at African Centre for Microfinance Consulting and Development Ltd;
- b. Worked as a Government and Aid Agencies Advisor in United Kingdom from

- January 2012 to September 2015;
- c. Worked as a Finance Manager at Black Development Agency Ltd (UK) from September 2007 to April 2010;
  - d. Worked as a Management Accountant at Robert Bosch Group (UK) from July 2006 to 2007;
  - e. Worked as a Drought Monitoring Officer- Arid Land Resource Management Project , Isiolo, Kenya from June 1999 to September 2003;
  - f. Taught at Moi Girls High School in Marsabit and Koelel High School in Gilgil
  - g. Holds a Master's of Science (Development Finance) from the University of Reading;
  - h. Holds a Bachelor of Arts in Accounting and financial Management with Business Management from University of Gloucestershire and a Higher National Diploma in Accounting and Financial Management from the same University;
  - i. Holds a Diploma in Agricultural Education and Extension from Egerton University;
  - j. Has attained Certificates in Macci and is a member of a professional association namely Association of Chartered Certified Accountants (ACCA)
  - k. He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
  - l. He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.

## **6.0. RECOMMENDATIONS**

Pursuant to Article 179(2) (b) of the Constitution, Section 35 of the County Governments Act, 2012, Section 9 of the Public Appointments (County Assemblies

Approval) Act, 2017, and Standing Order No. 203 (6) (f) of the Nairobi City County Assembly Standing Orders, the Committee recommends:-

**THAT**, this Assembly approves the following nominee for appointment by H.E. the Governor as Chief Officer in the respective Sector as follows:-

- 1) Mr. Halkano Dida Waqo - Chief Officer, ICT

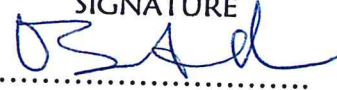


## THE COMMITTEE ADOPTION LIST

### NAMES


1. Hon. Osman Adow, MCA – Chairman
2. Hon. James Mwangi, MCA
3. Hon. Herman Azangu, MCA
4. Hon. Catherine Apiyo Okoth, MCA
5. Hon. Alvin Olando Palapala, MCA
6. Hon. Doris Kanario, MCA
7. Hon. Fuad Hussein Mohamed, MCA
8. Hon. Fredrick Onyango Okeyo, MCA
9. Hon. Hassan Abdikadir, MCA
10. Hon. Joyce Muthoni, MCA
11. Hon. Kennedy Omondi Obuya, MCA
12. Hon. Joseph Mwangi Komu, MCA
13. Hon. Mbugua Kabiru, MCA
14. Hon. Muthami Grace, MCA
15. Hon., Mwangi Njihia, MCA
16. Hon. Fredrick Omondi, MCA
17. Hon. Wanjiru Kariuki, MCA
18. Hon. Antony Ngaruiya, MCA
19. Hon. Cecilia Ayot, MCA

### SIGNATURE



.....

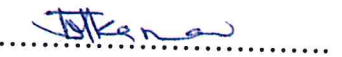
.....

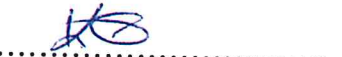
C/O  


DKN

F.H.



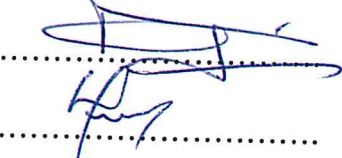




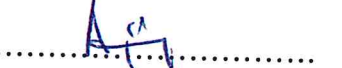




K.G.M.



M.K.



C.A.

