



NAIROBI CITY COUNTY ASSEMBLY
FIRST ASSEMBLY - SECOND SESSION

**THIRD REPORT OF THE
COMMITTEE ON CHILDREN, EARLY CHILDHOOD EDUCATION
AND VOCATIONAL TRAINING**

ON

**THE VETTING OF THE NOMINEE FOR CHIEF OFFICER,
EDUCATION, CHILDREN AND YOUTH AFFAIRS**

FEBRUARY, 2014

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1.0 PREFACE

On behalf of the Members of the Committee on Children, Early Childhood Education and Vocational Training and pursuant to the provisions of Section 45 (l) (b) of the County Governments Act and Standing Order No. 191, it is my pleasure and duty to present to the House, the Committee's Report on the vetting of the nominee for the position of Chief Officer Education, Children and Youth affairs.

Committee Membership

The Committee on Children, Early Childhood Education and Vocational Training was constituted by the House on Tuesday 7th May, 2013, with eight additional members joining the Committee on Wednesday 28th August, 2013. The Committee comprises of the following Members:-

1. Hon. David B. Kitavi, MCA- Chairperson
2. Hon. Kingsley Odida , MCA – Vice Chairperson
3. Hon. Elias O. Okumu, MCA
4. Hon. Elizabeth Sang, MCA
5. Hon. Fredrick Obenge, MCA
6. Hon. Ngaruiya Chege, MCA
7. Hon. Jack Ngari, MCA
8. Hon. Magdalene Mbogori, MCA
9. Hon. Karen Wanjiku, MCA
10. Hon. Florence Athembo, MCA
11. Hon. Imelda Wanjala, MCA
12. Hon. Ruth Njeri, MCA
13. Hon. Mercy Kariuki, MCA
14. Hon. Jane Muasya, MCA
15. Hon. Isaac N. Ngige, MCA
16. Hon. Njoroge G. Maina, MCA
17. Hon. Kennedy Ngondi, MCA

Committee mandate

The Committee on Children, Early Childhood Education and Vocational Training is one of the Sectoral Committees established under Standing Order No. 191 (5) (f) which provides that, *the functions of a sectoral committee shall be to-*

“to 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).

Nomination of Chief Officer, Education, Children and Youth Affairs.

Pursuant to Section 45 (i)(a) of the County Governments Act, H.E. the Governor, forwarded to the Speaker of the County Assembly, the names of the nominee, Mr. Andrew Ndaisi Mwanthi, vide a letter dated 13th December, 2013 for vetting by the Committee on Children, Early Childhood Education and Vocational Training, and consideration for approval by the County Assembly for appointment as Chief Officer, Education, Children and Youth Affairs.

On Tuesday 28th January, 2014, the Honourable Speaker in a message to the Assembly informed the Assembly that he had received the name of the said nominee and directed that the name and Curriculum Vitae of the said nominee be referred to the Committee on Children, Early Childhood Education and Vocational Training for vetting and reporting to the House.

Committee meetings

The Committee held four sittings one of which Mr. Andrew Ndaisi Mwanthi appeared before the Committee on Children, Early Childhood Education and Vocational Training and was vetted in accordance with the provisions of the County Governments Act for appointment as Chief Officer, Education, Children and Youth Affairs.

On behalf of the Committee on Children, Early Childhood Education and Vocational Training, I have the honour and pleasure to present the Committee's Report on the

nominee for appointment as Chief Officer, Education, Children and Youth Affairs of the Nairobi City County. May I take this opportunity to thank all Members of the Committee for their input and valuable contributions during the deliberations and vetting of the said nominee.

Thank you.

Signed

Hon.David B. Kitavi, MCA

Chairperson Committee on Children, Early Childhood Education and Vocational Training

Date

COMMITTEE MEMBERS

Signature

1. Hon. David B. Kitavi, MCA- Chairperson
2. Hon. Kingsley Odida , MCA – Vice Chairperson.....
3. Hon. Elias O. Okumu, MCA.....
4. Hon. Elizabeth Sang, MCA.....
5. Hon. Fredrick Obenge, MCA.....
6. Hon. Ngaruiya Chege, MCA.....
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12. Hon. Ruth Njeri, MCA.....
13. Hon. Mercy Kariuki, MCA.....
14. Hon. Jane Muasya, MCA.....
15. Hon. Isaac N. Ngige, MCA.....
16. Hon. Njoroge G. Maina, MCA.....
17. Hon. Kennedy Ngondi, MCA.....

2.0 BACKGROUND

2.1 ESTABLISHMENT OF THE COMMITTEE ON CHILDREN, EARLY CHILDHOOD EDUCATION AND VOCATIONAL TRAINING

The Committee on Children, Early Childhood Education and Vocational Training is one of the Sectoral Committees established under Standing Order No. 191 with the mandate to 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).

2.2 APPOINTMENT PROCESS OF THE NOMINEE FOR POSITION OF CHIEF OFFICER, EDUCATION, CHILDREN AND YOUTH AFFAIRS.

Pursuant to Section 45 (i)(a) of the County Governments Act, H.E. the Governor, forwarded to the Speaker of the County Assembly, the name of Mr. Andrew Ndaisi Mwanthi vide a letter dated 13th December, 2013 for vetting by the Committee on Children, Early Childhood Education and Vocational Training and consideration for approval by the County Assembly for appointment as Chief Officer, Education, Children and Youth Affairs.

On Tuesday 28th January, 2014, the Honourable Speaker in a message to the Assembly informed the Assembly that he had received the names of the said nominee and directed that the names and Curriculum Vitae of the said nominee be referred to the Committee on Children, Early Childhood Education and Vocational Training for vetting and reporting to the House soonest.

The public was expected to participate in the vetting process through submission of memoranda (affidavits) on the suitability or otherwise of the nominee. On Monday 3rd February, 2014 the Clerk of the County Assembly placed an advertisement in the print media inviting the public to submit memoranda by 10th February, 2014 on the suitability or otherwise of the said nominee. The Committee received one duly signed and sworn memoranda dated 12th February 2014, from a member of the public citing

the unsuitability of the nominee for the position of Chief Officer for Education, Children and Youth affairs.

3.0 VETTING OF THE NOMINEE FOR POSITION OF CHIEF OFFICER, EDUCATION, CHILDREN AND YOUTH AFFAIRS.

In conducting the vetting process, the Committee on Children, Early Childhood Education and Vocational Training examined the nominee against the following criteria, amongst others;

- i) Academic qualifications
- ii) Employment record
- iii) Professional affiliations
- 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 Thursday, 13, February 2014, the Committee orally interviewed Mr. Andrew Ndaisi Mwanthi for appointment as Chief Officer, Education, Children and Youth Affairs. The Minutes of the vetting proceedings are attached (*Annex 2*).

3.1 MR. ANDREW NDAISI MWANTHI - NOMINEE FOR POSITION OF CHIEF OFFICER, EDUCATION, CHILDREN AND YOUTH AFFAIRS.

Mr. Andrew Ndaisi Mwanthi appeared before the Committee on Thursday, 13, February 2014. He stated to the Committee that;

He is suitable for the position as he is an experienced teacher who has enough experience in handling matters of Education in the Nairobi City County.

On his record of work as Director of Education, He mentioned that he initiated development of physical infrastructure in the following schools; James Gichuru Primary, St. Elizabeth Primary, Mukuru Kayaba Primary School among others.

The nominee also said that he did a proposal where Germans partnered with the former City Council in improving the standards of education. He was the lead supervisor in the program implementation.

The school feeding program was one of his initiatives. The program saw more than one hundred and seventy eight schools benefit. This enabled both non-formal schools and the formal schools within the County get sufficient food supply.

He cited that in the year 2012, Nairobi County was ranked number 15 countrywide, but he engaged all the stakeholders by calling a meeting that came up with a number of resolutions which saw the County improve from position fifteen to position seven in the year 2013.

On his credentials, the nominee said that he appreciates the achieved grade given that he never failed but he got a principle E which is equivalent to one point. He further informed the honorable members that his second class honours lower division degree does not in any case affect his credibility and ability.

On the reason as to why he never graduated from Maseno university, the nominee informed the Committee that, during their time of joining the University, there was a double intake of students from both A levels and O levels, prompting the government of former President Moi to allow affiliate colleges to absorb learners by admitting them, to avoid congestion in the existing institution.

In answering the question on the use public schools by members of the public to park vehicles, particularly in Highridge Primary school, the nominee responded that there was an agreement between the school administrations and the respective people to offer their school compound on Fridays only, which is when the learners have left for their home. The public in return will pay a fee that enables the school to pay bills. Not only did they

do that, they also volunteered to sponsor ten pupils every year by paying all their secondary school fees.

On the issues surrounding City Primary school, the Nominee said that the church that erected a tent within the school premises promised to fence the school, re-service the swimming pool apart from also paying the electric bills for the school.

On what contribution he made towards Bahati and Waithaka institutes as the Director of County Education, the nominee stated that those institutions were under the Department of Social Welfare and given he had no authority to manage the institution therefore; it was very hard for him to do anything since the mandate belonged elsewhere. But given the powers and authority he promised to deliver.

The nominee while responding to how he can work with the Committee, he said that he would formulate and implement policies and work plans that will assist the sector to dispense its mandate appropriately, and be subject to the committees' oversight role.

He clarified that he is not aware of activities surrounding Bohra Primary and in any case he has never transacted any business with them. He further informed the committee that, the Visa Oshwal Primary schools were owned by Indian families but during presidential decree on free primary education, they surrendered all their schools to the defunct City Council of Nairobi. The City Council was informed that a notice of six months was to be issued if in case the land was to be surrendered. He further explained to the Committee that the title was under two Indian families. A letter from the Minister of Lands on this regard is attached *[Annex 3]*

When asked whether he has any business, the nominee said that he has no company and he operates no business. He once tried business in the year 1997 and he failed terribly.

On the youths, he said he will engage stakeholders like UNHABITAT in coming up with activities that nurture the youths and give them experience that will help them explore their talents. He promised to implement the thirty percent budgetary allocation to the youths in the County.

While mentioning the issue of early childhood education, the nominee said he is aware of the present shortage of early childhood development teachers in 21 nurseries and 178 pre-units.

4.0 COMMITTEE'S OBSERVATIONS

4.1 MR. ANDREW NDAISI MWANTHI - NOMINEE FOR POSITION OF CHIEF OFFICER, EDUCATION, CHILDREN AND YOUTH AFFAIRS.

The Committee having considered his curriculum vitae and heard his oral submission during the vetting exercise/interview, made the following observations:-

- I. Mr. Andrew Ndaisi Mwanthi is a Kenyan citizen aged 45 years. He is pursuing Doctors of Philosophy from Maasai Mara University. He has Master Degree from Kenyatta University in Education. He went to Maseno University which was then a satellite campus of Moi University for his undergraduate where he studied B.A Education. The nominee went to Kang'aru school where he sat for his Kenya Africa certificate of Education and Ngoto High School for Kenya Certificate of Education.
- II. Mr. Ndaisi is currently working as Director, Nairobi City County, Education Department. He is in charge of overall education matters within the County. He also offers professional advice, guidance and interpretation of policy matters in education programs, planning development and implementation of education programs among others.
- III. He has also worked as Assistant Director of Education in the defunct City Council where he was in charge of administration and operations of the development Section.
- IV. Mr. Ndaisi has also worked as Senior Education Officer, in the defunct City council of Nairobi where he compiled capital development estimates and expenditure.
- V. He also mentioned that he had served as a teacher under Teachers' Service Commission besides being employed by Board of Governors in Makueni. Mr

Ndaisi also worked as untrained teacher in his previous school, Ngoto high school.

- VI. The Committee members were satisfied that the issues raised in the memoranda were satisfactorily addressed absolved the nominee from blame.

5.0 COMMITTEE'S RECOMMENDATIONS

Pursuant to section 45 (i)(b) of the County Governments Act and Standing Order No. 42 and 191 (5), the Committee recommends that:-

This Assembly approves the following nominee for appointment by H.E. the Governor as **Chief Officer, Education, Children and Youth Affairs**.

- **Mr . Andrew Ndaisi Mwanthi.**
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