

Answered
12/6/19

GOVERNMENT OF NAIROBI CITY COUNTY



*Paper laid
on 12/06/2019
12/6/19
F.C.A.*

THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

SECOND ASSEMBLY – THIRD SESSION

NBI CA. PLC. 2019/ (045)

12th June, 2019

PAPER LAID

Pursuant to the provisions of Standing Order 191 (6), I beg to lay the following paper on the Table of the Assembly, today Wednesday, 12th June, 2019: -

**THE REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE
ON THE VETTING OF NOMINEES TO THE NAIROBI CITY COUNTY PUBLIC SERVICE
BOARD**

(Chairperson, Sectoral Committee on Labour & Social Welfare)

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

COUNTY GOVERNMENT OF NAIROBI CITY

Report considered and
Agreed to by the Assembly
on Thu. 13/06/2019.
AAO/TJ
DLC
13/6/19



Clerk
Forwarded
approval.
AAO/TJ
DLC-1
13/6/19

NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY-THIRD SESSION

REPORT OF THE SECTORAL
COMMITTEE ON LABOUR AND SOCIAL WELFARE
ON

THE VETTING OF NOMINEES TO THE NAIROBI CITY COUNTY PUBLIC SERVICE BOARD

Clerk's Chambers
City Hall Buildings
NAIROBI

JUNE, 2019

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ANNEXES

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- 1) Minutes
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**COMMITTEE MEMBERS SIGNATURES FOR ADOPTION OF COMMITTEE REPORT ON
VETTING OF NOMINEES TO THE NAIROBI CITY COUNTY PUBLIC SERVICE BOARD**

NO	NAME	SIGNATURE
1	Hon. Peter Wanyoike Gitau, MCA	PW
2	Hon. Geoffrey Ng'ang'a Mbuthia, MCA	Geoffrey Ng'ang'a Mbuthia
3	Hon. Rose Adhiambo Ogonda, MCA	ROgonda
4	Hon. Peter Wahinya Kimuhu, MCA	Peter Wahinya Kimuhu
5	Hon. John Ng'ang'a Mukiri, MCA	John Ng'ang'a Mukiri
6	Hon. Wilson Ongele Ochola, MCA	Wilson Ongele Ochola
7	Hon. Evans Otiso, MCA	Evans Otiso
8	Hon. Jared Akama, MCA	Jared Akama
9	Hon. Antony Kimemia, MCA	Antony Kimemia
10	Hon. Fuad Hussein Mohamed, MCA	
11	Hon. Anthony Ng'ang'a Gatune, MCA	Anthony Ng'ang'a Gatune
12	Hon. Susan Makungu Kavaya, MCA	S.M
13	Hon. Beatrice Waithera Gakuru, MCA	B.W
14	Hon. Margaret Wanjiru Mbote, MCA	Mbote
15	Hon. Esther Nyangweso, MCA	Esther Nyangweso
16	Hon. Eve Malenya, MCA	
17	Hon. Laurah Mwende, MCA	
18	Hon. Eunice Wanjiku Marimbi, MCA	Eunice Wanjiku Marimbi
19	Hon. Mary Njambi Njuguna, MCA	M N N

1.0. PREFACE

1.1. Committee Mandate

Hon. Speaker,

The Sectoral Committee on Labour and Social Welfare is one of the Sectoral Committees established under Standing Order 203. The Committee is mandated under the Third Schedule of the Standing Orders to ***“investigate, inquire into and report on all matters related to labour, trade union relations, manpower or human resource planning; County Public Service; gender and social welfare, youth.”***

1.2 Committee Membership

Hon. Speaker,

The Committee comprises the following Members:-

- | | |
|---|-------------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng’ang’a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Rose Adhiambo Ogonda, MCA | |
| 4. Hon. John Ng’ang’a Mukiri, MCA | |
| 5. Hon. Wilson Ongele Ochola, MCA | |
| 6. Hon. Peter Wahinya Kimuhu, MCA | |
| 7. Hon. Fuad Hussein Mohamed, MCA | |
| 8. Hon. Antony Kimemia, MCA | |
| 9. Hon. Anthony Gatune, MCA | |
| 10. Hon. Evans Otiso, MCA | |
| 11. Hon. Jared Akama, MCA | |
| 12. Hon. Susan Makungu, MCA | |
| 13. Hon. Beatrice Gakuru, MCA | |
| 14. Hon. Margaret Mbote, MCA | |
| 15. Hon. Esther Nyangweso, MCA | |
| 16. Hon. Eve Malenya, MCA | |
| 17. Hon. Mary Njambi, MCA | |
| 18. Hon. Laurah Mwende, MCA | |
| 19. Hon. Eunice Wanjiku Marimbi, MCA | |

1.3 Message from His Excellency the Governor

Hon. Speaker,

Pursuant to Article 235 (1) of the Constitution of Kenya 2010 and Section 57-59 of the County Governments Act 2012, **H.E. the Governor, Hon. Mike Gideon Mbuvi Sonko** vide a letter dated 8th May, 2018 forwarded to the Speaker of the Nairobi City County Assembly, the names of the following nominees for vetting by the Sectoral Committee on Labour and Social Welfare and consideration for approval by the County Assembly for appointment as Members of the County Public Service Board as follows:-

NO	NAME OF NOMINEE	POSITION
1.	Mr. Abdihakim Mohamed Kahiya	Chairman
2.	Ms. Aisha Wanjiku Karanja	Member
3.	Ms. Sharon Mirella Wakhu	Member
4.	Ms. Consolata Muthoni Kimuya	Member
5.	Mr. Thomas Mwesu Kasoa	Member
6.	Mr. Jack Babji Owino	Member

1.4 Committal to Committee on Labour and Social Welfare

Hon. Speaker,

Standing Order 43 (2) provides that 'If a message is received from the Governor or the Senator of the County, at a time when the County Assembly is not in session, the Speaker shall forthwith cause the message to be transmitted to every Member and shall report the message to the County Assembly on the day the County Assembly next sits'. The notification of nominations was therefore referred to the Sectoral Committee on Labour and Social Welfare on 13th May, 2019 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 Daily Nation on Friday 17th May, 2019, 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 nominees for the County Public Service Board (C.P.S.B) appeared before the Committee on Tuesday 28th May, 2019 and were vetted in accordance with the provisions of the Constitution, the Public Appointments (County Assemblies Approval) Act, 2017, and the County Assembly Standing Orders on their suitability for appointment to the CPSB. 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.

Finally, on behalf of the Sectoral Committee on Labour and Social Welfare, it is my pleasure and duty to present to the Assembly, the Committee's Report on the vetting of five (5) nominees for appointment to the Nairobi County Public Service Board for adoption pursuant to the Standing Orders of the County Assembly and other enabling provisions of the Law.

Thank you.

Signed 

**Hon. Peter Wanyoike, MCA
(Chairperson)**

Sectoral Committee on Labour and Social Welfare

Dated this 12 day of June 2019

2.0. BACKGROUND

2.1 Mandate of the Sectoral Committee on Labour and Social Welfare

The Sectoral Committee on Labour and Social Welfare is one of the Sectoral Committees established under Standing Order No. 203 with amongst others, 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 196 (*Committee on Appointments*).

2.2 Appointment process of the County Public Service Board Nominees

Article 235 (1) of the Constitution of Kenya provides for the Governor's power to appoint persons to hold offices in the County Public Service with the approval of the Assembly, from among persons competitively sourced.

A letter from the Office of the Governor dated 8th May, 2019 addressed to the Speaker of the County Assembly indicated that the names of six (6) nominees has been forwarded for vetting by the Sectoral Committee on Labour and Social Welfare and consideration for approval by the County Assembly for appointment as Members of the County Public Service Board.

2.3 Notification to the Public

Section 7(5) and (10) of the Public Appointments (County Assemblies Approval) Act, 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 local dailies, specifically the Daily Nation on Friday 17th May, 2019 inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominees. At the close of business on Friday 24th May, 2019, no memoranda contesting the suitability of the six

nominees to the Board had been received.

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 Sectoral Committees to conduct the vetting and approval hearing of the nominees on Tuesday, 28th May, 2019.

The nominees were vetted by the Sectoral Committee on Labour and Social Welfare on Tuesday 28th May, 2019 at the County Assembly Committee room 5.

2.4 Clearance Requirements

To ensure compliance with the provisions of Chapter 6 of the Constitution, the nominees were required to submit their 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.

3.0 VETTING OF COUNTY PUBLIC SERVICE BOARD NOMINEES

In conducting the vetting process, the Sectoral Committee on Labour and Social Welfare examined the nominees 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, 28th May, 2019 at Committee Room 5, County Assembly Precincts, City Hall Buildings from 9:00 am, the Committee conducted face to face interviews of the nominees. The minutes of the vetting proceedings are attached to this report.

3.1 APPEARANCE BEFORE THE COMMITTEE BY MR. ABDIHAKIM MOHAMED KAHIYA – NOMINEE FOR CHAIRPERSON OF THE COUNTY PUBLIC SERVICE BOARD

The nominee for County Public Service Board Chairperson, Mr. Abdihakim Mohamed Kahiya, appeared before the Committee on Tuesday 28th May, 2019 at 9.00 am 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 24th May, 2019.

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 he was born in 1978 and:-

- a) He is a communication and public relations specialist with diverse managerial

background;

- b) He is currently pursuing masters of Art, diplomacy and foreign relations at Moi University, hoping to graduate in August this year;
- c) He holds a Bachelor of Science in communication and public relations and a diploma in community development and project planning management; and
- d) He has attended other professional courses, ranging from managerial, legislative drafting, communication and MME.

B. In response to his employment history and its relevance to the position, the nominee stated as follows:-

- a) Currently he is working for a consultancy firm as an executive director, where he is in charge of coordination of all sectors, including; governance, research, training etc;
- b) 2013-2017 he was the deputy speaker of Kakamega County Assembly and Member of the County Assembly, where he represented the minority and marginalized groups. He was also the chair of Liaison Committee;
- c) 2010-2011 he served as Red Cross national disaster response manager, where he was in charge of coordination of disaster response in the Country. He advocated and championed the disaster response policy;
- d) 2005-2009 he worked in the Office of the President Ministry of special programs, Ireland resource project which was a World Bank project. There he worked as a policy coordinator, coalition for pastoralist children education. It's during this time that he advised the Government of Kenya to come up with favorable policies and institution for the pastoralists. He came up with the vision and mission of the coalition and also formulated policies;
- e) 2004-2005 he worked in the Office of the President, Ministry of state special programs; world food program projects, where he was the emergency logistics coordinator. He was also the secretariat for the district steering group where he was coordinating secretarial committees and taking lead in the assessment based on those sectors; and

- f) 2000-2002 He worked in an international organization Ox firm Quebec (Canadian foundation) where he was a distribution relief coordinator in Mandera.

C. Regarding his understanding for the position he applied for, he responded as follows:-

- a) That the position he applied for is the Chairperson of County Public Service Board Nairobi City County; which is a corporate body that has the capability of suing and being sued. It has Members of not more than three and not less than five. That he will attend board meetings and guide the establishment and abolition of offices.

D. With regards to what motivated him to apply for the position and the relevant experience he will bring, the nominee stated that:-

- a) The nominee is passionate about the Public Service Board, having served in the public service. He understands the critical needs of the devolution structure and the practice to work in a noble County like Nairobi;
- b) In terms of professional experience, he has a successful managerial administrative policy working experience. He also has a wealth of experience in leadership that will help to attain the objective of the Board, having worked in similar positions where he developed policies into law. He has no doubt that the leadership qualities and experience that he has will help the Board to attain its objectives as stated in the County Governments Act;
- c) He was a Deputy Speaker and a Member of Kakamega County Assembly where he participated in drafting policies and legislation;
- d) He worked as a policy coordinator for coalition of pastoralist's education and helped to formulate a nomadic program (Nomadic Education National Council); and
- e) He has also served in the Office of the President special programs and the Red Cross where he initiated various policies.

E. On functions of the County Public Service Board, the nominee informed the Committee that the Board has powers to:-

- a) Establish and abolish offices in the County public service;
- b) Appoint persons to hold or act in offices of the County public service including in the Boards of cities and urban areas within the County and to confirm appointments;
- c) Prepare regular reports for submission to the County Assembly on the execution of the functions of the Board;
- d) Advise the County Government on human resource management and development; and
- e) Promote in the County public service the values and principles referred to in Articles 10 and 232 of the Constitution;

F. In response to some of the values referred to in Article 10 and 232 of the Constitution of Kenya, he stated as follows:-

The national values and principles of governance, article 10 include-

- a) Patriotism, national unity, sharing and devolution of power, the rule of law, democracy and participation of the people;
- b) Human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized;
- c) Good governance, integrity, transparency and accountability; and
- d) Sustainable development.

The values and principles of public service, article 232 include-

- a) High standards of professional ethics;
- b) Efficient, effective and economic use of resources;
- c) Responsive, prompt, effective, impartial and equitable provision of services;
- d) Involvement of the people in the process of policy making;
- e) Accountability for administrative acts;
- f) Transparency and provision of timely and accurate information to the public;
- g) Fair competition and merit as the basis of appointments and promotions; and
- h) Representation of Kenya's diverse communities.

He also stated that he comes from the minority and the marginalized group, which is not only in the County Governments Act, but also the objects of devolution under Article 174 (b) of the Constitution.

He will perform his duties and responsibility as expected from a public officer, with transparency and accountability.

G. Regarding what he considers as the main challenges and to address the challenges:-

- a) Streamlining the workforce in line with competence
- b) Ensuring teamwork and cohesion among the staff.
- c) Demoralized workforce is also a challenge
- d) Inadequate funding of the public service
- e) To review and streamline the skills to maintain the services.
- f) Adherence to labor laws and regulations
- g) Establishing relevant committees in the Board and offices that will FastTrack the needs of the staff.
- h) Engaging the relevant structures in the County especially the committee that will hand work to the Board.
- i) Executive to have enough funding so that the Public service Board can be able to implement its mandate as enshrined in the constitution.

H. On the steps he will take to help the County to achieve its vision and plans:-

The nominee stated that he will make use of the performance contracting tool to commit each officer through monitoring and evaluation.

I. In terms of what he will do to ensure that officers in the County adhere to the values and principles as contained in article 10 and 232 of the Constitution. He responded as below:-

The nominee stated that he will ensure that fairness and equity is upheld in all Sectors and implementation of the Report prepared by the County Public Service Board on Staff Promotion.

J. Regarding what he can do to ensure the Board achieves its priorities, he stated as below:-

He will uphold transparency, integrity and accountability in executing his duties.

K. On whether he renders any community service and if yes where:-

He is a volunteer and a member of Red Cross, which is a national society whose mission and vision is to alleviate human suffering; and

He also volunteers through appeals for donation on media to support orphanage centers.

L. On what Nairobi residents can expect from him if approved:-

A public service full of cohesiveness and inclusion;

Best service delivery by the public service; and

Nairobi County Public Service Board will be run by professionals.

3.2 APPEARANCE BEFORE THE COMMITTEE BY MS. AISHA WANJIKU KARANJA – NOMINEE FOR MEMBER OF THE COUNTY PUBLIC SERVICE BOARD

The nominee for County Public Service Board Chairperson, Ms. Aisha Wanjiku Karanja, appeared before the Committee on Tuesday 28th May, 2019 at 10.30 am 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 her suitability or otherwise for appointment to Public office, and none had been received by close of business on Friday 24th May, 2019.

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

A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the Committee that she was born in 1967 and:-

- a) She holds a Master's degree in community development and sociology from University of Agra in India;
- b) She holds Bachelor's degree in political science, economics and sociology from the same University;
- c) She also holds a postgraduate diploma in mass communication;
- d) She has worked in several organizations both private and non-governmental, in

the capacity of Human Resource Officer growing to senior Human Resource Officer through to HR manager in both the NGO and private sector;

- e) She served as the director of Green Belt Movement that was founded by Prof. Wangari Maathai from 2013 to 2017;
- f) She is currently the director of an NGO that is dealing with environmental stewardship and sustainable livelihoods; and
- g) She has held many positions mostly in administration and operational services.

B. In response to her employment history and its relevance to the position, the nominee stated as follows:-

- a) She has worked as an administrator in various capacities and in various organizations, both private and non-governmental;
- b) To the best of her knowledge, the position fits well with her qualifications, skills and experiences, since it is the Board of the county public service that deals with human resource management; and
- c) She will use her skills and experiences to ensure that the values and principles of the County public service are adhered to.

C. Regarding her understanding for the position she applied for, she responded as follows:-

- a) She understands that the public service board primarily handles HR management according to Article 235 of the Constitution of Kenya 2010;
- b) The Board is expected to promote the values and principles referred in Article 10 and 232 of the Constitution;
- c) The Board establishes and abolishes offices in the public service;
- d) Exercises disciplinary controls; and
- e) Reports on how the executive executes its functions.

D. On what motivated her to apply for the position and the relevant experience she will bring, the nominee stated that:-

- a) She has experience in holistic human resource matters;
- b) She has experience in administrative work and reporting; and

- c) She has worked and helped organizations that are non-governmental as an administrator and it is now time to bring that knowledge and experience to the public sector.

E. On functions of the County Public Service Board, the nominee informed the Committee that the Board has powers to:-

- a) Establish and abolish offices;
- b) Exercises disciplinary controls on staff;
- c) Reports on how the board executes its functions; and
- d) Promotes values and principles referred in Article 10 and 232.

F. In response to some of the values referred to in Article 10 and 232 of the Constitution of Kenya, she stated as follows:-

Public officers are supposed to efficiently deliver their work in terms of-

- (a) Integrity;
- (b) Performance;
- (c) Principles;
- (d) Involvement of the people in the process of policy making;
- (e) Accountability for administrative acts;
- (f) Transparency and provision to the public of timely and accurate information;
- (g) Fair competition and merit as the basis of appointments and promotions; and
- (h) Representation of Kenya's diverse communities.

G. Regarding what she considers as the main challenges and to address the challenges:-

- a) She will try and harmonize the national values and the specific principles of the public service;
- b) With her experience in HR and administration she will ensure that the Board is transparent;
- c) The nominee will ensure that actions of the Board espouse integrity;
- d) Ensuring that the Board plays the role of advisory and educating;
- e) Make sure that the Board is accountable;
- f) Ensure the reports to the Assembly are submitted on time; and

- g) Ensure the County adheres to the values and principles articulated in Articles 10 and 232 of the Constitution.

H. In terms of what she will do to ensure that officers in the County adhere to the values and principles as contained in article 10 and 232 of the Constitution:- She will ensure that officers understand the two Articles in relation to what is expected from them as officers. Sometimes People break laws because they do not understand them.

I. Regarding what she can do to ensure the Board achieves its priorities, she informed the Committee that she will ensure that:-

- a) Officers work as a team;
- b) She is always available to address issues;
- c) The Board has action plans and timelines; and
- d) Priorities are well articulated.

J. On any unique component, she is bringing on board to fight graft and whether she has ever been mentioned in any graft before:-

The nominee stated that-

- a) She has never been mentioned in any graft case;
- b) She is coming into the Board as a member who is above board with high standards of integrity and accountability;
- c) She will also bring on board working systems that hold people accountable and adhere to code of conduct; and
- d) Understanding where the loopholes are and advising the County Government or the relevant bodies within the County on the best approach to address them.

K. Regarding how she will handle the pressure from family and friends who will be seeking services and favour:-

- a) She brings years of experience in human resource management and understands the human resource ethics, therefore this will just be a

continuation of what she has been doing. To her, it is not about the pressure that one gets, what matters is one's reaction to the pressure.

- b) She further stated that the Board is accountable to the County Assembly and therefore there will be questions if proper standards are not followed.

L. In response to whether she renders any community service within Nairobi:-

She offers community service not only in Nairobi but also outside Nairobi, where she mentors youths in Kibera, Kawangware, Uthiru and other places outside Nairobi.

M. On what Nairobi residents can expect from her if approved:-

The nominee informed the Committee that she will uphold high standards of-

- a) Professionalism;
- b) Accountability;
- c) Integrity;
- d) Commitment; and
- e) Ensure that the public service upholds all the values and principles as articulated in the Constitution.

**3.3 APPEARANCE BEFORE THE COMMITTEE BY MS. SHARON MIRELLA WAKHU –
NOMINEE FOR MEMBER OF THE COUNTY PUBLIC SERVICE BOARD**

The nominee for County Public Service Board Chairperson, Ms. Sharon Mirella Wakhu, appeared before the Committee on Tuesday 28th May, 2019 at 11.30 am 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 her suitability or otherwise for appointment to Public office, and none had been received by close of business on Friday 24th May, 2019.

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

A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the Committee that she was born in 1978 and:-

- a) She is a chemical processing engineer by training;
- b) She is a certified sub-systems solutions consultant, where SAP is the number one

leading ERP solution in the world;

- c) She holds a Master's degree in IT application development; and
- d) She is in the process of completing her PHD in management science and engineering.

B. In response to her employment history and its relevance to the position, the nominee stated as follows:-

- a) She started her career as a management trainee at Mumias Sugar Company, where she was employed as a production manager;
- b) She was transferred to IT department as a systems analyst after the company underwent implementation of the ERP solution;
- c) She left Kenya to pursue her PHD in Shanghai China, where she landed a job at the UNDP, as an international business development manager;
- d) Upon completing her PHD, she came back to Kenya around 2014 and continued with her career as an ICT analyst;
- e) She has also worked at an IT solutions company as a senior business systems manager; and
- f) Her most recent job is at Mumias Sugar Company as the head of ICT.

C. Regarding how she will work considering her IT background, she responded as follows:-

- a) The advert was open in terms of ones field of training, the only requirement was that one must have held a management position for five years or above;
- b) Human Resource functions do not operate in isolation but rely on the recommendations of line managers, especially when it comes to specialized fields for recruitment purposes;
- c) She has been a member of many recruitment committees or boards where the HR have to include line managers to be able to perform recruitment function. Recommendations such as skills and qualifications come from line managers; and
- d) Her experience in terms of holding senior management positions in various companies will come in handy not just as advisory but also implementing policies for the Board.

D. On what motivated her to apply for the position and the relevant experience she will bring, the nominee stated that:-

- a) She has held diverse senior management positions, which means she has been relatively involved throughout her career in strategy management, development and implementation;
- b) She has been intricately involved in the planning and budgeting for staff meaning that the Human Resource department never works in isolation. They will always rely on line managers to come up with an organizational structure for each department, decide the skills and training that is required for various staff, come up with job descriptions and qualifications for personnel;
- c) She has worked in fields that were not part of her original training. She is comfortable working outside of her comfort zone, versatile and a quick learner;
- d) She is well equipped in terms of preparing and presenting management reports to demonstrate achievement of the objectives that the Executive would want to align their functions with.

E. On functions of the County Public Service Board, the nominee informed the Committee that the Board has powers to:-

- a) Establish and abolish offices in the County public service;
- b) Appoint persons to hold or act in offices of the County public service including in the Boards of cities and urban areas within the County and to confirm appointments;
- c) Prepare regular reports for submission to the County Assembly on the execution of the functions of the Board;
- d) Perform disciplinary procedures against employees who violate Articles 10 and 232 of the Constitution of Kenya;
- e) Monitor adherence to Articles 10 and 232 of the Constitution of Kenya; and
- f) Work in liaison with SRC to set remuneration, pension and gratuity for County public officers.

F. In response to some of the values referred to in Article 10 and 232 of the Constitution of Kenya, she stated as follows:-

The national values and principles of governance under Article 10 include-

- a) Patriotism, national unity, sharing and devolution of power, the rule of law, democracy and participation of the people;
- b) Human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized;
- c) Good governance, integrity, transparency and accountability; and
- d) Sustainable development.

The values and principles of public service under Article 232 include-

- a) High standards of professional ethics;
- b) Efficient, effective and economic use of resources; responsive, prompt, effective, impartial and equitable;
- c) Provision of services;
- d) Involvement of the people in the process of policy making;
- e) Accountability for administrative acts; and
- f) Transparency and provision to the public of timely, accurate information.

G. Regarding what she considers as the main challenges and to address the challenges:-

- a) The nominee stated that one of the main challenge is pressure in terms of expectations from the Executive, Assembly and members of the public;
- b) The other challenge is on the resources allocated constraining the number of people one can employ and determining their remuneration;
- c) The Board is an independent arm of the County Government and decisions are made independently but she will encourage engagements with both the Assembly and the Executive; and
- d) She will recommend certain changes in the manner in which the functions of the Board are carried out such as financial and accounting. The Board should be made independent just like the Public Service Commission in the National

Government to minimize dependence on other arms of Government, so that one can perform their duties freely.

H. In terms of what she will do to ensure that officers in the County adhere to the values and principles as contained in article 10 and 232 of the Constitution:- She will entrench regular and structured engagements concerning the two Articles 10 and 232 between the Board and officers of the Executive.

I. Regarding what she can do to ensure the Board achieves its priorities, she informed the Committee that she will ensure that:-

- a) The decisions that are made by the Board are owned by every member of the Board; and
- b) She will exclude self-interests or her own strong opinion or desires from the work of the Board, so that they move in the same direction.

J. On how she will use her diverse experience to make the Board effective:-

The nominee stated that-

- a) The three countries she has visited are closer to developed countries and the experience she got is that the contact between the public and the public service is very limited;
- b) Most of the public functions in developed countries are performed online because in terms of automation they are way ahead of us; and
- c) She has seen a lot of efficiency, proper resource utilization and in terms of training, developed countries have a higher quality of staff than we do here.
- d) She would aspire to see that some of these things can also be married here to try and improve efficiency, productivity of staff and technology.

K. Regarding how she will handle the pressure from family and friends who will be seeking services and favour:-

The nominee informed the Committee that she will avoid self-interest and biasness and ensure she executes her duties on merit.

L. In response to whether she renders any community service within Nairobi:-

- a) She does community service at Dagorreti children's home where she resides. Part of the work involves taking time with the children, taking them out and assisting those with disability.
- b) She also works with AIBA foundation which is a group that was put together by the Nubians in Kibra. She supports Hon.Ken Okoth (Member for Kibra) in taking children to school and sponsors some of the children to get to good schools, because due to high level of competition they are mainly disadvantaged when it comes to the normal process of getting positions in national schools.
- c) She was among the first lot of Kenyan students who were sponsored in 2010 by the UN to go and study in China. Since then working together with the University and the UN and in conjunction with the County Government of Kakamega where she comes from, they have been able to sponsor 40 students so far, to go and study degrees in technical fields like engineering, medical and sciences; and
- d) She does this voluntarily outside her normal work duties just to transform people's lives without expecting any benefits out of it.

M. On what Nairobi residents can expect from her if approved:-

The nominee stated that her primary duty-

- a) To give back to society in terms of serving them.
- b) To transform people's lives

3.4 APPEARANCE BEFORE THE COMMITTEE BY MRS. CONSOLATA MUTHONI KIMUYA – NOMINEE FOR MEMBER OF THE COUNTY PUBLIC SERVICE BOARD

The nominee for County Public Service Board Chairperson, Mrs. Consolata Muthoni Kimuya, appeared before the Committee on Tuesday 28th May, 2019 at 12.30 pm 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 her suitability or otherwise for appointment to Public office, and none had been received by close of business on Friday 24th May, 2019.

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

A. With respect to self-introduction, knowledge, experience and qualification, the nominee informed the Committee that she was born in 1958 and:-

- a) She holds a Bachelors degree in mathematics and business studies from the University of Nairobi;
- b) She has a Masters in educational administration from the same University;
- c) She is currently pursuing PHD in educational administration and planning at the Maasai Mara University; and
- d) She has also trained in the country and outside the country on leadership and management of business entities and education, and is graduating in 2019.

B. In response to her employment history and its relevance to the position, the nominee stated as follows:-

- a) She started as a teacher in various schools before she rose to deputy and finally chief principal of Buru Buru Girls-
 - 1990-2000 deputy principal Buru Buru Girls
 - 2000-2018 principal of the same school;
- b) She has wide experience in administration and management of the people, some of them being parents and the society, which she can contribute to the human resource which is part of the functions of the County Public Service Board; and
- c) She has a wealth of experience and training to enable her handle the job.

C. On what motivated her to apply for the position and the relevant experience she will bring, the nominee stated that:-

- a) Her wealth of experience motivated her to apply;
- b) Her training both in the country and outside the country on high level management motivated her further; and

- c) She felt the need to give back to the society, to continue interacting with the people and assisting them in day today running of the County and to be able to serve them within the management of the County.

D. On functions of the County Public Service Board, the nominee informed the Committee that the Board has powers to:-

- a) Create and abolish offices in the County public service;
- b) Appoint persons to hold or act in offices of the County public service;
- c) Discipline persons employed by the County Public Service Board;
- d) Advise the County Government on human resource management and development; and
- e) Promote in the County public service the values and principles referred to in Articles 10 and 232;

E. In response to some of the values referred to in Article 10 and 232 of the Constitution of Kenya, she stated as follows:-

The national values and principles of governance under Article 10 include-

- a) Human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized;
- b) Good governance, integrity, transparency and accountability; and
- c) Sustainable development.

The values and principles of public service under Article 232 include-

- a) High standards of professional ethics;
 - b) Efficient, effective and economic use of resources; responsive, prompt, effective, impartial and equitable;
 - c) Involvement of the people in the process of policy making;
 - d) Fair competition and merit as the basis of appointments and promotions;
- Representation of Kenya's diverse communities.

F. Regarding how she will handle women seeking jobs in the County if approved:-

- a) She will put Chapter six of the Constitution into practice;
- b) She will practice good governance;

- c) She will uphold transparency;
- d) She will make sure those who are qualified are the ones who will be employed;
- e) She knows that she is not supposed to practice nepotism and favouritism.

G. In terms of what she will do to ensure that officers in the County adhere to the values and principles as contained in Article 10 and 232 of the Constitution:-

- a) She will ensure that the board follows the rule of law;
- b) There will be no favouritism;
- c) She will help to identify qualified people for the right job to help meet the vision and mission of the Governor;
- d) She will encourage officers to do their work with patriotism and put the County at heart; and
- e) To encourage staff complete their duties within a given time so that the county can move forward.

H. Regarding what she can do to ensure the Board achieves its priorities, she informed the Committee that she will:-

- a) Be prompt in sorting the issues at hand in good time;
- b) Ensure reports are prepared in good time so that they are submitted to the County Assembly; and
- c) Ensure that the Board is available at short notice for any issues that needs to be discussed and forwarded to the County Assembly.

I. On how she will use her diverse experience to make the Board effective:-

The nominee stated that-

- a) She brings her wealth of experience especially ideas to do with human resource management; and
- b) She has much experience in interviewing personalities in the education sector and also within the public sector.

J. Regarding how she will navigate the relationship between her and the staff of the County Government:-

The nominee stated that she will-

- a) Practice integrity;
- b) Avoid nepotism and favoritism during employment;
- c) Uphold human dignity; and
- d) Exercise transparency to gain public confidence.

K. In response to steps she will take to help the Governor to achieve his vision and plans for Nairobi:-

- a) She will join her colleagues to make sure that the policies are promptly implemented and the reports required by the County Assembly are done in good time; and
- b) Institute policies that are in line with the vision and mission of the County

3.5 APPEARANCE BEFORE THE COMMITTEE BY MR. THOMAS MWEU KASOA – NOMINEE FOR MEMBER OF THE COUNTY PUBLIC SERVICE BOARD

The nominee for County Public Service Board Chairperson, Mr. Thomas Mweu Kasoa, appeared before the Committee on Tuesday 28th May, 2019 at 1.30 pm 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 24th May, 2019.

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 he was born in 1972 and:-

- a) He holds a Bachelors Degree in global business management from Belmont University in the UK;
- b) He holds a Diploma in leadership and management from scot Christian University; and
- c) He also has a Certificate in County management from KCA University.

B. In response to his employment history and its relevance to the position, the nominee stated as follows:-

- a) He started his career around 20 years ago here in Nairobi's industrial area for about 4 years;
- b) He then worked as a taxi driver at Jatco Tour Services for five years;
- c) In 2007, he contested as a Councilor at Komarock Ward, but due to political challenges in Nairobi he thought it wise to move to Machakos where he was elected as a Councilor;
- d) He was elected as the Vice Chairman of the County Council of Machakos;
- e) In the course of the 5 years he was also elected as the Director Tana/Athi Service Board;
- f) In 2013, he was elected as a Member of the Machakos County Assembly and Leader of Minority in the Assembly; and
- g) He served at the Machakos County Assembly Service Board for the last five years.

C. Regarding his understanding for the position he applied for, he responded as follows:-

The Board is mandated to-

- a) Establish and abolish offices in the County public service;
- b) Appoint persons to hold or act in offices of the County public service; and
- c) Perform disciplinary procedures against employees who are in violation of Articles 10 and 232 of the constitution of Kenya.

D. With regards to what motivated him to apply for the position and the relevant experience he will bring, the nominee stated that:-

He is a servant leader who has served in the public service for long and due to his dedication, he thought it wise to apply and serve the people of Nairobi County.

E. On functions of the County Public Service Board, the nominee informed the Committee that the Board has powers to:-

- a) Exercise discipline among County staff;

- b) Appoint persons to hold or act in offices of the County public service;
- c) Prepare regular reports for submission to the County Assembly on the execution of the functions of the Board;
- d) Establishes and abolishes offices in the County public service; and
- e) Prepare strategic plans for the term of the Board.

F. In response to some of the values referred to in Article 10 and 232 of the Constitution of Kenya, he stated as follows:-

The national values and principles of governance, article 10 include-

- a) National unity, sharing and devolution of power, , democracy and participation of the people;
- b) Equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized;
- c) Integrity, transparency and accountability; and
- d) Good governance.

The values and principles of public service, article 232 include-

- a) Efficient, effective and economic use of resources;
- b) Impartial and equitable provision of services;
- c) High standards of professional ethics;
- d) Involvement of the people in the process of policy making;
- e) Accountability for administrative acts;
- f) Representation of Kenya's diverse communities; and
- g) Provision of timely and accurate information to the public.

G. Regarding what he considers as the main challenges and how he proposes to address them:-

The nominee informed the Committee that one of the biggest challenge in most Counties is equity and fair treatment of staff. He will therefore use the law in place to make sure that equity is followed to the letter e.g. Employment Act and other labour laws.

H. On the steps he will take to help the County to achieve its vision and plans:-

The nominee stated that he will make use of the performance contracting tool to commit each officer through monitoring and evaluation.

I. In terms of what he will do to ensure that officers in the County adhere to the values and principles as contained in article 10 and 232 of the Constitution. He responded as below:-

- a) He will push for refresher courses for the staff to help the County achieve its target;
- b) He will ensure the Board works in consultation with stakeholders e.g. County Assembly more specifically Labour Committee and the CECM for Public Service Management.

3.6 MR. JACK BABJI OWINO – NOMINEE FOR MEMBER OF THE COUNTY PUBLIC SERVICE BOARD

The sixth nominee to the County Public Service Board, Mr. Jack Babji Owino, **did not appear** before the Committee on Tuesday 28th May, 2019. The Committee noted that the nominee neither picked up a vetting form and neither did he submit clearance documents from the listed institutions as required

4.0. COMMITTEE'S GENERAL 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 Curriculum Vitae and having heard their oral submissions during the vetting exercise made the following general observations:

THAT: -

1. Five out of the six nominees satisfied 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 nominees have 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 nominees have not been charged in a Court of Law.
- c) The nominees do not exhibit a potential conflict of interest.

2. The nominees meet the requirements of the provisions of Section 35(2) of the County Governments Act, 2012 in that: -

- a) There is representation of the minorities, marginalized groups and communities within Nairobi City County; and
- b) Upholds the community and cultural diversity within Nairobi City County.

3. One nominee, Mr. Jack Babji Owino did not attend the approval hearing and hence the Committee did not make any observations with regard to his nomination.

4. The nominees meet the requirements of Section 35(3) (d) since they exhibited impressive knowledge of topical and legal issues touching on the respective dockets and have the requisite abilities, qualifications and experience.

5. The Committee further observed that Section 58 (1) (c) of the County Governments Act provides that the CPSB shall comprise - 'a certified public secretary of good professional standing nominated and appointed by the Governor, with the approval of the County Assembly, who shall be the secretary to the Board'. The composition of members as nominated by H.E the Governor does not have a person competent to perform the role of Secretary to the Board. The Committee therefore urges H.E the Governor to nominate a suitable candidate for the said position and forward the name to the County Assembly for approval.

5.0. COMMITTEE'S RECOMMENDATIONS

Pursuant to Section 45 (1) (a) and (b) 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 Five Nominees for appointment by **H.E. the Governor Hon. Mike Gideon Mbuvi Sonko** as Members of the Nairobi City County Public Service Board as follows:-

NO	NAME OF NOMINEE	POSITION
1.	Mr. Abdihakim Mohamed Kahiya	Chairman
2.	Ms. Aisha Wanjiku Karanja	Member
3.	Ms. Sharon Mirella Wakhu	Member
4.	Ms. Consolata Muthoni Kimuya	Member
5.	Mr. Thomas Mwesu Kasoa	Member

MINUTES OF THE 21ST SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 15TH MAY, 2019 AT 11.30 AM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Beatrice Gakuru, MCA | |
| 8. Hon. Esther Nyangweso, MCA | |
| 9. Hon. Eunice Wanjiku Marimbi, MCA | |
| 10. Hon. John Ng'ang'a Mukiri, MCA | |
| 11. Hon. Margaret Wanjiru Mbote, MCA | |
| 12. Hon. Peter Wahinya Kimuhu, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohammed, MCA
2. Hon. Wilson Ongele Ochola, MCA
3. Hon. Susan Makungu Kavaya, MCA
4. Hon. Peter Wahinya Kimuhu, MCA
5. Hon. Laurah Mwende, MCA
6. Hon. Mary Njambi, MCA
7. Hon. Rose Ogonda, MCA
8. Hon. Eve Malenya, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Consideration of Nominations to the County Public Service Board for Vetting
- 3) Meeting with CECM for PSM to deliberate on a Statement requested by Hon. Patrick Karani
- 4) AOB & Adjournment

MIN.064/LSW/MAY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 11.00 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by Hon. Jared Akama and seconded by the Vice-Chairperson.

MIN.065/LSW/MAY/2019:

CONSIDERATION OF NOMINATIONS TO THE COUNTY PUBLIC SERVICE BOARD FOR VETTING

The Chairperson informed Members that H.E the Governor had nominated six members to the County Public Service Board and communicated the same to the Hon. Speaker seeking approval by the County Assembly.

The Committee therefore directed the secretariat to make the necessary arrangements to facilitate the vetting exercise.

MIN.066/LSW/MAY/2019: MEETING WITH CECM FOR PSM TO DELIBERATE ON A STATEMENT REQUESTED BY HON. PATRICK KARANI

The Chairperson welcomed officers from the Public Service Management to the meeting followed by a round of introduction. He then informed the officers that the Committee wrote to the CECM to deliberate on the Statement requested by Hon. Patrick Karani and inquired on her whereabouts.

Members raised a concern on failure by the CECM for Public Service Management (Ms. Pauline Kahiga) to appear before the Committee despite the ample notice issued and informed the Chairperson that the meeting cannot continue in her absence.

The Committee resolved to post pone the meeting to Wednesday 22nd May 2019 and the secretariat to write a final invitation letter to the CECM.

MIN.067/LSW/MAY/2019: A.O.B &ADJOURNMENT

The Committee having dispensed with the business of the day and the time being twenty two minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN..........

DATE.....12/06/19.....

HON. PETER WANYOIKE (CHAIRPERSON)

MINUTES OF THE 24ST SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON MONDAY 27TH MAY, 2019 AT 12.00 PM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Anthony Gatune, MCA | |
| 4. Hon. Rose Ogonda, MCA | |
| 5. Hon. Eve Malenya, MCA | |
| 6. Hon. Beatrice Gakuru, MCA | |
| 7. Hon. Esther Nyangweso, MCA | |
| 8. Hon. Eunice Wanjiku Marimbi, MCA | |
| 9. Hon. John Ng'ang'a Mukiri, MCA | |
| 10. Hon. Wilson Ongele Ochola, MCA | |
| 11. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohammed, MCA
2. Hon. Susan Makungu Kavaya, MCA
3. Hon. Peter Wahinya Kimuhu, MCA
4. Hon. Laurah Mwende, MCA
5. Hon. Evans Otiso, MCA
6. Hon. Jared Akama, MCA
7. Hon. Antony Kimemia, MCA
8. Hon. Mary Njambi, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Preparation for Vetting of Nominees to the County Public Service Board pursuant to Section 58(1) of the County Governments Act, 2012 and Section 5-8 of Public Appointments (County Assemblies Approval) Act, 2017
- 3) AOB & Adjournment

MIN.074/LSW/MAY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 12.00 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by Hon. Anthony Gatune and seconded by the Hon. Margaret Mbote.

MIN.075/LSW/MAY/2019: PREPARATION FOR VETTING OF NOMINEES TO THE COUNTY PUBLIC SERVICE BOARD PURSUANT TO SECTION 58(1) OF THE COUNTY GOVERNMENTS ACT, 2012 AND SECTION 5-8 OF PUBLIC APPOINTMENTS (COUNTY ASSEMBLIES APPROVAL) ACT, 2017

The Chairperson informed Members that five nominees had submitted their vetting forms, curricula vitae and all the relevant documents as required for purposes of vetting. One

member, Mr. Jack Owino, had not submitted his documents following a notification in the Daily Nation dated 17th May 2019 on the same.

Members went through the nominees' documents in order to determine their educational background and professional experience. The Committee also considered the vetting questions prepared by the secretariat and each Member picked a question they would ask.

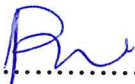
The Chairperson notified Members that the vetting exercise will commence on Tuesday 28th May 2019 at 9.00 am and urged them to be on time; and keep the dress code official.

MIN.076/LSW/MAY/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being fifty seven minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN..........

DATE.....12/06/19.....

HON. PETER WANYOIKE (CHAIRPERSON)

MINUTES OF THE 25TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 28TH MAY, 2019 AT 9.00 AM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Mary Njambi, MCA | |
| 8. Hon. Rose Ogonda, MCA | |
| 9. Hon. Eve Malenya, MCA | |
| 10. Hon. Laurah Mwende, MCA | |
| 11. Hon. Beatrice Gakuru, MCA | |
| 12. Hon. Esther Nyangweso, MCA | |
| 13. Hon. Eunice Wanjiku Marimbi, MCA | |
| 14. Hon. John Ng'ang'a Mukiri, MCA | |
| 15. Hon. Wilson Ongele Ochola, MCA | |
| 16. Hon. Margaret Wanjiru Mbote, MCA | |
| 17. Hon. Fuad Hussein Mohammed, MCA | |

ABSENT:

1. Hon. Susan Makungu Kavaya, MCA
2. Hon. Peter Wahinya Kimuhu, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
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Agenda:

- 1) Preliminaries
- 2) Approval Hearing of Nominees to the County Public Service Board pursuant to Section 58(1) of the County Governments Act, 2012 and Section 5-8 of Public Appointments (County Assemblies Approval) Act, 2017
- 3) AOB & Adjournment

MIN.077/LSW/MAY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 9.00 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by Hon. Rose Ogonda and seconded by the Hon. John Mukiri.

MIN.078/LSW/MAY/2019:

APPROVAL HEARING OF NOMINEES TO THE COUNTY PUBLIC SERVICE BOARD PURSUANT TO SECTION 58(1) OF THE COUNTY GOVERNMENTS ACT, 2012 AND SECTION 5-8 OF PUBLIC APPOINTMENTS (COUNTY ASSEMBLIES APPROVAL) ACT, 2017

The Chairperson briefed the Committee on the purpose of the approval hearing and gave guidelines on the vetting exercise. He then welcomed the nominee for Chairperson of the

County Public Service Board **Mr. Abdihakim Mohamed Kahiya** to the meeting and requested Members to introduce themselves. The nominee 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 24th May, 2019.

The nominee was guided on the oath taking and submitted his original documents for confirmation. The Chairperson having confirmed the original documents submitted proceeded with the vetting exercise by posing the first question to the nominee.

- a) The nominee informed the Committee that he is a communication and public relations specialist with diverse managerial background, and is currently pursuing masters of Art in diplomacy and foreign relations at Moi University, hoping to graduate in August this year.
- b) He holds a Bachelor of Science in communication and public relations and a diploma in community development and project planning management.
- c) He stated that he is working for a consultancy firm as an executive director, where he is in charge of coordination of all sectors, including; governance, research, training etc. In 2013-2017 he was the deputy speaker of Kakamega County Assembly and Member of the County Assembly, where he represented the minority and marginalized groups. He was also the chair of Liaison Committee.

The Chairperson welcomed the second nominee to the County Public Service Board **Ms. Aisha Wanjiku Karanja** to the meeting and requested Members to introduce themselves. The nominee 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 24th May, 2019.

The nominee was guided on the oath taking and submitted his original documents for confirmation. The Chairperson having confirmed the original documents submitted proceeded with the vetting exercise by posing the first question to the nominee.

- a) The nominee informed the Committee that she holds a Masters degree in community development and sociology from University of Agra in India and a Bachelor's degree in political science, economics and sociology from the same University. She also holds a postgraduate diploma in mass communication.
- b) She stated that she has worked in several organizations both private and non-governmental, in the capacity of Human Resource Officer growing to senior Human Resource Officer through to HR manager in both the NGO and private sector. She served as the director of Green Belt Movement that was founded by Prof. Wangari Maathai from 2013 to 2017 and is currently the director of an NGO that is dealing with environmental stewardship and sustainable livelihoods.

The Chairperson welcomed the third nominee to the County Public Service Board **Ms. Sharon Mirella Wakhu** to the meeting and requested Members to introduce themselves. The nominee 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 24th May, 2019.

The nominee was guided on the oath taking and submitted his original documents for confirmation. The Chairperson having confirmed the original documents submitted proceeded with the vetting exercise by posing the first question to the nominee.

- a) The nominee informed the Committee that she is a chemical processing engineer by training and a certified sub-systems solutions consultant. She holds a Masters degree in IT application development and She is in the process of completing her PHD in management science and engineering.
- b) She stated that she started her career as a management trainee at Mumias Sugar Company, where she was employed as a production manager. She then was transferred to IT department as a systems analyst after the company underwent implementation of the ERP solution. She left Kenya to pursue her PHD in Shanghai China, where she landed a job at the UNDP, as an international business development manager. Upon completing her PHD, she came back to Kenya around 2014 and continued with her career as an ICT analyst. Her most recent job is at Mumias Sugar Company as the head of ICT.

The Chairperson welcomed the fourth nominee to the County Public Service Board **Ms. Consolata Muthoni Kimuya** to the meeting and requested Members to introduce themselves. The nominee 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 24th May, 2019.

The nominee was guided on the oath taking and submitted his original documents for confirmation. The Chairperson having confirmed the original documents submitted proceeded with the vetting exercise by posing the first question to the nominee.

- a) The nominee informed the Committee that she holds a Bachelors degree in mathematics and business studies from the University of Nairobi a Masters in educational administration from the same University. She is currently pursuing PHD in educational administration and planning at the Maasai Mara University. She has also trained in the country and outside the country on leadership and management of business entities and education, and is graduating in 2019.
- b) She stated that she started as a teacher in various schools before she rose to deputy and finally chief principal of Buru Buru Girls. She served as the deputy principal from 1990 to 2000 and chief principal from 2000-2018. She has wide experience in administration and management of the people, some of them being parents and the society, which she can contribute to the human resource which is part of the functions of the County Public Service Board. She also has a wealth of experience and training to enable her handle the job.

The Chairperson welcomed the fifth nominee to the County Public Service Board **Mr. Thomas Mweu Kasoa** to the meeting and requested Members to introduce themselves. The nominee 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 24th May, 2019.

The nominee was guided on the oath taking and submitted his original documents for confirmation. The Chairperson having confirmed the original documents submitted proceeded with the vetting exercise by posing the first question to the nominee.

- a) The nominee informed the Committee that he holds a Bachelors degree in global business management from Belmont University in the UK and a Diploma in leadership and management from scot Christian University. He also has a Certificate in County management from KCA University.

- b) He stated that he started his career around 20 years ago here in Nairobi's industrial area for about 4 years and then worked as a taxi driver at Jatco Tour Services for five years. In 2007, he contested as a Councilor at Komarock Ward, but due to political challenges in Nairobi he thought it wise to move to Machakos where he was elected as a Councilor. He was elected as the Vice Chairman of the County Council of Machakos as well as the Director Tana/Athi Service Board. In 2013, he was elected as a Member of the Machakos County Assembly and Leader of Minority in the Assembly and served at the Machakos County Assembly Service Board for the last five years.

In conducting the vetting process, the Committee examined the nominees 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

Members filled the assessment forms for each nominee rating them on their performance and submitted the same to the secretariat. The Committee also noted that the sixth nominee **Mr. Jack Babji Owino** did not appear for the approval hearing.

MIN.079/LSW/MAY/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being ten minutes past Three O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....

DATE.....12/06/19

HON. PETER WANYOIKE (CHAIRPERSON)

MINUTES OF THE 29TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 12TH JUNE, 2019 AT 11.00 AM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Mary Njambi, MCA | |
| 8. Hon. Rose Ogonda, MCA | |
| 9. Hon. Beatrice Gakuru, MCA | |
| 10. Hon. Esther Nyangweso, MCA | |
| 11. Hon. Susan Makungu Kavaya, MCA | |
| 12. Hon. Eunice Wanjiku Marimbi, MCA | |
| 13. Hon. Margaret Wanjiru Mbote, MCA | |
| 14. Hon. John Ng'ang'a Mukiri, MCA | |
| 15. Hon. Peter Wahinya Kimuhu, MCA | |
| 16. Hon. Wilson Ongele Ochola, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohamed, MCA
2. Hon. Laurah Mwende, MCA
3. Hon. Eve Malenya, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Consideration and Adoption of Committee Report on Vetting of Nominees to the Nairobi City County Public Service Board
- 3) Meeting with the Petitioners to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County
- 4) AOB & Adjournment

MIN.090/LSW/JUNE/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 11.20 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Vice Chairperson and seconded by the Hon. Jared Akama.

MIN.091/LSW/JUNE/2019:

CONSIDERATION AND ADOPTION OF COMMITTEE REPORT ON VETTING OF NOMINEES TO THE NAIROBI CITY COUNTY PUBLIC SERVICE BOARD

Members considered the report on vetting of nominees to the Nairobi County Public Service Board and gave their observations and recommendations on the same.

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, felt that they satisfied 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.

The Committee therefore adopted the report as proposed by Hon. Peter Wahinya and seconded by Hon. Rose Ogonda.

MIN.092/LSW/JUNE/2019: MEETING WITH THE PETITIONERS TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY

The Chairperson welcomed the petitioners to the meeting followed by a round of introduction. He stated the agenda of the meeting, which was a petition that had been submitted to the Committee for consideration and reporting. He then invited the petitioners to present their prayers to the Committee.

One of the main purpose of the petition was lack of implementation of the Nairobi City County Persons with Disability Act, 2015. The petitioners informed the Committee that they would like the County Government to conduct public participation prior to the establishment of the Nairobi City County Board for Persons with Disabilities.

The petitioners also sought the Committee's assistance in ensuring that buildings within the County cater for movement of persons living with disabilities, equal business opportunities and that they are not treated as second-class citizens.

The petitioners further sought the Committee's intervention in ensuring that their needs are well catered for by the County Government. They also advocated for disability mainstreaming in the County.

Way Forward:

- i. The Committee advised the petitioners to conduct elections as soon as possible and elect officials who will be their representatives.
- ii. The Committee assured the petitioners that their grievances would be addressed without delay and a report will be forwarded to them on the same.

MIN.093/LSW/JUNE/2019: A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being fifteen minutes past Two O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....

DATE.....

HON. PETER WANYOIKE (CHAIRPERSON)

NAIROBI CITY COUNTY

Governor's Office.
Telephone: 020 344 194
Web: www.nairobi.go.ke



City Hall,
P.O. Box 30075 - 00100,
Nairobi, Kenya.

OFFICE OF THE GOVERNOR

NCC/GOV/804

The Speaker
Nairobi City County Assembly
City Hall Building, 2nd Floor,
P.O. Box 45844-00100
NAIROBI

*To be
table before
the committee
for consideration under
S/O 43(2).*

8th May, 2019

Handwritten signature and date: 13/5/19

RE: APPROVAL AND VETTING FOR NAIROBI CITY COUNTY PUBLIC SERVICE BOARD

Pursuant to Article 235(1) of the constitution of Kenya 2010 and the County Governments Act Article 57, 58 and 59 the following persons have been nominated from amongst persons competitively sourced to serve in the Nairobi City County Public Service Board.

This is to forward their names for the Assembly's approval and vetting.

<u>S/NO</u>	<u>NAMES</u>	<u>POSITION</u>
1.	Abdihakim Mohamed Kahiya	Chairman
2.	Aisha Wanjiku Karanja	Member
3.	Sharon Mirella Wakhu	Member
4.	Consolata Muthoni Kimuya	Member
5.	Thomas Mweu Kasoa	Member
6.	Jack Babji Owino	Member

Handwritten signature of H.E. Mike Mbuvi Sonko
H.E. MIKE MBUVI SONKO, EGH
GOVERNOR

Clerk
Pursuant to the provisions of Art: 58(1)
of CGA 2012, kindly process.
NB: that the Assembly is in Recess,
we may need to sit.

*II] C.A. Labour
Kindly table
before the
committee
and
b.u
required
document*

Handwritten signature and date: 13/5/19

