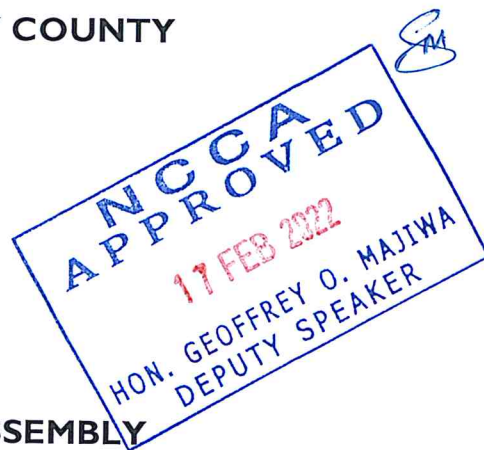


GOVERNMENT OF NAIROBI CITY COUNTY



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

SECOND ASSEMBLY
(SIXTH SESSION)

NCCA/TJ/PL/2021(9)

17th February 2022

PAPER LAID

Hon. Speaker, Pursuant to Standing Order 131(4), I beg to lay the following Paper on the Table of the Assembly today, Thursday 17th February 2022:

- **THE REPORT OF THE SECTORAL COMMITTEES ON CHILDREN, EARLY CHILDHOOD EDUCATION AND VOCATIONAL TRAINING; AND JUSTICE AND LEGAL AFFAIRS ON THE CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021.**

(Chairperson, Sectoral Committee on Children, Early Childhood Education and Vocational Training)

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

*Paper laid
on 17/02/2022
by PCA (c)*

Hon. J. Agnew

**NCCA
APPROVED**

17 FEB 2022

**HON. GEOFFREY O. MAJIWA
DEPUTY SPEAKER**

THE NAIROBI CITY COUNTY GOVERNMENT



*Paper laid
on 17/02/2022
Wills
Ag PCA(C)*

THE NAIROBI CITY COUNTY ASSEMBLY

SECOND ASSEMBLY – SIXTH SESSION

THE JOINT REPORT OF THE SECTORAL COMMITTEES ON CHILDREN, EARLY
CHILDHOOD EDUCATION & VOCATIONAL TRAINING; AND JUSTICE AND LEGAL
AFFAIRS

ON

THE CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF
VIOLENT EXTREMISM BILL, 2021 (ASSEMBLY BILL NO. 13 OF 2021)

Clerk's Chambers,
CITY HALL,
NAIROBI.

Edition: February, 2022

Contents

1.0. PREFACE.....	1
1.1. Mandate	1
1.2. Membership	1
1.3. Membership	2
1.4. Executive Summary	4
1.5. Acknowledgement	6
2.0. INTRODUCTION.....	7
3.0. CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021	7
3.1. Objective of the Bill	7
3.2. Part II: Administration	10
3.3. Part III: Financial Provisions.....	12
3.4. Part IV: Prevention and Control of Violent Extremism.....	12
3.5. Part V: Offences.....	14
3.6. Part VI: Miscellaneous Provisions.....	15
3.7. First Schedule: Conduct of business and affairs of the Committee	15
4.0. SUMMARY OF THE CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021	16
5.0. COMMITTEE STAGE AMENDMENTS AND MATRIX.....	16

1.0. PREFACE

1.1. Mandate

Hon. Speaker,

The Sectoral Committees on Children, Early Childhood Education and Vocational Training; and Justice and Legal Affairs are established under Standing Order No. 203 (1). The Committees' mandates pursuant to Standing Order 203 (6) are to: -

- 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 programme and policy objectives of departments and the effectiveness of the implementation;
- c) study and review all county legislation referred to them;
- d) study, assess and analyse 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 196(Committee on Appointments): and
- g) make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.

1.2. Membership

The Sectoral Committee on Children, Early Childhood Education and Vocational Training comprises the following Members: -

1. Hon. Samuel Ng'ang'a Mwangi, MCA – Chairman
2. Hon. Mwaura Samora, MCA – Vice-Chairman
3. Hon. Kabiru Mbugua, MCA
4. Hon. Esther Waithera Chege, MCA
5. Hon. Patrick Karani, MCA
6. Hon. Abdikadir Mohammed, MCA

7. Hon. Fredrick Njoroge Njogu, MCA
8. Hon. Elijah Mputhia, MCA
9. Hon. Robert Mbatia, MCA
10. Hon. Stephen Gikonyo Kanyi, MCA
11. Hon. Jayendra Malde, MCA
12. Hon. Mark Mugambi, MCA
13. Hon. Ann Catherine Akinyi, MCA
14. Hon. Esther Nyangweso, MCA
15. Hon. Paul Shem Shilaho, MCA
16. Hon. Fredrick Otieno Omondi, MCA
17. Hon. Jane Muasya, MCA
18. Hon. Husin Mohammed Lawi, MCA
19. Hon. Rosemary Masitsa Shitote, MCA
20. Hon. Mary Ariviza Mwami, MCA
21. Hon. Kennedy Oyugi Odhiambo, MCA
22. Hon. Redson Otieno Onyango, MCA
23. Hon. Caroline Andisi Mayunzu, MCA
24. Hon. Eunice Wanjiku Marimbi, MCA
25. Hon. Emily Oduor Ondeje, MCA

1.3. Membership

The Sectoral Committee on Justice and Legal Affairs comprises the following Members: -

1. Hon. Joseph Komu, MCA- Chairperson
2. Hon. Francis Ngesa, MCA- Vice Chairperson
3. Hon. Millicent Mugadi, MCA
4. Hon. Mwangi Njihia, MCA
5. Hon. Millicent Okatch, MCA
6. Hon. Jairus Omayo, MCA
7. Hon. David Ayoi, MCA
8. Hon. Elijah Mputhia, MCA

9. Hon. Antony Kimemia, MCA
10. Hon. Doris Kanario, MCA
11. Hon. Laura Mwendu, MCA
12. Hon. John Kyalo, MCA
13. Hon. Moses Ogeto, MCA
14. Hon. Asli Mohamed, MCA
15. Hon. Muchene Kabiru, MCA
16. Hon. Patrick Logedi, MCA
17. Hon. Mary Njambi, MCA
18. Hon. Osman Khalif, MCA
19. Hon. Kennedy Obuya, MCA
20. Hon. Cecilia Ayot, MCA
21. Hon. Maina Njoka, MCA
22. Hon. Caroline Mayunzu, MCA
23. Hon. Esther Nyangweso, MCA
24. Hon. Millicent Jagero, MCA
25. Hon. Hon. Margaret Mbote, MCA

Hon. Speaker,

The County Assembly Committees are extensions of the Assembly established under the County Assembly Standing Orders and in accordance with Section 14 of the County Governments Act, 2012. The Committees are supposed to perform functions that the Assembly is not well fitted to consider in plenary.

Pursuant to the provisions of Standing Order 203 (6) (b), (d) and (e), the Sectoral Committee on Children, Early Childhood Education and Vocational Training is supposed to study the programme of the Education and Children Sub-Sectors and the effectiveness of the implementation; study, assess, and analyze the success of the Sub-Sectors as measured by the results obtained; and inquire into all matters relating to the Sector.

In accordance with the Third Schedule of the Standing Orders, the Sectoral Committee on Children, Early Childhood Education and Vocational Training is mandated *“to investigate, inquire into, and report on all matters relating to pre-primary education, village polytechnics, home craft centres and childcare facilities; children welfare”*.

Whereas the Sectoral Committee on Justice and Legal Affairs is mandated to consider all matters relating to *constitutional affairs, the administration of law and justice, including the elections, ethics, integrity and anti-corruption and human rights in the County; City Inspectorate and enforcement*.

1.4. Executive Summary

Hon. Speaker,

Pursuant to Section 23 of the County Governments Act, 2012, the Nairobi City County Prevention of Violent Extremism Bill, 2021 was published in the special issue of the Kenya Gazette Supplement No. 17 on 1st December, 2021. The Bill was introduced in the County Assembly as First Reading on Thursday, 2nd December, 2021. The Bill sponsored by Hon. Esther Waithera Chege, MCA, Member for Nairobi South Ward, was thereafter committed to the Sectoral Committees Children, Early Childhood Education and Vocational Training; and Justice and Legal Affairs for scrutiny, public participation and reporting to the Assembly pursuant to Standing Order 131.

Article 196(b) of the Constitution of Kenya, 2010 requires the County Assemblies to facilitate public participation and involvement in the legislative and other business of the Assembly and its Committees.

Hon. Speaker,

Upon committal of the said Bill, the Committees placed a notice in two (2) local dailies i.e. the Standard Newspaper and the Nation Newspaper on Thursday, 16th December, 2021 calling for public participation forum which was to be held on Wednesday, 19th January, 2022, representations and proposals for amendments from the public pursuant to Article 196(b) of the Constitution of Kenya, 2010 and the Nairobi City County Standing Orders 131 (3) which require public participation in the legislative and other business of the County

Assembly and its Committees. The Committees held a public participation forum on Wednesday, 19th January, 2022 where various stakeholders submitted memoranda regarding the Bill. Among the stakeholders who submitted the memoranda on the Bill included the following: -

1. Dr. Andrew Gitau Kimani (PhD.) Security;
2. Consortium of Peacemakers in Kenya;
3. Scofield Associates;
4. County Governance Watch; and
5. Kenya Private Sector Alliance (KEPSA).

The sponsor of the Bill also proposed further amendments to the Bill to provide for qualification and disqualification of the membership in the proposed Committee.

Hon. Speaker,

The Committees held a total of six (6) meetings to consider the Bill and all representations received from stakeholders. All stakeholders while supporting the Bill in principle, proposed amendments on some of the provisions of the proposed law.

Hon. Speaker,

The Committees finds this Bill to be a right step towards prevention of radicalization and recruitment into violent extremism and to enhance the participation of communities in the prevention of radicalization in the County.

Hon. Speaker,

The Committee considered the submissions by stakeholders as provided for in the Standing Orders and had proposed amendments to the Bill in the Long Title and Clauses 1,2,3,4,5,6,14,16,19 and 21. The Committees further agreed to the introduction of new Clause 5A to provide for qualifications and disqualifications of membership. Some of the amendments are editorial while others are aimed at ensuring that the Bill is consistent with the Constitution, the National Laws and also cater for the concerns of the stakeholders.

1.5. Acknowledgement

Hon. Speaker, I wish to acknowledge with gratitude the offices of the Speaker and the Clerk of the County Assembly for the logistical and technical support accorded to the members of the Committees to enable them consider the Nairobi City County Prevention of Violent Extremism Bill, 2021. Appreciation is also extended to the sponsor of the Bill and the various stakeholders who directly and/or indirectly contributed immensely in the development of this proposed law.

I am grateful for the Members of the Committees whose support and commitment enabled the Committees to accomplish this task. Special thanks to the Secretariat for their support at all times.

On behalf of the Committees and pursuant to Standing Order 131 (3), I now have the honour and pleasure to present this Report on the consideration of the Nairobi City County Prevention of Violent Extremism Bill, 2021.

Thank You.

SIGNED


HON. SAMUEL MWANGI, MCA

(CHAIRMAN, SECTORAL COMMITTEE ON CHILDREN, EARLY CHILDHOOD
EDUCATION & VOCATIONAL TRAINING)

DATE.....

17/02/2022

SIGNED


HON. JOSEPH KOMU, MCA

(CHAIRMAN, SECTORAL COMMITTEE ON JUSTICE & LEGAL AFFAIRS)

DATE.....

17th feb 2022

2.0. INTRODUCTION

Pursuant to Article 185 of the Constitution of Kenya, 2010, the legislative authority of a County is vested and exercised and the County Assembly. The County Assembly is to make laws that are necessary for effective performance of the functions of the County Government as provided for in Part Two of the Fourth Schedule to the Constitution.

Pursuant to Section 23 of the County Governments Act, 2012, the Nairobi City County Prevention of Violent Extremism Bill, 2021 was published in the special issue of the Kenya Gazette Supplement No. 17 on 1st December, 2021. On Thursday, 2 December, 2021, the Bill sponsored by the Member for Nairobi South Ward (Hon. Esther Waithera Chege, MCA), was read a First Time and thereafter committed to the Sectoral Committees Children, Early Childhood Education and Vocational Training; and Justice and Legal Affairs for scrutiny, public participation and reporting to the Assembly pursuant to Standing Order 131.

Article 196(b) of the Constitution requires the County Assemblies to facilitate public participation and involvement in the legislative and other business of the Assembly and its Committees.

3.0. CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021

While examining the Bill, the Committees noted the following;

3.1. Objective of the Bill

The principle objective of the Bill is to provide a legal framework to provide measures for prevention of radicalisation, recruitment into violent extremism in the County and to enhance participation of communities in the prevention of radicalisation and recruitment into violent extremism in the County. The proposed law provides areas of the application of the law which include any person involved in national, county or local political activities within the County; all county departments or agencies, programs and activities; all businesses including those in the informal sector; any person involved with youth empowerment and programming within the County; and all Savings and Credit Cooperative Organisations within the County amongst others. The Bill provides for objects

and purpose for its enactment which include protection of vulnerable people from radicalisation and recruitment into violent extremism in the County; enhance security within the County by identifying violent extremist groups; and establish County institutions to provide linkages between national law enforcement agencies and community security structures in the prevention of violent extremism within the County amongst others.

The Committee observed that paragraph 9 of Part two of the Fourth Schedule to the Constitution of Kenya, 2010 gives County Government powers to regulate Early Childhood Development and Education within the County. The Committee is therefore in agreement with the Bill since it seeks to give effect to the Part two of the Fourth Schedule to the Constitution of Kenya, 2010. Furthermore, since the Bill seeks to regulate pre-primary education within the County, it will help in addressing some of the challenges facing the education Sector which include unregistered early childhood education centres that offers unapproved courses with untrained teachers.

Part I: Preliminary Provisions

Part I of the Bill sets out the preliminary matters with respect to the Bill. Clause 1 sets out the short title of the Bill. Clause 2 provides for definition and interpretation of terms as used in the Bill while Clause 3 gives areas where the proposed law shall be applied whereas clause 4 provides for the objects and purpose of the proposed law.

On the Long Title, a stakeholder proposed the following additions: - “detection”, “monitoring”, “and provide a safe, reliable, secure information sharing mechanism between the various organs. The Committees deliberated on the proposed amendment and rejected it as the objects of the Bill are limited to prevention of violent extremism. The Committees further argued that the Bill does not provide mechanisms for detecting and monitoring which are functions of the National Agencies.

On the Short Title, a stakeholder proposed amendment to add the words “Radicalization and”. The Committees having considered the proposed amendment argued that the

definition of “Violent Extremism” catered for radicalization and recruitment among other connected purposes. Thus disagreed with the amendment.

On Clause 2, stakeholders proposed further definition of the word “radicalisation” to mean the adoption or promotion of an extreme belief to facilitate extreme violence to advance political, religious, or social change. The word was further proposed to include the following to mean the (gradual process of) adoption or promotion of an extremely (add, radical) belief system for the purpose of facilitating ideologically based violence (or acts of violence) to advance (add economic), political, religious or social change (and challenge the majority agreed and legal status quo; and use terrorist acts and tactics. The word “ICT” was to be inserted in the Clause to mean Information Communication and Technology as proposed by a stakeholder. The Kenya Private Alliance proposed the deletion of the words “and includes persons living within informal settlements and the youth” appearing immediately after the words “violent extremism” in the definition of “At-risk Individuals”. The organization further proposed the insertion of the words “or justified violence to further social, economic or political objectives” immediately after the words “terrorist Act” in the definition of the word “Facilitate”. The Committee deliberated on the proposed amendment on radicalization and agreed with the same.

On Clause 3, Dr. Andrew Gitau Kimani proposed that the Clause be amended to include any broadcasting house or system, media forum, telecommunication mechanism domiciled in Nairobi County. The Committees disagreed with the proposed as the same was catered for in paragraph (e) of the Clause.

On Clause 4, Dr. Andrew Gitau Kimani proposed that the objects and purpose of the proposed law to include the following: -

The objects and purpose of this Act is to-

- a) establish county institutions to provide linkages between national law enforcement agencies and community security structures in the prevention of violent extremism within the county; (add through cooperation and consultation as provided in Article 2);

- b) enhance security within the County by (add, profiling, registering in an electronic or other method, tagging) identifying violent radical and extremist groups;
- c) provide consistent mechanisms for regular and continuous public information sharing on various platforms including mass and social media on; terror, radicalization threats, mapping, classification, activities, action and their proponents directly affecting Nairobi County; and
- d) develop consistent anti-radicalization (counter extremism) programs, shows activities, competitions, directed at the Youth and School-going children; that can be showcased in County events, schools and colleges and all public exhibitions within Nairobi County.

The Committees considered the proposed amendments and disagreed as proposal since the linkages between the national law enforcement and community security structures were meant to provide such cooperation and consultation. Therefore, there was no need for legislation on the same.

On the same Clause, the County Governance Watch proposed the following additions;

- (a) “the establishment of youth friendly structures/ services as well as appropriate ICT platforms”; and
- (b) “promote partnerships and collaborations on resource and technical support”.

The Committees agreed with the sponsor of the Bill who proposed Clause 4 (e) to be amended by deleting the words “vulnerable people” and substituting thereof “residents of Nairobi”. The Committees further agreed with the County Governance Watch who had proposed to include the aforementioned objects and purposes.

3.2. Part II: Administration

Part II of the Bill contains the provisions relating to the establishment and functions of a Committee. The Part further gives provisions for a vacancy in the Committee and conduct of business and affairs of the Committee including its remuneration. Clause 5 provides the establishment of a Committee to be known as the Nairobi City County Prevention of

Violent Extremism Committee. The Clause further provides for the membership of the Committee to be chaired by a Chairperson to be appointed by the Governor with the approval of the County Assembly. a stakeholder proposed the Clause to be amended to provide for a non-executive chairperson knowledgeable in matters of security and criminology. The sponsor proposed a new clause to provide for qualification and disqualification of chairperson and members or the Committee as proposed. The Committees deliberated on the proposed amendments and agreed to. The Committees further disagreed with the proposals to include two (2) representatives from youth registered groups and two (2) representative from religious organisations. This is due to Mwongozo Guidelines which provides for membership in establishing a committee.

Claude 6 provides for the functions of the Committee which shall include development of economic programmes to enhance access to, capitalization on and protection of livelihood options for at-risk persons; establishment of youth platforms for participation in wider political processes; promotion of the implementation of national and county policies, strategies, laws and norms in relation to the prevention of violent extremism in the County; and provision of a platform for intra and inter-faith dialogue and discussions for promoting tolerance and understanding with the County amongst other functions. The Clause further provides for the Committee to prepare and submit to the County Assembly its annual reports on the implementation of its activities and financial accounts. The Committees agreed with the proposal for the functions of the Committee to include provision of monitored platforms for regular interaction and information sharing, including threat level monitoring and mappings, including both mass and social media on issues of interest to it and broadcast it; establishment of a youth and ICT platform for participation in wider political processes, including the establishment of youth barazas and appropriate media channels; and promotion of partnerships and collaborations for effective resource mobilization and technical support.

Clause 7 gives provisions for a vacancy in the Committee. The Clause provides for circumstance under which the office of the Chairperson or member of the Committee maybe vacant.

Clause 8 provides for the conduct of business and affairs of the Committee where the Committee is conduct its business and affairs as provided for in the First Schedule of the proposed law. The Clause further gives the Committee liberty to regulate its own procedures. Clause 9 highlights the remuneration of the Committee which shall be determined by the County Executive Committee Member on the advice of the Salaries and Remuneration Commission.

3.3. Part III: Financial Provisions

Part III of the Bill contains financial provisions on prevention of violent extremism in the County. Clause 10 provides that funds for the implementation of the proposed law shall consists of monies appropriated by the County Assembly in each financial year; grants or transfers received from any lawful source; grants and donations from development partners and such other monies received from national government as conditional or non-conditional grants in accordance with the established systems. Clause 11 provides for the application of the funds. The Clause provide that all moneys that form part of the funds to be applied for payment of all costs, charges and expenses incurred by the Committee in the performance of its functions under the proposed law and payment of any other sums properly payable out of the fund for the purposes of the proposed law.

3.4. Part IV: Prevention and Control of Violent Extremism

Part IV of the Bill contains provisions for implementation of national and county action plan; general prohibition; general duty of the County Government; and coordination between law enforcement agencies and community structures. Clause 12 mandate the Committee to roll out measures to implement National Strategy to Counter Violent Extremism and the Nairobi City County Action Plan. The Committees deliberated on the proposal by Dr. Gitau that the clause be amended by adding the following: -

- (a) The Committee shall regularly review other laws, proposed and adopted by the Nairobi County or National Assembly related to terrorism, violent extremism and radicalization as the case may be; and

(b) The Committee may in the implementation of the action plans, suggest amendments, iterations and other improvements to the Governor and the County Assembly.

The Committees disagreed with the proposed amendments as it was immaterial to legislate for the Committee to review future laws since laws are binding to state organs. Clause 13 provides for general prohibition where no person shall support, encourage, promote or facilitate the radicalization or recruitment of persons into violent extremist groups. The Committees disagreed with the stakeholder who proposed to amend the clause by inserting “any ICT platform or entity” as this would be discrimination which may lead to suits.

Clause 14 provides for the County Government to establish appropriate mechanisms, processes and measures to prevent violent extremism within the County. The County Government is further mandated to support the implementation of the National Strategy on countering violent extremism and the County Action Plan; establish sustainable development programmes to engender youth empowerment, inclusion, tolerance and sense of belonging among youth in the County; eliminate opportunities for violent extremist groups to recruit and operate within the County amongst others. The Clause further provide for each Member of the County Executive Committee to promote and facilitate the incorporation of measures towards prevention of violent extremism within programs and activities of their respective departments.

The Committees deliberated on the proposed amendment on the duty of the County Government to include provision for consistent mechanisms for regular and continuous public information sharing on various platforms including mass and social media on; terror, radicalization threats, mapping, classification, activities, action and their proponents directly affecting Nairobi County as proposed by the stakeholders. The Committees agreed with the proposal. The Committees further disagreed on the proposal to insert the word “ICT” in the clause.

Clause 15 provides for the coordination between the law enforcement agencies and community structures where the Committee is to ensure compliance with the requirement of the proposed law through adoption of multiagency approach in the prevention of violent extremism within the County. The Committee is further mandated to promote and support coordination, communication and reporting within the County departments and agencies. The Committees disagreed on the proposal to insert the words “ICT platforms and entities” in the clause.

3.5. Part V: Offences

Part V of the Bill contains offences in radicalization, recruitment of youth, arrangement of meetings to radicalize, promotions of offences and general provisions. Clause 16 provides for the penalty of as person who adopts or promote an extreme belief system for the purpose of facilitating ideologically based violence to advance political, religious or social change. The Committees agreed with the proposed amendment on the wording of the clause as proposed by Dr. Gitau. The Committees however, disagreed with the Consortium of Peacemakers in Kenya who had proposed the rewording of the clause to ensure that any form of violence is punishable. The Committees objected the proposal as the object of the Bill is to prevent violent extremism and other forms of violence are catered for under others laws. The Committees further disagreed with the Kenya Private Sector Alliance (KEPSA) who had proposed for the deletion of the entire Part from Clause 16 to 20. This is because it would be prudent to have the autonomy of the county in her own legislation as long as the Offence is not in conflict with the national laws as contemplated under Article 191.

Clause 17 provides for the penalty for any person who knowingly recruits or facilitate recruitment of a youth, individuals at risk or any individual within the County to be a member of violent extremist group or to participate in the advancement of violent extremism.

Clause 18 provides for penalty for a person who organizes, facilitates or assists in organizing or facilitating a meeting whether physically or virtually within the County to a support a violent extremist group.

Clause 19 provides for penalty for a person who being the owner, occupier, lessee or in charge of any building, premises or place authorizes a meeting of persons to be held in the building, premises or place for the purpose of committing an offence or organizing or facilitating the commission of an offence under the proposed law. The County Governance Watch requested to know how the Bill will protect the land owner in the event they don't know the occupier or lessee is a terrorist. In this regard, the Committees proposed to add the word "knowingly" in the clause. The Committees agreed with the proposed to insert some words to enrich the clause as proposed by Kenya Private Sector Alliance.

Clause 20 provides for the general penalty for any person who contravenes or fails to comply with any provisions of the proposed law, whose fine have not been specified.

3.6. Part VI: Miscellaneous Provisions

Part VI of the Bill contains miscellaneous provisions on prevention violent extremism within the County. Clause 21 empowers the County Executive Committee Member in consultation with the relevant stakeholders to prescribe regulations for purposes of better implementing the proposed Legislation. The Clause further highlights specific components that require regulation which include the qualification of Chairperson and members of the Committee; allocation of funds by the Committee; mechanisms to ensure coordination between the County and the National Government agencies; and programs to be rolled out under the proposed legislation including youth programs amongst others. The Committees agreed with the proposal to make the qualifications the chairperson and members of the committee to appear in the Bill and not the Regulations.

3.7. First Schedule: Conduct of business and affairs of the Committee

The First Schedule of the Bill contains provisions on the conduct of business and affairs of the Committee. The Schedule provides for meetings; election of a Vice-Chairperson; time and place of meetings; special meetings; quorum of the Committee; voting in Committee; decisions of the Committee; validity of the proceedings of the Committee; and signification of instruments and decisions of the Committee.

4.0. SUMMARY OF THE CONSIDERATION OF THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021

The Committees deliberated on the Bill as follows: -

Long Title	– proposed amendments
Clause 1	– proposed amendments
Clause 2	– proposed amendments
Clause 3	– proposed amendments
Clause 4	– proposed amendments
Clause 5	– proposed amendments
Clause 6	– proposed amendments
Clause 7	– agreed to
Clause 8	– agreed to
Clause 9	– agreed to
Clause 10	– agreed to
Clause 11	– agreed to
Clause 12	– agreed to
Clause 13	– agreed to
Clause 14	– proposed amendments
Clause 15	– agreed to
Clause 16	– proposed amendments
Clause 17	– agreed to
Clause 18	– agreed to
Clause 19	– proposed amendments
Clause 20	– agreed to
Clause 21	– proposed amendments
First Schedule	– agreed to
New Clause 5A	

5.0. COMMITTEE STAGE AMENDMENTS AND MATRIX

(As attached to this Report)

The Ag. Clerk
Nairobi City County Assembly
NAIROBI.

PCAC (LSD)
Pls deal.
DB. clerk
17/2/22

17th February, 2021

RE: COMMITTEE STAGE AMENDMENTS TO THE NAIROBI CITY COUNTY
PREVENTION OF VIOLENT EXTREMISM BILL, 2021

NOTICE is given that the Chairperson of the Sectoral Committees on Children, Early Childhood and vocational Training and the Chairperson of the Sectoral Committee on Justice and Legal Affairs intend to move the following amendments to the Nairobi City County Prevention of Violent Extremism Bill, 2021, at the Committee Stage.

CLAUSE 2

THAT Clause 2 of the Bill be amended by-

- (i) Deleting the definition of “Radicalization” and substituting thereof the following new definition-

“means gradual process of adoption or promotion of an extremely radical belief system for purpose of facilitating ideologically based violence or acts of violence to advance economic political, religious or social change and challenge the majority agreed and legal status quo; and use terrorist acts and tactics;

- (ii) In the definition of **At-risk Individuals**” by deleting the words “and includes persons living within informal settlements and the youth” appearing immediately after the words “violent extremism”.

- (iii) In the definition of “Facilitate” by inserting the words “or justified violence to further social, economic, ideological or political objectives” immediately after the words “Terrorist Act”.

- (iv) Inserting the following new definition in its proper alphabetical sequence:

“ICT” “means Information Communication and Technology”

CLAUSE 4

THAT Clause 4 of the Bill be amended as follows;

- (i) In paragraph (a) by deleting the word “people” appearing immediately after the word “protect” and substituting thereof “residents of Nairobi”.
- (ii) By inserting the following new paragraphs immediately after paragraph (f) as follows-

(fa) the establishment of youth friendly structures/ services as well as appropriate ICT platforms”

(fb) Promote partnerships and collaborations on resource and technical support”.

THAT Clause 5 of the Bill be amended as follows;

- (i) In sub-clause (1) paragraph (a) by inserting the words “**criminology and with ten (10) years minimum experience in**” immediately after the words “of security” and by deleting the word “and” appearing immediately after the words “of security”.

- (ii) In sub-clause (3) by inserting the word “**religious**” to appear immediately after the words “regional balance”

- (iii) By inserting following new sub-clause immediately after sub- clause (6) as follows-

(6a) “In making the appointments under sub-clause (4) the CECM shall consult with the County Commissioner to ensure members of the Committee are practitioners in Prevention of violent extremism.”

- (iv) By inserting a new clause immediately after Clause 5 as follows; -

(5A (1) To qualify for appointment as Chairperson or member of the committee established under this Act, a person shall—

- (a) Be a Kenyan Citizen
- (b) Possess the academic qualifications in the related field
- (c) Have the relevant experience for a period of not less than five years for members and 10 years for the chairperson;
- (d) Meet the requirements of chapter six of the constitution.

(2) A person may be disqualified as Chairperson or member of a Committee if;

(a) is not a Kenyan Citizen;

(b) is an undischarged bankrupt

(c) is subject to a sentence of imprisonment of at least six months

(d) is found in accordance with any law, to have misused or abused office.

CLAUSE 6

THAT Clause 6 of the Bill be amended as follows; -

- (i) In sub-clause (1) by inserting the following new paragraphs immediately after paragraph (l)

“la” Provide monitored platforms for regular interaction and information sharing, including threat level monitoring and mappings, including both mass and social media on issues of interest to it and broadcast it.”

“lb” Establish a youth and ICT platform for participation in wider political processes, including the establishment of youth barazas and appropriate media channels

“lc” Promote partnerships and collaborations for effective resource mobilization and technical support.

- (ii) In paragraph (b) by inserting the word “collaborate” to appear after the word “coordinate”.

CLAUSE 14

THAT Clause 14 of the Bill be amended as follows; -

- (i) In sub-clause (1) by inserting a new paragraph immediately after paragraph(e)as follows-

(ea) Provide consistent mechanisms for regular and continuous public information sharing on various platforms including mass and social media on; terror, radicalization threats, mapping, classification, activities, action and their proponents directly affecting Nairobi County.

- (ii) In sub-clause (2) by deleting the words “and facilitate” appearing immediately after the words “shall promote”.

CLAUSE 16

THAT Clause 16 of the Bill be amended by; -

- i. Inserting the words “through any form of communication, or broadcast system” immediately after the words “adopts or promotes”; and inserting the words “economic” immediately after the words “based violence to advance.

CLAUSE 19

THAT Clause 19 of the Bill be amended as follows; -

- i. In sub-clause (1) by inserting the word “knowingly” immediately after the words “A person who”
- ii. In Paragraph (a) by inserting “...with full knowledge that the meeting is meant to facilitate commission of a terrorist act....” Immediately after the words “...any building, premises or place....”
- iii. In sub-clause (b) by inserting “...with full knowledge that the meeting is meant to facilitate commission of a terrorist act....” immediately after the words “... or pilot of a vessel or aircraft...”

CLAUSE 21

THAT Clause 21 of the Bill be amended as follows; -

- i. In sub-clause (2) by deleting paragraph (a).

LONG TITLE

THAT the Long Title of the Bill be amended by deleting the numerical “2021” and substituting thereof the numerical “2022”.

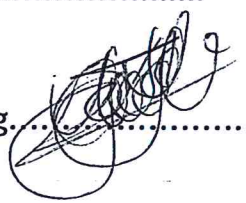
SHORT TITLE

THAT the Short Title of the Bill be amended by deleting the numerical “2021” and substituting thereof the numerical “2022”.

Dated this.....17th.....day ofFEBRUARY.....2022

Signed

1. Chairperson, Justice and Legal Affairs

2. Chairperson, Children, Early Childhood and vocational Training.....

NAIROBI CITY COUNTY ASSEMBLY



PCA (LNP)
Pls deal
H
A. Clerk
17/2/22

MEMO

TO : A.G CLERK NAIROBI CITY COUNTY ASSEMBLY
FROM : SENIOR LEGAL COUNSEL
DATE : 17th FEBRUARY, 2022
REF : NCCA/BILL/11/2021

RE: COMMITTEE STAGE AMENDMENTS TO THE NAIROBI CITY COUNTY
PREVENTION OF VIOLENT EXTREMISM BILL, 2021

The above matter refers.

This Bill was jointly committed to the Sectoral Committees on Justice and Legal Affairs & Children, Early Childhood Education for Consideration and conducting Public Participation under Standing Order 131. The Committee conducted Public participation, deliberated and proposed Amendments to the Bill.

This is therefore to forward the proposed amendments, duly prepared by Legal Counsel, Klinsman Munase, for consideration by the Assembly during the Committee of the whole County Assembly in accordance with Standing Order 133.

I hereby confirm that the document is in order.

A handwritten signature in black ink, appearing to be 'Daisy Kariuki'.

DAISY KARIUKI
SENIOR LEGAL COUNSEL.

MATRIX OF STAKEHOLDER COMMENTS AND FINAL COMMITTEE PROPOSED AMENDMENTS TO THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021

CLAUSE/ SCHEDULE	STAKEHOLDER	PROPOSED AMMENDMENTS BY STAKEHOLDERS	JUSTIFICATION	COMMENT PROPOSED AMENDMENT	FINAL COMMITTEE AMENDMENT
Long Title	DR. ANDREW GITAU KIMANI (Ph.D.) Security	AN ACT of the Nairobi City County Assembly to provide measures for the (add detection) of prevention of radicalization; recruitment into violent extremism and enhance the participation of communities in the (add detection, monitoring), prevention of radicalization and recruitment into violent extremism (add and provide a safe, reliable, secure information sharing mechanism between the various		Disagreed. Objects of the Bill are limited to prevention of violent extremism. The Bill does not provide mechanisms of detecting and monitoring.	Disagreed.

		organs) in Nairobi City County; for connected purposes.			
Short Title		This Act may be cited as the Nairobi City County Prevention of (add Radicalisation and) Violent Extremism Bill, 2021 and shall come into operation on a date appointed by the Executive Committee Member but in any case not earlier than the 2022-2023 Financial Year.		Disagreed. The definition of Violent extremism caters for radicalization and recruitment among other connected purposes.	Disagreed.
Clause 2		"Radicalisation" means the (add gradual process of) adoption or promotion of an extremely (add, radical) belief system for the purpose of facilitating ideologically based violence (add, or acts of violence) to advance (add economic),		Agreed.	Agreed to Amend the definition as define.

		political, religious or social change (add, and challenge the majority agreed and legal status quo; and use terrorist acts and tactics			
Clause 3		This Act shall apply to- Add any broadcasting house or system, media forum, telecommunication mechanism domiciled in Nairobi County		Disagreed. The media is catered for under sub-clause (e).	Disagreed.
Clause 4		The objects and purpose of this Act is to- d) establish county institutions to provide linkages between national law enforcement agencies and community security structures in the prevention of violent extremism within the county; (add through cooperation and consultation as provided in Article 2)		Disagreed. The linkages between national law enforcement and community security structures are meant to provide such cooperation and consultation, it need not be legislated.	Disagreed.

		<p>e) enhance security within the County by (add, profiling, registering in an electronic or other method, tagging) identifying violent radical and extremist groups; and</p> <p>f) Add, provide consistent mechanisms for regular and continuous public information sharing on various platforms including mass and social media on: terror, radicalization threats, mapping, classification, activities, action and their proponents directly affecting Nairobi County</p> <p>g) Add, develop consistent anti-radicalisation (counter extremism) programs, shows activities, competitions, directed at the Youth and</p>		
--	--	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--	--

			School-going children; that can be showcased in County events, schools and colleges and all public exhibitions within Nairobi County			
Clause 5 (1)			<p>a) A non-executive chairperson knowledgeable (add, minimum years of experience) in matters of security, (add criminology) and prevention of violent extremism appointed by the Governor.</p> <p>i) The Chief Officer responsible for matters related to Education, (delete- who shall be the Secretary)</p>		Agreed.	<p>Agreed. Amend by Inserting the words “criminology and with ten (10) years minimum experience in” immediately after the words “of security” and by deleting the word “and” appearing immediately after the words “of security”.</p> <p>Disagreed with deleted the Chief Officer as Secretary for institutional memory.</p>

		<p>j) Add The Chief Officer responsible for matters related to Security, Compliance and Enforcement who ideally should be the Secretary.</p> <p>k) Add, A representative nominated by registered Professional membership associations dealing with security, Criminology and related studies</p>		<p>j) Disagreed. Responsible Sector for implementation is the Education Sector. The Sector on Compliance shall participate through mainstreaming as provided.</p> <p>k) Disagreed. Mwongozo Guidelines indicate that a committee should not have more than 9 members. In the alternative who should be removed from the Committee?</p>	<p>Disagreed. Committee is proper as currently constituted.</p>
Clause 6		<p>m) Add, provide monitored platforms for regular interaction and information sharing, including threat level monitoring and mappings, including both mass and social media on</p>		<p>Agreed.</p>	<p>Agreed to amend by Inserting the new paragraph</p>

		issues of interest to it and broadcast it.			
Clause 12		<p>a) Add, The Committee shall regularly review other laws, proposed and adopted by the Nairobi County or National Assembly related to terrorism, violent extremism and radicalization as the case may be</p> <p>b) Add, The Committee may in the implementation of the action plans, suggest amendments, iterations and other improvements</p>		<p>Disagreed. Laws are binding to state organs and therefor it is immaterial to legislate that the Committee shall review future laws.</p> <p>Disagreed. As a matter of principle, the committee should adhere to current and future law.</p>	<p>Disagreed.</p> <p>Disagreed.</p>

		to the Governor and the County Assembly		
Clause 14		f) Add, provide consistent mechanisms for regular and continuous public information sharing on various platforms including mass and social media on; terror, radicalization threats, mapping, classification, activities, action and their proponents directly affecting Nairobi County	Agreed.	Agreed.
Clause 16		A person who adopts or promotes (add, through any form of communication, or broadcast system) an extreme and radical belief system for the purpose of facilitating ideologically based violence to advance	Agreed.	Agreed.

		(add, an economic) political, religious or social change by using (add terror acts or tactics), commits an offence and is liable on conviction, to imprisonment for a term not exceeding thirty years.			
Clause 21 (2)			Make the qualifications of the chairperson and members of the committee to appear in the Bill and not the Regulations.	Agreed.	Agreed. Amend sub-clause (2) by deleting paragraph (a)
Clause 2	CONSORTIUM OF PEACEMAKERS IN KENYA	Definition of "Radicalization" means the adoption or promotion of an extreme belief to facilitate extreme violence to advance political, religious, or social change.		Disagreed as the Committee adopted the definition as proposed by Dr. Andrew.	Disagreed.

Clause 5 (1) (d)		2 Youth Representatives, a male and female from recognized youth organizations working....	Disagreed. Mwongozo Guidelines- members committees'. 9 for	Disagreed.
Clause 5 (g)		2 representatives to accommodate a Muslim and Christian	Disagreed. Mwongozo Guidelines- members committees'. 9 for	Disagreed.
Clause 5 (e)		There is need to separate the representative of the business community and informal sector	Disagreed. Mwongozo Guidelines- members committees'. 9 for	Disagreed
Clause 5 (3)		Add "...religious..." between the words "regional balance" and "gender parity".	Agreed.	Agreed.

Clause 5 (5)		Replace the word "further" with "final".		Disagreed in the context "further" is intended to mean "final".	Disagreed.
Clause 6 (b)		Insert the words "collaborate" immediately after the word coordinate		Agreed.	Agreed.
Clause 16		Redone the clause to make sure not only ideologically based violence is punished but any form of violence		Disagreed. The object is to prevent violent extremism, other forms of violence are catered for under other laws.	Disagreed.
Clause 2	COUNTY GOVERNANCE WATCH	Insert "ICT" means Information Communication and Technology. Amend "Radicalisation" means the adoption or promotion of extreme belief system to			Agreed. Amend by inserting the definition of ICT Disagreed to amend Radicalization as the Committee adopted the definition as

		facilitate extreme violence to advance political, religious or social change"			proposed by Dr. Andrew.
Clause 3		Insert (i) Any person involved and using county ICT and any technology platform	Disagreed, the clause is vague as it cannot be applicable to any person using ICT.		Disagreed.
Clause 4		Add, "the establishment of youth friendly structures/ services as well as appropriate ICT platforms." "promote partnerships and collaborations on resource and technical support".	Agreed		Agreed.
Clause 5		5(d) 2 Youth Representatives, a male and female from recognized youth	The adjustments are intended to increase diversity and multi-stakeholder	Disagreed. Mwongozo Guidelines- 9	Disagreed.

Clause 6		organizations working....	engagement in the committee.	members for committees'.	
		5(g) 2 Representatives to accommodate Muslims and Christians			
		A representative of the National Counter Terrorism Centre and the National Intelligence Service			
Clause 6		(g) Establish a youth and ICT platform for participation in wider political processes, including the establishment of youth barazas and appropriate media channels."	The Information, Communication, and Technology will enhance positive content, narratives and messages in the prevention of violent extremism in the county.	Agreed.	Agreed.
		Insert "Promote partnerships and collaborations for effective resource mobilization and technical support"			

Clause 6		Insert "The Committee Shall..." In all the sub-clauses	It will amplify the bill's impact and at the same time, explicitly providing an engagement role to the committee is beneficial for both the county and the committee mandate. This clause included among the role of the Committee. It brings cohesion.	Disagreed. The introductory phrase at the beginning of the Clause is enough and replicating it would be repetition.	Disagreed.
Clause 13		(2) Insert, "Any ICT platform or entity..."		Disagreed. This would be discrimination and would lead to suits.	Disagreed.
Clause 14		(e) Insert, "ICT" after the words "religious" (c), (d) insert... "	This will integrate ICT sector into the Bill so as to be inclusive and have a multifaceted strategy to comply with the Act.		Disagreed.

Clause 15		(2) add "ICT platforms and entities"		Disagreed.	Disagreed.
Clause 19		How will the Bill protect the land owner in the event they don't know the occupier or lessee is a terrorist.		Through production of the lease agreements.	Agreed. As a solution the committee resolved to amend the clause in sub-clause (1) by inserting the word "knowingly" to appear immediately after the words "A person who"
Clause 2	KEPSA	Delete the words "and includes persons living within informal settlements and the youth" appearing immediately after the words "violent extremism" in the definition of "At-risk Individuals".	The specific mention of persons living within informal settlements and the youth may place a target on that particular demographic, which opens up a space for harassment and police profiling especially in the informal settlements	Agreed.	Agreed.

			where the issue has been rife for a while.		
Clause 2		Insert the words “or justified violence to further social, economic or political objectives” immediately after the words “terrorist Act” in the definition of the word “Facilitate”	Agreed.	Agreed. The committee also resolved to add the word “ideological” immediately after the word “economic”.	
Clause 14 (2)		Delete the words “and facilitate” appearing immediately after the words “shall promote”	Agreed.	Agreed as the word facilitate may be subject of abuse and misunderstood to mean “funding” as has been defined in the Bill.	
Clause 6		Delete Entire Clause	Disagreed. As captured by Ms. Margaret Wangu Advocate, for NCTC, during Public participation, these functions are not	Disagreed.	
		The Bill will be delegating or duplication National Government functions to a County body from the National			

			Counter-Terrorism Centre.	similar to the mandate of NCTC.	
Clause 6 (1) (1)		Insert the words “...subject to the Constitutional and statutory role of governors.” Immediately after the words “...Governor in writing...”	We should avoid a situation where we give the Governor too much leeway to act ultra vires especially on sensitive matters related to security.	Disagreed. It is preemptive that Governors shall abuse this clause.	Disagreed.
Clause 15 (1) and (2)		Delete entire clause	There are sub-county security committees in place which support the community and provide for local engagement to prevent violent extremism which the Bill makes no mention of. The role of community policing is already enshrined under the National	Disagreed. There is need to coordinate between existing structures and the structures established under this Bill.	Disagreed.

			Police Act, 2011 which role cannot be usurped by a county committee.		
Part V – Clauses 16-20	Delete entire Clauses	No need to re-invent the wheel if the same is catered for in National legislation. i.e Prevention of Terrorism Act.	Disagreed. It would be prudent to have the autochthony of the county in our own legislation so long as the Offence is not in conflict with the national laws as contemplated under Article 191.	Disagreed.	
Clause 19	Insert the words “...with full knowledge that the meeting is meant to facilitate commission of a terrorist act...” Immediately after the words “...any building, premises or place...” In sub-clause (a) and immediately after the words “... or pilot of a	The clause as is, creates an offence of strict liability for the owners and occupiers of any building or premises to be liable to meetings held within their premises. It is impossible for the owners or occupiers to have knowledge of the purposes and content of meetings	Agreed.	Agreed.	

		vessel or aircraft..." in sub-clause (b). [DWK1]	held within their premises.		
Clause 5	SPONSOR OF THE BILL- HON. WAITHERA CHEGE	Insert sub-clause (7) “(7) In making the appointments under sub-clause (4) the CECM shall consult with the County Commissioner to ensure members of the Committee are practitioners involved in implementing the National Strategy on Countering Violent Extremism and the Nairobi County Action Plan[u2]” [DWK3]	There is need to ensure members appointed have necessary experience in the field.	Agreed.	Agreed. Amend to indicate “(7) In making the appointments under sub-clause (4) the CECM shall consult with the County Commissioner to ensure members of the Committee are practitioners in Prevention of Violent extremism.
New Clause 5A- Qualifications and Disqualifications of membership		5A (1) To qualify for appointment as Chairperson or member of the committee established under this Act, a person shall—	There is need to have qualifications of members of the committee in the substantive legislation.	Agreed.	Agreed.

		<p>(a) Be a Kenyan Citizen</p> <p>(b) Possess the academic qualifications in the related field</p> <p>(c) Have the relevant experience for a period of not less than five years for members and 10 years for the chairperson;</p> <p>(d) Meet the requirements of chapter six of the constitution.</p> <p>(2) A person may be disqualified as Chairperson or member of a Committee if;</p> <p>(a) is not a Kenyan Citizen;</p> <p>(b) is an undischarged bankrupt</p>		
--	--	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--	--

			(c) is subject to a sentence of imprisonment of at least six months				
			(d) is found in accordance with any law, to have misused or abused office.				
Clause 4			Amend sub-clause (a) by deleting the words "vulnerable people" and substituting thereof "residents of Nairobi"		Agreed.	Agreed. Amend by deleting the word "people" ^[u5] [DWK6] appearing after "protect" and substitute thereof with "residents of Nairobi".	

MINUTES OF THE 6TH JOINT SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY
SECTORAL COMMITTEE ON CHILDREN, EARLY CHILDHOOD EDUCATION AND
VOCATIONAL TRAINING; AND JUSTICE AND LEGAL AFFAIRS (FIFTH SESSION) HELD
ON WEDNESDAY, 16TH FEBRUARY, 2022 AT 3.00 P.M. THROUGH ZOOM
TELECONFERENCING.

PRESENT

(Education Committee)

1. **Hon. Samuel Mwangi Ng'ang'a, MCA** – Chairman
2. Hon. Eunice Wanjiku Marimbi, MCA
3. Hon. Jayendra Malde, MCA
4. Hon. Rosemary Masitsa Shitote, MCA
5. Hon. Esther Nyangweso, MCA
6. Hon. Paul Shem Shilaho, MCA
7. Hon. Jane Muasya, MCA
8. Hon. Mark Mugambi, MCA
9. Hon. Fredrick Otieno Omondi, MCA
10. Hon. Emily Ondeje Oduor, MCA
11. Hon. Robert Mbatia, MCA
12. Hon. Caroline Andisi Mayunzu, MCA
13. Hon. Kennedy Odhiambo Oyugi, MCA
14. Hon. Kabiru Mbugua, MCA
15. Hon. Esther Waithera Chege, MCA

Justice Committee

1. **Hon. Francis Ngesa, MCA- Vice Chairperson**
2. Hon. Millicent Okatch, MCA
3. Hon. Jairus Omayo, MCA
4. Hon. Doris Kanario, MCA
5. Hon. Laura Mwendu, MCA
6. Hon. John Kyalo, MCA
7. Hon. Asli Mohamed, MCA
8. Hon. Muchene Kabiru, MCA
9. Hon. Mary Njambi, MCA
10. Hon. Maina Njoka, MCA
11. Hon. Caroline Mayunzu, MCA
12. Hon. Esther Nyangweso, MCA
13. Hon. Millicent Jagero, MCA
14. Hon. Hon. Margaret Mbote, MCA

ABSENT

(Education Committee)

1. **Hon. Mwaura Samora, MCA** – Vice-Chairman
2. Hon. Hassan Abdikadir Mohammed, MCA
3. Hon. Elijah Mputhia, MCA

4. Hon. Redson Otieno Onyango, MCA
5. Hon. Patrick Karani, MCA
6. Hon. Stephen Gikonyo Kanyi, MCA
7. Hon. Fredrick Njoroge Njogu, MCA
8. Hon. Husin Mohamed Lawi, MCA
9. Hon. Ann Catherine Akinyi, MCA
10. Hon. Mary Ariviza Mwami, MCA

Justice Committee

1. **Hon. Joseph Komu, MCA- Chairperson**
2. Hon. Millicent Mugadi, MCA
3. Hon. Mwangi Njihia, MCA
4. Hon. David Ayoi, MCA
5. Hon. Elijah Mputhia, MCA
6. Hon. Antony Kimemia, MCA
7. Hon. Moses ogeto, MCA
8. Hon. Patrick Logedi, MCA
9. Hon. Osman Khalif, MCA
10. Hon. Kennedy Obuya, MCA
11. Hon. Cecilia Ayot, MCA

SECRETARIAT

1. Kevin Wasike – Snr. Clerk Assistant
2. Cammelyne Anguche – Snr. Clerk Assistant

MIN.15/SC-ED&JLA/FEB/2022 – PRELIMINARIES

The presiding Chair (Hon. Millicent Okatch, MCA) called the meeting to order at five minutes past Three O'clock and the opening prayers were said by the Secretariat. The Chair then welcomed the Members present to the meeting and took them through the agenda which was adopted for discussion as proposed by Hon. Esther Nyangweso, MCA and seconded by Hon. Doris Kanario, MCA as follows;

- a) *Preliminaries (prayers & adoption of the Agenda);*
- b) *Preliminaries (prayers & adoption of the Agenda);*
- c) ***Joint meeting with the Sectoral Committee on Justice and Legal Affairs to consider and adopt the draft report on the Nairobi City County Prevention of Violent Extremism Bill, 2021***
- d) *A.o.B*
- e) *Adjournment*

MIN.16/SC-ED&JLA/FEB/2022 – JOINT MEETING WITH THE SECTORAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS TO CONSIDER AND ADOPT THE DRAFT REPORT ON THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021

The Secretariat tabled the draft report on the consideration of the Nairobi City County Prevention of Violent Extremism Bill, 2021. The Secretariat further took the Committees

through the draft report for deliberation. the Committees deliberated on the draft report where it was noted that there were proposed amendments in the following on the Long Title and Clauses 1,2,3,4,5,6,14,16,19 and 21. The Committees further noted the proposed New Clause to provide for qualification and disqualification of Chairperson and Members of the Committee to be established.

After further deliberations, the Committees adopted the report for tabling in the Assembly as proposed by Hon. Jayendra Malde, MCA and seconded by Hon. Laura Mwende, MCA.

The Committees were informed that the Bill was scheduled for Second Reading on Thursday, 17th February, 2022. The Members were urged to attend the Sitting to support the Bill.

MIN.17/SC-ED&JLA/FEB/2022

— A.o.B & ADJOURNMENT

There being no any other business and the time being twenty-nine minutes past Three O'clock, the presiding Chair (Hon. Okatch, MCA) adjourned the meeting. The next meeting was to be communicated on a later date.

CONFIRMED AS TRUE RECORD OF THE PROCEEDINGS

SIGNATURE

(Chairperson, Sectoral Committee on Education)

DATE.....17/2/2022.....

SIGNATURE

(Chairperson, Sectoral Committee on Justice & Legal Affairs)

DATE.....~~22nd feb~~ 17th feb 2022......

