

GOVERNMENT OF NAIROBI CITY COUNTY



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

THIRD ASSEMBLY

(FIFTH SESSION)

NCCA/TJ/PL/2026(95)

13TH OCTOBER 2026

PAPER LAID

SUBJECT: REPORT OF COMMITTEE

Pursuant to the provisions of Standing Order 135 (4) and 196 (6), I beg to lay the following Paper on the Table of the Assembly, today Tuesday, 13th October, 2026.

— THE REPORT OF THE SECTORAL COMMITTEE ON CULTURE AND COMMUNITY SERVICES ON THE CONSIDERATION OF THE GOVERNOR'S MEMORANDUM ON THE NAIROBI CITY COUNTY CIVIC EDUCATION BILL, 2026.

(Chairperson, Sectoral Committee on Culture and Community Services)

Copies to:

The Speaker

The Clerk

Hansard Editor

Hansard Reporters

The Press

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OFFICE OF THE CLERK

THIRD ASSEMBLY
(FIFTH SESSION)

NCCA/TJ/PL/2026(95)

1ST OCTOBER 2026

PAPER LAID

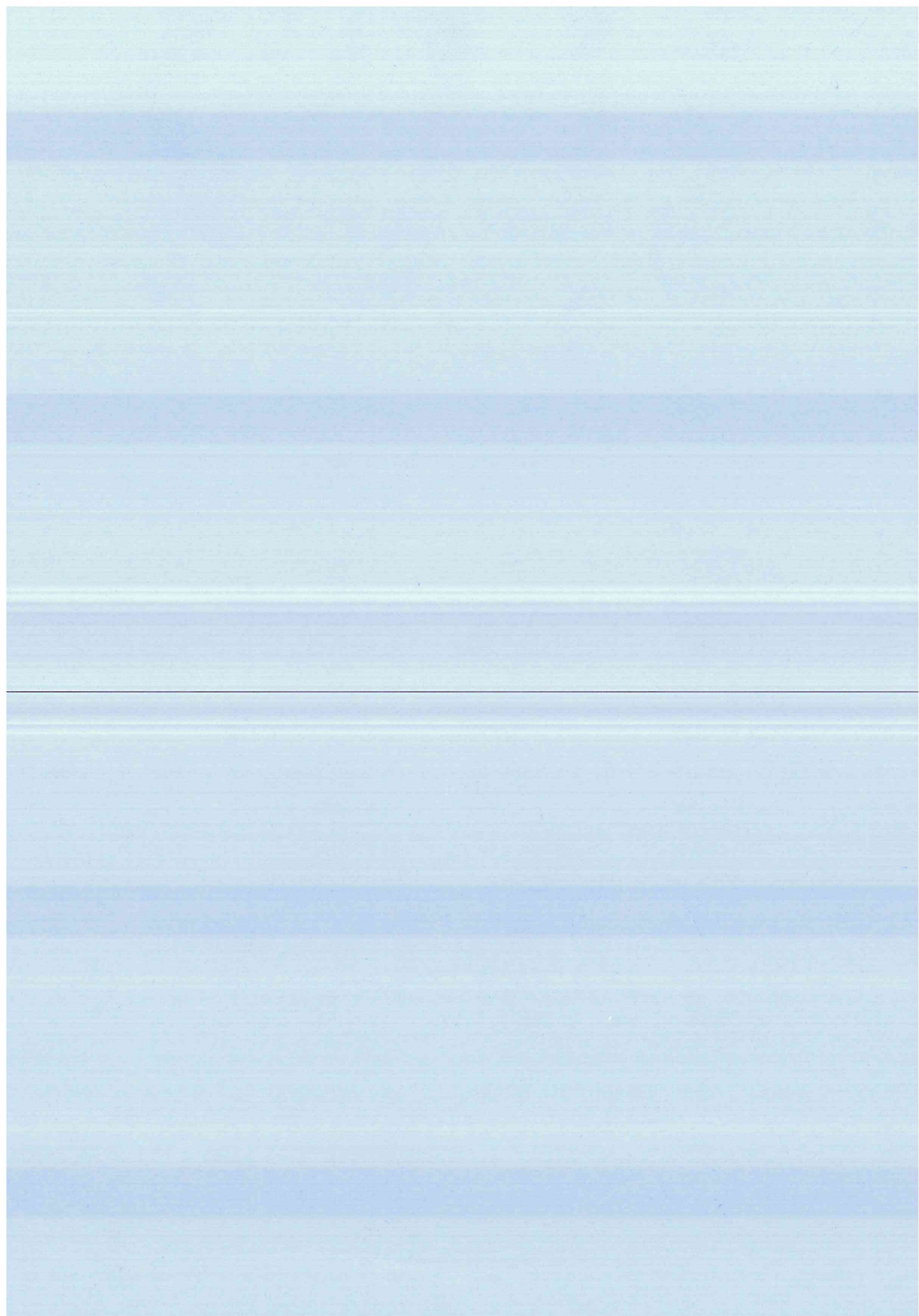
SUBJECT: REPORT OF COMMITTEE

Pursuant to the provisions of Standing Order 135 (4) and 196 (6), I beg to lay the following Paper on the Table of the Assembly, today Thursday, 1st October, 2026.

— THE REPORT OF THE SECTORAL COMMITTEE ON CULTURE AND COMMUNITY SERVICES ON THE CONSIDERATION OF THE GOVERNOR'S MEMORANDUM ON THE NAIROBI CITY COUNTY CIVIC EDUCATION BILL, 2026.

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NAIROBI CITY COUNTY



NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY – FIFTH SESSION

THE REPORT OF THE CONSIDERATION OF THE GOVERNOR'S RESERVATIONS ON
THE NAIROBI CITY COUNTY CIVIC EDUCATION BILL, 2026

Clerk's Chambers
Nairobi City County Assembly
City Hall Buildings
Nairobi

SEPTEMBER, 2026



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1.0. PREFACE

1.1. Mandate of the Committee

Mr. Speaker,

The Sectoral Committee on Culture and Community Services is established under Standing Order 209, and its mandate amongst others, as outlined under Standing Order 209 (6) is 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 it;*
- d) *study, assess and analyze the relative success of the departments as measured by the results obtained as compared with its stated objectives;*
- e) *investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;*
- f) *vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 185(Committee on Appointments): and*
- g) *Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.*

In accordance with the Third Schedule of the Standing Orders, the Committee is mandated *to investigate, inquire into and report on all matters related to, Cultural activities, public entertainment and public amenities, including, racing, liquor licensing, cinemas, video shows and hiring, libraries, museums and cultural activities and facilities and county parks, and recreation facilities; firefighting services and disaster management, control of pornography; ensuring and coordinating the participation of communities and locations in governance at the local level and assisting communities and locations to develop the administrative capacity for the effective exercise of the functions and powers and participation in governance at the local level.*

1.2. Membership of Committee

The Sectoral Committee on Culture and Community Services comprises the following Members:

1. Hon. Clarence Munga, MCA – Chairman
2. Hon. Samson Jera, MCA – Vice Chairperson
3. Hon. Hannah Wanjiru, MCA
4. Hon. Antony Maragu, MCA
5. Hon. Paul Kados, MCA
6. Hon. Jane Musangi, MCA
7. Hon. Redson Onyango, MCA
8. Hon. Joyce Lugonzo, MCA



9. Hon. Anthony Kimemia, MCA
10. Hon. Jared Akama, MCA
11. Hon. Moses Kitema, MCA
12. Hon. Cyrus Mugo, MCA
13. Hon. Mwaura Samora, MCA
14. Hon. Virginia Kangethe, MCA
15. Hon. Joy Muthoni, MCA
16. Hon. Jane Waruguru, MCA
17. Hon. Aaron Kangara, MCA
18. Hon. Sam Kago, MCA
19. Hon. Peter Wahinya, MCA
20. Hon. Rachel Maina, MCA
21. Hon. Davidson DNG Ngibuini, MCA
22. Hon. Eric Kiogora, MCA
23. Hon. Wanjiru Kariuki, MCA

Hon. Speaker,

The County Assembly Committee 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 Committee is supposed to perform functions that the Assembly is not well fitted to consider in plenary.

Pursuant to the provisions of Standing Order 209 (6) (b), (d), and (e), the Sectoral Committee on Culture and Community Services is supposed to study the program of the Youth, Talent, and Sports; Social Services; City Culture, Arts, and Tourism; Disaster Management and Coordination; Public Participation; Citizen Engagement and Customer Service; and Nairobi City County Liquor Board 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.

1.3. Executive Summary

Hon. Speaker,

The Nairobi City County Civic Education Bill, 2026 (Assembly Bill No. 9 of 2023), sponsored by Hon. Silas Matara, MCA, Member for Dandora Area 11 Ward, was read for the first time on 5th December, 2023. The Bill was subsequently committed to the Sectoral Committee on Culture and Community Services for scrutiny, Public Participation and reporting to the Assembly. Further, the Bill was passed by the County Assembly on 9th June 2026 and subsequently submitted to H.E. the Governor for assent in accordance with the provisions of the Constitution of Kenya 2010, the County Government Act 2012 and the Assembly Standing Orders. On 29th June 2026 Governor referred the Bill back to the Assembly for reconsideration outlining his reasons for referral.



On behalf of the Sectoral Committee on Culture and Community Services and pursuant to the County Assembly Standing Orders 150 (2) (b), I have the honor and pleasure to present the Committee's report on its deliberations regarding the Governor's Memorandum.

1.4. Acknowledgement

Hon. Speaker,

I wish to acknowledge the office of the Speaker and Clerk of the County Assembly for their logistical and technical support in allowing the Committee to consider the Governor's memorandum with regards to the Nairobi City County Civic Education Bill, 2026. In addition, I express my appreciation the Members of the Committee whose support and commitment enabled the committee to accomplish this task. Special thanks to the Secretariat for their support at all times.

Hon. Speaker,

On behalf of the Committee and pursuant to Standing Order 150 (2) (b), I now have the honor and pleasure to present this report on the consideration of the Governor's memorandum on the Nairobi City County Civic Education Bill, 2023.

Thank You.

SIGNED DATE.....

30th September 2025

HON. CLARENCE MUNGA, MCA

(CHAIRMAN, SECTORAL COMMITTEE ON CULTURE AND COMMUNITY SERVICES)



2.0. INTRODUCTION

Hon. Speaker, The Civic Education Bill was passed in the Assembly on 9th June 2026

The principal objective of the Nairobi City County Civic Education Bill, 2023, is to establish a legal and institutional framework for facilitating civic education within County Government processes and service delivery, thereby giving effect to the Constitution of Kenya, 2010, and the County Governments Act, 2012.

Following the passage of the Bill by the Assembly, the Governor reviewed its provisions and submitted a memorandum proposing specific amendments across various sections. The Sectoral Committee on Culture and Community Services held sittings to review, scrutinize, and deliberate on each of the proposals contained in the Governor's memorandum.

3.0. ANALYSIS AND COMMITTEE DELIBERATIONS ON THE GOVERNOR'S MEMORANDUM

Hon. Speaker, The Committee examined the Governor's proposals item by item under Section 3.0 of the report and deliberated on each provision as follows:

Section 2 (Definition of "Directorate" and "Fund")

- + **Governor's proposal:** The Governor proposed to delete the word "Directorate" on the rationale that Section 46 of the County Governments Act recognizes the County Department as the administrative unit and the term is not used elsewhere in the Bill. Additionally, the Governor proposed to delete the definition of "Fund" as it is inconsistent with Section 116 of the Public Finance Management (PFM) Act, which gives the CECM for finance discretion and authority to establish other public funds with the approval of the County Executive Committee and the County Assembly.
- + **Committee Observation:** The Committee observed that these deletions are necessary to eliminate statutory redundancy, harmonize definitions with existing overarching legislation, and prevent administrative duplication.
- + **Committee Recommendations:** The Committee recommended that the proposed deletions of both definitions be accepted in full to maintain legislative clarity.
- + The Committee agreed unanimously with the Governor's proposal.

Section 6 (Establishment of Department and Administrative Hierarchy)

- + **Governor's proposal:** The Governor proposed to delete Section 6(1) and substitute it with a provision stating that the County Executive Committee shall establish a department known as the Nairobi City County Department of Civic Education, and further proposed to delete subsection (3) in its entirety. The rationale was that establishing departments is an executive function under Section 101 of the County Governments Act, and subsection (3) introduced administrative inconsistencies.
- + **Committee Observation:** The Committee noted that preserving executive prerogatives over departmental creation safeguards the constitutional separation of powers and ensures seamless internal structuring.



- ✦ **Committee Recommendations:** The Committee recommended substituting Section 6(1) with the Executive's wording and deleting subsection (3)
- ✦ The Committee agreed unanimously with the Governor's proposal.

Section 8 (Establishment of Fund)

- **Governor's proposal:** The Governor proposed to delete Section 8 in its entirety on the grounds that county public funds are strictly governed under Section 116 of the PFM Act and Section 197 of the PFM (County Government) Regulations, which cannot be overridden or duplicated by this Act.
- **Committee Observation:** The Committee observed that retaining a conflicting fund provision would contravene national fiscal statutes and trigger regulatory disputes with the Controller of Budget.
- **Committee Recommendations:** The Committee recommended the complete deletion of Section 8.
- The Committee agreed unanimously with the Governor's proposal.

Section 9 (Annual Reporting)

- **Governor's proposal:** The Governor proposed to amend Section 9 by replacing "Deputy Director" with "Member of the County Executive Committee". The rationale was that as the accounting and reporting authority responsible to the Assembly, the CECM is best suited to submit annual reports.
- **Committee Observation:** The Committee observed that aligning statutory reporting duties with the actual financial and administrative accountability structure reinforces proper governance.
- **Committee Recommendations:** The Committee recommended amending the section to place reporting obligations on the CECM.
- The Committee agreed unanimously with the Governor's proposal.

Sections 10 and 11 (County Assembly Involvement in Executive Implementation)

- **Governor's proposal:** The Governor proposed to remove references to the "County Assembly" and its committees from these sections to prevent blurring the lines between legislative oversight and executive service execution.
- **Committee Observation:** The Committee observed that insulating the legislative arm from direct administrative implementation preserves its independent oversight mandate.
- **Committee Recommendations:** The Committee recommended deleting the references to the County Assembly and its committees.
- The Committee agreed unanimously with the Governor's proposal.

Section 21 (General Offence and Penalty)

- **Governor's proposal:** The Governor proposed to delete Section 21 in its entirety because the Bill does not create specific substantive offenses, rendering a general penalty clause legally redundant.
- **Committee Observation:** The Committee observed that a penalty clause without underlying offense provisions serves no legal purpose.



- **Committee Recommendations:** The Committee recommended deleting Section 21 in its entirety.
- The Committee agreed unanimously with the Governor's proposal.

Section 22 (Regulations Framework)

- **Governor's proposal:** The Governor proposed to amend Section 22 by replacing the term "rules" with "regulations" to accurately reflect the broader administrative framework required for prescribing standards and procedures.
- **Committee Observation:** The Committee observed that "regulations" is the legally precise term under county legislative drafting standards for subsidiary legislation of this nature.
- **Committee Recommendations:** The Committee recommended replacing "rules" with "regulations".
- The Committee agreed unanimously with the Governor's proposal

4.0. COMMITTEE'S GENERAL OBSERVATIONS

Hon. Speaker,

Following detailed scrutiny, the Committee observed that all the proposals contained in the Governor's memorandum are progressive and essential for ensuring strict legal alignment with the County Governments Act, 2012, and the Public Finance Management Act, 2012.

The Committee further observed that the amendments correctly delineate administrative roles between the Executive and Legislative arms, preventing legal ambiguities and ensuring seamless implementation of County Civic Education programs.

5.0. RECOMMENDATIONS AND CONCLUSION

Hon. Speaker,

Having considered the Governor's Memorandum in detail and finding consensus across all items, the Sectoral Committee on Culture and Community Services recommends that the County Assembly adopt the Governor's proposed amendments in their entirety across all sections (Sections 2, 6, 8, 9, 10, 11, 21, and 22), as they enhance legal alignment, administrative consistency, and statutory compliance.

6.0. COMMITTEE STAGE AMENDMENTS

NOTICE is given that the Chairperson of the Sectorial Committee on Culture and Community Services intends to move the following amendments to the Nairobi City County Civic Education Bill, 2026, at the Committee Stage.

Clause 2:

THAT, Clause 2 of the Bill be amended as follows;

- (i) By deleting the definition of the word "Directorate" as used in the Bill



- (ii) By deleting the definition of the word “Fund” as used in the Bill

Clause 6:

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

- (i) By deleting Sub-Clause (1) in its entirety and replacing with the following new Sub-clause “the County Executive Committee shall establish a department to be known as the Nairobi City County Department of Civic Education”
- (ii) By deleting Sub-Section (3) in its entirety.

Clause 8:

THAT, Clause 8 be amended by deleting the Clause in its entirety

Clause 9:

THAT, Clause 9 of the Bill be amended by deleting the words “Deputy Director” and replacing it with the words “Member of the County Executive Committee”

Clause 10:

THAT, Clause 10 be amended by deleting the word “in consultation with the area member of the County Assembly” appearing immediately after the word “department”

Clause 11:

THAT, Clause 11 be amended by deleting the word “or Committee of the County Assembly” appearing immediately after the word “agency”

Clause 21:

THAT, Clause 21 be amended by deleting the Clause in its entirety

Clause 22:

THAT, Clause 22 be amended by deleting the marginal note “Rules” and replacing it with the word “Regulations”

MINUTES OF THE 37TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON CULTURE AND COMMUNITY SERVICES HELD ON 29TH SEPTEMBER 2026 IN COMMITTEE ROOM 11 AT 11:00A.M.

MEMBERS PRESENT

1. Hon. Clarence Munga, MCA - Chairperson
2. Hon. Samson Jera, MCA – V. Chairperson
3. Hon. Peter Wahinya, MCA
4. Hon. Moses Kitema, MCA
5. Hon. Sam Kago, MCA
6. Hon. Jane Musangi, MCA
7. Hon. Wanjiru Kariuki, MCA
8. Hon. Davidson Ngibuini, MCA
9. Hon. Rachel Maina, MCA
10. Hon. Eric Kiogora, MCA
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13. Hon. Virginia Kangethe, MCA
14. Hon. Jared Akama, MCA
15. Hon. Anthony Kimemia, MCA
16. Hon. Jane Waruguru, MCA
17. Hon. Joyce Lugonzo, MCA
18. Hon. Paul Kados, MCA

MEMBERS PRESENT

1. Hon. Aaron Kangara, MCA
2. Hon. Antony Maragu, MCA
3. Hon. Mwaura Samora, MCA
4. Hon. Joy Muthoni, MCA
5. Hon. Redson Onyango, MCA

SECRETARIAT

1. Ms. Judith Aron - First Clerk Assistant
2. Mr. Martin Mugendi – Legal Counsel
3. Mr. Maurice Diya – Hansard

MIN.169/SC - CCS/SEPTEMBER/2026: PRELIMINARIES

The Committee Chairperson called the meeting to order at 11:00 A.M. He prayed and welcomed Members present to the meeting

The agenda for the day was as follows;

1. *Preliminaries (prayers & adoption of the Agenda),*
2. *Consideration and Adoption of the Report on the Governor's Memorandum on the Nairobi City County Civic Education Bill, 2026.*
3. *Adjustment of Committee schedule, and*
4. *Any other business and Adjournment*

The agenda of the day was adopted as proposed by Hon. Virginia Waitherero, MCA,

MIN.170/SC-CCS/SEPTEMBER/2026 - PRELIMINARIES AND WELCOME REMARKS

The Chairperson called the meeting to order at 10:00 AM, followed by a word of prayer and welcome Hon. Members who attended the meeting.

MIN.171/SC-CCS/SEPTEMBER/2026: CONSIDERATION AND ADOPTION OF THE REPORT ON THE GOVERNOR'S MEMORANDUM ON THE NAIROBI CITY COUNTY CIVIC EDUCATION BILL, 2026.

The Committee deliberated extensively on the Report of the Sectoral Committee on Culture and Community Services on its consideration of the Governor's Memorandum regarding the Nairobi City County Civic Education Bill, 2026 (Assembly Bill No. 9 of 2026).

The Chairperson guided the Members through the individual proposals contained in the Governor's Memorandum, detailing the Committee's review and rationale across the affected clauses:

1. **Clause 2 (Definitions):** Deletion of the definitions for "Directorate" and "Fund" to ensure strict alignment with Section 46 of the County Governments Act and Section 116 of the Public Finance Management (PFM) Act;
2. **Clause 6 (Establishment of Department):** Deletion of Sub-clause (1) and substitution thereof to empower the County Executive Committee to establish the Nairobi City County Department of Civic Education, alongside the deletion of Sub-section (3) to preserve the administrative hierarchy;
3. **Clause 8 (Establishment of Fund):** Complete deletion of the clause as public funds are governed under Section 116 of the PFM Act and PFM Regulations;
4. **Clause 9 (Reporting):** Amendment replacing "Deputy Director" with "Member of the County Executive Committee" as the accountable reporting authority;
5. **Clauses 10 and 11 (Separation of Powers):** Removal of references to the County Assembly and area MCAs to uphold the constitutional separation between legislative and executive functions; and
6. **Clauses 21 and 22 (Penalties and Regulations):** Deletion of the general penalty clause (Clause 21) as no offenses are created, and amending the marginal note in Clause 22 from "Rules" to "Regulations".

Following exhaustive deliberations and item-by-item scrutiny, the Committee unanimously resolved to adopt the report and the accompanying Committee Stage amendments in their entirety, agreeing that the proposed changes are progressive and essential for statutory compliance and legal consistency.

MIN.172/SC-CCS/SEPTEMBER/2026: ADJOURNMENT

There being no other business, the meeting was adjourned to a date that was to be communicated.

30th September 2026
[Signature]
Chairperson

30/09/2026
Date