

GOVERNMENT OF NAIROBI CITY COUNTY



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

THIRD ASSEMBLY

(FIFTH SESSION)

NCCA/PL/2026(81)

23RD JUNE 2026

PAPER LAID

SUBJECT: REPORT OF COMMITTEE

Pursuant to Standing Order 135 (4), I beg to lay the following Paper on the Table of the Assembly, today, Tuesday, 23rd June, 2026

— THE REPORT OF THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND ON CONSIDERATION OF THE NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME BILL, 2026 ASSEMBLY BILL NO. 2 OF 2026.

(Chairperson, Select Committee on Ward Development Fund)

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

*Papers laid by
Hon. Dabari, MCA
on Tuesday 23rd June,
2026.
Ken. S.M.C.A.
23/6/2026.*

COUNTY GOVERNMENT OF NAIROBI CITY



NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY

FIFTH SESSION

REPORT OF THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND

ON

CONSIDERATION OF NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME

BILL, 2026 ASSEMBLY BILL NO. 2 OF 2026

Clerk's Chambers,
Nairobi City County Assembly
City Hall Buildings
NAIROBI.

JUNE 2026

Contents

1.0. PREFACE.....	2
1.1. Mandate	2
1.2. Membership	2
1.3. Executive Summary	3
1.4. Acknowledgement	4
2.0. CONSIDERATION OF THE NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME BILL, 2026	6
2.1. Objective of the Bill.....	6
2.2. Part II: Establishment and Administration of the Programme	6
2.3. Part III: Nature of Projects.....	8
2.4. Part IV: Identification and Submission of Project Proposals	8
2.5. Part V: Implementation of Projects	9
2.6. Part VI: County Assembly Select Committee	9
2.7. Part VII: Financial Provisions.....	9
2.8. Part VIII: Miscellaneous Provisions.....	Error! Bookmark not defined.
3.0. SUMMARY OF THE CONSIDERATION OF THE NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME BILL, 2026	11
4.0. ANNEXES	12

1.0. PREFACE

1.1. Mandate

Hon. Speaker,

The Select Committee on Ward Development Fund is established pursuant to Section 35 of the Ward Development Fund Act, 2014 and is mandated, among others, to consider and recommend to the County Assembly any matter requiring action by the County Assembly pursuant to the provisions of this Act:

- a) Oversee the implementation of this Act and in this respect, shall after every two years submit a report to the County Assembly and where necessary; and
- b) Propose any amendments to this Act, in particular, with respect to the quantum of funds repayable into the Fund in accordance with Section 4 of the Act.

Membership

The Committee comprises the following Members: -

- 1) The Hon. Dabar Ahmed Qadar, MCA – Chairperson
- 2) The Hon. Mwaura Samora, MCA – Vice Chairperson
- 3) The Hon. Hamisi Maleya, MCA
- 4) The Hon. Silas Matara, MCA
- 5) The Hon. Scolastica Muthoni, MCA
- 6) The Hon. James Koria, MCA
- 7) The Hon. Gerald Irungu, MCA
- 8) The Hon. Joseph Ndungu Karanja, MCA
- 9) The Hon. Sospeter Mumbi, MCA
- 10) The Hon. John Musila, MCA
- 11) The Hon. Oscar Lore, 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.

1.2. Executive Summary

Hon. Speaker,

Pursuant to Section 23 of the County Governments Act, 2012, the Nairobi City County Ward Development Programme Bill, 2026 was published in the special issue of the Kenya Gazette Supplement No. 2 on 5th March, 2026. The Bill underwent First Reading on Tuesday, 7th April, 2026. The Bill was thereafter committed to the Select Committee on Ward Development Fund for scrutiny, public participation and reporting to the Assembly pursuant to Standing Order 135.

Hon. Speaker,

The principal object of the Bill is to establish the Ward Development Programme in Nairobi City County and provide a clear legal framework for:

- a) Allocation of funds for ward-level development;
- b) Community participation in identifying development priorities;
- c) Implementation and monitoring of ward development projects; and
- d) Strengthening accountability in the management of public resources allocated to wards.

Hon. Speaker,

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.

Pursuant to Article 196(b) of the Constitution of Kenya, 2010 and the Nairobi City County Standing Orders 135 (3) which require public participation in the legislative and other business of the County Assembly and its Committees, the Committee placed a notice in the Standard Newspaper on Friday, 24th April, 2026 notifying the general public of public participation held on Thursday 14th May, 2026. Further, the advert requested stakeholders to submit written memoranda through the Office of the Clerk of the County Assembly by Thursday 14th May, 2026 at 5.00 p.m. The Committee held physical public participation forum on Thursday 14th May, 2026 at Charter Hall, City Hall Buildings.

During the consideration of the Bill, the Committee also identified the under listed stakeholders and subsequently invited them to submit views and comments with respect to the aforementioned Bill;

- i. Controller of Budget

- ii. Kenya Law Reform Commission
- iii. County Governance Watch Kenya
- iv. The Senate

However, none of the aforementioned stakeholders submitted proposed amendments despite request by the Committee. Only the County Attorney responded and submitted the proposed amendments.

Hon. Speaker,

The Committee held a total of four (4) meetings to consider the Bill together with proposed amendments from the County Attorney. The Committee considered all proposed amendments by the County Attorney in accordance with the Bill matrix attached.

Hon. Speaker,

This Bill is as a result of the challenges experienced in implementation of the Nairobi City County Ward Development Fund Act, 2014. Over the years, despite efforts by the Nairobi City County Government and the Assembly amending several Sections to the Act, there have been persistent concerns from various quarters specifically from the Controller of Budget, in operationalization of the Fund by the County Executive.

The passage of this Bill will prompt a repeal of the existing Act and further a guarantee to ring fence the 5% of the total Ordinary Revenue to finance the Ward projects.

Hon. Speaker,

In this report, the Committee recommends the passage of this Bill together with the proposed amendments as shown in the attached matrix.

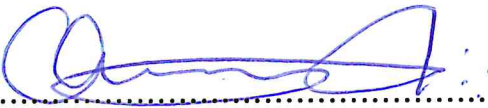
1.3. Acknowledgement

Hon. Speaker, I wish to acknowledge with gratitude the offices of the Speaker and the Clerk of the County Assembly for the support accorded to the members of the Committee to enable them consider the Nairobi City County Ward Development Programme Bill, 2026. Further, the Committee thanks the County Executive for the support accorded during the public participation process.

I am grateful for 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.

On behalf of the Committee and pursuant to Standing Order 135 (3), I now have the honour and pleasure to present this Report on the consideration of the Nairobi City County Ward Development Programme Bill, 2026.

Thank You.

Signed  Date 23rd / 06 / 2026

Hon. Dabar Ahmed Qadar, MCA
(Chairperson, Committee on Ward Development Fund)

2.0. CONSIDERATION OF THE NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME BILL, 2026

While examining the Bill, the Committee noted the following:

2.1. Part I: Objective of the Bill

The principal object of the Bill is to establish the Ward Development Programme in Nairobi City County and provide a clear legal framework for:

- e) Allocation of funds for ward-level development;
- f) Community participation in identifying development priorities;
- g) Implementation and monitoring of ward development projects; and
- h) Strengthening accountability in the management of public resources allocated to wards.

Salient Provisions of the Bill

The bill is divided into 8 parts and 2 has Schedules.

PART I —Preliminary

Clause 1 - Short title and commencement

Clause 2 - Interpretation

Clause 3 - Objects of the Act – Sets out the objectives of the legislation, including:

establishing a framework for ward-level development;

ensuring allocation of a defined portion of the county budget for ward development;

promoting transparency and accountability in development projects;

ensuring meaningful public participation in development planning; and

fostering sustainable economic and social development in wards.

Clause 4 – Purpose of the programme – Provides that the Programme shall facilitate coordinated ward development, promote public participation, and ensure equitable distribution of resources across the county.

Clause 5 - Guiding principles – These include: equality among wards; transparency and accountability; public participation; sustainable development; efficiency and effectiveness in project delivery; and alignment with county development priorities.

2.2. Part II – Establishment and Administration of the Programme

Clause 6 - Establishment of the Programme– This Clause formally establishes the Nairobi City County Ward Development Programme.

Clause 7 – Funding of the Programme– Provides that the Programme shall be funded through:

- a) not less than five per cent (5%) of the total ordinary revenue of the County in every financial year;
- b) grants and donations from lawful sources; and
- c) other lawful funds received by the Programme.

The Act further provides that administrative costs shall not exceed 3% of the Programme budget.

Clause 8 – Establishment of the Directorate – Establishes a Directorate of the Ward Development Programme under the Finance and Economic Affairs Sector to oversee the Programme.

Clause 9 – Functions of the Directorate – The Directorate shall be responsible for:

- a) coordinating planning and implementation of ward projects;
- b) reviewing and approving consolidated ward project lists;
- c) monitoring project implementation;
- d) managing finances of the Programme; and
- e) reporting to the County Assembly.

Clause 10 – Appointment of the Director- Provides for appointment of a Director of the Directorate by the County Public Service Board in consultation with the relevant County Executive Committee Member.

The Director must possess professional qualifications in fields such as engineering, architecture, quantity surveying or construction management and have relevant professional experience.

Clause 11 – Functions of the Director– The Director shall:

- a) oversee the day-to-day management of the Programme;
- b) supervise project identification and implementation;
- c) manage Programme funds;
- d) maintain financial records; and
- e) submit quarterly reports to the County Assembly.

Clause 12 – Other staff of the Directorate– Allows secondment or recruitment of officers necessary for effective implementation of the Programme.

Clause 13 – Role of the CECM– The Executive Committee Member responsible for Finance shall oversee the Programme and ensure timely disbursement of funds.

2.3. Part III – Nature of Projects

This Part (Clauses 14-17) outlines the types of projects that may be financed under the Programme.

Projects must:

- a) fall within county government functions;
- b) be community-based projects benefiting residents within wards; and
- c) promote infrastructure development, access to services, and economic empowerment.

-The Directorate must ensure that projects submitted for implementation do not exceed the allocated financial ceiling.

-Community-initiated projects may also qualify for funding if they meet the criteria established under the Act.

2.4. Part IV – Identification and Submission of Project Proposals

Clause 18 – Project Identification – The Directorate must convene public meetings in every ward to identify development priorities.

Clause 19 – Formation of Project Teams – Ad hoc Project Teams shall be established in each ward to facilitate project identification and consolidation.

Clause 20 – Composition of Project Teams – Each team shall include representatives from: The Directorate; (lead sub-county administration; Ward administration; County departments responsible for roads, energy, building services, planning; and public participation(secretary)

Clause 21 – Functions of the Project Teams– Project Teams shall:

- a) engage communities in needs assessments;
- b) identify development projects;
- c) prepare project proposals and budgets; and
- d) submit consolidated project lists to the Directorate.

Clause 22 – Guidelines and procedure for Project identification – The Directorate shall develop clear guidelines including criteria for selection, prioritization, public participation etc

Clause 23 & 24 – Project submission forms and Project description forms

Clause 25 & 26 – Consolidation of Project lists by the Project Teams and submission to the Directorate

Clause 27 & 28 – Review and approval of project lists- The Directorate shall review project lists and approve those that align with county development priorities. The lists shall be serialized for each ward.

Clause 30 - Approved projects must be integrated into County planning instruments including the County Fiscal Strategy Paper and County Budget Estimates.

2.5. Part V – Implementation of Projects

This Part (Clause 31) provides that projects shall be implemented by the Directorate in collaboration with relevant county departments.

It further provides that:

- a) All assets procured under the Programme remain property of the County Government;
- b) Assets shall be properly recorded and insured; and
- c) Project implementation shall be monitored and reported to the County Assembly.

2.6. Part VI – County Assembly Select Committee

Clauses 32 & 33 - Provides for establishment of a County Assembly Select Committee on the Ward Development Programme in accordance with its Standing orders.

The Committee shall:

- a) oversee implementation of the Programme;
- b) review policy and legislative issues relating to the Programme;
- c) report periodically to the County Assembly; and
- d) recommend amendments where necessary.

The Directorate shall submit quarterly reports to this Committee on project implementation and disbursement of funds.

2.7. Part VII – Financial Provisions

This Part outlines the financial management framework of the Programme. Key provisions include:

Clause 34 -Allocation of Funds - Funds allocated to the Programme shall be distributed equally among all wards in the county.

Clause 35 -Counterpart Funding- Projects may receive funding from additional sources provided such funding complies with the Act.

Clause 36 -Annual Estimates -The Directorate shall prepare annual budget estimates for the Programme which shall be submitted for approval through established budgetary processes.

Clause 37- Audit - All funds under the Programme shall be audited by the Office of the Auditor-General Kenya

Clause 38 -Bank Account- A dedicated Programme bank account shall be maintained by the County Treasury with 2 defined signatories. (Director and Chief Officer for Finance) Both as mandatory signatories

2.8. Part VIII – Miscellaneous Provisions

This Part includes general provisions including:

Clause 39- Complementary Development- The Programme shall complement other County development initiatives and shall not replace them.

Clause 40- Avoidance of Duplication- The Directorate must ensure that projects funded under the Programme do not duplicate existing development initiatives especially those that traverse several wards

Clause 41- Offences and Penalties- Misappropriation of Programme funds is an offence punishable by: imprisonment for a term of not less than five years; a fine of not less than five million shillings; or both.

Clause 42- Regulations- The Executive Committee Member may make regulations for the effective implementation of the Act subject to approval by the County Assembly.

Clause 43- Transitional Provisions- Provides for transition from the repealed Ward Development Fund Act, 2014, including continuation of existing projects, transfer of assets and liabilities and reassignment of staff.

Clause 44- Repeals the Ward Development Fund Act

SCHEDULES

First Schedule

-Ward Projects Submission Form.

Second Schedule

-Project Description Form.

3.0 SUMMARY OF THE CONSIDERATION OF THE NAIROBI CITY COUNTY WARD DEVELOPMENT PROGRAMME BILL, 2026

Hon. Speaker,

The Committee wrote to five (5) stakeholders and only County Executive submitted proposed amendments as shown in the attached matrix.

Further, the Committee considered and resolved on the proposed amendments from the County Executive as shown in the attached matrix.

The Committee deliberated on the Bill as follows: -

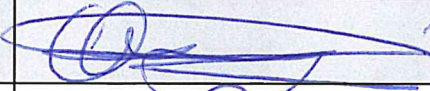

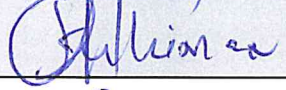

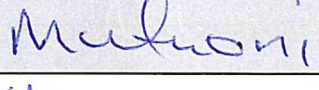

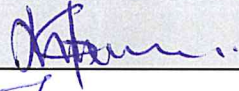
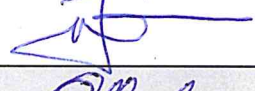
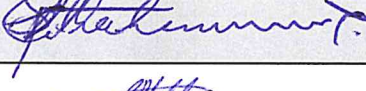

Long Title	- Proposed amendments
Short Title	- No amendments
Clause 1	- Proposed amendments
Clause 2	- No amendments
Clause 3	- No amendments
Clause 4	- No amendments
Clause 5	- No amendments
Clause 6	- No amendments
Clause 7	- No amendments
Clauses 8	- No amendments
Clauses 9	- No amendments
Clauses 10	- No amendments
Clauses 11	- No amendments
Clauses 12	- No amendments
Clauses 13	- No amendments
Clause 14	- No amendments
Clause 15	- No amendments
Clauses 16	- No amendments
Clauses 17	- No amendments
Clauses 18	- No amendments
Clauses 19	- No amendments
Clauses 20	- No amendments
Clauses 21	- No amendments

Clauses 22	– No amendments
Clauses 23	– No amendments
Clauses 24	– No amendments
Clause 25	– No amendments
Clause 26	– No amendments
Clause 27	– No amendments
Clause 28	– No amendments
Clause 29	– No amendments
Clause 30	– No amendments
Clause 31	– Proposed amendments
Clause 32	– No amendments
Clauses 33	– No amendments
Clauses 34	– Proposed amendments
Clauses 35	– No amendments
Clauses 36	– No amendments
Clause 37	– No amendments
Clause 38	– No amendments
Clause 39	– No amendments
Clause 40	– No amendments
Clause 41	– Proposed amendments
Clause 42	– No amendments
Clause 43	– No amendments
Clause 44	– No amendments

4.0 ANNEXES

1. Committee Stage Amendments
2. Amendments Matrix

We the undersigned Members of the Ward Development Fund Committee affirm that this is the approved report of the Committee on the Consideration of the Nairobi City County Ward Development Programme Bill, 2026 as adopted by the Committee on 23rd day of June 2026

NAME	SIGNATURE
1) Hon. Dabar Ahmed Qadar, MCA	
2) Hon. Mwaura Samora, MCA	
3) Hon. Hamisi Maleya, MCA	
4) Hon. Silas Matara, MCA	
5) Hon. Scolastica Muthoni, MCA	
6) Hon. James Koria, MCA	
7) Hon. Gerald Irungu, MCA	
8) Hon. Joseph Ndungu Karanja, MCA	
9) Hon. Sospeter Mumbi, MCA	
10) Hon. John Musila, MCA	
11) Hon. Oscar Lore, MCA	

