



THE NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY

(THIRD SESSION)

REQUEST FOR STATEMENTS**Subject: Officers in acting capacity**

Hon. Speaker,

Pursuant to Standing Order 47(2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding the appointment of officers in acting capacity especially the County Secretary.

Hon. Speaker, Section 34 of the Public Service Commission Act, 2023 provides for appointment of officers in acting capacity. The Act states that an officer may be appointed in an acting capacity for a period of at least thirty days but not exceeding a period of six months.

Hon. Speaker, in April, 2023, His Excellency the Governor appointed Mr. Patrick Analo as the County Secretary in acting capacity following the disapproval by the County Assembly of appointment of Dr. Jairus Musumba as the County Secretary.

Hon. Speaker, Section 10 of the Public Appointment (County Assemblies Approval) Act, 2017 states that "*where the nomination of a candidate is rejected by a County Assembly, the appointing authority ~~nomination~~, shall submit to the County Assembly the name of another candidate, and the procedure for approval specified in this Act shall apply accordingly*".

Hon. Speaker, the acting County Secretary who is the head of the County Public Service is also the County Chief Officer for Urban Development and Planning, is responsible for effective and efficient performance of public service within the County.

Hon. Speaker, in the Statement, the Chairperson should inquire into and report on: -

1. Whether the County Executive has complied with the provisions of Section 34 of the Public Service Commission Act, 2023;
2. On the period a public officer can be appointed in acting capacity; and
3. Plans the appointing authority has to nominate for the County Assembly's approval a suitable person for appointment as the County Secretary in line with the provisions of Section 10 of the Public Appointments (County Assemblies Approval) Act, 2017.

Hon. Robert Alai, MCA,
Member for Kileleshwa Ward
NAIROBI CITY COUNTY ASSEMBLY

The statement
 issued by Hon.
 Robert Alai
 on 26/03/2024
 is a response due in
 three (3)
 weeks

APPROVED
 29 MAR 2024
 SIGN: HON. SPEAKER

[Signature]
 26/03/2024