

**Committee on Administration, Security, Devolution,
Public Participation, Community Services And Drugs Control**

*Filed on the table on
3rd Nov - 2020 by Hon
Bertine Mwangi, Vice-
Chairperson Administration
Committee at 3:02 pm*

Serial No: 106

COUNTY GOVERNMENT OF TAITA TAVETA



COUNTY ASSEMBLY OF TAITA TAVETA

SECOND ASSEMBLY - FOURTH SESSION

**COMMITTEE ON ADMINISTRATION, SECURITY,
DEVOLUTION, PUBLIC PARTICIPATION, COMMUNITY
SERVICES AND DRUGS CONTROL**

**REPORT ON THE
REVIEW OF THE TAITA TAVETA COUNTY
ASSEMBLY WARD OFFICES BILL, 2020**

NOVEMBER, 2020

TABLE OF CONTENTS

LIST OF ACRONYMS AND ABBREVIATIONS.....	2
PREFACE.....	3
Committee Membership.....	3
Committee Mandate.....	3
ACKNOWLEDGEMENTS.....	4
1.0 CHAPTER ONE: INTRODUCTION.....	5
1.1 BACKGROUND ON THE TAITA TAVETA COUNTY WARD OFFICES BILL, 2020.....	5
1.2 OBJECTIVES.....	5
2.0 CHAPTER TWO: COMMITTEE'S METHODOLOGY.....	5
2.1 Committee's Proceedings.....	5
2.2 Review of Documents.....	5
3.0 CHAPTER TWO: COMMITTEE FINDINGS.....	6

LIST OF ACRONYMS AND ABBREVIATIONS

MCA-Member of County Assembly
SRC-Salaries and Remuneration Committee

PREFACE

Mr Speaker, Sir, the Committee on Administration, Security, Devolution, Public Participation, Community Services and Drugs Control is one of the sectoral committees constituted on December 11th, 2018 pursuant to the provisions of the Taita Taveta County Assembly Standing Order No. 193. Pursuant to Standing Order No. 182 (6) the Committee hereby presents its report on the Public participation on the Taita Taveta County Assembly Ward Offices Bill, 2020

Committee Membership

Mr. Speaker, Sir, the Committee on Administration, Security, Devolution, Public Participation, Community Services and Drugs Control of the County Assembly of Taita Taveta as currently constituted, comprises of the following Members;

1. Hon. Jones Fundi Maskuji, **MCA**, Chairperson
2. Hon. Bertina Mwaiseghe, **MCA**, Vice-Chairperson
3. Hon. Jason Mwamodenyi Tuja, **MCA**, Member
4. Hon. Harris Keke Nganga, **MCA**, Member
5. Hon. Daniel Omari Nguzo, **MCA**, Member
6. Hon. Joan Akinyi Adino, **MCA**, Member
7. Hon. Frank Jumapili, **MCA**, Member
8. Hon. Joyce Mwangoji, **MCA**, Member
9. Hon. Rose Shingira, **MCA**, Member

Committee Mandate

The Committee on Administration, Security, Devolution, Public Participation, Community Services and Drugs Control is established pursuant to Taita Taveta County Assembly Standing Order No.193.

Pursuant to the Taita Taveta County Assembly Standing Order No.193 (5), the mandate of the Committee on Administration, Security, Devolution, Public Participation, Community Services and Drugs Control 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 their stated objectives;

***Committee on Administration, Security, Devolution,
Public Participation, Community Services And Drugs Control*** ***Serial No:***

- (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 187 (*Committee on Appointments*); and
- (g) Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.

ACKNOWLEDGEMENTS

Mr. Speaker Sir, on behalf of the committee, I take this opportunity to sincerely thank the members of Committee, the office of the Speaker and Clerk for their valuable contributions and facilitation during the deliberations that culminated to this report.

1.0 CHAPTER ONE: INTRODUCTION

The Taita Taveta County Assembly Ward Offices bill was read for the first time on 3rd May, 2018 and Committed to the Committee on Administration, Security, Devolution, Public Participation, Community Services and Drugs Control.

1.1 BACKGROUND ON THE TAITA TAVETA COUNTY WARD OFFICES BILL, 2020

The bill is an act of the County Assembly of Taita Taveta to provide for the establishment of Taita Taveta County Assembly ward offices and for matters connected thereto.

The purpose of the bill is to establish a proper institutional framework for having ward offices at ward level

It creates the office of the ward managers and gives the officer's powers to check and ensure that effective representation of people at ward level.

The powers and functions of the office is for easier dissemination of information to the electorate.

The function of the office is further extend the availability of members of the county assembly at their wards in a central place

The bill also provides a mechanisms of constituents to reach the county assembly in its three main roles.

1.2 OBJECTIVES

The Committee objectives were to:

1. To review the bill and make proposals for amendments where necessary
2. To collect views of the public on the bill
3. To report to the house on the view of the public on the bill
4. To report to the House the recommendations of the Committee on the bill

2.0 CHAPTER TWO: COMMITTEE'S METHODOLOGY

The Committee took the following approach in dispensing with the Taita Taveta ward offices bill, 2020.

2.1 Committee's Proceedings

The Committee held 6 deliberative sitting to review the bill.

2.2 Review of Documents

The Committee reviewed the Taita Taveta Taita Taveta County Ward Offices Bill, 2020. No written submissions were made by the public on the Taita Taveta Ward Offices Bill, 2020.

3.0 CHAPTER TWO: COMMITTEE FINDINGS

The Committee having gone through the Ward Offices Bill, 2020 and having subjected it to public participation made proposals for amendments to the bill and captured the opinion of the public during the public participation forums as captured below.

Part I – Preliminary

1. Clause 1 be amended by changing the year '2018' to the year '2020'
2. Clause 1 be amended by adding the word 'Kenya' before the word 'Gazette'
3. Clause 2 be amended by deleting the word 'an elected' after the word 'means'
4. Clause 2 be amended by adding the following new interpretation
"Basic Supplies" includes furniture, computer, printer and stationery

Part II

1. Clause 4 (3) delete the words 'acquire on a five-year renewable term' and insert the word 'Lease' before the word suitable 'premises'
2. Clause 5 (1) be amended by deleting the word 'signed' and add the word 'signed by the landlord' after the word 'agreement'
3. Clause 5(1) be amended by replacing the word "Member" with the words "Ward office Manager" before the word "Shall"
4. Clause 5 (2) be amended by replacing the word 'Member' with the word "clerk" and adding the words "witnessed by the ward office manager" after the words "on behalf of the board".
5. Clause 8 (1) is amended by deleting '100 square meters' and replace it with 'reasonable space'
6. Clause 8(2) be amended by deleting the words "but the same shall not exceed Ksh. 10,000 for a single ward office or a total of Ksh. 15,000 where the Member has rented two offices" and replacing them with the words 'based on the Salaries and Remuneration Commission recommendations as issued from time to time'
7. Clause 8 (3) be amended by replacing the word "rent directly to the Landlord of the premises on such times agreed upon in the lease agreement" with the words "Ward office rent through the ward office Account managed by the word office manager"

Part III

1. Clause 13 (2) be deleted.
2. Clause 16 (1) be amended by deleting the word 'reputable commercial bank' and replace with 'bank of choice'
3. Clause 16 (4) be amended by deleting the word 'cheques' after the word 'endorse all'

Part IV

- 1 Clause 18 is amended by removing the word 'employ' and insert 'nominate' before the words 'a Ward Office Manager'

***Committee on Administration, Security, Devolution,
Public Participation, Community Services And Drugs Control*** ***Serial No:***

- 2 Clause 20 be amended by replacing the words 'a maximum of five-year contract or the duration the Member appointing them shall serve in the County Assembly' with the words "as prescribed by the Ward Office Staff Management Policy"
- 3 Clause 21 (d) be amended by adding 'his/her contract' after the word 'statutes'
- 4 Clause 22 (1) (a) be deleted

Part V

1. Clause 25 (1) be amended by deleting 'outgoing Member' after the words 'responsibility of the' and replace with 'ward manager'
2. Clause 25 (2) is amended by removing the words 'of the swearing in' after the words 'within 30 days' and insert 'Gazettement of new'

Mr. Speaker, Sir, it is my pleasure and duty on behalf of the Committee to present this report.

CONFIRMED *Dr. John Maskuji* DATE *3/11/2020*

HON. JOHNES MASKUJI, MCA CHAIRPERSON,
COMMITTEE ON ADMINISTRATION, SECURITY, DEVOLUTION, PUBLIC
PARTICIPATION, COMMUNITY SERVICES AND DRUGS CONTROL