

Paper laid by the Chairperson  
on Tuesday April 07, 2015.

A.N.M.



## MURANG'A COUNTY ASSEMBLY

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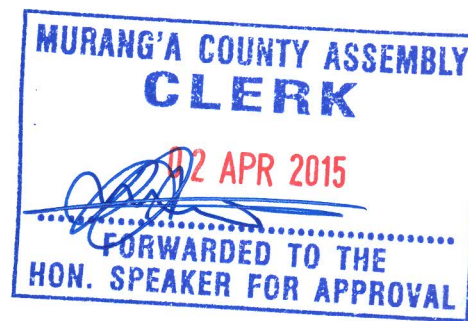
April 2, 2015

The Hon. Speaker

Thro'

The Clerk  
Murang'a County Assembly  
P.O.Box 731

**MURANG'A**



**RE: PAPER LAID**

Hon. Speaker, I beg to lay the following paper on the table of the House;

The report of the Committee on Implementation on the level of implementation of various resolutions passed and adopted by the House by office of the County Secretary.

*Thank You*

*Hon. Speaker*

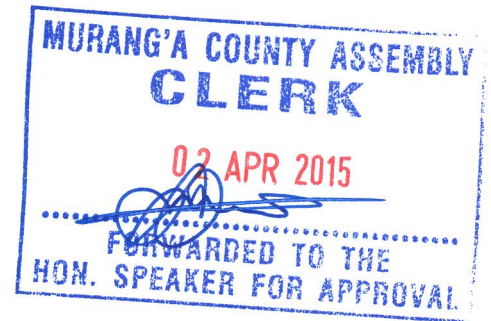
A blue ink handwritten signature, appearing to be 'Charles Mwaniki Karina'.

Hon. Charles Mwaniki Karina

**Chairperson, Committee on Implementation**



Paper laid by the  
Champion on Tuesday  
07/2015 A.N.M.



# MURANG'A COUNTY ASSEMBLY

## SELECT COMMITTEE ON IMPLEMENTATION

A REPORT ON THE LEVEL OF IMPLEMENTATION OF VARIOUS  
RESOLUTIONS PASSED AND ADOPTED BY THE ASSEMBLY BY  
THE OFFICE OF THE COUNTY SECRETARY

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## 1.0 PREFACE

On behalf of the Committee on Implementation, it is my pleasure and duty to present to the County Assembly, the Committees report on the level of implementation of various resolutions passed by the House.

### 1.1 COMMITTEE MEMBERSHIP

- |                                     |               |
|-------------------------------------|---------------|
| 1. Hon. Charles Mwaniki Karina      | - Chairperson |
| 2. Hon. Esther Nyakio Munywoki      | - Vice Chair  |
| 3. Hon. Rebeccah Wanjiru Mwicigi    | - Member      |
| 4. Hon. Martin Mwangi Macharia      | - "           |
| 5. Hon. Joseph Njoroge Mwangi       | - "           |
| 6. Hon. James Njoroge Kariuki       | - "           |
| 7. Hon. David Kabaka Gachuru        | - "           |
| 8. Hon. Eliud Gitau Kabuthi         | - "           |
| 9. Hon. John Njoroge Gitau          | - "           |
| 10. Hon. Francis Kamande Kamau      | - "           |
| 11. Hon. Florence Nyambura Wangechi | - "           |

### 1.2 COMMITTEE MANDATE

The mandate of the committee is spelt out in Standing Order 192 as follows:-

Scrutinize the resolutions of the County Assembly (including adopted committee reports), petitions and the undertakings given by the county executive committee and examine:-

Whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; and whether such implementation has taken place within the minimum time necessary; and

Whether or not Legislation passed by the County Assembly has been operationalized, the extent to which such operationalization has taken place within the minimum time necessary.

The Committee may propose to the County Assembly, sanctions against any member of the County Executive Committee who fails to report to the relevant select Committee on implementation status without justifiable reasons.

### 1.3 ACKNOWLEDGEMENTS

The Committee wishes to sincerely thank the offices of the Speaker and the Clerk of the County Assembly for the support extended to it in the execution of its mandate.

The Chairperson of the Committee takes this opportunity to thank all the members for their profound contribution through dedication of time and effort towards realization of the mandates of the Committee.

Thank you.

Signed.....

Dated this <sup>18<sup>th</sup></sup> day of <sup>March</sup> 2015

Hon. Charles Mwaniki Karina  
**(Chairperson)**  
**Committee on Implementation**

## **1.0 BACKGROUND**

The Committee on Implementation in line with execution of its mandate reviewed various resolutions that required implementation by the County Government passed and adopted by the House. The resolutions were directed to the County Secretary since he was the Secretary to the County Cabinet and hence responsible for co-ordinating and drafting briefs for the County cabinet sittings. The County Secretary is also the overseer of implementation of the County Government policies. This was in order to report to the House on the level of implementation of the resolutions by the County Government for easier monitoring of progress of the same. The resolutions were in form of recommendations from 1 report and 3 Motions.

## **2.0 PROBLEM STATEMENT**

The Committee in its efforts to report to the House on the level of implementation of various resolutions passed by the House, which required implementation by the County Government, faced various challenges. These were the fact that the County Secretary was not aware that he was required to handle all the resolutions that indicated that the County Government should embark on their implementation.

Upon being sensitized by the Committee on the resolutions that required implementation by his docket, the County Secretary Mr. Mukuria cited that he was faced with various challenges such as major Cabinet reshuffles and that those County Executive Members who previously held various dockets could not easily ascertain on the level of implementation of various resolutions that were assigned to their dockets. This according to the County Secretary led to delays in implementing of the resolutions that were directed to his office.

## **4.0 TERMS OF REFERENCE/OBJECTIVES OF THE REPORT**

The Committee set out the following objectives;

- a) To scrutinize the resolutions of the Assembly requiring implementation by the County Government and examine whether or not such decisions have been implemented and where implemented, the extent to which they have been implemented and whether such implementation has taken place within the minimum time necessary.
- b) To generate a report to be debated in the House with recommendations which would determine whether the County Secretary was effective in implementing of the various resolutions passed in the House.

## **5.0 METHODOLOGY**

The Committee conducted scrutiny exercise on reports, Motions and Bills adopted in the House on the following dates;

- i) April 24-26, 2014
- ii) August 7-9, 2014
- iii) August 14-17, 2014

The Committee invited Mr. Patrick Mukuria, the County Secretary who managed to attend one of the Committee meetings and the deliberations on the level of implementation of various resolutions ensued as follows;

#### **5.1 REPORT ON ACCIDENT AND REPAIR OF VEHICLE NUMBER KBR 842 U**

##### **Date adopted; July 21, 2014**

The report was generated by Public Investment and Accounts Committee and had various recommendations which were adopted by the House. The level of implementation of its recommendations by the County Secretary is as follows;

1. On reprimanding the County Secretary for failing to manage the County staff, the County Officer was remorseful for not cautioning in advance the driver who was assigned the vehicle involved in the accident. He promised that such misfortunes would never re-occur again while serving at his tenure.
2. On the Committee's recommendation that the County Assembly sponsors the County Government Vehicle Usage Act, this has never been implemented and a legislative proposal on the same has never been presented to the Office of the Speaker for consideration.
3. Countersigning the signed official documents. The County Secretary currently ensures that documents such as the signed work tickets for the drivers are subjected to scrutiny before County vehicles are released to the relevant drivers for official duties.
4. On investigation of Mr. Evans Waita, the former transport manager, on whether he was still an employee of the County Government of Murang'a, the County Secretary informed the Committee that the officer retired from service and he no longer reports to the office.
5. On the recommendation that only authorized official drivers should drive County Government vehicles, the County Secretary informed the Committee that all County Government vehicles are only driven by authorized drivers.
6. On recommendation indicating that fuel consumed by particular vehicles should commensurate with Kilometres covered, the County Secretary informed the Committee that fuel consumed is clearly recorded on the work ticket and at the end of the journey its closed and the driver indicates the Kilometres covered.
7. Developing of a comprehensive County Government vehicle policy to cover even the Assembly vehicles.

The County Secretary informed the Committee that the County Government was in the process of formulating a transport policy for the entire County Government vehicles and upon completion, the same would be presented to the Assembly for approval.

8. On the recommendation that all County Government vehicles to bear green number plates, the County Secretary informed the Committee that currently all the vehicles have green number plates.
9. Securing of the County Governments vehicles at the County headquarters and designated areas after official working hours.

The County Secretary, informed the Committee that currently, County Government vehicles are parked only at the designated areas after working hours and the keys and work tickets are handed over to the immediate supervisors or the officer assigned the vehicle.

10. On the recommendation requiring that the staff assigned official vehicles including the County Executive Committee members, to only use the vehicles on official duties, the County Secretary informed the Committee that the County Government vehicles are strictly used for official duties. Any authorization of journey is done by the officer assigned to the vehicle while for pool vehicles; it is done by the head of department or the transport manager.
11. Proper and updated inventory of all County Government vehicles.

The County Secretary informed the Committee that the County Government had inventory in place for all the vehicles and machinery

## **5.2 MOTION ON HONOURING MURANG'A COUNTY HEROES**

**Sponsor; Hon. Benard Wanyoike**

**Date adopted; March 12, 2014**

The Motion read as follows;

``Aware that Murang'a County has had its leaders participate in the independence, development and democracy in the County and Country at large, recognizing the sacrifice and selflessness of fore leaders in Murang'a County in the emancipation of the Kenya Nation State; further aware that the heroic leaders have never been fully recognized; and respecting the role of the fore fathers of Murang'a County played in shaping the Country; this Assembly urges the County Government to rename the following institutions in recognition of the County Heroes;



- i) Kirwara Sub-District hospital to be renamed George Mwicigi General Hospital
- ii) Kandara Sub District hospital to be renamed Bildad Kagia District Hospital.
- iii) Murang'a University College, in consultation with relevant Government agencies, to be renamed Kenneth Matiba University or in such a manner to honour Kenneth Matiba.
- iv) And the County Government to establish a task force on Heroes of Murang'a County to determine how they would be honoured."

The County Secretary, responded that the implementation process was at the initial stages as the County Government had embarked on engagements with Kenyatta University so as to develop a policy to govern the same.

The County Government according to Mr. Mukuria was also in the process of calling for an interactive forum where all stakeholders will air their views and thus a decision on whether or not to rename the institutions will be advised by the outcome of the forum.

The County Secretary promised the Committee that he would communicate the forum's decision to the County Assembly.

### **5.3 MOTION ON LOCAL AND FOREIGN INVESTORS IN MURANG'A COUNTY**

**Sponsored by; Hon. Charles Kirigwi**

**Date Adopted; February 19, 2014**

The contents of the Motion were as follows;

``**AWARE** that Murang'a County is endowed with many tapped and untapped resources in different fields like in hospitality, tourism, mining, agricultural, education among others and aware that there is need to urgently harness these tapped and untapped resources and opportunities for the benefit of our people. I urge this house to compel the County Executive to immediately commence feasibility study and conduct resource mapping on our tapped and untapped resources in the County and that the County Executive do organize and call within six months of this resolution date an investors conference in the County in a view to exploit these resources, benefits and opportunities for the welfare of our people."

The County Secretary informed the Committee that the Ministry of Commerce, Industry and Cooperative Development approached University of Nairobi in June 2014 in a bid to get consultancy services to map all available resources in Murang'a County through the geology department and University of Nairobi Enterprises and Services (UNES). Hon. Edward Muiruri the then County Executive Member for Commerce, Industry and Cooperative Development forwarded the proposal to the County Government.

Further information from the County Secretary was that there was a conference held on properties focusing on construction of Murang'a University College hostels and that it was attended by about 300 potential investors. This had been organised through issuing of an expression of interest in an advertisement in the newspaper.

The County Secretary added that the process of resource mapping, preparation of an investor's guide and forum would be expedited.

#### **5.4 MOTION ON THE MOTIVE OF CHANGING THE COUNTY GOVERNMENTS VEHICLES NUMBER PLATES FROM GREEN TO CIVILLIAN**

**Sponsor; Hon. Charles Kirigwi**

**Date adopted; October 23, 2013**

The contents of the Motion were as follows;

``**THAT**, deeply concerned that complains have been raised about the conduct of the Executive of Murang'a County Government concerning changing of the number plates of vehicles of members of the County Executive Committee from official green to civilian; aware that the County Assembly has been mandated by the Constitution to play its oversight role over the County Executive Committees; I humbly request this Assembly to resolve that;

1. The office of H.E the Governor of Murang'a County, explain to this Assembly the motive behind changing the vehicle number plates from green to civilian.
2. Produce the letter instructing the Kenya Revenue Authority registrar of motor vehicles to effect the changes.
3. Furnish the Assembly with a list of all vehicles owned by the County Government and indicate where the said vehicles are assigned."

The County Secretary, informed the Committee that all the County Government vehicles were re-fitted with green number plates as per the requirements of the circular from the Ministry of Devolution. He promised the Committee that a list of all the vehicles owned by the County Government would be submitted in the Assembly in one month's time.

## 6.0 FINDINGS

1. There were numerous citations whereby the County Secretary, promised to furnish the Committee with information on various issues relating to on-going implementation of various resolutions by the County Government.
2. There were delays in reporting by the County Secretary on the level of implementation of various resolutions passed and adopted by the House. This was attributed by lack of clear understanding by the County Secretary on his roles of acting on behalf of the County Government.
3. The County Government was not implementing prayers and recommendations as they are stipulated in Motions and Committee reports.
4. The County Government failed to establish a taskforce as per the prayer on the Motion of honouring County heroes. The taskforce was supposed to be comprised of Members of the County Assembly, Council of elders and members of public from the County.
5. An investors conference in a view to exploit tapped and untapped resources in different fields like hospitality, tourism, mining, agriculture and education was not called by the County Government within 6 months as per the prayer of the Motion on Local and foreign investors in Murang'a County.
6. The County Government should set up an office to oversee implementation of the various resolutions passed by the Assembly.
7. The County Secretary should submit the promised documents such as a list of all vehicles owned by the County Government in one week's time and a decision on an interactive forum on honouring heroes of Murang'a County with stakeholders upon convening of the same.

## 7.0 RECOMMENDATIONS

1. The County Government should implement prayers and recommendations as they are put in the Motions and Committee reports.
2. The Executive Arm of the County Government should inform the County Assembly regularly on any prior intentions to partner with various institutions in order to implement various resolutions passed in the House. For instance, partnering with University of Nairobi in a bid to obtain consultancy services to map all available resources in Murang'a County as indicated on Motion on Local and foreign investors in Murang'a County.
3. Various Motions should be subjected to the Budget office through the House Business Committee so that their budgetary implications can be established. This will help in guiding on the appropriate timing of moving and implementing the same Motions.
4. The County Secretary should in future acknowledge receipt of resolutions from the Assembly that require his office to implement. This will help in ascertaining whether the correspondence was received by his office in a timely manner and aid in speedy monitoring of the progress of implementation of the said resolution on the ground.
5. The County Government should establish a taskforce as per the prayer on the Motion of honouring County heroes. The taskforce should be comprised of Members of the County Assembly, Council of elders and members of public from the County.
6. As per the requirement of the Motion on Local and foreign investors in Murang'a County, the County Government should with immediate effect call an investors conference in Murang'a County so as to exploit various tapped and untapped resources in different fields like hospitality, tourism, mining, agriculture and education among others.

## Committee Members

## Signature

- |                                     |             |
|-------------------------------------|-------------|
| 1. Hon. Charles Mwaniki Karina      | Chairperson |
| 2. Hon. Esther Nyakio Munywoki      | Vice Chair  |
| 3. Hon. Eliud Gitau Kabuthi         | Member      |
| 4. Hon. Joseph Njoroge Mwangi       | „           |
| 5. Hon. John Njoroge Gitau          | „           |
| 6. Hon. Martin Mwangi Macharia      | „           |
| 7. Hon. Rebecca Wanjiru Mwicigi     | „           |
| 8. Hon. James Njoroge Kariuki       | „           |
| 9. Hon. David Kabaka Gachuru        | „           |
| 10. Hon. Francis Kamande Kamau      | „           |
| 11. Hon. Florence Wangechi Nyambura | „           |

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